

THE STATE OF TEXAS

COUNTY OF KENDALL BE IT REMEMBERED, that the Commissioners' Court of Kendall County, Texas, was begun and held at a Regular Meeting at the Courthouse in Boerne, Texas, and via Zoom on the 24th day of January 2022.

Present: DARREL L. LUX, COUNTY JUDGE
CHRISTINA BERGMANN, COMMISSIONER, PCT. #1
RICHARD W. ELKINS, COMMISSIONER, PCT. #2
RICHARD CHAPMAN, COMMISSIONER, PCT. #3
DON DURDEN, COMMISSIONER, PCT. #4
SALLY W. PETERS, DEPUTY COUNTY CLERK/ADMINISTRATIVE ASSISTANT

1. The meeting was called to order at 9:00 a.m.
Pledges of Allegiance to the United States and Texas flags.
Comments from the bench.

2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for January 10, 2022.

Motion was made by Commissioner Elkins, seconded by Commissioner Chapman, and carried by a vote of 5-0.

3. Service Awards: 5 years Katherine McDaniel, CDA's Office
5 years Christina Bergmann, Commissioner, Precinct 1
5 years Don Durden, Commissioner, Precinct 4
10 years Kelly Kessler, Tax Assessor-Collector's Office
25 years Roy Laubach, Sheriff's Office
25 years Darrel Lux, County Judge

4. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve accounts payable claims for purchases, services, and vendors in the amount of \$224,268.03.

Motion was made by Commissioner Durden, seconded by Commissioner Chapman, and carried by a vote of 5-0 with Commissioner Elkins abstaining from any matters related to GVTC.

5. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to allow employees to participate in the 4-week Lose and Win program offered by UnitedHealthcare on January 25, February 1, 8, and 17 from 11:30 a.m. to 12:10 p.m. without using leave banks.

Motion was made by Commissioner Chapman, seconded by Commissioner Durden, and carried by a vote of 5-0.

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the cash summary at Frost Bank for November 2021 (attached).

Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, and carried by a vote of 5-0.

7. The County Treasurer presented the Sales Tax Report.
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8. PUBLIC COMMENTS:

- Lance Kyle spoke during item #26.
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KENDALL COUNTY ORDER RESTRICTING OUTDOOR BURNING approved January 14, 2022 at 9:00 a.m. by County Judge Darrel L. Lux attached.

9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to keep the burn ban on (order attached).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

10. EMC Jeff Fincke gave updates on Coronavirus COVID-19 for Kendall County.
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11. Commissioner Richard Elkins, KCBHI Project Director Paul Giguere, KCBHI committee member Jeff Schwarz, and Hill Country Family Services CEO Staci Almager presented information and discussed the Kendall County Behavioral Health Initiative (KCBHI).
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12. Rufo Reyes, Project Manager for Vanir, gave an update on activities concerning the Long Range Facilities Master Plan (LRFMP) for Kendall County.
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13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Values, Vision, and Mission statements with corrections concerning the Long Range Facilities Master Plan (LRFMP).

Motion was made by Commissioner Bergmann, seconded by Commissioner Elkins, and carried by a vote of 5-0.

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Preliminary Plat of The Heartland at Tapatio Springs in accordance to the 1997 Kendall County Development Rules and Regulations. The proposed private residential subdivision would create 29 lots out of 23.9 acres and approximately 1,825 feet of roads. Water and sewer will be provided by Kendall West Utility. Relief was granted on September 27, 2021 for minimum frontage, minimum setback, minimum right-of-way, and minimum cul-de-sac diameter.

Motion was made by Commissioner Bergmann, seconded by Judge Lux, and carried by a vote of 4-1 with Commissioner Elkins voting against.

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Preliminary Plat for Bergheim Business Park, in accordance to Section 203 of the Kendall County Development Rules and Regulations and Kendall County Court Order No. 06-27-2016A. The proposed commercial subdivision consists of 9.814 acres, 5 commercial, 2 non-commercial/non-residential lots, 482 linear feet of roadway with a density of 1.96 acres per commercial lot. The proposed subdivision will be served by a public water system (central water) and OSSF.

Motion was made by Commissioner Chapman, seconded by Commissioner Durden, and carried by a vote of 5-0.

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Engineer's Office to apply for a grant through AACOG to hold a one-time household hazardous waste collection event.

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

17-a. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve allocating \$1.5 million of ARPA funds to the City of Boerne for the Adler Road at No Name Creek, Currey Creek, and Menger Creek drainage improvement projects.

Motion was made by Commissioner Durden, seconded by Commissioner Chapman, and carried by a vote of 5-0.

17-b. No action was taken concerning an interlocal agreement with the City of Boerne for the construction and funding of drainage improvement projects using ARPA funds.

18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the interlocal agreement with the City of Boerne to house prisoners at the Kendall County jail.

Motion was made by Judge Lux, seconded by Commissioner Bergmann, and carried by a vote of 5-0.

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the TechShare addendum agreement for the Pre-Trial Services department to provide specialized software for coordinating indigent defense.

Motion was made by Commissioner Elkins, seconded by Commissioner Chapman, and carried by a vote of 5-0.

20. No action was taken concerning the lease renewal for office space for Justice of the Peace Precinct 2.

21. No action was taken concerning appointments to the Alamo Area Council of Governments (AACOG) committees.

22. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the CDA's office applying for the continuation of the Victims of Crime Act (VOCA) Grant 2023 funding and the related resolution (attached).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

23. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the CDA's office applying for the continuation of the Violence Against Women Act (VAWA) Grant 2023 funding and related resolution (attached).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

24. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the CDA's office applying for the continuation of Justice Assistance Grant (JAG) 2023 Grant funding and related resolution (attached).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

25. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve amending Kendall County Order No. 09-24-2018A Order Regulating Electioneering on Kendall County Owned Property and Buildings (Kendall County Order No. 01-24-2022 attached).

Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, and carried by a vote of 5-0.

26. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the abandonment of the unimproved section of Valerie Lane pending the legal description of the third parcel being turned into the Development Office, that being an approximate 1,400 feet north of Corley Road.

Motion was made by Commissioner Bergmann, seconded by Commissioner Elkins, and carried by a vote of 5-0.

Record vote: Judge Darrel Lux voted aye, Commissioner Christina Bergmann voted aye, Commissioner Richard Elkins voted aye, Commissioner Richard Chapman voted aye, and Commissioner Don Durden voted aye.

27. The summary of road activities by Road & Bridge for December 2021 was presented (attached).

28. The summary of Operations Department activities for December 2021 was presented (attached).

29. Jeffery Fincke, EMC presented a report of Emergency Services Activity for year 2021.

At 11:45 a.m. the Court recessed Open Session, took a break, and went into Executive Session:

- I. Pursuant to Chapter 551 of the Texas Government Code, Section 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or to hear a complaint or charge against an officer or employee.
1. Duties and responsibilities of the IT Director
 2. Duties and responsibilities of the Road & Bridge Supervisor

At 12:13 p.m. the Court closed Executive Session, resumed Open Session and there being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 14th DAY OF FEBRUARY 2022.

/s/ Darrel L. Lux
COUNTY JUDGE
KENDALL COUNTY, TEXAS

ATTESTED: /s/ Darlene Herrin
COUNTY CLERK
KENDALL COUNTY, TEXAS