

**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 23rd day of May 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**

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**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.**

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**2. THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for May 9 and 18, 2022.

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

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**3. Service Awards:**

<b>5 years</b>	<b>Harold Dehart, Deputy Fire Marshal</b>
<b>5 years</b>	<b>Ricardo Villanueva, Sheriff's Office</b>
<b>5 years</b>	<b>Heather Pomeroy, Sheriff's Office</b>
<b>5 years</b>	<b>Sherry Matter, District Clerk's Office</b>
<b>10 years</b>	<b>Kim Howard, Justice of the Peace, Precinct 3 Office</b>
<b>20 years</b>	<b>Rebecca Groenke, Tax Office</b>
<b>35 years</b>	<b>Joanne Bradley, Juvenile Probation</b>

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**4. THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve amending the FY2022 budget through regular budget adjustments.

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

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**5. 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.

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

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**6. THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the Fees of Office Report for April 2022.

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

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7. **The County Treasurer presented the Sales Tax Report.**

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8. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Investment Report 2nd Quarter FY 2022 (January, February , March).

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

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9. **PUBLIC COMMENTS:**

- Maxie Zinsmeister had general comments concerning the ESD No. 1
  - Lance Kyle spoke during agenda item #12
  - Will Whitmer spoke during agenda item #13
  - James McGarr spoke during agenda item #13
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10. **No action was taken on lifting the burn ban. It is still on.**

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11. **EMC Jeff Fincke gave updates on Coronavirus COVID-19 for Kendall County.**

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12. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the right-of-way along Vallerie Lane in conjunction with a City of Boerne development agreement for Corley Farms subject to corrections on the Special Warranty Deed, specifically to the Reservations From Conveyance ad valorem tax paragraph.

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

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13. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to deny the developer's request for relief for Waring, Block 19, Lots 2, 3, 6, 7, 10, and 11.

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

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14. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the removal of Old Riverbend Road bridge near James Kiehl Park and authorize the expenditure of \$23,796.00 to JR Ramon Demolition.

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

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15. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the use of ARPA funds by the Golden Age Center in Comfort to purchase a van for their Center and for their Meals on Wheels Program not to exceed \$41,875.29.

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

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**16. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve encumbering \$705,000.00 in ARPA funds for the purchase of a brush grinder from Brabandt Equipment.

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

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**17. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Final Plat for Cordillera Ranch, Unit 303, in accordance to Sections 202 and 203 of the 1997 Kendall County Development Guidelines and Regulations Rule Book. The proposed subdivision consists of 41.39 acres; 15 single family residential lots; 1 non-residential lot; 2,510 linear feet of roadway with a density of 2.76 acres per lot. The proposed subdivision will be served by central water and On-Site Sewage Facilities.

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

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**18. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Letters of Credit for Cordillera Ranch, Unit 303 in the amounts of \$524,049.45 for construction of roads and drainage and \$165,359.00 for construction of water improvements.

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

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**19. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize Kendall County to accept a proposal from Burns Architecture, LLC for professional services pertaining to HVAC design at the Law Enforcement Center. Contract documents will be negotiated and developed by Kendall County staff and General Counsel for execution by the County Judge.

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

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**20. County Engineer Rick Tobolka discussed with the Court the operation and material streams collected at Kendall County Recycling Facility.****21. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the transfer of a Kendall County Sheriff's Department Tahoe to the IT Department.

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

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## 22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to award Seal Coat Bid #2022-08 for fiscal year 2022 to C.K. Newberry in the amount of \$1,733,272.90.

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

23. Road & Bridge Operations Manager Jean Maxwell discussed with the Court road materials cost increase.

24. The summary of road activities by Road & Bridge for April 2022 was presented (attached).

25. The summary of Operations Department activities for April 2022 was presented (attached).

At 10:46 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 551.072 to deliberate the purchase, exchange, lease or value of real property. (Note: deliberation in an open meeting would have a detrimental effect on the position of Kendall County in negotiations with a third person.)
- II. 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

At 12:05 p.m. the Court closed Executive Session, resumed Open Session and there being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 13th DAY OF JUNE 2022.

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

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