

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 26th day of September 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
 PAULA PFEIFFER, DEPUTY COUNTY CLERK

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 September 12, 2022.

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

3. Service Awards:

August	20 years	Robert Garcia, Sheriff's Department
September	5 years	Harold Wright, Animal Control

4. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim October 2-8, 2022 as National 4-H Week in Kendall County (attached).

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

5. Frank Pickart gave a report on the Boerne Area Model Society (BAMS) upcoming annual Fun Fly to be held October 8, 2022.

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to designate Sunday, October 9, 2022 as "Backyard Howl At The Moon Night" (attached).

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

7. 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 (attached).

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

8. 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 \$452,065.51.

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

9. 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 August 2022.

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

10. 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 August 2022 (attached).

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

11. The County Treasurer presented the Sales Tax Report.

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Investment Policy for FY2023 (attached).

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

13. PUBLIC COMMENTS:

- Jon Tipton – spoke concerning Prop B/ESD
 - Mike Luckey – spoke concerning item #23, Prop B/ESD
 - Robert Saenz – spoke concerning Bergheim Fire Dept
 - Maxie Zinsmeister – spoke concerning ESD
 - Shane Stolarczyk – spoke during item #23
 - Andra Wisian – spoke during item #23
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14. No action was taken on reinstating the burn ban. It is still off.

15. Christie Wiley and Doug Meckel presented information pertaining to the first Community Wildfire Protection Plan (CWPP) public workshop.

16. No action was taken concerning a request for relief from the road frontage and platting requirements for Tract 1, a 20-acre tract recorded in document number 2021-359856. The proposed division would create a 6(+) acre tract and a (+/-) 14-acre tract under the Family Division exception of Section 102.1000.2 (Blessed Hills, LLC – Jeremy and Ashleigh Holst).

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to allow the Kendall County Historical Commission to conduct an Outreach Program for membership.

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

18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to allow the placement of a Texas Historical Commission marker on County property near the Historic Jail of 1887 and allow the County Judge to sign the document stating such, if approved by General Counsel.

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

19. Bryden Moon updated the Commissioners Court on the Kendall County Historical Commission Marker activities.

20. Presentation of a Distinguished Service Award given by the Texas Historical Commission to the Kendall County Historical Commission for accomplishments during the 2021 year of service (attached).

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to approve a county cell phone for the Elections Administrator to start October 1, 2022.

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

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to approve the request to hire a temporary employee(s) to assist the elections department.

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

23. No action was taken regarding Kendall County Court at Law.

24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve executing a specified rate contract with Freeland Turk Engineering Group, LLC for general engineering/plan review services.

Motion was made by Commissioner Durden, seconded by Commissioner Chapman, 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 the Pitney Bowes postage machine lease agreement.

Motion was made by Judge Lux, 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 air conditioning service contract.

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

27. A motion was made by Commissioner Chapman and the motion was seconded by Commissioner Bergmann to purchase of 6 HP Getac V110 G6 laptops, but it failed by a vote 2-3.

28. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve setting the Sheriff's and Constables' fees for 2023 (attached).

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

29. The summary of road activities for August 2022 was presented (attached).

30. The summary of operations activities for August 2022 was presented (attached).

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

- I. Pursuant to Chapter 551 of the Texas Government Code, Section 551.071 to seek the advice of attorney(s) representing the County, concerning pending and/or threatened litigation, settlement offers and/or matters in which the duties of the attorney(s) under the Texas Rules of Professional Conduct of the State Bar of Texas require confidential communications.

1. Kniffin

II. Pursuant to Chapter 551 of the Texas Government Code, Section 551.087 to discuss or deliberate regarding commercial or financial information that the Boerne Kendall County Economic Development Corporation (“BKCEDC”) has received from a business prospect that the BKCEDC seeks to have locate, stay, or expand in Kendall County and with which the BKCEDC is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

At 11:54 a.m. the Court closed Executive Session, resumed Open Session.

Being no further business, the meeting was adjourned at 11:54 a.m.

EXAMINED AND APPROVED THIS 11th DAY OF OCTOBER 2022.

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

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