

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 9th day of January 2023.

Present: SHANE STOLARCZYK, COUNTY JUDGE
CHRISTINA BERGMANN, COMMISSIONER, PCT. #1
ANDRA WISIAN, COMMISSIONER, PCT. #2
RICHARD CHAPMAN, COMMISSIONER, PCT. #3
CHAD CARPENTER, 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 December 27, 2022.

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

3. 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 as presented.

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

4. The court discussed changes to county purchasing procedures and development of a written county purchasing policy.

5. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the list of donations on behalf of Kendall County as per Local Government Code 81.032 (attached).

Motion was made by Commissioner Chapman, seconded by Commissioner Wisian, 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 following job descriptions: Chief Deputy County Clerk, Deputy County Clerk III, Deputy County Clerk II and Deputy County Clerk I.

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

7. **PUBLIC COMMENTS: Edward Rogers, Mike Luckey, Robert Saenz, Doug Burford, Ben Eldridge, Milan Michalec, Denise Dever .**
The following person spoke during item #19: Lance Kyle, Robert Imler, Alex Rudd, Maxie Zinsmeister, Wanda McCarthy and Denise Dever.

8. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to appoint Christina Bergmann as Judge Pro Tem.

Motion was made by Commissioner Carpenter, seconded by Commissioner Wisian, and carried by a vote of 4-0-1 with Commissioner Bergmann abstaining.

9. The court discussed the statutory duties of Criminal District Attorney in the absence of General Counsel.

10. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to approve the JP#2 lease building payment for the month of January 2023 in the amount of \$1,500.00 as requested by the owner Christine Jacques in the proposed lease addendum to be made payable to Christine Jacques and to be paid out of budget line item 10-456-54600.

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

11. **Christie Wiley, KCTX-CWPP Project Manager gave an update regarding the Kendall County Community Wildfire Protection Plan.**

12. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to leave the burn ban off until further reconsideration by the Court.

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

13. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to approve the creation of a committee to educate and advise the Commissioners Court as to the acquisition of property using the \$20 million bond funding approved by taxpayers in November 2022 under Proposition A to include 2 members of each precinct and the County Judge Shane Stolarczyk.

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

14. **The Court discussed the Salary Committee.**

15. The court discussed the appointment of Pamela Hodges as consultant to serve as the Legislative Affairs Liaison to the County Judge.

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to designate the County Auditor to seek proposals from individuals and companies for a grant writing assistance for consideration by the Court.

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

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to appoint County Judge Shane Stolarczyk as liaison with the Criminal District Attorney on hiring any outside counsel to represent the County as needed.

Motion was made by Commissioner Chapman, seconded by Commissioner Carpenter, 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 approve the Preliminary Plat for Cordillera Ranch, Unit 13, in accordance to Section 202 of the 1990 Kendall County Development Rules and Regulations. The proposed private subdivision consists of 78.22 acres, 28 single-family residential lots, 3,511 linear feet of private roadway with a density of 2.79 acres per lot. The lots will be served by public water and individual On-Site-Sewage-Facilities (CR Devco 2013, LLC).

Motion was made by Commissioner Wisian, 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 table agenda item pending legal advice until next Commissioners Court on January 23, 2023 on the Preliminary Plat of the remaining acreage of George’s Ranch Subdivision in accordance to Section 203 of the 2010 Kendall County Development Rules and Regulations. The proposed private subdivision consists of 950.81 acres, 642 single-family residential lots, 60,379 linear feet of private roadway with a density of 1.48 acres per lot. The lots will be served by public water and individual On-Site-Sewage-Facilities (Lookout Development Group, LP).

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

20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to amend the Kendall County Development Rules, Section 5.9 (G), Additional Outdoor Lighting Standards Within Five Miles of Camp Bullis. The amendment consists of adding criteria that "Fixtures Shall be Full Cutoff Fixtures" to Sections 5.9 (G)2a and 509 (G) 2b.

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

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Preliminary Plat for Windmill Ranch Subdivision, in accordance to Section 203 of the 2010 Kendall County Development Rules and Regulations. The proposed subdivision consists of 98.41 acres, 16 single-family residential lots, 3069 linear feet of roadway, with a density of 6.15 acres per lot. The proposed subdivision will be served by individual private water wells and On-Site-Sewage Facilities (448 Waring Welfare, LLC).

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

22. This item concerning the 451st District Court was withdrawn.

At 12:50 p.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).**
 - 1. Discussion of scope and terms of leases/contracts JP#2**

- 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. Scope and duties of the General Counsel position**
 - 2. Discussion of potential outside counsel**

