

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 27th day of January, 2026.

1. CALL TO ORDER, ROLL CALL, AND CONFIRMATION OF QUORUM

Court began at 9:00 a.m. Present at roll call: Commissioner Jennifer McCall, Precinct 1, Commissioner Andra Wisian, Precinct 2, Commissioner Richard Chapman, Precinct 3, Commissioner Chad Carpenter, Precinct 4, and County Judge Shane Stolarczyk

2. PRAYER

Rabbi Marrus, Chabad of Boerne, led the Court in prayer.

3. PLEDGES OF ALLEGIANCE

Rabbi Marrus, Chabad of Boerne, led the Pledge of Allegiance to the United States and Texas flags.

4. DECLARATION OF CONFLICT OF INTEREST

None

REPORTS FROM COMMISSIONERS COURT, ELECTED OFFICIALS, AND DEPARTMENT HEADS – DISCUSSION ONLY.

At this time, members of the Commissioners' Court, elected officials, and County staff will provide updates or reports to the Commissioners' Court. No action will be taken.

5. Comments from the Bench: Commissioner Jennifer McCall, Precinct 1, Commissioner Andra Wisian, Precinct 2, Commissioner Richard Chapman, Precinct 3, Commissioner Chad Carpenter, Precinct , County Judge Shane Stolarczyk.
6. James Hudson, Tax Assessor-Collector, gave the annual filing of County Tax Assessor-Collector Continuing Education Certificate/Transcript for 2025 as evidence of compliance with Texas Property Tax Code Section 6.231(d), V.T.C.A. (attached)
7. Sharon Barter, Purchasing Agent, informed the Commissioners Court about the rebate check received from BuyBoard as the result of participating in the BuyBoard Purchasing Cooperative.
8. Nick Mercado, Assistant County Engineer, gave a presentation and project update from the County Engineer's Office. (attached)

ACCOUNTS PAYABLE CLAIMS

9. 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 \$652,216.70.

Motion was made by, Commissioner Andra Wisian, seconded by Commissioner Jennifer McCall.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, and carried by a vote of 5-0.

PRESENTATIONS, PROCLAMATIONS, AND REPORTS FROM LOCAL ENTITIES

10. Recognize Employee Anniversaries with December 2025 and January 2026 Service Awards.

December 2025:

<u>Employee</u>	<u>Department</u>	<u>Time in Service</u>
Derly Chapa	CDA Office	5 Years
Emilio Fuentes	Sheriff Dept.	5 Years
Rebecca Oaster	Tax Assessor	5 Years
James Walter	CDA Office	15 Years

January 2026:

<u>Employee</u>	<u>Department</u>	<u>Time in Service</u>
Jacob Graham	Parks Dept	5 Years
Paul Knoll	Constable 2	5 Years
Pedro Macias	EMS	5 Years
Jon Rutledge	Sheriff Dept.	5 Years

11. Mike Schultz, Hill Country Home and Land gave an update on Burdick Center Building.
12. Agnes Hubbard, Executive Director and Co-Founder, HCDB and Bonnie Finley, Donor Development Director, HCDB gave a presentation from Hill Country Daily Bread Ministries (HCDB). (attached)

ORDERS AND RESOLUTIONS

13. Brady Constantine, Fire Marshal, gave an update on fire conditions throughout the County.

13-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to remove the current Burn Ban until further notice.

Motion was made by, County Judge Shane Stolarczyk, seconded by Commissioner Andra Wisian.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, 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 Resolution #R-20260127-1, and approve the CDA

(County District Attorney) to apply for the Continuation of Violence Against Women Act Grant 2026 Funding. (attached)

Motion was made by County Judge Shane Stolarczyk, seconded by Commissioner Richard Chapman.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, and carried by a vote of 5-0.

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution #R-20260127-2, and make approval to apply for the Continuation of Victims of Crime Act Grant 2026 Funding. (attached)

Motion was made by Commissioner Richard Chapman, seconded by Commissioner Chad Carpenter.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, 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 approve Resolution #R-20260127-3, and approval to apply for the Continuation of the Justice Assistance Grant 2026 Funding. (attached)

Motion was made by Commissioner Richard Chapman, seconded by County Judge Shane Stolarczyk.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, 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 approve [Resolution #R-20260127-4] the District Attorney to apply for the Testing of Forensic Evidence Grant 2026 funding. (attached)

Motion was made by Commissioner Andra Wisian, seconded by Commissioner Jennifer McCall.

[Note: while making the motion, Commissioner Andra Wisian misspoke and did not include the Resolution. The Commissioner should have included "Resolution #R-2026027-4". The minutes reflect the wording in the agenda and supporting documentation.]

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, 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 Resolution #R-20260127-5, authorizing County staff to apply for the Peace Officer Mental Health Program, FY2027 grant opportunity through the Office of the Governor to request funding in an amount not to exceed \$100,000.00 with no county match required, and authorizing Sheriff Al Auxier to execute necessary application documents. (attached)

Motion was made by Commissioner Richard Chapman, seconded by County Judge Shane Stolarczyk.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, 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 Resolution #R-20260127-6, authorizing County staff to apply for the Edward Byrne Memorial Justice Assistance Grant Program (JAG) Mobile Radio Replacement Grant (FY26/27) in the amount of \$85,000.00 with no County match required, and authorizing Sheriff Al Auxier to execute necessary application documents. (attached)

Motion was made by Commissioner Chad Carpenter, seconded by Commissioner Andra Wisian.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, and carried by a vote of 5-0.

20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution #R-20260127-7, authorizing County Staff to accept a grant award from Texas Division of Emergency Management (TDEM) for DR-4879 project PW193 – High Street Road Bridge, in the amount of \$5,054.74 and authorizing the County Judge to execute all necessary documents. (attached)

Motion was made by Commissioner Richard Chapman, seconded by Commissioner Chad Carpenter.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, 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 Resolution #R-20260127-8, authorizing County Staff

to accept a grant award from Texas Division of Emergency Management (TDEM) for DR-4879 project PW196 – River Bend Road Bridge in the amount of \$5,271.42 and authorizing the County Judge to execute all necessary documents. (attached)

Motion was made by Commissioner Jennifer McCall, seconded by Commissioner Andra Wisian.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, and carried by a vote of 5-0.

22. PUBLIC COMMENTS

At this time, individuals who have timely submitted a Commissioners' Court Public Participation Form will have an opportunity to speak for up to three minutes. Please note that in accordance with the Open Meetings Act, the members of the Commissioners' Court may not discuss or take action on any item which has not been posted in this agenda.

The following people spoke during Public Comments: Rick Green, Len White

PLANNING AND BUDGET

23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to assist the Boerne Kendall County Economic Development Corporation (BKCEDC) with up to \$3,000.00 of funding to hire a consultant to determine the financial needs for small businesses in Comfort and to compile the Downtown Comfort Assessment Plan. This would cover the cost to be covered by BKCEDC. Funding would come from remaining interest on ARPA Funds and would not require a budget adjustment. (attached)

Motion was made by Commissioner Richard Chapman, seconded by County Judge Shane Stolarczyk.

Record vote: Commissioner Jennifer McCall voted nay, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, and carried by a vote of 4-1.

24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to make a policy for Fiscal Year 2026 for Kendall County to fund all fire departments of each quarter with the first quarter funded at 40% with the remaining funded at 20% as under existing contract.

Motion was made by Commissioner Andra Wisian, seconded by Commissioner Chad Carpenter.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, and carried by a vote of 5-0.

25. No action was taken allowing Law Enforcement to send out an alert to all or part of Kendall County using Kendall County Alerts/Wens.
26. Commissioner Jennifer McCall let a discussion pertaining to wording within the Commissioners Court Agenda Notification.

PUBLIC HEARINGS

None

The Court, took a break at 11:18 a.m.

The Court, resumed Open Session at 11:34 a.m.

27. CONSENT AGENDA

Items on the Consent Agenda are considered to be of a routine nature by the Commissioners' Court and will be considered by one motion and no separate discussion will occur unless any member of the Commissioners' Court desires to remove an item from the Consent Agenda for it to be considered in its normal sequence on the agenda.

- a. Consideration and possible action to approve Commissioners Court Minutes for the Regular Meetings held on December 23, 2025 and January 13, 2026.
- b. Consideration and possible action to approve the December Fee Office Reports.
- c. Consideration and action to approve the 2026 renewal agreement with FasPsych, LLC for it to provide services at the Kendall County Detention Center for inmates for 24-hour on call mental health services in an annual amount not to exceed \$80,000.
- d. Consideration and possible action on releasing a financial guarantee in the form of an Irrevocable Letter of Credit for Cordillera Ranch Unit 220 Subdivision in the amount of one million seven hundred ninety-seven thousand seven hundred twenty-seven dollars and eighty-five cents (\$1,797,727.85) for construction of streets and drainage structure improvements in the subject subdivision. (attached)
- e. Consideration and possible action on releasing a financial guarantee in the form of a Cash Deposit for Ellington Acres Subdivision in the amount of forty-two thousand seven hundred thirty-five dollars and sixty-eight cents (\$42,735.68) for road improvements. (attached)

27-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Consent Agenda items.

Motion was made by Commissioner Richard Chapman, seconded by Commissioner Chad Carpenter.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, and carried by a vote of 5-0.

CONTRACTS, GRANTS, LEASES, AND OTHER AGREEMENTS

- 28.** The Agenda item regarding an agreement with Christian Journey Courses to provide voluntary juvenile diversion programming on a fee-for-service basis, at a cost not to exceed \$5,260 for up to twenty (20) participants using existing Youth Diversion Program funds in Fiscal Year 2026 was pulled.

29. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve a contract for the purchase of a K9 and 3-week Handler and K9 Training Course from Hill Country Dog Center, LLC for the Sheriff's Department in an amount not to exceed \$12,000. This purchase will be utilized from funds from the State Asset Forfeiture Fund 85. (attached)

Motion was made by Commissioner Richard Chapman, seconded by County Judge Shane Stolarczyk.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, and carried by a vote of 5-0.

30. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to enter into a Farm and Ranch contract with Ranch Empire II LLC to purchase 310 acres, more or less, located at 605 FM 474, Boerne, 78006, often referred to as the "Guadalupe River Ranch," which purchase shall be made with Proposition A funds, and authorize the County Judge to execute necessary documents contingent upon General Counsel's final approval.

Motion was made by Commissioner Andra Wisian, seconded by Commissioner Jennifer McCall.

Record vote: Commissioner Jennifer McCall voted aye, Commissioner Andra Wisian voted aye, Commissioner Richard Chapman voted aye, Commissioner Chad Carpenter voted aye, County Judge Shane Stolarczyk voted aye, and carried by a vote of 5-0.

DEVELOPMENT, ROADS AND BRIDGES, FLOODPLAIN

The County Judge exited the Courtroom at 11:44 a.m.

The County Judge returned to the Courtroom at 11:45 a.m.

31. Commissioner Chad Carpenter opened a discussion to explore adding developments to our 391 Commission. Kendall County is considered a PGMA. A PGMA (Priority Groundwater Management Area) in Texas is a region identified by the TCEQ as facing, or expected to face, critical groundwater problems like shortages, land subsidence, or contamination, prompting the creation of local Groundwater Conservation Districts (GCDs) to manage and regulate water usage for sustainability, as seen with areas like the North-Central Texas Trinity Aquifer. Even though we are a PGMA, we (Kendall County Court) have very little control over what TCEQ and other government agencies permit. Adding these Developments to our 391 forces TCEQ to meet with us to discuss the permit request. These permit requests include public water systems, dumping treated waste water into our dry creeks, or air pollution from certain new businesses attempting to open in our County.

The Court, closed Open Session at 12:01 p.m.

The Court, went into Closed Session at 12:08 p.m.

CLOSED SESSION

32. Consider convening into a Closed Session to consult with counsel and receive legal advice pertaining to "Pending or Contemplated Litigation; or a Settlement Offer; or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with" the Open Meetings Act, as follows:
- a. *Kendall County v. Vaqueros Del Mar, LLC, Cause No. 24-145*, a lawsuit pending in the 451st District Court of Kendall County.
 - b. *Kendall County v. Turner Construction Company, et al. Cause No. 23-181*, a lawsuit pending in the 451st District Court of Kendall County.
 - c. *Kendall County v. Waring Land Investments, LLC, Cause No. 23-063*, a lawsuit pending in the 451st District Court of Kendall County.

The Court, recessed Closed Session at 12:26 p.m.

33. The Court, went into Open Session at 12:26 p.m.
34. No action taken related to the matters deliberated in Closed Session.
35. Being no further business, the meeting was adjourned at 12:26 p.m.

EXAMINED AND APPROVED THIS 10TH DAY OF FEBRUARY 2026.

 /s/ Shane Stolarczyk

COUNTY JUDGE
KENDALL COUNTY, TEXAS

ATTESTED: /s/ Denise Maxwell

COUNTY CLERK
KENDALL COUNTY, TEXAS