

**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, on the 23rd day of September 2019.

**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**  
                          **DARLENE HERRIN, COUNTY CLERK**

---

- 1. The meeting was called to order at 9:01 a.m.**  
**Prayer said by Pastor Will Crum, First Baptist Church.**  
**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 9, 2019.  
**Motion was made by Commissioner Elkins, seconded by Judge Lux, and carried by a vote of 5-0.**
- 

- 3. Service Award: 20 years: Juanita Espino, Human Resources Director**
- 

- 4. Introductions / Recognitions: None**
- 

- 5. THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim October 6-12, 2019 as National 4-H Week (attached).  
**Motion was made by Judge Lux, seconded by Commissioner Bergmann, and carried by a vote of 5-0.**
- 

- 6. Jordan Maldonado, an alumni of the Kendall County 4-H program and the 2019 Miss Rodeo Texas, spoke about growing up in Kendall County and the impact that 4-H had in her life.**
- 

- 7. THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve amending the FY2019 budget through certification of new revenue and regular budget adjustments (attached).  
**Motion was made by Judge Lux, seconded by Commissioner Elkins, 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 (on file).  
**Motion was made by Commissioner Durden, seconded by Commissioner Chapman, 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 2019 (on file).

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

---

- 10-a. Commissioner Bergmann began a discussion involving the setting of salaries and benefits in Kendall County. Discussion was temporarily stopped and continued after item #12 was addressed.**
- 

(The following agenda item #12 was addressed out of sequence)

- 12. 451st District Judge Kirsten Cohoon gave an update on the District Court's docket numbers since the Court's inception in 2017.**
- 

- 10-b. Commissioner Bergmann and County Auditor Corinna Speer continued the discussion involving the setting of salaries and benefits in Kendall County.**
- 

**11. 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 2019 (attached).

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

---

(Agenda item #12 was addressed out of sequence earlier after agenda item #10-a)

---

- 13. Paul Barwick and Dean Sprowl, Friends of the Kendall County Historic Jail Board, talked about the activities at the Historic Jail Museum and gave an update on the improvements to the building.**
- 

- 14. Allison Blazosky, AAMPO Regional Transportation Planner, gave a presentation on functions, responsibilities, and funding by the Alamo Area Metropolitan Planning Organization.**
- 

(The following agenda item #21 was addressed out of sequence)

**21. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the purchase of a license and services agreement with Local Government Solutions, L.P. (LGS) for the Justice of the Peace offices.

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

---

- 15. No action was taken on lifting the burn ban. It is still on.**
- 

**16. PUBLIC COMMENTS:**

- Al Auxier – agenda item #10
  - Bill Ballard – DPS Lab Technician
  - Jennifer McCall – Deputies salaries
  - Denise Dever – agenda item #16
-

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the development plan for 50 Rust Lane in accordance to Kendall County Order No. 11-13-2006 – Minimum Infrastructure Standards and Rules for Manufactured Home Rental Communities and the Kendall County Development Rules and Regulations for the proposed Manufactured Home Rental Community that will consist of four mobile homes and required infrastructure. Relief granted February 11, 2019 for an 18-foot wide road (Tyler Bradford – owner). Motion was made by Commissioner Elkins, seconded by Judge Lux, 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 a letter of permission to the Kendall County Youth Agriculture & Equestrian Center for beer and wine to be served at the Center's Family Ranch Rodeo Fest event on Saturday, October 12, 2019 with the provision that servers are in accordance with the laws of the State of Texas and the policies of the Texas Alcoholic Beverage Commission. Motion was made by Commissioner Durden, seconded by Commissioner Chapman, 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 request technical advice and assistance from The Cibolo Conservancy Land Trust in connection with efforts to develop a program to finance land conservation and a potential related ballot measure. Motion was made by Commissioner Elkins, seconded by Commissioner Durden, and carried by a vote of 5-0.

20. No action was taken concerning the proposed agreement with Stericycle for the disposal of biohazardous regulated medical waste at the Kendall County Animal Shelter.

Commissioner Bergmann was absent.

(Agenda item #21 was addressed out of sequence earlier after agenda item #14)

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the contract with Thyssenkrupp for the inspection of four elevators in the Kendall County courthouse complex. Motion was made by Commissioner Elkins, seconded by Judge Lux, and carried by a vote of 4-0.

**23. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the 2020 Holiday Calendar for Kendall County (attached).

Motion was made by Commissioner Elkins, seconded by Judge Lux, and carried by a vote of 4-0.

---

**24. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the 2020 Commissioner Court Meetings Calendar for Kendall County (attached).

Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 4-0.

---

Commissioner Bergmann returned to court.

---

**25. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve extending the Road and Bridge Various Concrete Work Bid #2018-04 for one additional fiscal year from October 1, 2019 - September 30, 2020.

Motion was made by Judge Lux, seconded by Commissioner Durden, 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 extending the Road and Bridge Pavement Surface Repair Bid #2018-05 for one additional fiscal year from October 1, 2019 - September 30, 2020.

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

---

**27. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve extending the Road and Bridge Bulk Fuel Bid #2019-04 for an additional 180 days from October 1, 2019 through March 28, 2020.

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

---

**28. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the contract with Gov-Pay for the Sheriff's Department to accept credit card transactions.

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

---

29. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the amendment to the Tyler Technologies Service Agreement dated November 18, 2009 for the Sheriff's Department.

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

30. JoDee Neil, attorney with Simon Greenstone Panatier, gave an update of the pending lawsuit on behalf of Kendall County, Texas, vs. various drug manufacturers, developers, suppliers and others for a class of pharmaceutical class of drugs commonly referred to as opioids.

31. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the decommissioning of the old jail located at 6 Staudt Street.

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

32. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Road & Bridge work schedule change effective October 13, 2019 to a five-day work week, eight-hour-days from 7:00 a.m. to 3:30 p.m.

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

33. The summary of activities by the Operations Department for August 2019 was presented (attached).

At 11:16 a.m. the Court recessed Open Session and after a break went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

I. The Court will meet in Executive Session pursuant to 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. Discussion of the status of the pending opioid lawsuit

The Court closed Executive Session and resumed Open Session where the following item was heard:

34. Commissioner Elkins gave an activity update of the Criminal Justice Efficiency Committee which has been renamed the Criminal Justice Advisory Council (CJAC). He explained methods, goals, and possible future actions.

Being no further business, the meeting was adjourned at 11:55 a.m.

EXAMINED AND APPROVED THIS 15th DAY OF OCTOBER 2019.

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

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