

**NOTICE OF REGULAR MEETING
OF THE KENDALL COUNTY COMMISSIONERS COURT**



NOTICE is hereby given that a regular meeting of the Kendall County Commissioners Court will be held on the **22nd** day of **August 2022** at **9:00 a.m.** in the **Kendall County Courthouse, Third Floor Assembly Room**, 201 E. San Antonio Avenue, Boerne, Texas, and **via Zoom** at which time the following will be discussed and appropriate action taken; pursuant to V.T.C.A. Government Code Chapter 551, Open Meetings Act, including all Subchapters and Sections.

The public may join this meeting while in progress by calling 1-346-248-7799 and entering the meeting ID **565 651 9107** followed by #. Or by going to <https://txcourts.zoom.us/j/5656519107>

An electronic copy of the agenda and agenda backup documents can be found at:

<https://www.co.kendall.tx.us/page/Comm.Court.agendas.minutes>

NO CELL PHONES, AUDIBLE PAGERS, AND/OR BEEPERS SHALL BE USED WHILE COURT IS IN SESSION

1. Call to Order - 9:00 a.m.
Pledge of allegiance to the United States Flag
Pledge of allegiance to the Texas Flag
Comments from the bench
2. Consideration and action on the approval of the Minutes for August 8 and 15, 2022:
Paula Pfeiffer, Deputy Clerk
3. Presentation of Service Awards:

<u>July:</u>	10 years	Matthew Kellogg, EMS
<u>August:</u>	5 years	Brad Corson, Road & Bridge
	20 years	Robert Garcia, Sheriff's Office
4. Recognition of Jim and Dr. Carol Westermeier for their commitment to serving the people of Kendall County and preserving its heritage: Darrel L. Lux, County Judge
5. Consideration and action on the approval of amending the FY2022 budget through regular budget adjustments: Corinna Speer, County Auditor
6. Consideration and action on the approval of accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
7. Consideration and action on the Fees of Office Report for July 2022: Corinna Speer, County Auditor

8. Consideration and action to renew Kendall County's contract with Deer Oaks Employee Assistance Program (EAP) Services for the plan year October 1, 2022 to September 30, 2023: Michelle Lux, Benefits Coordinator
9. Consideration and action on an agreement with H-E-B to administer vaccinations to employees: Michelle Lux, Benefits Coordinator
10. Consideration and action to approve the revised job description for IT Director: Juanita Espino, HR Director
11. Consideration and action to order the General Election for County and Precinct officers to be held on November 8, 2022: Darrel L. Lux, County Judge / Staci Decker, Elections Administrator
12. Consideration and action to approve the Polling Locations for the November 8, 2022 General & Special Election: Staci Decker, Elections Administrator
13. Consideration and action to approve the Joint Election Agreement with various Local Political Subdivisions for the November 8, 2022 General & Special Election: Staci Decker, Elections Administrator
14. Consideration and action to approve the appointment of Election Judges. This includes election precinct judges, central counting station judges and the early voting ballot board judges for a term of one year beginning September 1, 2022 and ending August 31, 2023: Staci Decker, Elections Administrator
15. Consideration and action to approve the appointment of various personnel for the Central Counting Station for a one year term to begin September 1, 2022: Staci Decker, Elections Administrator
16. Discuss and approve cash summary at Frost Bank for June 2022: Sheryl D'Spain, County Treasurer
17. Discuss and approve the Investment Report for 3rd Quarter FY 2022 (April, May, June): Sheryl D'Spain, County Treasurer
18. Presentation of Sales Tax report: Sheryl D'Spain, County Treasurer
19. PUBLIC COMMENTS— opportunity for the general public to address the Court on any matter. The Court may not discuss any presented issue, nor may any action be taken on any issue at this time. Comments are limited to 3 minutes.
20. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal

21. Consideration and action on approval to apply for a USDA Forest Service Grant to assist in the cost of developing and implementing a Community Wildfire Protection Plan (CWPP): Christina Bergmann, Commissioner Precinct 1 / Jeffery Fincke, Fire Marshal/EMC / Christie Wiley, Communicate 2 Succeed, LLC
22. Consideration and action on a fifty year ground lease with Boerne Independent School District for the construction of an EMS and law enforcement substation at the location of the Voss Middle School: Richard Chapman, Commissioner Precinct 3
23. Consideration and action on a plat revision of Gemini Oaks Subdivision, Unit 2, Lot 7A filed in Volume 6, page 286 of the Plat Records of Kendall County, Texas in accordance to Section 209 of the Kendall County Development Rules and Regulations. The proposed plat revision would create a 6.059-acre lot (Lot 7A-1) and a 6.49-acre lot (Lot 7A-2). A public hearing was held on July 11, 2022. Members of the public were present to speak (Jeff and Stephanie Sommers, owners): Richard Elkins, Commissioner Precinct 2 / Mary Ellen Schulle, Assistant County Engineer
24. Consideration and action on a request for relief from the road frontage and platting requirements in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division would create six 55(+) acre tracts out of a parent tract of approximately 411 acres. Access to the tracts would be over a 60-foot wide easement for roadway purposes to I-10 (43000B I-10 - Thomas Beauchamp, Brickstone Development, LP, owner): Don Durden, Commissioner Precinct 4 / Mary Ellen Schulle, Assistant County Engineer
25. Consideration and action on the Final Plat for Bergheim Business Park, in accordance to Section 204 of the Kendall County Development Rules and Regulations and Kendall County Court Order No. 06-27-2016A. The proposed commercial subdivision consists of 9.814 acres, 5 commercial, 2 non-commercial/non-residential lots, 465 linear feet of roadway with a density of 1.96 acres per commercial lot. The proposed subdivision will be served by a public water system (central water) and On-Site Sewage Facilities (Bergheim Business Park I, LLC, Michael W. Cude): Richard Chapman, Commissioner Precinct 3 / Rick Tobolka, County Engineer
26. Consideration and action on approval of a Letter of Credit for Bergheim Business Park in the amount of \$375,628.73 for construction of roads and drainage (Bergheim Business Park I, LLC, Michael W. Cude): Richard Chapman, Commissioner Precinct 3 / Rick Tobolka, County Engineer
27. Consideration and action on a plat revision of Pleasant Valley Business Park, Phase 2, Lot 25A filed in Volume 9, page 336 of the Plat Records of Kendall County, Texas in accordance to Section 209 of the Kendall County Development Rules and Regulations. The proposed plat revision would create a 1.67-acre lot (Lot 25A-1) and a 1.0-acre lot (Lot 25A-2) out of a 2.67-acre lot. A public hearing was held on August 8, 2022. No one was present to speak (Karl Gramling, Gramling Real Estate Holdings, LLC, owner): Richard Elkins, Commissioner Precinct 2 / Mary Ellen Schulle, Assistant County Engineer

28. Consideration and action on a plat revision of River Mountain Ranch, Section 3, Lot 215A filed in Document No. 365017 of the Plat Records of Kendall County, Texas in accordance to Section 209 of the Kendall County Development Rules and Regulations. The proposed plat revision would create a 12.426-acre lot (Lot 215A-1) and a 3.012-acre lot (Lot 215A-2) out of a 15.438-acre lot. A public hearing was held on June 13, 2022. No one was present to speak (Micah and Michele Morgan, owners): Richard Elkins, Commissioner Precinct 2 / Mary Ellen Schulle, Assistant County Engineer
29. Consideration and action on the approval of an agreement between Kendall County and Das GreenHaus, Inc. and authorization of payment: Don Durden, Commissioner Precinct 4
30. Consideration and action regarding the approval of the Interlocal Agreement between Boerne Independent School District and Kendall County for two School Resource Officers: Al Auxier, County Sheriff
31. Consideration and action concerning the proposal from Argus Environmental Consultants to conduct a limited mold assessment on the third floor of the Courthouse: Robert Kinsey, Facilities Manager
32. Consideration and action concerning the Hill Country Regional Public Defender Office interlocal agreement between Bandera, Gillespie, Kendall, Kerr, and Medina Counties to make Medina County the fiscal agent for the Hill Country Regional Public Defender Office effective October 1, 2022: Darrel L. Lux, County Judge / Richard Elkins, Commissioner Precinct 2
33. Consideration and approval of an Order by the Commissioners Court of Kendall County, Texas authorizing the issuance of "Kendall County, Texas Tax Notes, Series 2022", levying an annual ad valorem tax within the limitations prescribed by law, for the payment of the notes; authorizing the execution of any necessary engagement agreement with the County's financial advisor; and providing an effective date: Corinna Speer, County Auditor
34. Consideration and approval of an Order by the Commissioners Court of Kendall County, Texas calling a bond election to be held in Kendall County, Texas; making provision for the conduct of the election; resolving other matters incident and related to such election: Corinna Speer, County Auditor
35. Present, discuss, and seek approval of the 2022 Estimated Certified Appraisal Roll Totals and receive anticipated tax collection rate: James Hudson, Tax Assessor-Collector
36. Present, discuss, and take action if necessary on the 2022 Calculated Tax Rates for Kendall County; No- New-Revenue Tax Rate and Voter-Approval Tax Rate: James Hudson, Tax Assessor-Collector

37. Take a record vote to place a proposal to adopt the rate of \$.3877 per \$100.00 taxable value on the agenda of a future meeting. Since the proposed rate of \$.3877 is higher than the No-New-Revenue Tax Rate, notice must be published and a public hearing scheduled for September 6, 2022 at 10:30 a.m.: James Hudson, Tax Assessor-Collector
38. Consideration and action on the 2023 Optional Fees-County Road and Bridge Fee and Child Safety Fee: James Hudson, Tax Assessor-Collector
39. Summary of road activities for July 2022.
40. Summary of operations activities for July 2022.

EXECUTIVE SESSION (Closed to public)

- 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. Progressive insurance
 2. Law Enforcement Center
 3. Newsom
- 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 Tax Assessor-Collector
 2. Duties and responsibilities of Human Resources
 3. Duties and responsibilities of the EMS Director
 4. Duties and responsibilities of Road & Bridge

RESUME OPEN SESSION AND TAKE ANY NECESSARY ACTION RESULTING FROM EXECUTIVE SESSION DELIBERATIONS

ADJOURNMENT

Dated this the 18th day of August 2022.



Darrel L. Lux
Kendall County Judge

I, the undersigned County Clerk, do hereby certify NOTICE of regular meeting of the above-named Commissioners Court is a true and correct copy of said Notice and that I have caused said Notice to be posted on the door at the Courthouse of Kendall County, Texas, located at 201 E. San Antonio Avenue on the 18th day of August 2022.



Darlene Herrin
County Clerk

Posted at 4:30 p.m. on the 18th day of August 2022—SHF

NOTE: The Kendall County Commissioners Court complies with A.D.A. requirements. If you have an impairment and wish to appear at a meeting, please call (830)249-9343, 48 hours in advance to make arrangements.