

**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 June 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**

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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.**

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2.    **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for June 13 and June 21-23, 2022.

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

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3.    **Service Awards:**

May	5 years	Harold Dehart, Fire Marshal
June	5 years	Bill Ballard, General Counsel
	5 years	Mary Ellen Schulle, Assistant County Engineer
	10 years	Victor Nieto, Road & Bridge

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4.    **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.

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

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5.    **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.

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

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6.    **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 May 2022.

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

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7. **The County Treasurer presented the Sales Tax Report.**

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8. **Katherine Romans, Executive Director of Hill Country Alliance, presented alternative methods that Hill Country Counties are using to acquire parks and natural areas, including funding alternatives and suggestions.**

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9. **PUBLIC COMMENTS:**

- **Maxie Zinsmeister spoke regarding various topics**
  - **Ben Eldridge spoke regarding item #11**
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10. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to keep the burn ban on (order attached).

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

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11. **Discussion of the severe drought and its impact upon the upcoming Fourth of July holiday. The county judge has the authority to declare a local disaster and ban fireworks like skyrockets with sticks and missiles with fins.**

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12. **EMC Jeff Fincke gave updates on Coronavirus COVID-19 for Kendall County.**

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13. **Presentation and discussion regarding the County Court at Law for Kendall County, Texas.**

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14. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to grant 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 an approximately 15-acre tract out of a parent tract of approximately 330 acres. Access to the tracts is over a 60-foot wide easement to FM 3351 (Shari Roberts-Streb – Trustee of the Margaret Riebe Roberts Trust).

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

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15. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Final Plat of The Heartland at Tapatio Springs, in accordance to Sections 202 and 203 of the 1997 Kendall County Development Guidelines and Regulation Rule Book. The proposed subdivision consists of 23.903 acres, 29 residential lots, 1825 linear feet of roadway with a density of 0.82 acres per lot. The proposed subdivision will be served by central water and central sewer.

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

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16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Cashiers Check Deposit Agreement for The Heartland at Tapatio Springs in the amount of \$1,303,126.00 for construction of roads, drainage, central water, and central sewer.

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

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17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to release the Letters of Credit for Cordillera Ranch, Unit 206B in the amounts of \$301,789.39 for construction of roads and drainage and \$122,987.00 for construction of water and waste water improvements.

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

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18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the execution of a specified rate contract amendment with Scheibe Consulting for Cypress Creek Feasibility Study.

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

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19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Memorandum of Understanding between Kendall County, Texas and the City of Boerne regarding the County's contribution of funds to the Das Greenhaus Project.

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

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20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the interlocal agreement with Kerr County to house prisoners.

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

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21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve an Agreement with Burnet County to house Kendall County inmates.

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

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22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve changing EMS overtime pay to standard overtime starting July 3, 2022.

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

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23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Kendall County's employer match with the Texas County & District Retirement System (TCDRS) to go from 160% to 175% effective January 1, 2023.

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

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24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve cloud data storage expense for 3 months in the amount of \$36,070.00 out of the IT Department's budget.

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

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25. The summary of road activities by Road & Bridge for May 2022 was presented.

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26. The summary of Operations Department activities for May 2022.

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27. No action was taken concerning the purchase of radios for law enforcement.

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At 11:41 a.m. the Court recessed Open Session, 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.)

At 12:21 p.m. the Court closed Executive Session, resumed Open Session where there being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 11th DAY OF JULY 2022.

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

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