



Kendall County, Texas Commissioners Court

Shane Stolarczyk, County Judge

Christina Bergmann
Commissioner, Precinct 1

Andra M. Wisian
Commissioner, Precinct 2

Richard Chapman
Commissioner, Precinct 3

Chad Carpenter
Commissioner, Precinct 4

AGENDA

REGULAR SESSION · MONDAY, APRIL 24, 2023 · 9:00 AM
201 EAST SAN ANTONIO AVENUE, BOERNE, TX 78006
3RD FLOOR COMMISSIONERS COURTROOM

NOTICE is hereby given that a regular meeting of the Kendall County Commissioners Court will be held in person 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 quorum of the court will be present at the Kendall County Commissioners Courtroom.

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>

PLEASE SILENCE CELL PHONES

1. Call to Order - 9:00 a.m.
2. Pledge of allegiance to the United States Flag / Texas Flag
 - Introductions of youth presenter by Commissioner Andra M. Wisian
3. Comments from the bench to share items of community interest as allowed under and limited by Texas Government Code Section 551.0415.
 - Commissioner Christina Bergmann, Precinct 1
 - Commissioner Andra M. Wisian, Precinct 2
 - Commissioner Richard Chapman, Precinct 3
 - Commissioner Chad Carpenter, Precinct 4
 - Shane Stolarczyk, County Judge
4. Declarations of Conflict of Interest
5. Consent Agenda:

Items on the Consent Agenda are considered to be of a routine nature and may require only limited discussion. All items under the Consent Agenda are heard and acted upon collectively unless opposition is presented. Any member of the Commissioners Court may request that an item be removed from the Consent Agenda and considered separately for the purpose of discussion and voting.

 - a. Minutes for April 10, 2023: Paula Pfeiffer, Deputy Clerk;

- b. Consideration and action on the approval of amending the FY2023 budget through regular budget adjustments: Corinna Speer;
 - c. Consideration and action on accepting the March Fee Office Reports: Corinna Speer, County Auditor
 - d. Consideration and action to declare the attached list as surplus and salvage property and to proceed with disposition through an online county auction: Corinna Speer, County Auditor;
 - e. Summary of Road Work for March 2023: DonL Evans, Road Supervisor, Road & Bridge;
 - f. Summary of Operations for March 2023: Jean Maxwell, Operations Manager, Road & Bridge.
6. April 2023 Service Awards:
- | | | |
|---------------------|------------|----------|
| Edward Huerta | Facilities | 10 Years |
| Amanda Meyer | Sheriff | 10 Years |
| Christopher Kniffin | EMS | 5 Years |
| Jeffrey LeSturgeon | LEC | 5 Years |
| Justin Richard | EMS | 5 Years |
| Claudia Jenkins | IT | 5 Years |
- 7. Consideration and action on proclaiming April 30 through May 7 as Soil Stewardship Week in Kendall County: Shane Stolarczyk, County Judge / Mary Haynes, Kendall Soil & Water Conservation District
 - 8. Presentation of the Texas Association of Counties Risk Management Pool 2022 Safety Achievement Award presented by Mr. Clem Zabalza, TACRMP Risk Control Manager: Juanita Espino, HR Director
 - 9. 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. Pursuant to the Commissioners Court’s rules of procedure and decorum, each person who appears before the court shall be limited to a maximum of three (3) minutes to make their remarks.
 - 10. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Shane Stolarczyk, County Judge / Jeffery Fincke, Fire Marshal
 - 11. Consideration and action on the approval of accounts payable claims for purchases, services and vendors: Corinna Speer, County Auditor
 - 12. Discussion regarding the upcoming Household Hazardous Waste collection event scheduled for April 29, 2023. The event will be held at 46 Spanish Pass Recycling and Solid Waste facility. The recycling station will be closed the day of the event: Shane Stolarczyk, County Judge / Rick Tobolka, County Engineer / Mary Ellen Schulle, Assistant County Engineer
 - 13. Consideration and action regarding a legal research database subscription for the General Counsel’s Office: Shane Stolarczyk, County Judge / Matthew Grove, General Counsel
 - 14. Discussion regarding the proposed timeline for adding yield and stop signs to various county roads: Richard Chapman, Commissioner Precinct 3

BREAK

EXECUTIVE SESSION (Closed to the public)*

- I. Pursuant to Texas Government Code § 551.071 (Attorney Consultation) and Texas Government Code § 551.072 (Real Property) the deliberation of the purchase, exchange, or lease or value of real property. (Note: the deliberation in an open meeting would have a detrimental effect on the position of Kendall County in negotiations with a third person.)
 1. Discussion regarding space for Precinct 2 Justice of the Peace and other personnel
 2. Discussion regarding the purchase of office/ warehouse/ and other space for the county

- II. Pursuant to Texas Government Code § 551.071 (Attorney Consultation) and Texas Government Code § 551.074 (Personnel Matters), consultation with legal counsel 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. Extra-Territorial Jurisdiction Agreement between City of Boerne and Kendall County
 2. County fire protection and firefighter duties, responsibilities, and services

- III. Pursuant to Chapter 551 of the Texas Government Code § 551.076 (Security Devices or Audits) and § 551.089 (Security Devices or Audits), the deliberation and discussion concerning the following: the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices; security audits/security assessments; and network security information as described by Section 2059.055(b).
 1. Security for Eclipse events

- IV. Pursuant Texas Government Code Section 551.071 (Attorney Consultation) to deliberate and seek legal advice on the appointment, employment, evaluation, reassignment, duties, or dismissal of a public officer or employee; or to hear a complaint or a charge against an officer or employee.
 1. Duties and responsibilities of the County Engineer

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

15. Action resulting from Executive Session deliberations

ADJOURNMENT

**The Court reserves the right to adjourn, by majority vote, into Executive Session at any time during the course of this meeting to discuss any of the matters listed in this agenda, in the order deemed appropriate, as authorized by Chapter 551, Open Meetings, Texas Government Code, Sections 551.071, 551.072, 551.073, 551.074, 551.0745, 551.075, 551.076, 551.087, and 551.089 or to seek the advice of its attorney and/or other attorneys representing Kendall County on any matter in which the duty of the attorney to the Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with chapter 551 of the Texas Government Code or as otherwise may be permitted under chapter 551. Action, if any, will be taken in the open session.*

***This agenda has been reviewed and approved by the Court's legal counsel. This paragraph is intended to constitute a legal opinion of the Court's legal counsel that the presence of any subject in and Executive Session portion of the agenda is properly noticed pursuant to the Texas Open Meetings Act. This constitutes an interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by that attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to that attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.*

Dated this the 20th day of April 2023.



Shane Stolarczyk
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 20th day of April 2023.



Denise Maxwell
County Clerk

Posted at 4:58 on the 20th day of April 2023 - MAN

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.