



# 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, SEPTEMBER 11, 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/Agendas>

### PLEASE SILENCE CELL PHONES

1. Call to Order - 9:00 a.m.
2. Pledge of allegiance to the United States Flag / Texas Flag
  - Introduction 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 – This is an opportunity for members of the Court to identify and disclose actual or perceived conflicts 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. Consideration and action to approve the minutes for the August 28, 2023 Regular Meeting and the September 7, 2023 Special Called Meeting: Maria Cano, County Clerk's Office;
  - b. Consideration and action on the approval of amending the FY2023 budget through certification of new revenue and regular budget adjustments: Corinna Speer, County Auditor;
  - c. Consideration and action on accepting the list of donations received in August 2023 on behalf of Kendall County per Local Government Code § 81.032: Corinna Speer, County Auditor
6. Consideration and action to proclaim September 2023 as Suicide Prevention Month in Kendall County: Shane Stolarczyk, County Judge / Aubrie Walker, San Antonio Council on Alcohol and Drug Awareness
  7. 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.
  8. Consideration and action as to accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
  9. Consideration and action on granting permission for the Kendall County Youth Agriculture & Equestrian Center to sell beer and wine at the Family Ranch Rodeo event on October 7, 2023 and the Kendall County Wild Game Dinner on October 21, 2023 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: Shane Stolarczyk, County Judge / Ron Marquis, Director Kendall County Jr. Livestock Show
  10. Consideration and action on the proposed 2024 Kendall County Holiday Calendar: Shane Stolarczyk, County Judge
  11. Consideration and action on setting the Boerne Star as the official newspaper for fiscal year 2024: Shane Stolarczyk, County Judge
  12. Consideration and action on signing the Business Associates Agreement with STRAC for eRMS (electronic Fire Records Management System): Jeffery Fincke, Fire Marshal / Matthew Grove, General Counsel
  13. Consideration and action to set the Sheriff's and Constables' fees for 2024 as per Texas Local Government Code § 188.131: Shane Stolarczyk, County Judge / Gene Serene, Constable Precinct 3
  14. Consideration and action to approve an Interlocal Agreement for Mental Health and Psychoactive Medication Hearings at Kerrville State Hospital and Hill Country Crisis Stabilization Unit: Shane Stolarczyk, County Judge / Matthew Grove, General Counsel
  15. Consideration and action concerning the nomination of Deborah Grandjean as Kendall County representative to the Boerne Kendall County Economic Development Corporation (EDC) Board of Directors: Shane Stolarczyk, County Judge / Andra M. Wisian, Commissioner Precinct 2

16. Consideration and action regarding High Garden Subdivision's request for relief from Section 301.1100.7(3) of the 2010 Kendall County Development Rules and Regulations to reduce the required gallons per day for each connection from 360 gallons per day to 230 gallons per day. (Shawn Lovorn, LLLL Investments, LLC – Owner): Chad Carpenter, Commissioner Precinct 4 / Mary Ellen Schulle, County Engineer

**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 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. Security and public safety regarding the upcoming Eclipse event
  2. Updates to law library
  3. Duties and responsibilities of Proposition A Committee
  4. Legal advice on personnel policies
  5. Kendall County Development Rules and Regulations
  6. TXDOT plan to perform a study to widen FM 3351
  7. Legal advice regarding public health emergencies

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

17. 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 7<sup>th</sup> day of September 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 7<sup>th</sup> day of September 2023.

  
Denise Maxwell  
County Clerk

Posted at 3:30pm on the 7<sup>th</sup> day of September 2023 11 AM

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.