



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, MARCH 11, 2024 · 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>

At any meeting, the public may address the Commissioners Court either in person or via Zoom.

- You are required to submit a [Commissioners Court Public Participation Form](#) to the [Judge's Court Coordinator](#) either in person or online by 9:00 a.m. on the day of the Commissioners Meeting.
- Please keep your comments to **three minutes**.
- You may submit written materials to the [Judge's Court Coordinator](#), who will disperse it to the members of the court at the appropriate time. All submitted materials will become part of the official public record.

The Public Participation form may be found:

- At the back of the courtroom
- On the county's website as a PDF and an online form: <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 from the February 26, 2024 Regular Meeting and March 4, 2024 Special Called Meeting: Maria Cano, County Clerk's Office;
 - b. Consideration and action on the approval of amending the FY2024 budget through regular budget adjustments and certification of new revenue: Corinna Speer, County Auditor;
 - c. Consideration and action to approve the renewal of the Auto Liability, Auto Physical Damage, General Liability, Public Officials Liability, and Law Enforcement Liability through the Texas Association of Counties Risk Management Pool program: Corinna Speer, County Auditor;
 - d. Consideration and action to approve cash summary at Frost Bank for January 2024: Sheryl D'Spain, Treasurer
6. Public Hearing (9:15 AM) - Pursuant to Texas Local Government Code Chapter 111.007, the Commissioners Court will hold a public hearing for the purpose of amending or suspending its tax abatement policy: Shane Stolarczyk, County Judge
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 on the burn ban pursuant to Texas Local Government Code § 352.081: Shane Stolarczyk, County Judge / Jeffery Fincke, Fire Marshal
9. Consideration and action on the disaster declaration for the Total Eclipse taking place on April 8, 2024: Shane Stolarczyk, County Judge
10. Consideration and action to approve the accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
11. Consideration and action to approve a date change for the previously approved Comfort ISD Anti-Bullying Run/Walk from March 27th to March 25th. The original item was approved unanimously 1-22-2024. Closing the following streets for Comfort ISD Anti-Bullying Run/walk

on March 27th. The Intersections involved are 6th Street and Main Street, 6th Street and Broadway, 6th Street and Water Street, 7th Street and Water Street, 8th Street and Broadway, 8th Street and Main Street, and 7th Street and Main Street: Chad Carpenter, Commissioner Precinct 4

12. Consideration and action to ratify Facilities Use Agreement with the Comfort Volunteer Fire Department: Shane Stolarczyk, County Judge
13. Consideration and action on Addendum to In-Car Video System Purchase Agreement between Kendall County and Motorola Solutions, Inc. under Texas Department of Information Resources Agreement No. DIR-TSO-4101 in an amount not to exceed \$109,917.60: Matthew Grove, General Counsel / Corinna Speer, County Auditor
14. Consideration and action on Agreement for Law Enforcement Vehicle Modification Services between Kendall County and South Texas Outfitters, a sole source provider as authorized by Section 262.024(a)(7) Texas Local Government Code, for the purchase of bumpers and installation services in an amount not to exceed \$53,215.10: Matthew Grove, General Counsel / Corinna Speer, County Auditor
15. Consideration and action on Agreement for Law Enforcement Video Modification Services between Kendall County and FarrWest Specialty Vehicles, LLC under Houston-Galveston Area Council Agreement EP11-20 and BuyBoard 703-23 in an amount not to exceed \$233,754.63: Matthew Grove, General Counsel / Corinna Speer, County Auditor
16. Consideration and action on applying for CDBG MIT MOD funding: Shane Stolarczyk, County Judge / Christina Bergmann, Commissioner Precinct 1 / Corinna Speer, County Auditor / Mary Ellen Schulle, County Engineer
17. Consideration and action to approve the new position of Legal Affairs and Compliance Director for the General Counsel's office: Corinna Speer, County Auditor
18. Consideration and action to appoint two members of the Kendall County Commissioners Court to a joint committee with the City of Boerne to work toward finalization of the County-City Interlocal agreement: Chad Carpenter, Commissioner Precinct 4 / Andra M. Wisian, Commissioner Precinct 2
19. Consideration and action on approving a partial release of the financial guarantee for Windmill Ranch in the amount of \$42,015.60: 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
 - I. Opa's Haus
 - II. Fred on the Water
 - III. Red, White, and Blue
- II. Pursuant to Texas Government Code § 551.0745 (County Advisory Board Appointment) Commissioners Court of a county is not required to conduct an open meeting to the appointment, of a member of an advisory body.
 1. AACOG Criminal Justice Advisory Committee Appointment
- III. 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. Potential litigation - Development Regulations
 2. Discussion on Eclipse Planning
 3. Law Library Renovations
 4. County Fire Department Personnel
 5. Proposition A Committee
 6. Crisis Intervention Grant Program
 7. Kendall County v. Vaqueros Del Mar, LLC, lawsuit pending in 451st Judicial Court of Kendall County
 8. Proposition A Conservation Easement Discussion
 9. Compliance Investigation Update

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

20. 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 7th day of March 2024.


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 7th day of March 2024.


Denise Maxwell
County Clerk

Posted at 4:58 pm on the 7th day of March 2024  mam

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, 72 hours in advance to make arrangements.