

**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, on the 23rd day of March 2020.

**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**  
                          **SALLY W. PETERS, DEPUTY COUNTY CLERK/ADMINISTRATIVE ASSISTANT**

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**1. The meeting was called to order at 9:00 a.m.**

**Prayer said by Pastor Jason Brown, 1910 church.**

**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 March 9, 2020.

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

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**3-a. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve continuing Kendall County's Declaration of Local Disaster for Public Health Emergency.

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

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**4. Service Awards:**   **5 years: Kaleb Leerhoff, Sheriff's Office**  
                                  **5 years: Kassandra Ramirez, Sheriff's Office**  
                                  **35 years: Paula Pfeiffer, County Clerk's Office**

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**5. Introductions / Recognitions: None.**

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**6. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to proclaim the month of April as Parkinson's Disease Awareness Month in Kendall County (attached).

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

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**7. 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 (on file).

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

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8. **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 February 2020 (on file).

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

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9. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Cash Summary at Frost Bank for January and February 2020 (attached).

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

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10. No action was taken on reinstating the burn ban. It is still off.

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11. **PUBLIC COMMENTS:**

- Jeff Fincke, Emergency Management Coordinator, gave an update on COVID-19 (Coronavirus) in Kendall County.
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12. At 9:36 a.m. a public hearing was held on the proposed revision of the subdivision plat for The Town of Comfort, Outlot 23C, filed in Volume 5, page 300 of the plat records of Kendall County, Texas (Karen Lane, Owner / Donnie Boerner, Donnie Boerner Surveying Company. No one spoke. Development Engineer Mary Ellen Schulle presented comments by way of three letters she received on the proposed revision.

At 9:41 a.m. the public hearing was closed.

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13. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief for minimum lot size, road frontage, and density in accordance with Section 300.1100 of the Kendall County Development Rules and Regulations for the proposed plat revision of The Town of Comfort, Outlot 23C. The proposed plat revision would create two lots of approximately 0.29 acres each. Lot 23C-1 would have approximately 69 feet of frontage and Lot 23C-2 would have 79 feet of frontage. Water and Sewer service will be provided by WCID #1.

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

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14. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Plat Revision of Lots 26A, 26B, and 27A, The Town of Comfort, Kendall County, Texas, in accordance to Section 209 of the Kendall County Development Rules and Regulations. The proposed plat revision would create five lots (27-A1 through 27-A5) ranging in size from 0.158 acres to 3.175 acres.

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

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15. No action was taken concerning the agreement with Cintas for employee uniforms.

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16. Brian Webb, EMS Administrator, presented information concerning EMS calls and plans for the anticipated increase in EMS calls related to Coronavirus (COVID-19).

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17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve soliciting bids for Mastic Frictional Asphaltic Surface Treatment for FY2020.

Motion was made by Commissioner Durden, 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 soliciting bids for Seal Coat and related products for FY2020.

Motion was made by Judge Lux, seconded by Commissioner Bergmann, 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 soliciting bids for Seal Coat Grade 5 for FY2020.

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

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20. The summary of road activities by Road & Bridge for February 2020 was presented (attached).

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21. The summary of Operations Department activities for February 2020 was presented (attached).

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At 10:18 a.m. the Court recessed Open Session for a break and resumed at 10:29 a.m.

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22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the fiscal year 2019 Annual Audit.

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

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At 11:00 a.m. the Court recessed Open Session, took a break, and went into Executive Session pursuant to Chapter 551 of the Texas Government Code:

- I. The Court will meet in Executive Session pursuant to 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. HR Director
- II. The Court will meet in Executive Session pursuant to Section 551.076 to deliberate: (1) the deployment, or specific occasions for implementation, of security personnel or devices; or (2) a security audit.
- III. The Court will meet in Executive Session pursuant to Section 551.087 to discuss or deliberate regarding commercial or financial information that the Boerne Kendall County Economic Development Corporation ("BKCEDC") has received from a business prospect that the BKCEDC seeks to have locate, stay, or expand in Kendall County and with which the BKCEDC is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

At 12:21 p.m. the Court recessed Executive Session for lunch and then resumed at 1:45 p.m.

At 4:36 p.m. the Court closed Executive Session and resumed Open Session where the following motions were made:

**3-b. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the addition of a criminal penalty as specified in Chapter 418 Local Government Code to Kendall County's Declaration of Local Disaster for Public Health Emergency (attached).

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

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**II. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to ratify the Sales Agreement with ADT-Protection One for Road & Bridge executed on December 9, 2019 and to also approve the Services Rider.

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

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**I-1. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the order addressing employee absence resulting from COVID-19 (attached).

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

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Being no further business, the meeting was adjourned at 4:39 p.m.

**EXAMINED AND APPROVED THIS 13th DAY OF APRIL 2020.**

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

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