

MINUTES



APPROVED

REGULAR MEETING

BEXAR COUNTY EMERGENCY SERVICES DISTRICT NO. 5

April 30, 2020

Bexar County Emergency Services District No. 5 conducted a meeting at 7120 East 6th Street, Somerset, Texas 78069 at 6:00 pm via Zoom Link as well as in person. Board members and the public were given a phone number, a URL, a meeting ID and password to join the meeting and to allow for public comments. A recording of the meeting will be made available to the public upon request.

Effective March 16, 2020, Governor Gregg Abbott authorized the temporary suspension of some of the statutory provisions of the Texas Open Meetings Law. This Meeting of the Bexar County Emergency Services District No. 5 Board of Commissioners is being held pursuant to this authorization and will limit face-to-face meetings to slow the spread of the Corona Virus (COVID19).

- 1) **Call the Bexar County Emergency Services District No. 5 meeting to order and establish a quorum.**
The meeting was called to order and a quorum was established. Board members in attendance (in person) were Herschel Postert, Andrew Flores, Becky Schneider, and Robert Pierce. Howard Dalros joined the meeting remotely as did legal counsel, Woody Wilson.
- 2) **Invocation: Pledge of Allegiance to the American Flag.**
Commissioner Flores led the pledge.
- 3) **Citizens to be heard: This item will be open for a maximum of 30 minutes with 3 minutes per speaker. (If there are more than 10 speakers, each will be given 2 minutes.)**
There were no citizens to speak.
- 4) **Consent Agenda:**
 - a) **Minutes from the Regular Meeting on March 19, 2020**
Motion by Commissioner Pierce to approve the minutes as presented. Seconded by Commissioner Schneider. Motion carried.
 - b) **Review and approval of financials**
Motion by Commissioner Flores to approve the financials as presented. Seconded by Commissioner Pierce. Motion carried.

The Bexar County ESD 5 Fire and Rescue reserves the right to adjourn into closed session at any time during the course of the meeting to discuss any of the matters listed above should such action be necessary as authorized by the Texas Open Meetings Act, Texas Government Code 551.071 (Consultation with Attorney), 551.074 (Personnel Matters) or 551.087 (Economic Development) and any other provision under Texas Law that permits this governmental body to discuss a matter in a closed session. Action, if any, will be taken in open session.

The Bexar County ESD 5 Fire and Rescue is committed to compliance with the Americans with Disabilities Act. Reasonable modification and equal access to communications will be provided upon request. Requests for accommodation or interpretive services at meetings should be made 48 hours prior to this meeting. Please contact Bexar County ESD 5 Fire and Rescue at (210) 259-5397.

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5) Reports, presentations, and funding requests with action taken as appropriate:

a) Bexar County ESD 5 Fire and Rescue

Chief Estep gave his monthly report on call volumes, training, and response to Covid 19. Chief Estep also reported Government Capital's change in financing terms for the Mini Pumper. They will no longer honor the quote of a 2 year deferred term but will offer an 18 month deferred. He said this still puts the first payment due into the 2022 budget. No action was taken. This was for information only.

b) Lytle Volunteer Fire Dept.

Chief Dear was not present.

6) Action items: Consider, discuss, and action as appropriate.

a) Discussion and possible action regarding the Montgomery Road Station, including but not limited to approval of the architectural design

There was a brief discussion on one minor change on the architect's rendering of the building but Chief said it was close enough for a sign. The architect also suggested a flood study even though it was not in the 100 year flood plain. Legal Counsel will talk to the engineer about this. No action taken.

b) Personnel issues: Including but not limited to hiring, terminations, discipline, suspensions, and compensation, and any other related matters, including possible adoption of a leave policy for the general manager

There was a brief discussion regarding admin working from home. Commissioner Flores suggested waiting to address this at the next meeting. He also wanted the other commissioners to review the leave policy to be addressed at the May meeting.

c) Discussion and possible action regarding the litigation with the Somerset Volunteer Fire Department in reference to Cause No. 2019-CI-08846

Motion by Commissioner Schneider to authorize a settlement with Somerset VFD with a monetary amount per the contract requirements contingent on receiving their paperwork and returning their equipment to them. Seconded by Commissioner Flores. Motion carried.

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- d) **Discussion and possible action regarding the litigation with the City of San Antonio in reference to Cause No. 2019-CI-26125**

Nothing new to report. No action taken.

- e) **Discussion and possible action regarding resolution to delegate responsibilities and duties of Board due to COVID19.**

Legal Counsel spoke about delegating authority in case board members get ill and are unable to meet to take action. Commissioner Postert felt the authority he has been given for use of emergency funds was sufficient. No action taken.

7) **Adjourn**

Motion to adjourn by Commissioner Schneider. Seconded by Commissioner Flores. Motion carried. Meeting adjourned at 6:47 pm.

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