

MINUTES
REGULAR MEETING
BEXAR COUNTY EMERGENCY SERVICES DISTRICT NO. 5
JANUARY 19, 2023

In accordance with the Texas Open Meetings Act, Chapter 551, Texas Government Code, the Board of Commissioners of Bexar County Emergency Services District No. 5 had a REGULAR MEETING at 7120 E. 6th Street, Somerset, TX 78069 on JANUARY 19, 2023 immediately following the meeting of the Board of Directors for Bexar County ESD 5 Fire and Rescue scheduled for 6:00 pm.

- 1) Call the Bexar County Emergency Services District 5 meeting to order and establish a quorum.**

Meeting was called to order at 6:22 pm and a quorum was established. Board members in attendance were Herschel Postert, Howard Dalros, Andrew Flores, Becky Schneider, and Robert Pierce.

- 2) Invocation: Pledge of Allegiance to the American Flag.**

Pledge recited.

- 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) The Board will hear report on the work by R4 Strategies**

Rudy Rodriguez said he will meet with the District Attorney next week in regards to the Montgomery Road property. He also commented about how quickly the ESD Association came about and was happy to see such a good turn out in Austin.

- 5) The Board will hear a brief report from the General Manager**

Sheila Staggs reported that the transfer of money over to the Frost Bank money market as approved in the budget has been completed and the pledged securities has been updated to properly insure the account. She also said the van has been reserved to take the commissioners to the Safe-D conference. The roof at Station 151 was briefly discussed saying the hold up is trying to get a copy of the contractor's insurance. The board said to give it one more week and then move on to the second bid.

The Bexar County Emergency Services District No. 5 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 Emergency Services District No. 5 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 Emergency Services District No. 5 at 830-429-7119.

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6) Consent Agenda:

- a) **Minutes from the Public Hearing and Regular Meeting on November 17, 2022 and the Special Meetings on November 21, 2022 and December 15, 2022**
Motion by Commissioner Schneider to accept the minutes as presented. Seconded by Commissioner Dalros. Motion carried.
- b) **Review and approval of financials**
Motion by Commissioner Dalros to accept the financials as presented. Seconded by Commissioner Flores. Motion carried.

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

(Reports should include: Financial reports (revenue and expenditures), Run Reports, Training Reports and Hours, Volunteer Hours)

- a) **Bexar County ESD 5 Fire and Rescue**
Chief Estep gave his report in the Fire Rescue meeting and had nothing further.
- b) **Lytle Volunteer Fire Dept.**
Chief Garcia was present and gave his report. It was noted that he is recovering from back surgery. He reported 59 calls with an average response time of 7:59. He also talked about recruitment being up and the department striving for a 4 man shift. He said all of his officers are enrolled in Fire Officer 1 or Fire Officer 2 courses.

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

- a) **Discussion with action taken as needed regarding the future fire station in the Montgomery Road area, including but not limited to bid process, including resolutions, if any, and any other matters related thereto.**
This item was taken in Executive Session.
- b) **Personnel issues: Including but not limited to hiring, terminations, discipline, suspensions, and compensation, and any other related matters**
No action taken on this item.
- c) **Discussion and possible action regarding the litigation with the City of San Antonio in reference to Cause No. 2019-CI-26125 and Cause No. 2020-CI-24975**
This item was taken in Executive Session.
- d) **Discussion and possible action regarding the continuation of vendor contract between R4 Strategies and the District**

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This item was taken in Executive Session.

- e) **Discussion and action as appropriate regarding dues for the Bexar County ESD Association as well as choosing an alternate representative and any other related matter including but not limited to reimbursement.**

This item was taken in Executive Session.

Meeting was called into Executive Session at 6:53 pm citing Texas Government Code 551.071 Consultation with Attorney on items 8a, 8c, 8d, and 8e.

Meeting resumed in Open Session at 7:18 pm.

8a – No action taken.

8c – No action taken.

8d – No action taken.

8e – Motion by Commissioner Schneider to nominate Herschel Postert as the alternate for the ESD Association. Seconded by Commissioner Dalros. Motion carried.

Motion by Commissioner Schneider to approve the Association dues in the amount of \$35,000. Seconded by Commissioner Dalros. Motion carried.

Motion by Commissioner Flores to request reimbursement from the Association for fees associated with Commissioner Dalros' travel to Austin as well as reimbursement of legal fees from Sanchez and Wilson when creating the by-laws and articles to set up the association. Seconded by Commissioner Pierce. Motion carried.

9) Adjourn

Motion to adjourn by Commissioner Schneider. Seconded by Commissioner Dalros. Motion carried. Meeting adjourned at 7:21 pm.

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