

**MINUTES**  
**REGULAR MEETING**  
**BEXAR COUNTY EMERGENCY SERVICES DISTRICT NO. 5**  
**MAY 24, 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. 6<sup>th</sup> Street, Somerset, TX 78069 on MAY 24, 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 6:55 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) Report, if any, from the General Manager**

*GM reported that the audit was done and with the administrative assistance from Sylvia Garza, the process was very streamlined this year.*

*Commissioner Postert suggested getting another person bonded as a notary. No action taken.*

**5) The Board will hear a brief report on government affairs / legislative updates**

*(May be heard in Executive Session)*

*Commissioner Dalros talked about HB1794 in regards to the debt cap going to the Governor for his signature. Mr. Woody Wilson said SB1775 regarding ESD commissioners being elected would likely die.*

**6) Consent Agenda:**

**a) Review and approval of the minutes for the Regular Meeting on April 20, 2023**

*Motion by Commissioner Schneider to accept the minutes as presented. Seconded by Commissioner Pierce. Motion carried.*

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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**b) Review and approval of financials**

*Motion by Commissioner Pierce to accept the financials as presented. Seconded by Commissioner Dalros. 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 was not present.*

**b) Lytle Volunteer Fire Dept.**

*Chief Garcia was not present.*

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

**a) Discussion and possible action to review and approve the District's annual audit for submission to the County Auditor by the June 1 deadline**

*Robert Carter presented the financial audit saying it was a clean audit. He then reviewed it in more depth with the board.*

*Motion by Commissioner Schneider to approve the audit as presented. Seconded by Commissioner Flores. Motion carried.*

**b) 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.**

*As this was discussed in the Fire Rescue meeting, there was nothing further.*

**c) Ratify the transfer of \$120,000 from the ESD to the Fire Rescue for the purchase of the land on Montgomery Road from the county.**

*Motion by Commissioner Schneider to approve a transfer of \$50,000 to Fire Rescue to allow enough funds for the purchase of the land from the county and increase the budgeted stipend amount to reflect that. Seconded by Commissioner Pierce. Motion carried.*

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- d) Personnel issues: Including but not limited to hiring, terminations, discipline, suspensions, and compensation, and any other related matters**

*No action on this item.*

- e) 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**  
*Legal Counsel reported the case is still at the supreme court. No action required.*

- f) Discuss and consider revisions to the District's 2 year plan**

*Commissioner Flores said the plan needs to be adjusted and he will start working on it. No action taken.*

- g) Discussion and possible action regarding the contract with R4 Strategies that will expire on 6/30/2023**

*This item was taken in Executive Session.*

*Meeting was called into Executive Session at 7:25 pm.*

*Meeting resumed in Open Session at 7:38 pm.*

*Motion by Commissioner Schneider to proceed as directed in Executive Session.  
Seconded by Commissioner Dalros. Motion carried.*

- h) Set a date for a budget meeting**

*Budget workshop will be set for June 22, 2023 at 6:00 pm.*

- 9) Adjourn**

*Motion to adjourn by Commissioner Schneider. Seconded by Commissioner Dalros. Motion carried. Meeting adjourned at 7:39 pm.*

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