

**MINUTES**  
**REGULAR MEETING**  
**BEXAR COUNTY EMERGENCY SERVICES DISTRICT NO. 5**  
**January 21, 2021**

**The Board of Commissioners of Bexar County Emergency Services District No. 5 conducted a Regular Meeting at 7120 E. 6<sup>th</sup> Street, Somerset, TX 78069 on January 21, 2021 immediately following the Regular Meeting of the Board of Directors for Bexar County ESD 5 Fire and Rescue.**

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

*Meeting was called to order at 6:45 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 recided.*

- 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 be heard.*

- 4) The Board will hear a brief presentation from R4 Strategies, Rudy Rodriguez, with action taken, if necessary**

*Rudy Rodriguez, via telephone, gave the board a quick briefing about several bills he would be watching:*

*HB409 – regarding waiving fees for hunting and fishing licenses for first responders*

*HB545 – annexation for the state highway system and right of ways*

*HB1069 – carrying of concealed handguns by first responders and prohibiting governmental entities from making a rule against it*

*SB300 – relating to exemption from ad valorem taxes for surviving spouses of first responders*

*SB328 – requiring buildings being used during disasters to display flashing lights*

*Commissioner Schneider asked about the borrowing cap for Bexar County ESDs. Rudy said he thought, because of how it was originally worded, it would have to go out for a public vote, but he will clarify that.*

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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**5) Consent Agenda:**

**a) Minutes from the Regular Meeting on December 17, 2020**

*Motion by Commissioner Pierce to approve the minutes as presented. Seconded by Commissioner Dalros. Motion carried.*

**b) Review and approval of financials**

*Motion by Commissioner Flores to accept the financials as presented. Seconded by Commissioner Dalros. Motion carried.*

**6) 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**

*Report given in Fire Rescue meeting. Nothing else to report.*

**b) Lytle Volunteer Fire Dept.**

*Chief Dear had nothing to report. Monthly paperwork showed 73 calls for the month of December with an average response time of 7:07.*

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

**a) Discussion and possible action regarding service provider contracts**

*Lytle VFD accepted their contract and will soon be executed. No action needed.*

**b) Discussion and possible action regarding SOGs for Fire & Rescue in regards to carrying a weapon while on duty**

*This item was taken in Executive Session*

**c) Personnel issues: Including but not limited to hiring, terminations, discipline, suspensions, and compensation, and any other related matters including annual salary review for the Fire Chief**

*This item was taken in Executive Session*

**d) Discussion and possible action regarding an amendment to the 2020-2021 Budget**

*Motion by Commissioner Dalros to accept the budget amendment as presented taking \$9000 from the board expenses line item and adding it to the Lytle VFD contract lime item. Seconded by Commissioner Pierce. Motion carried.*

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

*This item was taken in Executive Session*

*Meeting was called into Executive Session at 6:57 pm for items 7b, 7c, and 7e citing Texas Government Code 551.071 consultation with attorney and 551.074 personnel matter.*

*Meeting resumed in Open Session at 7:57 pm.*

*7b – No action on this item.*

*7c – Motion by Commissioner Dalros to increase the Chief's salary as discussed in Executive Session effective immediately. Seconded by Commissioner Flores. Motion carried.*

*7e – Motion by Commissioner Dalros to appeal the case to the appellate court. Seconded by Commissioner Pierce. Motion carried.*

**8) Adjourn**

*Motion by Commissioner Dalros to adjourn. Seconded by Commissioner Pierce. Motion carried. Meeting adjourned at 7:58 pm.*

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