

**MINUTES**  
**REGULAR MEETING**  
**BEXAR COUNTY EMERGENCY SERVICES DISTRICT NO. 5**  
**MAY 16, 2024**

**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 16, 2024 immediately following the Bexar County ESD5 Fire and Rescue Board of Directors meeting 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 6:30 pm and a quorum was established. Board members in attendance were Herschel Postert, Howard Dalros, Andrew Flores, and Robert Pierce. Becky Schneider was absent.*
- 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 on the ESD Association meeting, with action taken, if necessary**  
*Commissioner Dalros said they are beginning to meet with representatives. He said they are continuing on establishing the insurance pool and have met with 4 insurance carriers. He said they will recommend 19:21 to the Association board for a vote. Commissioner Dalros noted that not all ESDs must participate and each ESD could have their own tailored coverages. He hopes the pool will reduce or eliminate the membership dues. No action taken.*
- 5) Report from Art Martinez de Vara on legislative topics and local matters, with action taken, if necessary**  
*Art Martinez was present and began saying the legislators are currently focused on border security. He said he is working with the County Commissioner's office on the dispatch issues as well as PIDs. He said they would like to get the language changed where annexation is not automatic but rather a vote by the citizens. He said Donna Campbell is working on an annexation clean up bill and said there is a push for de-annexation and eliminating the city's ETJ. No action taken.*

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) **Report from Chris Herrera from the Office of Emergency Management**  
*Chris Herrera was present. He said he is working with Commissioner Moody's office on the dispatch issues trying to get them to allow overtime increase pay to try to retain current personnel. No action.*
- 7) **Report from investment officer, Commissioner Pierce, with action taken, if needed.**  
*Commissioner Pierce reported interest earned is \$98k to date. No action needed.*
- 8) **Discussion and possible action to approve the annual financial audit and submittal to the County Auditor before the June 1 deadline**  
*Robert Carter presented the audit in the Fire Rescue meeting. Motion by Commissioner Dalros to approve the audit as presented. Seconded by Commissioner Flores. Motion carried.*
- 9) **Consent Agenda:**
- a) **Review and approval of the minutes for the Regular Meeting on April 18, 2024 and the Special Meeting on April 29, 2024**  
*Motion by Commissioner Dalros to accept the minutes as presented. Seconded by Commissioner Flores. Motion carried.*
  - b) **Review and approval of financials**  
*Motion by Commissioner Pierce to accept the financials as presented. Seconded by Commissioner Flores. Motion carried.*
- 10) **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 was given in the Fire Rescue meeting. Nothing further.*
  - b) **Lytle Volunteer Fire Dept.**  
*Vanessa Lopez was present. She gave the call volumes as 51 total calls with an average response time of 8.5 minutes inside the district and 10 minutes outside the district. She also asked if they could use the same auditor as last year and the board did not have a problem with that as long as Lytle VFD understands they will only reimburse the amount in the contract. No action taken.*

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**11) Action items:**

**Re: Future fire station on Montgomery Road:**

- a) Construction progress report from AGCM, with action taken as necessary, for continued progress on the project**  
*Mark Price of AGCM was present. He said they are having meetings every 2 weeks with the contractor. The well has been drilled and water was hit at 35 feet but they drilled to 65 feet. They are running tests. He said the forms for the electric and water have been laid out. The temporary electric pole is there and they are waiting on CPS for permanent electricity. No action taken.*
- b) Update on ground breaking ceremony with action taken, if necessary**  
*Mark Price went over the notes from the meeting earlier in the day regarding the details of the ceremony. No action taken.*

**Re: Future fire station at IH35 and Luckey Road:**

- c) Discussion and possible action regarding environmental surveys, clean up, shredding, dumpster, and any other matters related thereto**  
*Legal Counsel, Woody Wilson, said he will be sending out a letter to Tiger Sanitation to get the dumpster picked up. Commissioner Postert says Mike Desalme will go out and spray weed killer once the dumpster has been removed.*
- d) Status of a sign at the property, with action, if needed**  
*Chief Estep says the sign has been ordered.*

**Re: Future fire station located on real property within the boundaries of BCESD5:**

- e) Status on the purchase of the property with action taken as necessary regarding environmental surveys, appraisals, clean up, and any other related matters**

*This item was taken in Executive Session.*

*Meeting was called into Executive Session at 7:26 pm citing Texas Government Code 551.071 consultation with attorney.*

*Meeting resumed in Open Session at 7:37 pm.*

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*Motion by Commissioner Dalros to proceed as directed in Executive Session for the Environmental tests, survey, and appraisal. Seconded by Commissioner Flores.  
Motion carried.*

**Other items:**

- f) Personnel issues: Including but not limited to complaints by employees related to their employment and/or hiring, terminations, discipline, suspensions, and compensation, and any other related matters**  
*No action taken.*
- g) Update, if any, on land from Galm Realty for future fire station(s)**  
*No action taken.*
- h) Discussion and possible action regarding future PIDs in the District 5 area**  
*No action taken.*

**11) Adjourn**

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

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