

**MEETING OF THE WALLER-HARRIS EMERGENCY
SERVICES DISTRICT NO. 200**

Board of Commissioners of the **WALLER-HARRIS EMERGENCY SERVICES DISTRICT NO. 200**,
was held on **Monday, May 13, 2013 at 7:00 p.m. at the Hempstead Volunteer Fire Department, 1046
Austin St., Hempstead, Texas 77445.**

In attendance were: Commissioners: Gary Ferguson, Darwin Hargrave, Brook Robinson, & Tommy Albert,
Legal Counsel: Mr. Katz, Departments: Waller VFD, Pattison VFD, Mt. Zion, Gerald, Hempstead Fire
Department, Monaville VFD, Waller EMS, Rolling Hills, Prairie View VFD, & Tri-County VFD. The meeting
was called to order at: 7:12 by Gary Ferguson.

The District will consider and act upon the following matters:

1. *1a* **To receive public comment, including vendors and service providers.** - Jimmy
1b Sanders, City Councilman of Brookshire thanked the ESD and everyone who voted in
1c support of the measure admitting the City of Brookshire and it's ETJ into Waller Harris
1d ESD #200.

1e Mr. Katz read the election results for the Brookshire and its ETJ: The measure was
1f approved by 628 in favor 207 against with a 75% approval rate.

1g Bo with Waller EMS informed the board, before adjournment, that he was served with legal papers prior to
1h the meeting starting, regarding the lawsuit being brought forth against them by Monaville VFD. Mr. Albert
1i stated that he doesn't like the fact that two departments within the EDS are suing either other and doesn't
1j think this is appropriate. Monaville stated they will be funding the suit with non ESD funds (private funds),
1k as will EMS. Mr. Katz did state that the lawsuit could potentially affect ESD as the costs escalate, however.
2. *2a* **To receive a report from the Waller County Fire Chief's Association and discussion of alternate**
2b **dispatching options.** - No meeting/nothing to report.
3. *3a* **To receive an update on Waller County Fire Marshall position and review of District's participation**
3b **in funding thereof and to take appropriate action as required.**

3c Discussion was held regarding the \$30K that was paid to the County for fire a Marshall, but no Fire
3d Marshall has been hired as of yet. Mr. Ferguson wanted to know what happens to the funds that they have
3e invested in this position. Mr. Katz stated he will send an official inquiry to the County to find out what is
3f the status and to request the funds returned if the Fire Marshall position is not going to be filed.
3g
4. *4a* **To review and take action on approval of minutes of prior meetings.** – Mr. Albert moved to accept the
4b April minutes, Mr. Hargrave seconded the motion which carried 4-0.
5. *5a* **To receive a financial report from the District Treasurer and District Bookkeeper.** – Report
5b was read by Leanna Lehman. Discussion followed regarding the ACH debit for the pension, after
5c which The Smith Group was asked to check all ACH debits and payments for the last year. Mr.

5d Albert moved to accept the financial report as read. Mr. Hargrave seconded the motion which carried 4-0.

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|--------------------------------|----------------------|
| Prosperity - 68-61881 | \$ 428.63 |
| Prosperity-Public Funds | \$ 1,746,906.61 |
| 1st National Bank-Public Funds | \$ 1,503,141.18 |
| Accounts Receivable | <u>\$ 162,050.18</u> |
| Unrestricted Net Assets | \$ 3,412,526.60 |
| | |
| Total Revenues for April | \$ 82,683.98 |
| Total Provider Payments | \$ 125,141.67 |
| Total District Expenses | <u>\$ 32,296.75</u> |
| Total Expenses | \$ 240,122.40 |

6. 6a **To pay District bills-** Leanna Lehman read the district bills. Mr. Hargrave moved to pay the district bills,
6b Mr. Albert seconded the motion, which carried 4-0

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|---|------------------------|--|---------------------------------|----------|-------------------|
| 1 | BFF Investments | | Office Lease (ready to pick up) | 5/9/2013 | \$800.00 |
| 2 | Daystar Publishing | | Election Notices | 5/9/2013 | \$1,971.00 |
| 3 | F.A.S.T. | | Training for Rolling Hills | 5/9/2013 | \$625.00 |
| 4 | Houston Community News | | Election Notices | 5/9/2013 | \$8,796.56 |
| 5 | Municipal (MES) | | Equipment /Tri-County | 5/9/2013 | \$20,650.68 |
| 6 | Municipal (MES) | | Equipment /Tri-County | 5/9/2013 | \$843.51 |
| 7 | Safe-D | | Training/Construction Mngt | 5/9/2013 | \$190.00 |
| 8 | The Smith Group, Inc. | | Accounting/Bookkeeping | 5/9/2013 | <u>\$1,597.30</u> |
| | | | | | \$35,474.05 |

7. 7a **To discuss and take action on a Contract with and engagement of Perdue, Brandon, Fielder, Collins**
7b **& Mott for the collection of delinquent District ad valorem property taxes for years 2012 and prior,**
7c **and providing for the payment of 20% of the delinquent taxes, penalties, and interest which are**
7d **collected by the attorney under said Contract.**

7e Mr. Katz informed the board that **Perdue, Brandon, Fielder, Collins & Mott**, was the new legal firm
7f contracted by Waller County. ESD has always gone with the county's law firm in the past, thus in keeping
7g with the county tax bill. Mr. Katz recommended that ESD contract with the Perdue, Brandon, Fielder,
7h Collins & Mott as well. Mr. Albert moved to accept the motion, Brooke seconded. The motion carried 4-0.

8. 8a **To review and take action on revisions to District 2013 budget. - No action**

9. 9a **To review and take action on service provider 2013 budgets. –**
9b Mr. Albert discussed the workshop held with Waller EMS who requested that ESD increase \$150K to their

9c budget, returning it to the 2012 contracted amount of \$1,150,00. Mr. Albert said that EMS was already
9d running on a very tight budget and moved to increase EMS budget by \$150K. Mr. Hargrave asked to table
9e the motion until Mr. Ferguson could finish gathering data. He has been running comparisons with other
9f districts and is still in process trying to get numbers together. Mr. Ferguson felt that the increased needed to
9g be justified. Mr. Albert stated that the quality of service that being provided shouldn't be compromised.
9h Katz stated the meeting could not be tabled because a motion was on the floor. Mrs. Robinson seconded
9i motion to increase the budget as moved. The commissioners voted, resulting in a 2-2 vote, with Mrs.
9j Robinson and Mr. Albert for the motion and Mr. Ferguson and Mr. Hargrave against. The motion failed.

9k According to Mr. Ferguson, Mr. Davis (who was not present) would like to call a special meeting in two
9l weeks. Brookshire becomes part of EDS once the election is canvassed on the 22nd and this item could be
9m addressed at that time. Further discussion was held regarding ESD's discretion as to when they start
9n providing services. According to Mr. Katz, the 2013 tax bill will include Brookshire tax payments. Property
9o owners were notified that they have become part of the district and will have a portion of their tax
9p payments go to ESD for services. Brookshire may cancel their current provider at will and would like to do
9q so ASAP. They would like services to begin immediately. Mr. Albert stated that we are at the end of the
9r budget and we need to think about how services can implemented with the current budget restraints.

9s Mrs. Robinson then moved to reopen item #9 and suggested calling a special meeting to address the issue
9t of increasing the Waller EMS budget. Mr. Ferguson said he could complete his research within 7-10 days.
9u Mr. Albert moved to hold this meeting with the upcoming canvass meeting at on Tuesday, May 21 at 7pm.
9v Mr. Robinson seconded the motion which carried 4-0.

10. 10a **To review and take action on contractual compliance by service providers regarding audits, semi-**
10b **annual reallocations, etc.** - No action
11. 11a **To review and take action on the payment of operations funding pursuant to 2013 budget and service**
11b **agreement with the District fire and EMS service providers.** – Mr. Albert moved to pay the service
11c providers, Mrs. Robinson second. 4-0
12. 12a **To review and take action on approval of District/Department capital acquisitions and appropriate**
12b **funding thereof.** - No action
13. 13a **To review and take action on development of a District-wide ISO plan.** - No action
14. 14a **To receive activity reports from District fire and EMS providers.** - Providers read their call/run reports
14b (Rolling Hills, Waller VFD, Tri-County VFD, Monaville VFD, Pattison VFD, Hempstead Fire Department,
14c Waller EMS, Mt Zion VFD and Prairie View VFD. *(See attached report for April calls/runs).*

14d Mr. Hargrave discussed educating the community about certain procedures for fire and EMS calls. The
14e public perception is that is these services are free. Mr. Ferguson asked to have an item for discussion placed
14f on the next agenda. Rolling Hills stated that they have some programs in places to help reach the
14g community and can bring info to the next meeting.
15. 15a **To review and take action on revisions to District and/or Department operating and capital budgets**
15b **pursuant to re-allocations and/or other matters.** - No action
16. 16a **To review and take action as applicable on purchase of new fire apparatus, including Engines,**

- 16b* **Booster Trucks, and Pumpers, and new ambulance and/or remount with purchase of new cab and**
16c **chassis and refurbish of box. -**
16d Mr. Ferguson asked Bo about EMS truck renovation. Remount will be \$55K, which will not need
16e to out to bid if they go through HGAC for the remount. No action was taken.
- 17. *17a* To receive a training report from service providers. -** Not due this month, no action.
- 18. *18a* To review and take action on construction of future Rolling Hills Fire Station, including transfer of**
18b **real property to the District, including slab and pad for generator and other equipment. –** Gary
18c Ferguson stated that Rolling Hills had a price come in for the concrete slab for the water tank of
18d approximately \$3950 approx. Mr. Hargrave moved to have the slab poured, with the cost not to exceed
18e \$4000. Mr. Albert seconded the motion, which carried 4-0.
- 19. *19a* To review and take action on execution of office lease space agreement. -** No action
- 20. *20a* Executive Session, pursuant to Section 551.072 Government Code, to discuss real estate matters with**
20b **attorney. -** No action
- 21. *21a* Discuss and take action on ESD website.** Mr. Katz has two proposals from vendors and is working on
21b getting one more. No action
- 22. *22a* Adjournment. –** Mr. Albert moved to adjourn, Mr. Hargrave seconded. Motion carried 4-0 at 8:25 PM
22b

Tommy Albert, Secretary/Treasurer