

NOTICE
Palo Pinto County ESD # 2
Regular Session Minutes

A Regular Session of the Palo Pinto County Emergency Services District #2 Board met on January 17, 2023, at 6:00 p.m., at Santo Fire / EMS Station, Santo Texas. The following subjects were discussed, considered, passed or adopted to wit.

A. Workshop:

1. Workshop called to order and established a Quorum - The meeting was called to order at 6:00 p.m. by President Ron Daily. Commissioners present were, Ron Daily, Mark Hukel, Paul Smith, Andrew Watts, and Josh Winbourn.

The District Board of Commissioners met in a workshop with its Attorney to discuss and consult upon the following matters: No Action was taken on the following items.

2. ESD board operations: Chapter 775 statutory components and District operations; Open Meeting and Open Records matters and training; Records Management Program; Section 552.024, Public Access option form; Conduct of District meetings, and adoption of limited provisions of Roberts Rules of Order.
3. District budgetary matters; District Investment Policy; Investment training requirements and exceptions; quarterly investment reports.
4. Texas Ethics Form 1295 requirements and procedures.
5. Competitive Bidding and contract requirements with District consultants, vendors and service providers; emergency services contracts; and interlocal agreements between government entities.
6. Methodology of District financing needs for EMS equipment, vehicles and facilities; EMS funding and budgeting.
7. District website and website requirements.
8. Required filings of annual report; annual publication of notice of location of admin building.

B. Special Meeting:

1. Call the special meeting to order, conduct roll call, confirm a quorum. Commissioners present were, Ron Daily, Mark Hukel, Paul Smith, Andrew Watts, and Josh Winbourn.

The District Board of Commissioners will consider and act upon the following matters:

2. Public Comments and Announcements. –
3. Discuss/Consider/Approve: (i) action on sale of ESD-owned property on I-20 pursuant to Section 263.007, Local Government Code; (ii) engagement for Commercial Appraisal Associates for appraisal services; (iii) advertising of Request for Sealed Bids in the approved District newspaper.

4. Executive/Closed Session: The Board may retire to Closed Session any time after the meeting opens and prior to adjournment for the purpose of consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code to seek the attorney's advice about pending or contemplated litigation, a settlement offer, or on matters which require confidentiality under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas; discussion of real estate sales and/or acquisition and matters pursuant to Section 551.072 of the Texas Government Code; and/or personnel matters pursuant to Section 551.074 of the Texas Government Code. Action will be taken in open session:

A. Consultation With Attorney under Section 551.071 of the Texas Government Code. The Board of Commissioners will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Board of Commissioners under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551:

(i) Cause No. C50113; Cagle v. Palo Pinto County Emergency Services District No. 2.

B. Real Estate Matters under Section 551.072 of the Texas Government Code. The Board of Commissioners will meet in Closed Session for discussion of real estate sales and/or acquisition matters.

(i) Contemplated sale of ESD-owned property on I-20 pursuant to Section 263.007, Local Government Code.

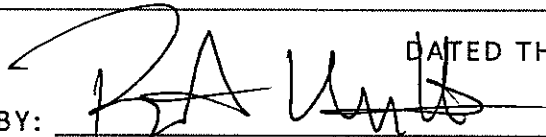
5. Reconvene Open Session and consider taking action on the following matters:

(i) Cause No. C50113; Cagle v. Palo Pinto County Emergency Services District No. 2. Mark Hukel made motion to take no action on law suit this meeting. Seconded by Andrew Watts, motion carried 5-0

(ii) Sale of ESD-owned property on I-20 pursuant to Section 263.007, Local Government Code. Paul Smith made motion to hire an appraiser to appraise the property at I-20 and report back to the board. Seconded by Andrew Watts, motion carried 5-0.

9. Next meeting 02-7-2023 @ 6:00 p.m.

10. A motion to adjourn was introduced by Mark Hukel and seconded by Josh Winbourn. The motion passed at 8:55 p.m.

BY: 
ANDREW WATTS, (SECRETARY)

DATED THIS 7TH DAY IN FEBRUARY 2023

BY: 
RON DAILY, (PRESIDENT)

The Palo Pinto County Emergency Services District #2 Board reserves the right to adjourn into executive session at any time during the course of the meeting to discuss any of the items listed above, as authorized by Texas Government Code Section 551.073 [Consultation with Attorney], 551.072 [Deliberations about Real Property], 551.073 [Deliberations about gifts and donations],

551.074 [Personnel matters], 551.076 [Deliberations about security devices], and 551.086 [Economic development]. Before any closed meeting is convened, the Presiding Officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes, actions or decisions will be taken in open meeting. Compliance with HB 2840: Under the Texas Government Code Section 551.007, any member of the public who desires to address the ESD Board regarding a specific item on the agenda will have the opportunity to address the Board when that Agenda item is discussed. Comments from the public are limited to 3 minutes unless the speaker requires the assistance of a translator, in which case the speaker is limited to 6 minutes. Individual Board members will also have the right to question the public on Agenda items.

The District reserves the right to consider and take action on the above agenda items in any order. It also reserves the right to enter into a closed meeting on any agenda item as allowed by law. A Citizens Comment Form must be filed with the Secretary at least 10 minutes prior to the beginning of the meeting for an individual to be allowed to speak during Citizen Comment. By completing the Citizen Comment Form, the individual understands and acknowledges that the public is not entitled to choose the items to be discussed by the Board of Emergency Services Commissioners. The individual executing the Citizen Comment Form understands that he/she is provided a limited amount of time, and that he/she may not be allowed to continue to address the Board of Emergency Services Commissioners if the comments are rude, disparaging or defamatory to any individual or entity, or the comments become disruptive to the good order of the meeting. If at a meeting of a governmental body, a member of the public or of the governmental body inquires about a subject for which notice has not been given as required by the Texas Open Meetings Act, the notice provisions of the Texas Open Meetings Act do not apply to a statement of specific factual information given in response to the inquiry; a recitation of existing policy in response to the inquiry; or, any deliberation of or decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting. It should be noted that pursuant to Section 38.13, Texas Penal Code, HINDERING PROCEEDINGS BY DISORDERLY CONDUCT: (a) A person commits an offense if he intentionally hinders an official proceeding by noise or violent or tumultuous behavior or disturbance; (b) A person commits an offense if he recklessly hinders an official proceeding by noise or violent or tumultuous behavior or disturbance and continues after explicit official request to desist; and, (c) An offense under Section 38.15, Texas Penal Code is a Class A misdemeanor.