

UPSHUR COUNTY EMERGENCY SERVICES DISTRICT NO. 2

OCTOBER 18, 2022

7:00 P.M.

MINUTES

The regular meeting of the Upshur County Emergency Services District No. 2 Commissioners was held on October 18, 2022, at the Diana Fire Station, 10496 State Hwy. 154E, Diana, Texas 75640.

- 1) **Open meeting.** The meeting was opened at 7:00 p.m. by Gaston DeBerry, III.
- 2) **Call to order.** Gaston DeBerry, III called the meeting to order. Prayer was led by Gaston DeBerry, III.
- 3) **Determine quorum present.** Gaston DeBerry, III determined a quorum with Tommie Whitaker, Gregg Price, Trevor Larrington and Kenny Hankins being present.
- 4) **Read and approve minutes from the Regular meeting held September 20, 2022.** Motion was made by Kenny Hankins with a second by Tommie Whitaker to approve the minutes as read. Motion carried 5-0. Unanimous vote in favor.
- 5) **Public comment.** Gaston DeBerry, III commented that the dispatching contract with the City of Gilmer included the territories of New Mountain, Diana, and the city limits of Ore City and was approved at the city council meeting.
- 6) **Discuss and take action regarding the Contract for Services Between the Upshur County Emergency Services District No. 1 and Upshur County Emergency Services District No. 2.** Motion was made by Kenny Hankins with a second by Tommie Whitaker to approve and execute the contract as submitted. Motion carried 5-0. Unanimous vote in favor.
- 7) **Discuss and take action on bond insurance for ESD #2.** Gaston DeBerry, III notified the Board that he had filled out the application with VFIS and was waiting on a quote for bond insurance. No action.
- 8) **Pay the City of Gilmer for dispatching services for the month of September, 2022.** Motion by Tommie Whitaker with a second by Kenny Hankins to pay the City of Gilmer for dispatching services for the month of September, 2022 in the amount of \$900.00. Motion carried 5-0. Unanimous vote in favor.

- 9) **Pay bills for the Upshur County ESD #2 as submitted and approved.** Motion by Tommie Whitaker with a second by Trevor Larrington to pay the following bills as submitted and approved. Motion carried 5-0. Unanimous vote in favor.

Terri Ross (September Bookkeeping/Clerical) \$ 250.00


- 10) **Pay the City of Ore City the amount of \$8,250.00 as the monthly installment as set out in the Contract for Fire Fighting Services.** Motion by Kenny Hankins and second by Gregg Price to pay the City of Ore City in the amount of \$8,250.00. Motion carried 3-0 with Gaston DeBerry, III and Tommie Whitaker abstaining.

- 11) **Pay Diana VFD the amount of \$10,375.00 as their monthly budget allotment and any other expenses presented for approval.** Motion by Tommie Whitaker and second by Gregg Price to pay Diana VFD the amount of \$10,375.00 as their monthly budget allotment. Motion carried 4-0 with Kenny Hankins abstaining. Unanimous vote in favor.

- 12) **Pay New Mountain VFD the amount of \$3,687.50 as their monthly budget allotment and any other expenses presented for approval.** Motion by Kenny Hankins and second by Tommie Whitaker to pay New Mountain VFD the amount of \$3,687.50 as their monthly budget allotment. Motion carried 4-0 with Trevor Larrington abstaining.

- 13) **Items to be considered for next month's agenda.** Discuss purchasing repeater system; radio frequencies; and E-Dispatch.

- 14) **Adjournment.** Motion by Kenny Hankins with a second by Tommie Whitaker to adjourn. Motion carried 5-0. Unanimous vote in favor.



Presiding Officer Signature
Title: President

Date: 11-15-22

CONTRACT FOR SERVICES BETWEEN THE UPSHUR COUNTY EMERGENCY SERVICES DISTRICT NO.1 AND UPSHUR COUNTY EMERGENCY SERVICES DISTRICT NO.2

THE STATE OF TEXAS
COUNTY OF UPSHUR

1. Parties

That the parties to this agreement are the UPSHUR COUNTY EMERGENCY SERVICES DISTRICT NO.1 hereinafter referred to as the “District 1”, and the UPSHUR COUNTY EMERGENCY SERVICES DISTRICT NO.2, hereinafter referred to as the “District 2”. Said contract shall be in full force and effect from October 1, 2022, until September 30, 2023.

2. Performance Standards

- A. District 1 will provide Mutual Aid to District 2 when called upon.
- B. District 2 will provide Mutual Aid to District 1 when called upon.
- C. Neither District 1 nor District 2 will require financial reimbursement unless the operational period of an incident meets the Texas Statewide Mutual Aid Agreement (Government Code Chapter 418)

3. Purchases and Property

- A. District 1 agrees to continue the continuity of the EDispatch system.
- B. District 2 agrees to reimburse District 1 for 30% of the annual billing for the EDispatch system. District 1 will Invoice District 2 for the charges and include a complete copy of the total invoice for reference.
- C. District 1 agrees to maintain continuity of the “Upshur County Fire” radio channel. District 1 will maintain the insurance policy for the radio infrastructure.
- D. District 2 agrees to reimburse District 1 for 30% of the annual insurance premium and any Insurance Claims, Repairs, or Service needed on the radio infrastructure.

CONTRACT FOR SERVICES BETWEEN THE UPSHUR COUNTY
EMERGENCY SERVICES DISTRICT NO.1 AND UPSHUR
COUNTY EMERGENCY SERVICES DISTRICT NO.2

5. Liabilities

- A. District 1 accepts no legal responsibility and shall not be held legally responsible for any acts or omissions on the part of the Departments. The Department shall, in a satisfactory manner, provide firefighting services as stated herein.

- B. District 1 accepts no legal responsibility and shall not hold District 2 legally responsible for any acts or omissions on the part of either District or its Departments

SIGNED AND ENTERED into this the _____ day of _____, 2022.

UPSHUR COUNTY EMERGENCY
SERVICES DISTRICT NO. 1

UPSHUR COUNTY EMERGENCY
SERVICES DISTRICT NO. 2

Marcus Nichols, President

Gaston DeBerry, III, President

Michael Kuza, Secretary

Tommie Whitaker, Vice President

Scott Mischnick, Asst. Secretary

Trevor Larrington, Secretary

Cloddie Henson, Member

Gregg Price, Treasurer

CONTRACT FOR SERVICES BETWEEN THE UPSHUR COUNTY
EMERGENCY SERVICES DISTRICT NO.1 AND UPSHUR
COUNTY EMERGENCY SERVICES DISTRICT NO.2

Bobby Jenkins, Member

Kenny Hankins, Member