

**MINUTES OF MEETING  
SMITH COUNTY EMERGENCY SERVICES DISTRICT NUMBER NO. 1  
BOARD OF COMMISSIONERS  
REGULAR MEETING  
LINDALE VOLUNTEER FIRE DEPARTMENT, LINDALE, TEXAS  
DECEMBER 21, 2023**

**Carolyn Todd, President, called the meeting to order.**

**Carolyn Todd gave the invocation.**

**Pledge by all in attendance to the American Flag lead by Kenneth Smith.**

**Carolyn Todd certified that the Agenda was posted as dictated by law on the Board Website on December 14, 2023, and at the Lindale Volunteer Fire Department on December 14, 2023. Board Members present in addition to Carolyn Todd were Louie Brown, Charles Froebe, Owen Scott and Kenneth Smith. Annie Baldwin, Volunteer Clerk, was present.**

**Charles Froebe made a motion to approve the Agenda with the understanding that the items may be acted upon in any order. Motion seconded by Louie Brown. All in favor and motion carried.**

**The minutes of Regular Meeting of November 16, 2023, Board of Commissioners, were presented for approval. Owen Scott made a motion to approve the minutes. Motion seconded by Charles Froebe. All in favor and motion carried.**

**There were no citizens to talk during Citizen Talk Time.**

**Since no one was available to discuss the “Draft HMP Action Items for ESD”, Carolyn Todd tabled this item.**

**Joe Yeakley, Fire Chief, Lindale Volunteer Fire Department, presented the monthly activities report for November. The Chief stated that calls were down. The Department is waiting on news on new brush truck, not sure when truck will be delivered. The Department of Labor is still doing audit. The fire department got an email from the labor department wanting to interview eight firefighters. The Department has made preliminary changes for new fire station and they have put the remodeling of the main fire station on hold at this time.**

**Charles Froebe, Treasurer, presented the bills for the Lindale Volunteer Fire Department. The total requested for District funds was \$ 80,646.99. Annie Baldwin explained that she had inadvertently over paid the fire department \$.50 last month by writing the check for more than the requested amount. Louie Brown made a motion to approve the bills and pay the fire department the requested amount minus the \$.50 overpayment for \$ 80,646.49. Motion seconded by Owen Scott. All in favor and motion carried.**

**Since the Board has not received the audit for workman's compensation, Carolyn Todd tabled this item.**

**Annie Baldwin explained the “Activity Waiver and Release Assumption of Risk and Indemnification and Hold Harmless (Riding in Department Vehicles (Agreement)” which all**

persons riding in or on the Lindale Volunteer Fire Department Vehicles would need to sign before riding in a Department vehicle. This could help protect the fire department from a law suit in case of an accident. Charles Froebe made a motion for a Resolution to approve the “Activity Waiver and Release Assumption of Risk and Indemnification and Hold Harmless (Riding in Department Vehicles). Motion seconded by Owen Scott. All in favor and motion carried.

Annie Baldwin explained the “Activity Waiver and Release Assumption of Risk and Indemnification and Hold Harmless (Physical Agility Test)” which all persons participating in an activity at the Lindale Volunteer Fire Department’s training grounds would need to sign before participating in activities at the Department’s training field. This could help protect the fire department from a law suit in case of an accident. Charles Froebe made a motion for a Resolution to approve the “Activity Waiver and Release Assumption of Risk and Indemnification and Hold Harmless (Physical Agility Test). Motion seconded by Louie Brown. All in favor and motion carried.

Annie Baldwin discussed a Resolution the Board passed last month naming Annie Baldwin to receive monthly confidentiality reports from comptroller’s office. She stated that since that time she has learned from the comptroller’s office that only an officer of the Board can receive this report. Owen Scott made a motion for a Resolution to rescind Part of Resolution # 16-2023 naming Annie Baldwin to receive monthly confidentiality reports from comptroller’s office and name Carolyn Todd, or person holding the office of the President of the Board to receive these reports. Motion seconded by Charles Froebe. All in favor and motion carried.

Annie Baldwin discussed the Sales and Use Tax Allocation Summary for October 2023 from the Texas Comptroller of Public Accounts office. Gross collections were \$ 119,592.43 minus State fees which left a total of \$ 114,867.12 to be deposited into the Board’s bank account. An additional \$ 517.08 was also deposited due to one business filing his report early. No action to be taken by the Board.

Annie Baldwin discussed assignment of board members’ attendance at Lindale Volunteer Fire Department’s meetings for calendar year 2024. Charles Froebe made a motion to approve the following board members’ attendance at the Lindale Volunteer Fire Department’s meetings for calendar year 2024: January Owen Scott; February, Carolyn Todd; March, Charles Froebe; April, Kenneth Smith; May, Louie Brown; June, Owen Scott; July, Carolyn Todd; August, Charles Froebe; September, Kenneth Smith; October, Louie Brown; November, Owen Scott; December, Carolyn Todd. Motion seconded by Louie Brown. All in favor and motion carried.

Since a contract from Quality Constructions Services, Inc., has not been completed, Carolyn Todd tabled this item.

Louie Brown discussed Lindale Rural Water Corporation’s leasing land to the Board for fire station #4. Mr. Brown stated he has learned that the Corporation has two liens against the property which will have to be resolved before the bank would loan money to the Board so they could enter into a lease with the Corporation. They are working to release these liens, one with the USDA and the other with Co Bank. He also discussed an agreement with the Board that the Corporation must revise before it can be signed. No action to be taken by the Board at this time.

Annie Baldwin stated that since the Board is not ready to discuss a loan from the Texas Bank And Trust, Carolyn Todd tabled this item.

**Annie Baldwin discussed required training hours for Board Members. She stated that all Board Members are in compliance with state laws concerning this. No action required to be taken.**

**Charles Froebe presented the following bills for payment: Smith County, \$ 8,500 for dispatch; Smith County Appraisal District, \$ 24,768 for 2024 assessment services; Gary B. Barber, \$ 13,171.50 for tax collections; CNA Survey, \$ 92.50 for bond. Kenneth Smith made a motion to approve payment of the bills as presented. Motion seconded by Owen Scott. All in favor and motion carried.**

**Charles Froebe presented the Treasurer's Report for November 2023. Owen Scott made a motion to approve the report. Motion seconded by Louie Brown. All in favor and motion carried.**

**Louie Brown made a motion to adjourn. Motion seconded by Owen Scott. All in favor and motion carried.**

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**CAROLYN TODD, PRESIDENT**

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**KENNETH SMITH, SECRETARY**