

MINUTES OF MEETING OF THE
BOARD OF COMMISSIONERS

June 6, 2023

THE STATE OF TEXAS
COUNTY OF HARRIS
HARRIS COUNTY EMERGENCY SERVICES DISTRICT NO. 11

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The Board of Commissioners (the "Board") of Harris County Emergency Services District No. 11 (the "District") met in special session, open to the public, at the District's Administration Building, 18334 Stuebner Airline Road, Spring, Texas 77379, a meeting place inside the boundaries of the District, on Tuesday, June 6, 2023, at 6:00 p.m.; whereupon, the roll was called of the members of the Board, to-wit:

Karen Plummer	President
Steve Williams	Vice President
Dorothy Dalton	Secretary
Robert Pinard	Treasurer/Asst. Secretary
Zach Dunlap	Asst. Treasurer

All members of the Board were present, thus constituting a quorum. Also attending the meeting were the following District employees: Mr. Jamie Chebra, Chief Executive Officer ("CEO"); Mr. Tony Farmer, Chief Financial Officer ("CFO"); Ms. Katie Conn, Compliance Manager; Ms. Karisa Wendt, Executive Assistant; Mr. Xavier De La Rosa, Chief Quality Officer ("CQO"); Ms. Brandi King; and Mr. Brian Piatkowski. District consultants in attendance were: Ms. Regina D. Adams and Ms. Meredith King, attorneys, and Ms. Carla Christensen, paralegal, of Radcliffe Adams Barner PLLC ("RAB"), general counsel for the District; Mr. Brian Trachtenberg and Ms. Anna Phillips of Greathouse Holloway McFadden Trachtenberg, PLLC ("Greathouse"), special counsel to the District; and Mr. Xander Kannick of 62 Digital, LLC ("62 Digital"), the District's communications coordinator. Members of the public were also in attendance. A copy of the sign-in sheet is attached hereto.

WHEREUPON, the meeting was called to order by the President and evidence was presented that public notice of the meeting had been given in compliance with the law. The posted notices of the meeting are attached hereto.

This meeting was video recorded by 62 Digital for use by the District. The meeting was also streamed live by 62 Digital on the District's website.

The Board held a moment of silence for prayer and reflection.

PUBLIC COMMENTS

There were no public comments at this time.

STATUS OF COORDINATED SUSPENSION OF COMPUTER AIDED DISPATCH ("CAD") TO CAD WITH TEXAS EMERGENCY COMMUNICATIONS CENTER ("TECC") AND TAKE NECESSARY ACTION IN CONNECTION WITH SAME

Mr. Chebra reminded the Commissioners that the Board previously authorized the coordinated suspension of the District's CAD to CAD data exchange with TECC. Mr. Chebra went on to report that the District was still sharing CAD data with TECC while he and RAB coordinated with TECC and its legal counsel regarding preparation of an interim and full CAD to CAD Data Sharing Agreement (the "CAD Agreement") between the District and TECC. In response to a question, Ms. Adams reported that TECC's legal counsel had not yet provided the proposed interim CAD Agreement to RAB for review.

Commissioner Dunlap then requested to be briefed on the matter since he was unable to attend the prior Board meeting. Mr. Chebra and Ms. Adams then explained that the District became aware of a Public Information Act ("PIA") request made to TECC, of which the response by TECC included the District's confidential information and patient protected health information ("PHI"), which was prohibited from being released under federal and state law.

Ms. Adams stated that the legalities regarding this matter would further be discussed in Executive Session.

Mr. Trachtenberg and Ms. Phillips entered the meeting at this time.

AUTHORIZE ENGAGEMENT OF SPECIAL COUNSEL IN CONNECTION WITH RELEASE OF PHI

Mr. Trachtenberg presented to and reviewed with the Board an engagement letter from Greathouse in connection with the release of District PHI. A brief discussion ensued.

Upon motion by Commissioner Pinard, seconded by Commissioner Williams, after full discussion and the question being put to the Board, the Board voted four (4) votes in favor and one (1) vote opposed, with Commissioner Dunlap voting against, to authorize the engagement of Greathouse as special counsel to the District in connection with the release of PHI.

RATIFY ACTION TAKEN AT MAY 23, 2023 REGULAR BOARD MEETING REGARDING APPROVAL OF ONE (1) – YEAR SUBSCRIPTION TO THE "AIM HIGH" PROGRAM AND PAYMENT FOR SAME

Mr. Chebra reminded the Board that it previously authorized a one (1)–year subscription to the "Aim High" Program and payment for same, but such item was not on the agenda. Upon motion by Commissioner Williams, seconded by Commissioner Dalton, after full discussion and the question being put to the Board, the Board voted four (4) votes in favor and one (1) vote opposed, with Commissioner Dunlap voting against, to ratify approval of the one (1)–year subscription to the "Aim High" Program and authorization of payment for same.

Commissioner Dunlap explained that he was opposed to the "Aim High" subscription because, in his opinion, such program, which allowed for emergency medical service organizations and related workers to access, track and share non-confidential medical information and experiences, was heavily based on input from MedStar Mobile Healthcare. A discussion ensued.

REVIEW AND APPROVE LEASE AGREEMENT WITH HARRIS COUNTY EMERGENCY SERVICES DISTRICT NO. 13 ("ESD 13")

Mr. Chebra then presented to and reviewed with the Board the proposed Lease Agreement with ESD 13 in connection with the lease of a portion of ESD 13 Station No. 21, a copy of which is attached hereto. An extensive discussion ensued. In response to a question, Ms. Adams reported that she provided comments on a proposed form of Interlocal Housing Agreement to ESD 13's attorney on February 10, 2022, but never received a finalized Interlocal Housing Agreement for the Board's consideration and that the recently proffered Lease Agreement was a different document. It was the consensus of the Board to table action on such matter, pending legal review of the proposed Lease Agreement.

REVIEW BOARD COMMITTEE APPOINTMENTS AND TAKE NECESSARY ACTION ON SAME

Ms. Adams next reviewed with the Board the then-current Board committees and appointments to same, a copy of which is attached hereto.

Upon motion by Commissioner Williams, seconded by Commissioner Pinard, after full discussion and the question being put to the Board, the Board voted unanimously to eliminate the Construction Committee.

REVIEW DISTRICT PERSONNEL MATTERS

Mr. Chebra stated that he had personnel matters to discuss with the Board in Executive Session.

STATUS OF CYPRESS CREEK EMERGENCY MEDICAL SERVICES ("CCEMS") VS. THE DISTRICT, ET AL (THE "CCEMS LITIGATION"), AND RELATED LEGAL MATTERS AND TAKE NECESSARY ACTION ON SAME

Mr. Trachtenberg stated that he had updates on the CCEMS Litigation to discuss with the Board in Executive Session.

Commissioner Plummer then stated that the Board would convene in Executive Session to deliberate the items listed above as matters of attorney-client privilege and pending or contemplated litigation as they related to the PHI matter and the CCEMS Litigation, pursuant to Section 551.071, Texas Government Code and personnel matters pursuant to Section 551.074, Texas Government Code.

All members of the Board present, Mr. Chebra, Ms. Conn, Ms. Adams, Ms. King, Ms. Christensen, Mr. Trachtenberg and Ms. Phillips convened into Executive Session at 6:26 p.m.

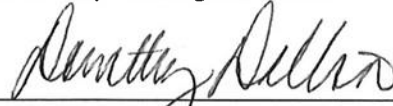
All other meeting attendees still present re-entered the meeting at 7:10 p.m.

RECONVENE IN OPEN SESSION

Commissioner Plummer reconvened the meeting in open session at approximately 7:16 p.m. at which time no action was taken by the Board.

There being no further business to come before the Board, the meeting was adjourned at 7:16 p.m.

PASSED, APPROVED AND ADOPTED this 1st day of August, 2023.



Secretary, Board of Commissioners

