

**COMAL COUNTY EMERGENCY SERVICES DISTRICT No. 4**  
**SPECIAL PUBLIC HEARING MEETING MINUTES**  
**August 27, 2018**

*NOTICE* is hereby given that a special public hearing meeting of the Board of Commissioners of Comal County Emergency Services District No. 4 was held Monday, the 27th day of August 2018, beginning at 5:30 p.m., at the Bremer Training Center at 9850 FM 311, Spring Branch, TX 78070 for the following purposes:

**DISCUSSION / ACTION ITEMS**

1. Call meeting to order;

Mr. Graf called the meeting to order at 5:30 PM and declared a quorum with the following board members present. Paul Graf: President, Josh Dean: Vice President, Robert Bruce: Secretary, Ms. Deena Clausen, Treasurer and Bret Barnett: Assistant Treasurer.

2. First Public Hearing for proposed tax rate as scheduled on August 27, 2018 (See attached Notices);

**WORKSHOP AGENDA**

1. Citizen comments (limited to 3 minutes and any comment made on subjects not included on the published agenda will not be discussed or action taken by the board);

Public Comment: In accordance with the Texas Attorney General's opinion, any public comment that is made on an item that is not on the published agenda will only be heard by the Board of Commissioners. No formal action, discussion, nor comment will be made by the Board of Commissioners;

No public attended and thus no comments were made.

**DISCUSSION / ACTION ITEMS (Continued)**

3. Discuss and consider any items related to facilities owned or planned by ESD 4;

Ms. Clausen made a motion to adopt the Prevailing Wage Rate Schedule for Comal County promulgated by the U.S. Department of Labor dated August 3, 2018 and attached hereto as Exhibit "A". Mr. Barnett seconded the motion. Motion approved unanimously.

4. Discuss time and date for the next special public hearing meeting planned for September 4, 2018 at 5:30 pm at the Bremer Training Center;
5. Discuss time and date for the next regular meeting when the tax rate will be voted upon, planned for September 10, 2018 at 5:30 pm at the Bremer Training Center;

6. Adjourn. The meeting adjourned at 5:57 pm.

The Board may retire to Executive Session any time between the meeting's opening and adjournment for any purpose authorized by the Texas Open Meetings Act, including but not limited to: consultation with legal counsel (Section 551.071 of the Texas Government Code); personnel matters (Section 551.074) and/or discussion of real estate acquisition (Section 551.072). If the Board decides to enter executive session regarding any item on this agenda, the Presiding Officer will announce that an executive session will be held and will identify the item to be discussed and the provision from the Open Meetings Act that authorizes the closed or executive session. Action, if any, will be taken in open session.

Comal County Emergency Services District No. 4 and the Bulverde-Spring Branch Emergency Services are committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request by calling (830) 228-4501 for assistance and information. Hearing impaired or speech disabled persons equipped with telecommunications devices for the deaf may utilize the statewide Relay Texas Program, 1-800-735-2988.



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Paul Graf, President  
Comal County ESD No. 4

**EXHIBIT A**

General Decision Number: TX180290 08/03/2018 TX290

Superseded General Decision Number: TX20170290

State: Texas

Construction Type: Building

County: Comal County in Texas.

BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments up to and including 4 stories)

Note: Under Executive Order (EO) 13658, an hourly minimum wage of \$10.35 for calendar year 2018 applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2015. If this contract is covered by the EO, the contractor must pay all workers in any classification listed on this wage determination at least \$10.35 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract in calendar year 2018. The EO minimum wage rate will be adjusted annually. Please note that this EO applies to the above-mentioned types of contracts entered into by the federal government that are subject to the Davis-Bacon Act itself, but it does not apply to contracts subject only to the Davis-Bacon Related Acts, including those set forth at 29 CFR 5.1(a)(2)-(60). Additional information on contractor requirements and worker protections under the EO is available at [www.dol.gov/whd/govcontracts](http://www.dol.gov/whd/govcontracts).

Modification Number	Publication Date
0	01/05/2018
1	01/12/2018
2	03/23/2018
3	04/20/2018
4	07/06/2018
5	08/03/2018

ASBE0087-014 01/01/2018

Rates Fringes

ASBESTOS WORKER/HEAT & FROST  
INSULATOR (Duct, Pipe and  
Mechanical System Insulation)....\$ 22.72 10.02

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BOIL0074-003 01/01/2017

Rates Fringes

BOILERMAKER.....\$ 28.00 22.35

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BRTX0005-006 06/01/2017

Rates Fringes

BRICKLAYER.....\$ 23.02 9.53

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ELEC0060-003 06/01/2016

Rates Fringes

ELECTRICIAN (Communication  
Technician Only).....\$ 21.57 9%+4.65

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ELEC0060-004 06/01/2018

Rates Fringes

ELECTRICIAN (Excludes Low  
Voltage Wiring).....\$ 28.30 13%+5.05

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ELEV0133-002 01/01/2018

Rates Fringes

ELEVATOR MECHANIC.....\$ 39.70 32.645+a+b

Footnote:

A. 6% under 5 years based on regular hourly rate for all hours worked. 8% over 5 years based on regular hourly rate for all hours worked.

B. Holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, the Friday after Thanksgiving Day, Christmas Day, and Veterans Day.

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ENGI0450-002 04/01/2014

Rates Fringes

POWER EQUIPMENT OPERATOR  
Cranes.....\$ 34.85 9.85

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IRON0084-011 06/01/2017

Rates Fringes

IRONWORKER, ORNAMENTAL..... \$ 23.27 7.12

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IRON0482-012 06/01/2017

Rates Fringes

IRONWORKER, STRUCTURAL..... \$ 22.15 6.68

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PLUM0142-009 07/01/2017

Rates Fringes

HVAC MECHANIC (HVAC  
Electrical Temperature  
Control Installation Only)..... \$ 30.25 11.80

HVAC MECHANIC (HVAC Unit  
Installation Only)..... \$ 30.25 11.80

PIPEFITTER (Including HVAC  
Pipe Installation)..... \$ 30.25 11.80

PLUMBER (Excludes HVAC Pipe

Installation)..... \$ 30.25 11.80

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SFTX0669-002 04/01/2017

Rates Fringes

SPRINKLER FITTER (Fire  
Sprinklers)..... \$ 29.03 15.84

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\* SHEE0067-004 04/01/2018

Rates Fringes

Sheet metal worker  
Excludes HVAC Duct  
Installation..... \$ 26.35 15.29  
HVAC Duct Installation Only. \$ 26.10 15.25

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SUTX2014-016 07/21/2014

Rates Fringes

CARPENTER (Acoustical Ceiling  
Installation Only)..... \$ 18.00 0.00

CARPENTER (Form Work Only)..... \$ 13.63 0.00

CARPENTER, Excludes  
Acoustical Ceiling  
Installation, Drywall  
Hanging, Form Work, and Metal  
Stud Installation..... \$ 16.64 2.57

CAULKER..... \$ 15.00 0.00

CEMENT MASON/CONCRETE FINISHER... \$ 22.27 5.30

DRYWALL FINISHER/TAPER..... \$ 13.81 0.00

DRYWALL HANGER AND METAL STUD  
INSTALLER..... \$ 15.38 0.00

ELECTRICIAN (Low Voltage  
Wiring Only)..... \$ 20.19 3.75

IRONWORKER, REINFORCING..... \$ 12.27 0.00

LABORER: Common or General..... \$ 14.11 0.00

LABORER: Mason Tender - Brick... \$ 12.00 0.00

LABORER: Mason Tender -  
Cement/Concrete..... \$ 12.00 0.00

LABORER: Pipelayer..... \$ 11.00 0.00

LABORER: Roof Tearoff..... \$ 11.28 0.00

LABORER: Landscape and  
Irrigation..... \$ 8.00 0.00

OPERATOR:  
Backhoe/Excavator/Trackhoe..... \$ 19.43 3.49

OPERATOR: Bobcat/Skid  
Steer/Skid Loader..... \$ 14.00 0.00

OPERATOR: Bulldozer..... \$ 14.00 0.00

OPERATOR: Drill..... \$ 14.50 0.00

OPERATOR: Forklift..... \$ 13.06 0.00

OPERATOR: Grader/Blade..... \$ 19.30 0.00

OPERATOR: Loader..... \$ 13.90 0.00

OPERATOR: Mechanic..... \$ 18.75 5.12

OPERATOR: Paver (Asphalt,  
Aggregate, and Concrete)..... \$ 16.03 0.00

OPERATOR: Roller..... \$ 11.25 0.00

PAINTER (Brush, Roller and  
Spray), Excludes Drywall  
Finishing/Taping..... \$ 13.13 0.00

ROOFER..... \$ 12.00 0.00

TILE FINISHER..... \$ 11.32 0.00

TILE SETTER..... \$ 16.91 0.71

TRUCK DRIVER: Dump Truck..... \$ 12.39 1.18

TRUCK DRIVER: Flatbed Truck..... \$ 19.65 8.57

TRUCK DRIVER: Semi-Trailer  
Truck..... \$ 12.50 0.00

TRUCK DRIVER: Water Truck..... \$ 12.00 4.11

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WELDERS - Receive rate prescribed for craft performing  
operation to which welding is incidental.

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Note: Executive Order (EO) 13706, Establishing Paid Sick Leave  
for Federal Contractors applies to all contracts subject to the  
Davis-Bacon Act for which the contract is awarded (and any  
solicitation was issued) on or after January 1, 2017. If this  
contract is covered by the EO, the contractor must provide  
employees with 1 hour of paid sick leave for every 30 hours  
they work, up to 56 hours of paid sick leave each year.  
Employees must be permitted to use paid sick leave for their  
own illness, injury or other health-related needs, including

preventive care; to assist a family member (or person who is like family to the employee) who is ill, injured, or has other health-related needs, including preventive care; or for reasons resulting from, or to assist a family member (or person who is like family to the employee) who is a victim of, domestic violence, sexual assault, or stalking. Additional information on contractor requirements and worker protections under the EO is available at [www.dol.gov/whd/govcontracts](http://www.dol.gov/whd/govcontracts).

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

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The body of each wage determination lists the classification and wage rates that have been found to be prevailing for the cited type(s) of construction in the area covered by the wage determination. The classifications are listed in alphabetical order of "identifiers" that indicate whether the particular rate is a union rate (current union negotiated rate for local), a survey rate (weighted average rate) or a union average rate (weighted union average rate).

#### Union Rate Identifiers

A four letter classification abbreviation identifier enclosed in dotted lines beginning with characters other than "SU" or "UAVG" denotes that the union classification and rate were prevailing for that classification in the survey. Example: PLUM0198-005 07/01/2014. PLUM is an abbreviation identifier of the union which prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. 07/01/2014 is the effective date of the most current negotiated rate, which in this example is July 1, 2014.

Union prevailing wage rates are updated to reflect all rate changes in the collective bargaining agreement (CBA) governing this classification and rate.

#### Survey Rate Identifiers

Classifications listed under the "SU" identifier indicate that no one rate prevailed for this classification in the survey and the published rate is derived by computing a weighted average rate based on all the rates reported in the survey for that classification. As this weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: SULA2012-007 5/13/2014. SU indicates the rates are survey rates based on a weighted average calculation of rates and are not majority rates. LA indicates the State of Louisiana. 2012 is the year of survey on which

these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. 5/13/2014 indicates the survey completion date for the classifications and rates under that identifier.

Survey wage rates are not updated and remain in effect until a new survey is conducted.

#### Union Average Rate Identifiers

Classification(s) listed under the UAVG identifier indicate that no single majority rate prevailed for those classifications; however, 100% of the data reported for the classifications was union data. EXAMPLE: UAVG-OH-0010 08/29/2014. UAVG indicates that the rate is a weighted union average rate. OH indicates the state. The next number, 0010 in the example, is an internal number used in producing the wage determination. 08/29/2014 indicates the survey completion date for the classifications and rates under that identifier.

A UAVG rate will be updated once a year, usually in January of each year, to reflect a weighted average of the current negotiated/CBA rate of the union locals from which the rate is based.

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#### WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an



interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION