



DATE: April 17, 2014

THE BOARD OF COMMISSIONERS OF MONTGOMERY COUNTY EMERGENCY SERVICES DISTRICT NO. 10 (the "District") met in a regular session, open to the public, at the Magnolia Volunteer Fire Department, Fire Administration, 18215 Buddy Riley Blvd, Magnolia Texas 77354 on Thursday, April 17, 2014 at 3:00 p.m. inside the boundaries of the District.

At 3:10 p.m., Robert Buschardt called to order the Regular Meeting of the Montgomery County Emergency Services District #10 (the "District") at Fire Station 181, in Magnolia, Texas (18215 Buddy Riley Blvd, Magnolia, TX 77354) and the roll was called of the duly appointed officer's to-wit:

| COMMISSIONER | BOARD POSITION | |
|---------------------|---|---------|
| Robert Buschardt | President | Present |
| Wesley Werner | Vice President | Absent |
| Andrew Brown | Secretary | Present |
| Dwight Arnold | Treasurer/Investment Officer | Present |
| Johnnie Bryant | Assistant President/Assistant Secretary | Present |

All of said Commissioners were present, except Commissioner Werner, thus constituting a quorum.

Also present were Fire Chief Gary Vincent, and Rhonda Reinholz of Magnolia Volunteer Fire Department ("MVFD" and the "Department"), and Cathy Branco of Municipal Accounts & Consulting LP.

The following business was transacted:

AGENDA ITEM:

1. Roll Call, Pledge of Allegiance, Pledge of Texas and Invocation.

Commissioner Robert Buschardt led the Board in the Pledge of Allegiance.

Commissioner Johnnie Bryant led the Pledge to Texas.

Invocation said by Fire Chief Gary Vincent.

2. a. Review matters relevant to a District sales and use tax of one percent (1%); and

Upon discussion of the topic no action was necessary.

b. To Consider and take action on such other Orders, Resolutions and related matters as required or appropriate to call for District sales tax Election on May 10, 2014 on the Proposition of allowing the adoption of a District sales tax of one percent (1%).

No action was necessary.

- 2. a. Revisar los asuntos relevantes al impuesto sobre las ventas y uso del Distrito del uno por ciento (1%); y**

Sobre la discusión del tema ninguna acción era necesaria.

b. Considerar y tomar acción en dichas Órdenes, Resoluciones y asuntos relacionados, en conformidad o en la forma adecuada para convocar la Elección del impuesto sobre las ventas del Distrito el 10 de mayo de 2014 para votar por la Proposición de un impuesto sobre las ventas del Distrito del uno por ciento (1%).

Ninguna acción era necesaria.

- 3. To receive public comment.**

There was no public comment.

- 4. To approve the Minutes of prior meeting(s).**

Upon a motion duly made by Johnnie Bryant and seconded by Dwight Arnold, the Board unanimously approved the minutes of the District's Regular Board meeting of March 20, 2014 as presented.

- 5. To receive a Financial Report from the District Bookkeeper.**

Ms. Branco presented the Bookkeeper's Report including a listing of the disbursements presented, for the Board's approval and signature.

A copy of the Bookkeeper's Report for April 17, 2014, is attached hereto as **Exhibit A**.

- 6. To receive a Tax Report from the District Bookkeeper.**

Ms. Branco presented the March 2014 Tax Report. A copy of the March 2014 Tax Report is attached hereto as **Exhibit B**.

- 7. To receive a report on District investments and take action on investment of District funds.**

Upon a motion duly made by Andrew Brown and seconded by Dwight Arnold, the Board unanimously authorized Municipal Accounts & Consulting, L.P. to reinvest Texas Capital CD with a current maturity date of 4/14/2014 & IBC Bank CD with a maturity date of 4/30/2014 to both mature in October 2014 and to send the Bank of Houston CD with a maturity date of 4/22/2014 to Texpool.

8. To review and take action on District Depositories and authorize revised investments.

No action was necessary.

9. To discuss and take action on amending the District's 2014 budget.

No action was necessary.

10. To pay District bills.

Upon a motion duly made by Dwight Arnold and seconded by Johnnie Bryant, the Board unanimously approved the payment of district bills as presented in the Bookkeeper's Financial Report with the addition of check number 1095 to Barbeque Hut in the amount of \$50.00 for April Meeting Expense and check number 1096 to Triad Marine in the amount of \$46,056.00 for 2 Rescue Boats.

11. To receive a report from Magnolia VFD regarding the good and welfare of the Fire Department.

Fire Chief Gary Vincent presented the Fire Chief's MVFD and ESD April 2014 Board Report with special mention to the Board about the following topics:

- Received notification from Lone Star Groundwater Conservation District regarding Unpermitted Well and Failure to Meter located at 27114 FM 2978 Magnolia, TX 77354
- Verbal report on the FDIC Conference
- The Department took delivery of 2 New Rescue Boats
- The Department hosted TEEX Emergency Driving Simulator last month
- The Department continues in the process of requesting/receiving proposals to evaluate Station 181's A/C & Heating Units

12. To receive a financial report from the Department.

This item was tabled.

13. To Review and take action on the payment of operations funding pursuant to 2014 budget and service agreements with the Department.

Upon a motion duly made by Dwight Arnold and seconded by Andrew Brown, the Board unanimously approved the payment of Operation's Funding as presented in the Bookkeeper's Report which were check number 1088 in the amount of \$164,435.00 for payroll and check number 1089 in the amount of \$58,564.38 for Maintenance & Operations.

A copy of the Bookkeeper's Report April 17, 2014 is attached hereto as **Exhibit A**

14. To review and take action on the payment of capital funding pursuant to 2014 budget and service agreement with the Department.

Upon a motion duly made by Dwight Arnold and seconded by Andrew Brown, the Board unanimously approved payment of check number (s)

1082 to ALTEX in the amount of \$1,116.49 for STATION ALERTING EQUIPMENT

1083 to CASCO in the amount of \$1,350.00 for BUNKER GEAR

1085 to DOOLEY TACKABERRY in the amount of \$ 797.60 for BUNKER GEAR

1094 to EMERGENCY VEHICLE SPECIALISTS in the amount of \$ 363.68 for STATION ALERTING EQUIPMENT

1087 to HUTTON COMMUNICATIONS IN THE AMOUNT OF \$ 274.28 FOR STATION ALERTING EQUIPMENT

1090 TO MES IN THE AMOUNT OF \$ 244.50 FOR DECALS & LABELS FOR SCBA TRAINING BOTTLES

1092 TO NW COMMUNICATIONS IN THE AMOUNT OF \$ 124.30 FOR STATION ALERTING EQUIPMENT

1086 TO HTS, INC. CONSULTANTS IN THE AMOUNT OF \$6,720.00 FOR PHASE 1 ESA - 3 NEW STATIONS

Upon a motion duly made by Dwight Arnold and seconded by Andrew Brown, the Board unanimously approved to amend the previous motion to include check number

1096 TO TRIAD MARINE IN THE AMOUNT OF \$46,056.00 FOR 2 RESCUE BOATS.

- 15. To receive a report and take action as appropriate to revise District and or Department operating and capital budgets pursuant to Department quarterly re-allocations and/or other matters.**

This item was tabled.

- 16. To review and take action on ISO project.**

No action was necessary.

- 17. To review and take action on Bass Construction Design/Build contract for construction of three new fire stations.**

Upon a motion duly made by Johnny Bryant and seconded by Dwight Arnold, the Board unanimously approved the "Agreement Between Owner and Design/Builder" form as presented by Weisser Engineering and authorized expenditures up to \$50,000. Discussion ensued thereafter and the Board unanimously approved to Suspend and Table the motion.

Let the records reflect at 4:46 pm the meeting was suspended. The meeting reconvened at 5:37 pm.

Let the records reflect Commissioner Bryant left the meeting at 5:30pm.

- 18. To review and take action on financing for construction of 3 new fire stations.**

Upon discussion of the topic this item was tabled.

- 19. To discuss and take action on authorizing District engineer to prepare engineering and platting for 3 new fire station sites, as needed.**
Upon discussion of the topic this item was tabled.
- 20. To review and take action on Station 183 generator repairs due to problems as a result of improper installation and seek indemnity from responsible party or parties.**
No action was necessary.
- 21. To review and take action on matters regarding Station 186, including engineer and notice of solicitation for housing Ladder 186.**
Upon discussion of the topic this item was tabled.
- 22. To discuss and take action on Lease Agreement renewal for Station 187.**
No action was necessary.
- 23. To review and take action on contract for annual hose testing.**
Upon a motion duly made by Dwight Arnold and seconded by Andrew Brown, the board unanimously approved to accept the terms of a two (2) year contract with Axxcess Hose & Ladder Co. at a cost of \$0.17 per foot.
- 24. To review and take action on Interlocal Agreement for radio tower at 107 Gayle Street.**
Fire Chief Gary Vincent will contact the City of Magnolia to draft a contract to present to the Board.
- 25. To review and take action on Gulf Coast State Planning Region Mutual Aid Agreement.**
No action was necessary.
- 26. To meet in Closed Session, pursuant to Section 551.071 Government Code, to discuss possible litigation concerning the Buddy Riley Road fire station with the attorney and possible litigation regarding protective orders for District personnel and facilities.**
The Board did not enter into Executive Session.
- 27. To meet in Closed Session, pursuant to Section 551.074 Government Code, to discuss District personnel, including District Fire Chief.**
The Board did not enter into Executive Session.

28. To meet in Closed Session, pursuant to Section 551.076 Government Code, to discuss security devices or security audits.

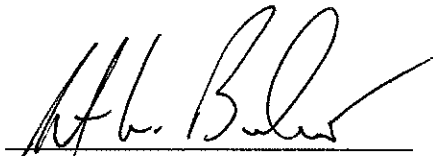
The Board did not enter into Executive Session.

ADJOURNMENT

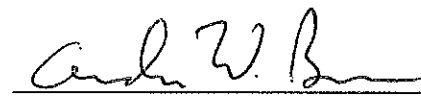
There being no further business to come before the Board, upon a motion duly made by Dwight Arnold and seconded by Andrew Brown, the Board unanimously approved adjourning the meeting at 6:08 pm.

Next regularly scheduled meeting will tentatively be on May 15, 2014 at 3:00 pm.

A Special meeting is scheduled for April 29, 2014 at 6:00 pm.



Robert Buschardt, President



Andrew Brown, Secretary