



Montgomery County Emergency Services District No. 10

DATE: May 9, 2019

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, Station 181, 18215 Buddy Riley Blvd, Magnolia Texas 77354 on Thursday, May 9, 2019 at 2:00 p.m. inside the boundaries of the District.

AGENDA ITEM:

1. Call Meeting to order

At 2:03 p.m., Commissioner Buschardt called to order the Regular Meeting of the Montgomery County Emergency Services District #10 (the "District") and the roll was called of the duly appointed officer's to-wit:

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

COMMISSIONER	BOARD POSITION	
Robert Buschardt	President	Present
Scot Wall	Vice President	Absent
Johnnie Bryant	Secretary	Present
Tate Robinson	Treasurer	Present
Tommy Gage	Assistant Secretary/Treasurer	Present

4 Commissioners were present thus constituting a quorum.

Also present were Magnolia Volunteer Fire Department ("MVFD" or "the Department") Fire Chief Gary Vincent and Office Manager Rhonda Reinholz, Ryan Fortner with Sales Revenue Inc, Deputy Silvio, and District legal counsel John Peeler of Coveler & Peeler, PC.

Commissioner Buschardt led the Board in the Pledge of Allegiance.

Commissioner Bryant led the Pledge to Texas.

The Invocation was given by Tommy Gage.

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 Commissioner Gage and seconded by Commissioner Robinson, the Board unanimously approved the Minutes of the District's Regular Meeting held April 11, 2019.

The Board agreed to take items out of order as posted on the Agenda and moved to item #7 before addressing item #5.

7. To receive and review the monthly sales tax report.

Mr. Fortner presented the May 2019 Sales Tax Report prepared by Sales Revenue Inc.

5. To receive a Financial Report from the District Bookkeeper and to pay District bills and to address financial matters including depositories, Investment Policy and investments.

Ms. Reinholz 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 May 9, 2019 is attached hereto as **EXHIBIT A**.

Upon a motion duly made by Commissioner Bryant and seconded by Commissioner Robinson, the Board unanimously approved the payment of district bills as presented in the Bookkeeper's Financial Report with the addition of check numbers:

2151 to Montgomery County Radio Shop in the amount of \$16,380.00 for System Usage Fee FY 18-19 Oct. 1, 2018 through Sep. 30, 2019;

2152 VOID;

2153 VOID;

2154 to Rios Fence in the amount of \$4,794.00 for Station 184 Fence;

2155 to Hickory Corral in the amount of \$82.85 for April meeting expense.

No other action was necessary.

The Board readdressed item #5.

Upon a motion duly made by Commissioner Robinson and seconded by Commissioner Bryant, the Board unanimously approved additional check number 2156 to Coveler & Peeler, PC in the amount of \$3,829.10 for April legal services.

6. To receive a tax report from the District Bookkeeper.

There was no tax report.

8. To review and act on the payment of operations funding pursuant to budget and service agreement with the Department.

Upon a motion duly made by Commissioner Robinson and seconded by Commissioner Bryant, the Board unanimously approved the payment of Operation's Funding as presented in the Bookkeeper's Report which was check number 2142 in the amount of \$694,483.01 for Payroll Transfer 06/2019 Payroll and check number 2143 in the amount of \$97,983.01 for Maintenance & Operations Transfer 06/2019.

A copy of the Bookkeeper's Report May 9, 2019 is attached hereto as **EXHIBIT A**.

9. To review and act to approve the purchase, funding and payment for capital assets, including vehicles, fire-fighting apparatus and equipment.

Upon a motion duly made by Commissioner Bryant and seconded by Commissioner Robinsons, the Board unanimously approved the payment of check number(s):

2140 to Lowe's in the amount of \$4,538.41 for Flooring & Paint for Station 184;

2141 to Magnolia Hardware in the amount of \$224.92 for Paint for Station 184;
2148 to Sigma Surveillance in the amount of \$3,941.22 for Station Security Cameras Project approved in 2018;
2149 to Silsbee Ford in the amount of \$32,009.00 for Booster 187 – 2019 Ford 350 approved in 2018;
2150 to Texas Truck Works in the amount of \$560.00 for Bed liner and window tint for Booster 187;
2154 to Rios Fence in the amount of \$4,794.00 for Station 184 fence.

10. To receive a report and act as appropriate to revise District and/or Department current year operating and/or capital budgets pursuant to Department quarterly re-allocations and/or other matters.

No action was necessary.

11. To receive a report from Magnolia Volunteer Fire Department ("MVFD") regarding the good and welfare of the Fire Department and act on requests for equipment and expenses for the Department.

Fire Chief Gary Vincent presented the Fire Chief's MVFD and ESD May 2019 Board Reports and handouts with special mention to the Board about the following topics:

- 1. The Medical Response vehicles are in service. Thank you to everyone who worked on the project. They have definitely improved our appearance and professionalism in the community.**
- 2. The repair for the Station 184 driveway is scheduled for June 4th. The renovation project at 184's came out great. Thank you to Station 184 for a great job!**
- 3. The Spring Bar-B-Que was a lot of fun. Thanks to the Executive Fire Board and President Alan Paulk for a wonderful day with our families and friends.**
- 4. Booster 187 has the skid mounted and the graphics installed. The emergency lights are next. It should be in-service soon.**
- 5. The three new Command vehicles are at the dealership scheduled for delivery to us in June! As a Department, we continue to make improvements. In 2019, we have purchased two new Tankers for 188 and 189, 9 new Medical Response cars, a new Booster for 187, and three new Command vehicles, as well as a new emergency power generator for station 185. Clearly, we are making progress.**

As we continue to move forward as a Department, we will be faced with many challenges along the way. This should not surprise any of us, nor deter us, nor should we panic when things do not go perfectly. It is a long journey forward and a lot will happen along the way, some good, some not so good, but we are moving forward.

Keep in mind, it is the road that we are traveling on that is our real journey forward, not the potholes in the road, and that the path will ultimately be what determines where we wind up in the future as a Department. Do not be misled. The road forward is right in front of us in Magnolia. The entire community sees it coming! Let's keep moving forward together! We are not going to worry about the potholes in the road, we will leave that to that to the big City leaders south of us to waste all their time and energy focused on the potholes in the road instead of focusing on traveling the road forward together! It why they keep having problems year after year after year. Leadership is about staying focused on where we are going together, not spending all your time and energy circling around a single pothole in the road and dividing the team. If they worked to unite the team and to get everyone pulling forward together, the road forward becomes very clear, and everyone can walk it together and everyone benefits. The legacy of failed leadership is a lesson for all of us to learn from. JMHO!

The Fire Chief presented a fax from The City of Magnolia regarding the Use of City Fire Hydrant located at the back of Magnolia Ridge Subdivision. Discussion ensued but no action was necessary.

Upon a motion duly made by Commissioner Bryant and seconded by Commissioner Gage, the Board unanimously approved MX2 Commercial Paving as the replacement vendor for the concrete and asphalt repair for Station 184 as presented.

Upon a motion duly made by Commissioner Bryant and seconded by Commissioner Gage, the Board unanimously approved to fund the new MVFD employee and to adjust the payroll to MVFD.

Upon a motion duly made by Commissioner Bryant and seconded by Commissioner Robinson, the Board unanimously approved \$61,638.85 to fund Electronic Key Pads, Station 185 Emergency Generator, Replacement Tires, and Replacement Fire Hose as presented on item #17 Fire Chief's report.

12. To receive a financial report from the MVFD.

Fire Chief Gary Vincent presented the April 2019 2nd Quarter Rolling Budget and April 30, 2019 GL.

13. To review and take action on revisions to District 2019 budget.

This topic was taken up under item #10.

14. To review and act on any municipal action(s) affecting the District and provision of District services.

The letter from The City of Magnolia regarding the Use of City Fire Hydrant located at the back of Magnolia Ridge Subdivision was discussed under item #10. The City of Magnolia Notice of Annexation of Territory/Change of Boundary Ordinance No. O-2019-006 adopted 3/12/19.

15. To review, discuss and act on the sale or disposal of surplus and/or salvage property.

No action was necessary.

16. To review and act on real estate matters, including but not limited to purchase, sale, utilities, encumbrances and/or easements.

No action was necessary.

17. To receive a report and act on improvements, repairs, maintenance and construction of District facilities, including utilities, construction payments, engagement of architectural or engineering services and selection of contractors.

Upon discussion of this topic no action was necessary.

18. To review and act on employment/personnel issues, including hiring, retention, compensation, benefits and scheduling for District employees, including administrative staff, Fire Chief, suppression staff and command staff.

No action was necessary.

19. To review and act on District administrative procedures and policies, including matters related to public access to District facilities and procedures for providing material to the Board for review and action at meetings.

No action was necessary.

20. To review and act on interlocal agreement(s) regarding traffic preemption or mutual aid.

No action was necessary.

21. To review and act on interlocal agreement with Montgomery County Hospital District regarding the lease of space at District station(s) to house ambulances and crews.

The District's legal counsel advised the Board that the last contract with MCHD is up to date. The Board was in agreement that it is not necessary to cancel or readdress this topic.

22. To meet in Closed Session, pursuant to Government Code §551.071 to consult with legal counsel regarding pending or contemplated litigation, settlement offers or on matters which require confidentiality under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas and Tax Code §323.3022 to discuss sales tax matters.

The Board did not enter into Closed Session. The District's legal counsel gave an update on the litigation regarding new Station 181.

23. To meet in Closed Session pursuant to Government Code §551.072 to deliberate regarding real estate matters.

The Board did not enter into Closed Session.

24. To meet in Closed Session pursuant to Government Code §551.074 to discuss personnel matters.

The Board did not enter into Closed Session.

25. To meet in Closed Session pursuant to Government Code §551.089 to deliberate regarding security assessments or deployments relating to information resources technology, network security information, or the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices.

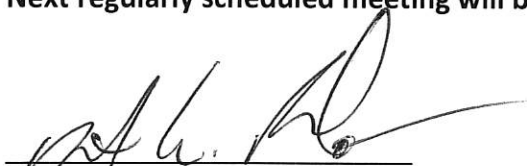
The Board did not enter into Closed Session.

The Board agreed to take items out of order as posted on the Agenda and readdress item #5 before addressing item #26.

26. ADJOURNMENT

There being no further business to come before the Board, upon a motion duly made by Commissioner Bryant and seconded by Commissioner Gage, the Board unanimously approved adjourning the meeting at 3:48 pm.

Next regularly scheduled meeting will be on June 20, 2019 at 1:00 pm.


Robert Buschardt, President


Johnnie Bryant, Secretary

