



Montgomery County Emergency Services District No. 10

**DATE:** February 22, 2021

THE BOARD OF COMMISSIONERS OF MONTGOMERY COUNTY EMERGENCY SERVICES DISTRICT NO. 10 (the "District") met in a special session, open to the public, at the Magnolia Volunteer Fire Department, Station 181, 18215 Buddy Riley Blvd, Magnolia Texas 77354 on Monday, February 22, 2021 at 4:15 p.m. inside the boundaries of the District.

**AGENDA ITEM:**

**1. Call Meeting to order**

At 4:24 p.m., Commissioner Buschardt called to order the Special Meeting of the Montgomery County Emergency Services District No.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.**

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

All 5 Commissioners were present thus constituting a quorum.

Also present were Magnolia Volunteer Fire Department ("MVFD" or "the Department") Fire Chief Jeffrey Hevey, Assistant Chief of Logistics August Naumann, Assistant Chief of Operations Gary Pangarakis, Assistant Chief of Planning Rusty Griffith, Battalion Chief Alan Paulk, and Office Manager Rhonda Reinholz. The Board consulted with the District's general counsel John Peeler of Coveler & Peeler, PC via phone for the duration of the meeting.

Commissioner Buschardt led the Board in the Pledge of Allegiance to the U.S. Flag.

Commissioner Bryant led the Pledge to the Texas Flag.

The Invocation was given by Commissioner Wall.

**3. To receive public comment.**

There was no public comment.

**4. 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.**

The Board entered into Closed Session at 4:28 pm and reconvened for regular business at 5:00 pm.

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

The Board entered into Closed Session at 4:28 pm and reconvened for regular business at 5:00 pm.

**6. To meet in Closed Session pursuant to Government Code §551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of employees; hear a complaint or a charge against employee, including the District administrative staff, executive staff and Fire Chief.**

The Board did not enter into Closed Session on this item.

**7. To review and take action on lawsuits and claims, including potential settlement of same.**

Upon a motion duly made by Commissioner Buschardt and seconded by Commissioner Bryant, the Board unanimously authorized counsel or in conjunction with the District's insurance company and counsel for MVFD to negotiate the settlement in negotiations with Mr. Grant.

***The Board agreed to take items out of order as posted on the Agenda to address items #9 before addressing item #8.***

**9. To review and act on real estate matters, including but not limited to purchase, sale, lease, utilities, encumbrances and/or easements and actions to engage services related to real estate.**

Upon a motion duly made by Commissioner Buschardt and seconded by Commissioner Bryant, the Board unanimously approved the District to make a 1<sup>st</sup> Amendment to the Real Estate Contract to extend for 30 days with a \$150.00 consideration check in regards to the Dobbin Hufsmith property. Check Number 2557 was issued to Mackie Oilfield Services, LLC in the amount of \$150.00 which will be delivered along with the executed 1<sup>st</sup> Amendment to the seller by tomorrow.

**10. To review and take action on the acquisition of capital equipment or vehicles.**

Battalion Chief Alan Paulk presented bids for Rescue Truck Equipment. Discussion ensued to designating three (3) Department personnel who would travel to Wisconsin to conduct the final inspection and the graphics of the Rescue Truck where to no action was necessary.

**8. 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.**

Assistant Chief Griffith presented the MVFD 2021 Winter Storm Situational Report as of 2/22/2021 to include verbal reports from Assistant Chief's Griffith, Pangarakis, and Naumann on the Winter Storm's effect on the stations, apparatus, response times, as well as, the Department's ability to provide community assistance along with county agencies.

Introduction of interim Fire Chief Jeffrey Hevey.

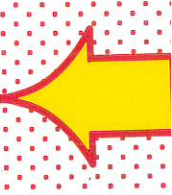
**11. To review and take action on the acquisition of capital equipment or vehicles.**

No action was necessary.

**12. ADJOURNMENT**

There being no further business to come before the Board, upon a motion duly made by Commissioner Gage and seconded by Commissioner Bryant, the Board unanimously approved adjourning the meeting at 5:58 pm.

**Next regularly scheduled meeting will be on March 18, 2021 at 12:00 pm (noon).**



~~Robert Buschardt, President~~

Larry Smith

~~Johnnie Bryant, Secretary~~

Heath Schultz, Assistant Secretary/Treasurer