

Montgomery County E.S.D. # 2
Board of Commissioners Regular Meeting
Wednesday, June 23, 2021
Regular Meeting Minutes

Present:

- James Sibley – Commissioner / President
- Mike Mason – Commissioner / Vice President
- Kim Parrish – Commissioner – Treasurer / Secretary
- Burt Green – Commissioner
- Eric Gensheimer – Commissioner
- Mark Miller – Municipal Accounts & Consulting, L.P.
- John Peeler – Coveler & Peeler
- Brian Edwards – Fire Chief
- Ricardo Martinez – Martinez Architects (via Telephone)

Meeting Commenced: Wednesday, June 23, 2021 at 5:30 PM.

Location: Montgomery Fire Station # 51
20590 Eva Street
Montgomery, Texas 77356

1. Call to Order: President James Sibley called the meeting to order at 5:30 PM
2. Roll Call:
 - a. All members present as listed above.
3. Public Comment:
4. Reading and approval of the following minutes:
 - a. May 26, 2021
 1. James Sibley called for a motion to approve the above listed minutes.
 - a. Burt Green made a motion to approve the above listed minutes.
 - b. Mike Mason seconded the motion.
 - c. There were no objections and the motion carried.
5. Financial Matters
 - a. Monthly Financial Report presented by Mark Miller District Bookkeeper. Review, discuss, and take action as necessary on financial matters, including bill payment, depositories, investment actions, and district debt.
 1. James Sibley called for a motion to accept the Monthly Financial Report and ratify the May 2021 Bills.
 - a. Mike Mason made a motion to accept Monthly Financial Report and ratify the May 2021 Bills.
 - b. Burt Green seconded the motion.
 - c. No objections, motion carried.
 - b. Sales Tax update from Sales Revenue, Inc.
 1. Review report from Sales Revenue, Inc. as presented in a report by Ryan Fortner.
6. Old Business
 - a. To review and take action on any matters related on construction of new station(s), including action to engage architectural or engineering service, to select deliver methods to engage contractor(s), to approve plans/designs/changes, and to approve payments.
 1. Station 55:
 - a. The building committee continues to meet and work with builders and architects, as needed.
 - b. Ricardo updated the Board regarding the status of Station 55 via telephone.
 - a. Roof is expected to be completed / near completion over next few weeks.
 - c. James Sibley called for a motion to approve Draw No. 9 in the amount of \$479,287.35 payable to Martinez Architects and authorize Municipal Accounts & Consulting, PLLC to wire said funds.
 - a. Mike Mason made a motion to include motion to approve Draw No. 9 in the amount of \$479,287.35 payable to Martinez Architects and authorize Municipal Accounts & Consulting, PLLC to wire said funds.
 - b. Eric Gensheimer seconded the motion.

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- c. There were no objections and the motion carried.
- 2. Station 54:
 - a. Discussed the development of the project.
 - b. Per counsel, it is recommended, due to current drainage and feasibility issues, that ESD # 2 does not move forward with finalizing the purchase of this property until these issues have been addressed.
 - c. James Sibley called for a motion to request a 60-Day Feasibility Study to continue to assess the property located in Walden for Station 54.
 - a. Eric Gensheimer made a motion to have Counsel John Peeler request a 60-Day Feasibility Study to continue to assess the property located in Walden for Station 54.
 - b. Mike Mason seconded the motion.
 - c. There were no objections and the motion carried.
 - b. To review and act on matters related to the ownership of property for District fire stations, including approving the purchase or lease of real property.
- 7. New Business
 - a. To review and take action on emergency operational procedures during the COVID-19 disaster, including designation of commissioners or employees to authorize emergency expenditures during the duration of the declared state of disaster.
 - 1. Nothing to report at this time.
 - b. Any discussion and action concerning Federal and local declaration for severe winter weather.
 - 1. Nothing to report at this time.
 - c. Discuss and take action on Truth in Taxation schedule for 2021.
 - 1. Mr. Peeler updated the board with details regarding the Taxation Schedule and will continue to keep ESD # 2 informed, working with both Municipal Accounts and The Office of Tammy McRae.
 - 2. ESD2 Special Tax Meeting has been scheduled for Monday, August 9, 2021 at 7:30 AM at Station 51.
 - 3. ESD2 Special Tax Meeting has been scheduled for Monday, August 16, 2021 at 5:30 PM at Station 51.
 - d. Legislative update.
 - 1. John Peeler updated the Board on current Legislative issues.
 - 2. Edwards advised Board that there is new Bill that requires ESD to provide retiree insurance.
 - e. Discuss and take any action on Fall Safe-D Event scheduled for September 16-18, 2021.
 - 1. Any Board members that wish to attend this meeting will be responsible for contacting Gretchen to register. Commissioners will be responsible for arranging hotel accommodations and submitting the appropriate expense reports.
 - f. Discuss and take any action on current MCESD#2 property and any use of property.
 - 1. Brief discussion held. Peeler advised of tax implications and legal ramifications of usage. ESD to maintain current status of property purchased.
 - g. Review and take action on the engagement of sales tax consultants.
 - 1. James Sibley called for a motion to exercise the 30-day out clause, terminating the current contract with Sales Revenue, Inc.
 - a. Mike Mason made a motion to exercise the 30-day out clause, terminating the current contract with Sales Revenue, Inc.
 - b. Burt Green seconded the motion.
 - c. There were no objections and the motion carried.
 - 2. Board to seek bids at next meeting and possibly at Safe D conference.
 - h. Fire Department presentation of Draft Budget for FY 2021/2022.
 - 1. Edwards went over changes in budget from previous year. Board to discuss further next month.
- 8. To Meet in Closed Session
 - a. 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.

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1. No Closed Session Needed
 - b. To meet in Closed Session pursuant to Government Code §551.074 to discuss personnel matter.
 - c. To meet in Closed Session pursuant to Government Code §551.072 to deliberate regarding real estate matters.
9. Take any action on item(s) discussed in closed session.
 - a. Pending or contemplated litigation or settlement.
 - b. Real estate, including, but not limited to purchase, sale, platting, or permits.
 - c. Personnel matters, including hiring, retention, duties, and benefits, including administrative staff, fire suppression staff, command staff, and fire chief.
10. Report from fire department on Present Activities and Events
 - a. Fire Department operations normal.
 - b. Holding Active Shooter classes for law enforcement, EMS, and Fire over the next two weeks.
 - c. Weather events have kept the department busy.
11. Set Meeting Date, Time, and Location for upcoming meetings:
 - a. Wednesday, July 28, 2021 at 5:30 PM .
 - b. Monday, August 9, 2021 at 7:30 AM – Special Tax Meeting
 - c. Monday, August 16, 2021 at 5:30 PM – Special Tax Meeting
12. Adjournment
 - a. Meeting adjourned at 7:21 P.M. by Vice President Mike Mason.

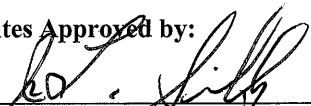
Minutes Prepared and Submitted by Kim Parrish – Commissioner – Secretary / Treasurer



Kim Parrish, Secretary

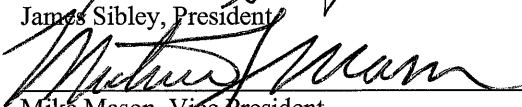
7-28-21
Date

Minutes Approved by:



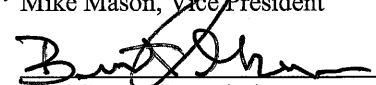
James Sibley, President

7/28/21
Date



Mike Mason, Vice President

7/28/21
Date



Burt Green, Commissioner

7-28-21
Date



Eric Gensheimer, Commissioner

7/28/21
Date