

Montgomery County E.S.D. # 2
Board of Commissioners Regular Meeting
Wednesday, April 27, 2022
Regular Meeting Minutes

Present:

- James Sibley – Commissioner / President
- Kim Parrish – Commissioner – Treasurer / Secretary
- Mike Mason – Commissioner – Vice President
- Burt Green – Commissioner
- Eric Gensheimer – Commissioner
- Kaye Townley – Municipal Accounts & Consulting, L.P.
- Brian Edwards – Fire Chief
- Rusty Griffith – Battalion Chief
- Lonnie Mapston – Battalion Chief
- John Peeler – Coveler & Peeler, PC (via teleconference)
- Ricardo Martinez – Martinez Architects
- Mike Others – McCall Gibson Swedlund Barfoot PLLC

Meeting Commenced: Wednesday, April 27, 2022, at 5:30 P.M.

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 P.M.
- 2) Roll Call
 - a) All members present as listed above
- 3) Public Comment
 - a) No public present
- 4) Reading and approval of the following minutes:
 - a) Wednesday, March 23, 2022, Regular Meeting Minutes
 - b) Wednesday, April 13, 2022, Special Meeting Minutes
 - James Sibley called for a motion to accept the minutes as written
 - Mike Mason made a motion to accept the minutes listed above as written
 - Burt Green seconded the motion.
 - There were no objections and the motion carried.
- 5) Financial Matters
 - a) Monthly Financial Report as presented by District Bookkeeper
 - James Sibley called for a motion to accept the Monthly Financial Report and ratify the Bills as presented.
 - Mike Mason made a motion to accept the Monthly Financial Report and ratify the Bills as presented.
 - Burt Green seconded the motion
 - There were no objections and the motion carried.
 - b) Sales Tax Report and take any actions on Sales Tax
 - Review of HdL Sales Tax Report
- 6) Old Business
 - a) 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.

Montgomery County E.S.D. # 2
Board of Commissioners Regular Meeting
Wednesday, April 27, 2022
Regular Meeting Minutes-page 2 of 4

- Contract has been signed and in effective for ESD #2 Logistics Center with MUD 18.
- b. 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 Station 54:
 - Design Activities:
 - Project Sign to be installed by end of April / First Week of May
 - Sealed Competitive Bids turned in April 26th from the following:
 - * Christensen Building
 - * LDF Construction
 - * Patriot Contractors
 - * Structura
 - Confirmed by Entergy:
 - * No available space in existing switch box
 - * MA and Consultants previously amended documents for worst case scenario (\$150k - \$250k in construction cost to be paid by ESD / GC and the work performed by Entergy.)
 - * Entergy will install a new switch cabinet, new transformer, and all necessary work to accomplish both and provide power to site.
 - Anticipated Activities:
 - Board to review proposals and select GC
 - Commissioners invited to roundtable with Entergy, MA, and Consultants to investigate cost-share / reimbursement options on a date to be determined.
- Station 55:
 - Construction Activities:
 - Awaiting Final Walk Through by Station Committee
 - Anticipated Activities:
 - James Sibley called for a motion to approve the final draw in the amount of \$118,780.00 contingent upon Final Inspection and Approval by the Walk-Through Committee.
 - Mike Mason made a motion to approve the final draw in the amount of \$118,780.00 contingent upon Final Inspection and Approval by the Walk-Through Committee.
 - Eric Gensheimer seconded the motion
 - There were no objections and the motion carried.
- c. New Business
 - a. To review and take action on the District 2021 Audit.
 - Mike Others presented the District 2021 Audit
 - James Sibley called for a motion to approve the proposed District 2021 Audit as presented by Mike others.
 - Eric Gensheimer made a motion to approve the proposed District 2021 Audit as presented by Mike others.
 - Burt Green seconded the motion.
 - There were no objections and the motion carried.

Montgomery County E.S.D. # 2
Board of Commissioners Regular Meeting
Wednesday, April 27, 2022
Regular Meeting Minutes-page 3 of 4

- b. 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.
 - Nothing to report
 - c. Discussion and any action on First Responder Vehicle(s) for MCESD # 2.
 - Pricing breakdown discussed.
 - Chief Edwards recommends revisiting this item upon review and determination of upcoming budget.
 - d. Discuss and take any action on bids for two (2) tankers.
 - Sealed bids received Fouts Brothers, Siddons-Martin, and Daco
 - James Sibley called for a motion to accept the bid from Fouts Brothers contingent upon Performance Bond Status.
 - Eric Gensheimer made a motion to accept the bid from Fouts Brothers contingent upon Performance Bond Status.
 - Burt Green seconded the motion.
 - There were no objections and the motion carried.
 - e. Discuss and take any action on City of Conroe Annexation Ordinances 1414-97, 1572-01, and 1605-02.
 - Per Counsel, the City of Conroe has requested that MCESD # 2 de-annex the above-listed areas.
 - Summary of affect to tax base from MCAD.
 - Chief Edwards has met with the City of Conroe to discuss the future of this area and their service plans.
 - f. Discuss and take any action on mutual aid.
 - Specifically, areas as listed from the City of Conroe Ordinances.
 - Does MCESD # 2 want to continue to be the primary provider of Fire and EMS First Response to these areas even though we are not receiving funds to do so.
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.
 - 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.
- Entered into Closed Session at 6:43 PM
Exited Closed Session at 7:38 PM
9. Take any action on item(s) discussed in Closed Session.
- a. Pending or contemplated litigation or settlement.
 - Nothing to report.
 - b. Real estate, including, but not limited to purchase, sale, platting, or permits.
 - Nothing to report.

Montgomery County E.S.D. # 2
Board of Commissioners Regular Meeting
Wednesday, April 27, 2022
Regular Meeting Minutes-page 4 of 4

- c. Personnel matters, including hiring, retention, duties, and benefits, including administrative staff, fire suppression staff, command staff, and fire chief.
- 9. Discussion Report from Fire Department on Present Activities and Events.
 - Traffic incidents are up, especially in the HWY 105 / FM 2854 intersection.
 - County Code of Ethics required training. Appears all Commissioners and Fire Chief completed.
- 10. Confirm Meeting Date, Time, and Location for Upcoming Meeting(s):
 - a. Wednesday, May 25, 2022, at 5:30 at Station 51
- 11. Adjournment
 - a. Meeting adjourned at 7:40 P.M.

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



Kim Parrish, Secretary

5/25/22
Date

Minutes Approved by:



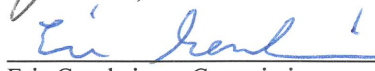
James Sibley, President

5/25/22
Date



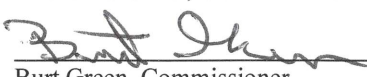
Mike Mason, Vice President

5/25/22
Date



Eric Gensheimer, Commissioner

5/25/22
Date



Burt Green, Commissioner

5-25-22
Date