

MINUTES

**HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY (HCRMA)
BOARD OF DIRECTORS RMA MEETING
5:30 P.M. – TUESDAY, AUGUST 18, 2009
CITY OF MISSION
COUNCIL CHAMBERS ROOM
1201 EAST 8TH STREET
MISSION, TEXAS**

A SPECIAL PUBLIC MEETING OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY WILL BE HELD ON TUESDAY, AUGUST 18, 2009 AT 5:30PM AT CITY OF MISSION, CITY HALL, COUNCIL CHAMBERS ROOM, 1201 EAST 8TH STREET, MISSION, TEXAS.

In attendance were:

Board Members:

Mr. Dennis Burluson, Chairman
Mr. Rick Perez, Vice Chairman
Mr. Ramiro Salazar, Secretary-Treasurer
Mr. Ricardo Perez
Mr. Joe Olivarez

Others:

Mr. Ken Jones, LRGVDC
Mr. Andrew Cannon, HCMPO
Ms. Maria Champine, HCMPO
Ms. Mary Escalona, HCMPO
Ms. Blakely Fernandez, TRSPA
Mr. Wes Clemens
Mr. Behrooz Badiozzamani, L&G
Mr. Matt Ruseczak, McAllen Chamber
Mr. Allan Butcher, Raba-Kistner
Mr. Anthony Covacevich, ACC
Mr. Ramon Navarro IV, C.O.M. Eng.
Mr. Robert Salinas, City of Mission
Mr. Pat Curtin, Hunt

Mr. Everett Owen, Owen Consulting
Mr. Gerry Pate, HCRB
Mr. Jacinto Garza, L&G
Mr. Reza Badiozzamani, HCRB
Ms. Cheryl Bellamy, SAS
Ms. Ginny Clemens
Mr. Jim Edge, HCRD
Mr. Stan Wilcox, Raba-Kistner
Mr. Jesse Salinas, TEDSI
Mr. Rex Owens
Mr. Jeremy Santoscoy, C.O.M. Eng.
Mr. Pat Townsend, Jr., Mission EDC
Ms. Flor E. Koll, HCRMA

1. CALL TO ORDER AND ESTABLISHMENT OF A QUORUM

Chairman Burluson called the meeting to order at 5:45 pm and announced that a quorum of voting was present.

2. SWEARING IN AND WELCOME TO NEW BOARD MEMBER RICARDO PEREZ

Chairman welcomed Board Member Ricardo Perez.

3. PUBLIC COMMENTS

A couple signed up but would not like to comment at this time. A citizen from Mercedes, Texas commented regarding the proposed alignment of the Loop Project and the impact it might have on his agricultural land. The Chairman directed HCRB / L&G to meet with concerned citizens.

4. GENERAL BUSINESS ITEMS:

A. Consideration and Approval of Minutes from July 09, 2009; July 28, 2009; August 3, 2009

Mr. Ramiro Salazar made a motion to approve the minutes, Mr. Joe Olivarez seconded the motion, and upon a vote the motion carried unanimously.

B. Consideration and Approval of Outstanding Invoices and Travel Requests

Chairman introduced Transportation Planner I, thanked the HCMPO for their services. Flor Koll gave a brief summary of the expense report. Ms Koll stated that the only addition was the Verizon phone bill. Ramiro Salazar addressed legal counsel (Ms. Blakely Fernandez) regarding explanation of the HCRB Invoices and requested explanation for the record. Chairman requested that explanation wait until agenda item 4d. **Ramiro Salazar motioned to approve payment of the outstanding invoices and travel expenses, Rick Perez (member) seconded the motion and upon a vote the motion carried unanimously.**

C. Consideration and Approval of Financial Reports- Cheryl Bellamy, SAS, L.L.P.

Ms. Bellamy briefly gave an update regarding the RMA Financial Reports. She gave an update on the outstanding notes for the Hidalgo County Operating funds and Line of Credit with First National Bank. Mr. Ramiro Salazar requested that a report showing total amount received year to date be including in the Financial report. **Mr. Ramiro Salazar made a motion to approve the Financial reports, Ricardo Perez (Vice-Chair) seconded the motion, and upon a vote the motion carried unanimously.**

D. Review and Appropriate action on Hidalgo County Road Builders invoice for Management Fee, Risk Fee, and three T&R scenarios

Ms. Blakely Fernandez (Legal Counsel) gave a detailed explanation on the invoices during Agenda Item 5G(1) and presented three separate resolutions for each of the invoices. Mrs. Fernandez explained the invoices were due for payment under the Amendment #3 of the Preliminary Development Agreement. Mrs. Fernandez explained the invoices were being approved now due to this being the next meeting before the payments were due on August 31, 2009. **Mr. Ramiro Salazar made a motion to approve for payment the Hidalgo County Roadbuilders invoices for the Management Fee, Risk Fee and three T&R Scenarios, Mr. Joe Olivarez seconded the motion and upon a vote the motion carried unanimously.**

5. PRESENTATION OF REPORTS: DISCUSSION, CONSIDERATION AND POSSIBLE ACTION

A. Mario Jorge, Texas Department of Transportation

1. Update on Loop Project
2. Update on Revolving Fund / Pass-Through Financing
3. Update on Expedited Market Valuation Process
4. Update on Stimulus Funding

Mr. Mario Jorge, TxDOT gave a brief update on the Pass Through Application, the Market Valuation and the TIGER Grant Funding.

B. Andrew Canon, Hidalgo County Metropolitan Planning Organization

1. Discussion on Hidalgo County MPO Long-Range Plan and County Thoroughfare Plan
2. Market Valuation / Business Term Approval Process and Schedule

Mr. Andrew Cannon, HCMPO gave a brief update on the Hidalgo County Long-Range Plan, the County Thoroughfare Plan (the draft of which includes the Loop Project) and the market valuation business term approval process and schedule. Mr. Cannon stated that he still needed to meet with HCRB to discuss funding scenarios of the entire loop

C. Hidalgo County Road Builders

1. Update on Project Milestones – Gerry Pate
2. Update on Right-of-Way Protection Plan – Jacinto Garza

Mr. Gerry Pate gave a brief update. He stated that HCRB is working on finishing up schematics, working on the outreach program and preparation of the GMP. Mr. Pate turned over the presentation to Mr. Reza Badiozamani, who elaborated on the GMP status and gave a more detailed update on the outreach program efforts and meetings. HCRB described a white paper on right of way acquisition they will present next month.

D. Tracy Hill, PBS&J

1. Discussion, Consideration and Appropriate Action on Amended Professional Services Agreement between PBS&J and HCRMA

Mr. Tracy Hill gave a brief summary on the Amended Professional Services between PBS&J and HCRMA; no action was taken at this time.

E. Everett Owen, Owen Consulting

1. Discussion, Consideration, and Appropriate Action on revision of Project Scope.

Mr. Everett Owen described the process underway to identify the most feasible initial Project section. No action was taken at this time.

2. Discussion, Consideration and Appropriate Action on schedule for receipt of GMP.

Mr. Everett Owen stated that in order for HCRB to give us the best price without wasting time and effort we should ask them to wait another 30 days, this request is not coming from the Hidalgo County Roadbuilders, it is coming from Owen Consulting . **Mr. Ramiro Salazar made a motion to approve an amendment to the Third Amendment of the Preliminary Project Development Agreement changing the deadline for submission of a guaranteed maximum price from 30 days to 60 days from the last date of execution, Mr. Rick Perez (member) seconded the motion, and upon a vote the motion carried unanimously.**

F. Richard Ramirez, First Southwest

1. Discussion on RMA Financing Plan For Amended Project

Mr. Richard Ramirez gave a brief update on different funding sources for the RMA financing plan for the amended project that look feasible.

G. Blakely Fernandez, TRPSA

1. Ratification of Amendment 3 to Preliminary Project Development Agreement with Hidalgo County Road Builders

Ms. Blakely Fernandez gave a detailed explanation on the ratification of the Third Amendment to the Preliminary Project Development Agreement. Ms. Fernandez stated that the amendment was approved at the last meeting subject to terms and conditions. **Mr. Ramiro Salazar made a motion to approve the Ratification of Amendment 3 to Preliminary Project Development Agreement with Hidalgo County Roadbuilders, Mr. Rick Perez, Vice-Chair seconded the motion, upon a vote the motion carried unanimously.**

2. Discussion, Consideration, and Possible Action on Proposed Modification to Credit Agreement with First National Bank

Ms. Blakely Fernandez stated that these are two items (5G(2)&(3)) that she and Mr. Owen are working on. Ms. Fernandez also stated that she and Mr. Owen have been in contact with the Bank's legal counsel to amend the agreement. **Mr. Ramiro Salazar made a motion to approve instructing the staff to reduce the credit line to an amount not to exceed \$15 million, Ricardo Perez (Vice Chair) seconded the motion, and upon a vote the motion carried unanimously.**

3. Update on Interlocal Agreement with Hidalgo County

Mrs. Blakely Fernandez gave a brief update on the Interlocal Agreement with Hidalgo County. Ms. Fernandez stated that she is meeting with the County's attorney on Wednesday morning to work on the Interlocal Agreement regarding the Transportation Reinvestment Zone.

H. Chairman's Report

1. Discussion on September RMA Meeting
2. Discussion on Audit

Mr. Dennis Burleson stated that Agenda item # 6 was deleted as it is not needed for the audit. Mr. Burleson stated that we are working toward finishing up our audit. Mr. Burleson stated the RMA is working on getting the Board Meetings back to the regular scheduled day, the second Thursday of each month.

6. CONSIDERATION AND APPROVAL OF INCREASED SCOPE OF SERVICES OF SALINAS, ALLEN, AND SCHMITT, LLP FOR A SIX MONTH PERIOD BEGINNING JANUARY 1, 2009 TO JUNE 30, 2009

This item was discussed with Agenda item 5H. No action was taken.

7. PRESENTATION FROM HIDALGO COUNTY COMMUTER RAIL DISTRICT (HCCRD)

Mr. Godfrey Garza, Chairman, and Jim Edge, Vice Chairman, gave a brief presentation on the Hidalgo County Commuter Rail District.

8. EXECUTIVE SESSION PURSUANT TO CHAPTER 551:

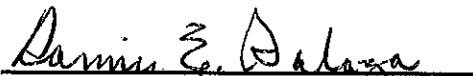
- A. Section 551.071. Consultation with Attorney
- B. Section 551.072. Deliberation Regarding Real Property
- C. Section 551.074. Personnel Matters

No executive session was called.

9. NEW BUSINESS FOR FUTURE MEETING AGENDA

10. ADJOURNMENT

ATTEST:



Ramiro E. Salazar, Secretary/Treasurer