

MINUTES

**HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY (HCRMA)
BOARD OF DIRECTORS REGULAR MEETING
5:30 PM, THURSDAY, OCTOBER 8, 2009
PHARR CITY HALL
2ND FLOOR – COMMISSIONERS' ROOM
118 S. CAGE BLVD., PHARR, TEXAS**

PURSUANT TO GOVERNMENT CODE SECTION 551.041, V.T.C.A., AS AMENDED, NOTICE IS HEREBY GIVEN THAT A REGULAR PUBLIC MEETING OF THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY WAS HELD ON THURSDAY, OCTOBER 8, 2009 AT 5:30PM AT PHARR CITY HALL, 2ND FLOOR, COMMISSIONERS' ROOM ON 118 S. CAGE BLVD., PHARR, TEXAS.

In attendance were:

Board Directors:

Mr. Dennis Bursleson, Chairman
Mr. Rick Perez, Vice-Chair
Mr. Ramiro Salazar, Secretary/Treasurer
Mr. Ricardo Perez
Mr. Joe Olivarez
Mr. Juan Maldonado

Others:

Mrs. Flor E. Koll, HCRMA
Mr. Victor Morales, LRGVDC
Mr. Anthony Covacovich, ACC
Mr. Richard Ramirez, First Southwest
Ms. Melisa Gonzalez, City of San Juan
Mr. Godfrey Garza, HCDD#1
Mr. Stan Kilroy, Raba-Kistner Inc.
Mr. Gus Lopez, L&G Engineering
Ms. Fern McDaughtry, OWLS
Mr. Joey Gomez, Rio Grande Guardian
Mr. Dan Rios, Attorney

Mr. Eric Dietrich, Hidalgo County
Mr. Behrooz Badiozzamani, L&G Engineering
Mr. Jose E. Saenz, JE Saenz
Mr. Reza Badiozzamani, HCRB
Ms. Cheryl Bellamy, SAS, LLP.
Ms. Blakely Fernandez, TRPSA
Mr. Everett Owen, HCRMA
Ms. Maria O. Leach, OWLS
Mr. Steve Taylor, Rio Grande Guardian
Mr. Richard Moya, PTI
Mr. Greg Beatty, PTI

1. CALL TO ORDER AND ESTABLISHMENT OF A QUORUM

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

2. PUBLIC COMMENTS

No comments.

3. GENERAL BUSINESS ITEMS:

A. Consideration and Approval of Minutes from September 16, 2009 and September 28, 2009

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

B. Consideration and Approval of Outstanding Invoices and Travel Requests

Mr. Dennis Bursleson briefly discussed the invoices. Mr. Ramiro Salazar requested an itemized invoice for Flor E. Koll from the Lower Rio Grande Valley Development Council. Mr. Ramiro Salazar made a motion to approve payment of the outstanding invoices and travel expenses, Mr. Rick Perez, Vice-Chair seconded the motion and upon a vote the motion carried unanimously.

C. Review and Appropriate action on Invoice from HCRB

No action; item was removed.

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

Ms. Cheryl Bellamy briefly gave an updated Financial Report and gave an overview of the results from the 2008 Audit Report. Ms. Bellamy stated \$1,027.56 is still showing as owed to the Lower Rio Grande Valley Development Council. Mr. Rick Perez, Vice-Chair made a motion to approve the Financial reports, Mr. Ricardo Perez seconded the motion, and upon a vote the motion carried unanimously.

Regular meeting was adjourned at 5:53 pm to enter into Executive Session pursuant to Chapter 551, Section 551.071- Consultation with Attorney to discuss legal issues related to the procurement. Regular Session convened at 6:50 pm. Upon reconvening, the Chairman announced that no action had been taken in Executive Session.

4. ACTION ITEMS:

A. Discussion, Consideration, and Selection of Executive Director Candidate and Authorization for Executive Committee to Enter Into Negotiations with Selected Candidate.

*The Board discussed the qualifications for Executive Director and it was suggested that since the position was that of a consultant and not a full-time employee, the requirement for a college degree might not be appropriate. **Joe Olivarez made a motion to waive the four year degree qualification for the Executive Director, Ricardo Perez seconded the motion, and upon a vote the motion carried, three to two, with Members Olivarez, Perez, and Vice Chairman Perez voting in favor of the motion and Members Maldonado and Salazar voting against the motion.***

*Chairman Burleson suggested that the Board Members short list the candidates. **Joe Olivarez made a motion that from the candidates responding to the Authority's request for letters of interest, Anthony Covacevich, Godfrey Garza and Roberto Villarreal be short listed for further consideration, Rick Perez, Vice-Chair seconded the motion, and upon a vote the motion carried unanimously.***

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

A. Local Counsel Introduction, Blakely Fernandez

*Ms. Blakely Fernandez introduced Mr. Dan Rios as local legal counsel under her firm's existing general counsel contract. Mr. Rios addressed the board and described his experience. **No action required.***

B. GMP Review Team, Everett Owen/Chairman

*Mr. Everett Owen recommended Executive Director, Legal Counsel, First Southwest, the selected Engineering Firm, and an Expert in analyzing Risk Fee be part of the review team for the GMP. Mr. Owen's recommendation for the Expert on Risk Fee is Robert Ferguson. **No action taken.***

C. Executive Committee recommendation for Executive Director, Chairman

*No action taken at this time; **Mr. Joe Olivarez made a motion to have all Board Members participate with the interviews of the short listed candidates for Executive Director at the next meeting, Rick Perez, Vice-Chair seconded the motion, and upon a vote the motion carried unanimously.***

6. EXECUTIVE SESSION PURSUANT TO CHAPTER 551:

A. Section 551.071. Consultation with Attorney

Mr. Juan Maldonado made a motion to go into Executive Session on Action Item #4 to ask legal questions of Legal Counsel pursuant to Chapter 551.071, Mr. Ramiro Salazar seconded the motion, and upon a vote the motion carried unanimously.

B. Section 551.072. Deliberation Regarding Real Property

C. Section 551.074. Personnel Matters

No action was taken.

7. NEW BUSINESS FOR FUTURE MEETING AGENDA

Chairman Burleson reported Executive Director interview/consideration as an item for the next meeting.

8. ADJOURNMENT

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

Agenda items may be considered, deliberated and/or acted upon in a different order than numbered above. The Board of Directors of the Hidalgo County Regional Mobility Authority (HCRMA) reserves the right to adjourn into Executive (Closed) Session at any time during the course of this meeting to discuss any of the items listed on this agenda as authorized by the Texas Open Meetings Act. No final action will be taken in Executive Session.

PUBLIC INPUT POLICY

Public Input Policy: "At the beginning of each HCRMA meeting, the HCRMA will allow for an open public forum/comment period. This comment period shall not exceed one-half (1/2) hour in length and each speaker will be allowed a maximum of three (3) minutes to speak. All individuals desiring to address the HCRMA must be signed up to do so, prior to the open comment period. The purpose of this comment period is to provide the public an opportunity to address issues or topics that are under the jurisdiction of the HCRMA. For issues or topics which are not otherwise part of the posted agenda for the meeting, HCRMA members may direct staff to investigate the issue or topic further. No action or discussion shall be taken on issues or topics which are not part of the posted agenda for the meeting. Members of the public may be recognized on posted agenda items deemed appropriate by the Chairman as these items are considered, and the same time limitations (3 minutes) applies."

Attest:



Ramiro Salazar, Secretary/Treasurer