

CHAIR
Betty Reinbeck

COMMISSIONERS
William D. Darby
Douglas M. Hartman
Brant C. Ince
Virginia Hermosa
Michael Novak
Alvin Shaw



EXECUTIVE DIRECTOR
Terry Keel

TEXAS FACILITIES COMMISSION

Minutes No. 42: Minutes of the February 15, 2012, Public Meeting of the Texas Facilities Commission in Austin, Travis County, Texas.

After providing notice as required by the Texas Open Meetings Act, the Texas Facilities Commission held an open meeting at the Central Services Building, 1711 San Jacinto Boulevard, in Conference Room 402, Austin, Texas, on Wednesday, February 15, 2012 commencing at 10:00 a.m. Chair Reinbeck presided, and Commissioners Hermosa, Darby, Ince, Hartman and Novak were also present. Commissioner Shaw was absent from this meeting.

I. Call to Order.

Chair Reinbeck called the meeting to order at 10:00 a.m.

II. Approval of the Minutes from the January 18, 2011 Open Meeting.

The Commission voted unanimously to approve the minutes from the previous meeting with a motion made by Commissioner Hartman and a second to approve the motion made by Commissioner Hermosa.

III. Public Comment.

There were no public comments.

IV. Award of Lease Recommendations and Summaries.

Leases and/or Amendments Pending Execution with Commencement Date on or after February 15, 2012.

New/Replacement Leases

1. #20324 - Texas Department of Criminal Justice: Odessa, Texas.

Renewals

2. #6559 - Department of Family and Protective Services: Odessa, Texas.

3. #10280 - Health and Human Services Commission/Department of Family and Protective Services/Department of Aging and Disability Services: Dallas, Texas.

4. #10296 - Health and Human Services Commission/Department of Aging and Disability Services/Department of Family and Protective Services/Department of State Health Services: Paris, Texas.

5. #20233 - Health and Human Services Commission: Houston, Texas.

The Commission voted unanimously to approve the above leases with a motion to approve made by Commissioner Ince and a second to approve the motion made by Commissioner Darby.

V. Consideration and possible action to approve a construction contract award for the Teacher Retirement System (TRS) Heating, Ventilation, and Air Conditioning (HVAC) Components Retrofit Project No. 10-023A-0323, Austin, Texas.

The Commission voted unanimously to approve a construction contract award to Mechanical and Process Systems in the amount of \$3,369,995.00 for the Texas Retirement System Heating, Ventilation, and Air Conditioning Components Retrofit Project No. 10-023A-0323, Austin, Texas, with a motion made by Commissioner Hermosa and a second to approve the motion made by Commissioner Hartman.

VI. Consideration and possible action to approve the Supplementary General Conditions to the State of Texas 2010 Uniform General Conditions for Construction Contracts.

The Commission voted unanimously to approve the Supplementary General Conditions to the State of Texas 2010 Uniform General Conditions for Construction Contracts with a motion made by Commissioner Darby and a second to approve the motion made by Commissioner Hermosa.

VII. Update from the Planning and Asset Management Division on facilities strategy and space utilization.

There was no update provided

VIII. Report from the Executive Director and executive staff on facilities design and construction projects, facilities leasing, and facilities operations, maintenance, and energy management.

Mr. Terry Keel, Executive Director, informed the Commission that Lois Bingham, Director of Accounts Payable has been invited and was currently attending the Texas Fiscal Officers Academy. In addition, he told the Commission that staff is continuing to work on the new website.

IX. Report from the Director of Budget and the Director of Accounting on the monthly financial report update.

Mr. Stan Korn, Director of Budget, provided the monthly financial report including the agency forecast, operating expense report, year to date budget adjustments, cost recovery programs results of operations, the revenue forecast, and the financial transactions and appropriations not included in the operating budget.

X. Monthly Status Report from the Director of Internal Audit.

Mr. Mark Scott, Director of Internal Audit, informed the Commission that the division is continuing to work through the annual audit plan. In addition, he informed the Commission that agency staff had participated in an exit interview with, and had received the draft audit by, the General Services Administration regarding the Federal Surplus Property Program review and that the result of both were very favorable. Finally, Mr. Scott informed the Commission that he met with Commissioners Hartman and Hermosa to discuss upcoming audits and continuing issues.

XI. Recess into CLOSED session, if necessary, pursuant to the Texas Government Code under Chapter 551 for the following purposes:

- a. Pending and potential litigation, Section 551.071.
- b. The appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Executive Director and executive management staff, Section 551.074. The duties, roles, and responsibilities as Commissioners of the Texas Facilities Commission, Section 551.074.
- c. The deliberation regarding purchase, exchange, lease, or value of real property Section 551.072.
- d. All matters identified in this agenda where the commission votes unanimously that deliberation in an open meeting of business and financial issues relating to a contract being negotiated would have a detrimental effect of the position of the State in negotiations with a third person and in which the General Counsel has issued a determination in writing, Section 551.0726.
- e. Any matters identified in this agenda where the Commissioners seek the advice of their attorney, Section 551.071.

XII. Reconvene in open meeting and consider action on matters discussed in Executive Session.

There was no Executive Session.

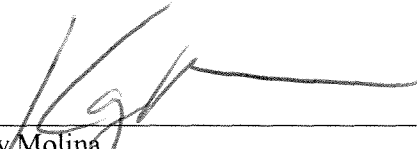
XIII. Consideration and possible action, if necessary, on any issue discussed during Executive Session.

There was no Executive Session.

XIV. Adjournment.


Chair Reinbeck adjourned the meeting at 10:28 a.m.

Reviewed and Submitted:

By: 
Kay Molina
General Counsel

Approved by the Commission on the

21st of March, 2012

By: 
Betty Reinbeck
Chair