

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. 53: Minutes of the April 17, 2013 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, April 17, 2013 commencing at 10:00 a.m. Chair Reinbeck presided, and Commissioners Hermosa, Ince, Hartman, Shaw, and Novak were also present. Commissioner Darby was absent.

I. Call to Order.

Chair Reinbeck called the meeting to order at 10:01 a.m.

II. Presentation of State Service Awards.

The following employees were recognized for their state service by the Commission.

Terry Keel	Twenty years (Executive)
Rachel Ramirez	Retirement after 34 years at TFC.

III. Approval of the minutes from the February 20, 2013 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 Shaw. Commissioner Ince abstained.

IV. Public Comment.

There was no public comment.

V. Award of Lease Recommendations and Summaries.

Leases and/or Amendments Pending Execution with Commencement Date before April 17, 2013.

Renewal

1. #8716 – Department of Family and Protective Services: Fort Worth, TX.

Replacement

2. #20321 – Health and Human Services Commission: Dallas, TX.

Add Space

3. #20217 – Health and Human Services Commission/Department of Family and Protective Services/Department of State Health Services: Huntsville, TX.

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

- VI. **Consideration and possible action to approve an architectural/engineering professional services contract award for the renovation of fire protection, electrical, security, egress and mechanical systems at eight building sites in Austin Texas: Project No. 12-004-6401 DSHS Tower Building, Project No. 12-005-6402 DARS Building, Project No. 12-006-6403 William P. Hobby Building, Project No. 12-008-6405 Robert E. Johnson Building, Project No. 12-009-6406 Thomas J. Rusk Building, Project No. 12-010-6407 William P. Clements Building, Project No.12-011-6408 Brown-Heatly Building and Project No. 12-012-6409 Park 35 Campus, in Austin, Texas.**

The Commission voted unanimously to approve an architectural/engineering professional services contract award to Atkins, in the amount of \$1,479,216.00 for the renovation of fire protection, electrical, security, egress and mechanical systems at eight building sites in Austin Texas: Project No. 12-004-6401 DSHS Tower Building, Project No. 12-005-6402 DARS Building, Project No. 12-006-6403 William P. Hobby Building, Project No. 12-008-6405 Robert E. Johnson Building, Project No. 12-009-6406 Thomas J. Rusk Building, Project No. 12-010-6407 William P. Clements Building, Project No.12-011-6408 Brown-Heatly Building and Project No. 12-012-6409 Park 35 Campus, in Austin, Texas, with a motion made by Commissioner Shaw and a second to approve the motion made by Commissioner Ince.

- VII. **Consideration and possible action to approve a construction manager-at-risk contract award for the renovation of mechanical, electrical, plumbing, and exterior envelope systems at three buildings in Austin Texas: Project No. 12-018-6415 William B. Travis Building, Project No. 12-019-6416 Lyndon B. Johnson Building, and Project No. 12-020-6417 Stephen F. Austin Building.**

The Commission voted unanimously to approve a construction manager-at-risk contract award to Flintco LLC in the amount of \$11,500,000 for the renovation of mechanical, electrical, plumbing, and exterior envelope system at three buildings in Austin Texas, Project No. 12-018-6415 William B. Travis Building, Project No. 12-019-6416 Lyndon B. Johnson Building, Project No. 12-020-6417 Stephen F. Austin Building, with a motion made by Commissioner Novak and a second to approve the motion made by Commissioner Hartman.

- VIII. **Consideration and possible action to approve an architectural/engineering professional services contract amendment for the John H. Winters Building Restroom Repairs/System Replacement Project, No. 12-003-6324, in Austin, Texas.**

The Commission voted unanimously to approve an architectural/engineering professional services contract amendment to Casabella Architects in the amount of \$225,000.00 for the John H. Winters Building Restroom Repairs/System Replacement Project, No. 12-003-6324, in Austin, Texas, with a motion made by Commissioner Ince and a second to approve the motion made by Commissioner Shaw.

IX. Status Report on the Energy Management and Water Conservation Program.

John Raff, Deputy Executive Director of Facilities Design and Construction, gave a brief update on the Energy Management and Water Conservation Program and introduced the new TFC employee who will be taking the lead for the Energy Management and Water Conservation Program, Mr. Farshad Shahsavary. Mr. Shahsavary provided the Commission a brief description of his background and his goals for the Program.

X. 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 gave the Commissioners a brief update on the legislative hearings and meetings held following the February Commission meeting. Mr. Keel also gave an update on Senate Bill 1457 transferring maintenance responsibilities for the Texas School for the Blind and Visually Impaired and Texas School for the Deaf to TFC, and Senate Bill 1 regarding the budget.

XI. Report from the Chief Financial Officer on the monthly financial report update.

Ms. Diana Warner, Chief Financial Officer, 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.

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

a. Review of the Risk Management Division.

Mr. Mark Scott, Director of Internal Audit, gave the Commission an overview of the internal audit of the Risk Management Division. Commissioner Hermosa informed the Commission that the Audit Work Group would like to meet with the Executive Director regarding the implementation of the Auditor's recommendations for the Risk Management audit. In addition, Chair Reinbeck informed the Commission that she also attended the Audit Work Group meeting. Chair Reinbeck requested that the Risk Management Work Group meet on a regular basis with the Director of the Risk Management Division and that a report from the RMWG be added as a regular agenda item just as we do for the Audit and Energy Work Groups.

XIII. Recess into CLOSED session, if necessary, pursuant to Texas Government Code 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.

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

There was no Executive Session.

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

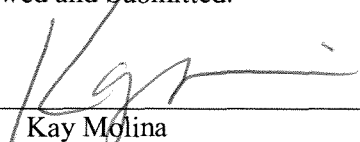
There was no Executive Session.

XVI. Adjournment.

Chair Reinbeck adjourned the meeting at 11:05 a.m.

Reviewed and Submitted:


By:



Kay Molina
General Counsel

Approved by the Commission on May 15, 2013

By:



Betty Reinbeck
Chair