

**CHAIR**  
Betty Reinbeck

**COMMISSIONERS**  
William D. Darby  
Virginia Hermosa  
Brant C. Ince  
Michael Novak  
Jack W. Perry  
Alvin Shaw



**EXECUTIVE DIRECTOR**  
Harvey Hilderbran

## **TEXAS FACILITIES COMMISSION**

Minutes No. 72: Minutes of the April 15, 2015 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 15, 2015 commencing at 10:00 a.m. Chair Reinbeck presided, and Commissioners, Novak, Hermosa, Darby, Ince and Perry were also present. Commissioner Shaw was absent.

### **I. Call to Order.**

Chair Reinbeck called the meeting to order at 10:02 a.m.

### **II. Approval of the minutes from the March 18, 2015 Open Meeting.**

The Commission voted to approve the minutes from the previous meeting with a motion made by Commissioner Novak and a second to approve the motion made by Commissioner Perry. Commissioners Ince, Darby and Hermosa abstained.

### **III. Public Comment.**

There was no public comment.

### **IV. Award of Lease Recommendations and Summaries.**

**Leases and/or Amendments Pending Execution with Commencement dates on or after April 15, 2015.**

#### **Replacement Leases:**

1. #303-6-20478 – Texas Department of Criminal Justice: Lubbock, TX.
2. #303-6-20484 – Department of Family and Protective Services/Department of Assistive and Rehabilitative Services: Laredo, TX.

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

### **V. Consideration and possible action to approve a construction manager-at-risk contract amendment for the Four Building Deferred Maintenance Project, Project No. 12-021-6418 Price Daniel Building, Project No. 12-022-6419 Insurance Building, Project No. 12-023-6420 Supreme Court Building and Project No. 12-024-6421 John H. Reagan Building, in Austin, Texas.**

The Commission voted unanimously to approve a construction manager-at-risk contract amendment with Balfour Beatty Construction, LLC, in an amount not to exceed of \$81,539.00 for the Four Building Deferred Maintenance Project, Project No. 12-021-6418 Price Daniel Building, Project No. 12-022-6419 Insurance Building, Project No. 12-023-6420 Supreme Court Building and Project No. 12-024-6421 John H. Reagan Building, in Austin, Texas, with a motion made by Commissioner Ince and a second to approve the motion made by Commissioner Darby.

**VI. Consideration and possible action to approve an architectural/engineering professional services contract amendment for the Texas School for the Deaf Campus Wide Improvements, Project No. 14-028-1440, in Austin, Texas.**

The Commission voted unanimously to approve an architectural/engineering professional service contract amendment with Graeber Simmons & Cowan Architects, Inc., in the amount of \$20,350.00 for the Texas School for the Deaf Campus Wide Improvements, Project No. 14-028-1440, in Austin, Texas, with a motion made by Commissioner Perry and a second to approve the motion made by Commissioner Hermosa.

**VII. Consideration and possible action to approve a construction manager-at-risk contract amendment for the Texas School for the Deaf Campus Wide Improvements, Project No. 14-028-1440, in Austin, Texas.**

The Commission voted unanimously to approve a construction manager-at-risk contract amendment with Kiewit Building Group, Inc, in the amount of \$381,035.00 for the Texas School for the Deaf Campus Wide Improvements, Project No. 14-028-1440, in Austin, Texas, with a motion made by Commissioner Hermosa and a second to approve the motion made by Commissioner Ince.

**VIII. Consideration and possible action to approve an architectural/engineering professional services contract amendment for the 2014-15 Deferred Maintenance for the Brown-Heatly Building, Project No. 14-009-6459 and the 2014-15 Deferred Maintenance for the William P. Hobby Towers I, II & III, Project No. 14-010-6460, in Austin, Texas.**

The Commission voted unanimously to approve an architectural/engineering professional services contract amendment with Jacobs Engineering Group, Inc, in the amount of \$41,320.00 for the 2014-15 Deferred Maintenance for the Brown-Heatly Building, Project No. 14-009-6459 and the 2014-15 Deferred Maintenance for the William P. Hobby Towers I, II & III, Project No. 14-010-6460, in Austin, Texas, with a motion made by Commissioner Darby and a second to approve the motion made by Commissioner Hermosa.

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

Mr. Harvey Hilderbran, Executive Director gave the Commission an update on the appropriations bills, TFC's participation in legislative hearings, and other bills being tracked by TFC.

**X. Report on the Energy Management and Water Conservation Program.**

Mr. John Raff, Deputy Executive Director of Facilities Design and Construction, informed the Commission that the Energy Workgroup would not be meeting until April 16, 2016 and would give an update at the next Commission meeting.

**XI. Report from the Manager of Budget on the monthly financial report update.**

Mr. Rob Ries, Manager 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.

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

- a. **Consideration and possible action to approve a new Office of Internal Audit Charter.**
- b. **Discussion of the *Review of Human Resources Management*.**

Ms. Amanda Jenami, Director of Internal Audit, made a presentation on the Review of Human Resources Management. In addition the Commission unanimously voted to approve the new Office of Internal Audit Charter, with a motion made by Commissioner Ince and a second to approve the motion made by Commissioner Darby.

**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.**

**XV. Adjournment.**

Chair Reinbeck adjourned the meeting at 11:17 a.m.

**Reviewed and Submitted:**

By:   
Kay Molina, General Counsel

**Approved by the Commission on September 16, 2015.**

By:   
Betty Reinbeck, Chair