

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 2nd day of June 2010, there was conducted a Special Meeting of the Cameron County Regional Mobility Authority, at the Levis Building, thereof, in San Benito, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same.

THE BOARD MET AT:

12:00 Noon

PRESENT:

DAVID E. ALLEX
CHAIRPERSON

MICHAEL SCAIEF
DIRECTOR

DIRECTOR

YOLANDA VILLALOBOS
DIRECTOR

VICTOR ALVAREZ
DIRECTOR

DAVID N. GARZA
DIRECTOR

FRANK PARKER, JR.
DIRECTOR

Secretary

RUBEN GALLEGOS, JR.
ABSENT

ABSENT



The meeting was called to order by Chairman David E. Allex at 12:01 P.M. At this time, the Board considered the following matters as posted and filed for Record in the Office of the County Clerk on this May 28, 2010 at 1:40 P.M.:



AGENDA

Special Meeting of the Board of Directors
of the
Cameron County Regional Mobility Authority

Levis Building
1390 W. Expressway 77
San Benito, TX 78586

Wednesday, June 2, 2010

12:00 Noon

I. Public Comments

CONSENT ITEMS:

II. Consideration and Approval of the Minutes for May 19, 2010 Special Meeting

ITEMS FOR DISCUSSION AND ACTION:

III. Consideration and Approval of awarding bid for the Port Access Road Project to McAllen Construction, Inc.

IV. Consideration and Approval of Work Authorization No. 28 for the Construction Engineering Inspection Services for the Olmito Switchyard Expansion Project

V. Discussion and Possible Action regarding the Olmito Switchyard Expansion Project

EXECUTIVE SESSION ITEMS:

VI. Executive Session:

A. Consultation with, and advice from Legal Counsel concerning negotiations and related contract issues with the Texas Department of Transportation regarding the Cameron County Regional Mobility Authority's projects, specifically SH 550 Toll Project and other legal issues affecting the authority, Pursuant to V.T.C.A. Government Code, Section 551.071 (2)

B. Deliberation regarding real property concerning property legally described as 29.8 acres out of Share 22, Espiritu Santo Grant, Cameroun County, Texas, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072.

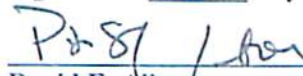
VII. Action relative to Executive Session

A. Possible Action

B. Possible Action

VIII. Adjournment

Signed this 28th day of May 2010



David E. Allex
Chairman

JOE G. GIBSON
COUNTY CLERK

2010 MAY 28 PM 1:50

RECORDED
INDEXED

PUBLIC COMMENTS

I. PUBLIC COMMENTS

Chairman David E. Alex, introduced Commissioner David A. Garza and Port Director and CEO Eddie Campirano.

CONSENT ITEMS

ALL ITEM(S) UNDER THE CONSENT RMA AGENDA ARE HEARD COLLECTIVELY UNLESS OPPOSITION IS PRESENTED, IN WHICH CASE THE CONTESTED ITEM WILL BE CONSIDERED, DISCUSSED AND APPROPRIATE ACTION TAKEN SEPARATELY

Director Alvarez moved to approve Item II listed below as presented. The motion was seconded by Director Garza and carried as follows:

II. Consideration and Approval of the Minutes for May 19, 2010 Special Meeting

ACTION ITEMS

III. Consideration and Approval of awarding bid for the Port Access Road Project to McAllen Construction, Inc.

Director Scaief moved to award the low bid to McAllen Construction for the Port Access Road Project. The motion was seconded by Director Villalobos and carried unanimously.

The Breakdown is as follows:

IV. Consideration and Approval of Work Authorization No. 28 for the Construction Engineering Inspection Services for the Olmito Switchyard

Director Parker motioned to TABLE this item. The motion was seconded by Director Garza and carried unanimously.

V. Discussion and Possible Action regarding the Olmito Switchyard Expansion Project

A report was given by Staff on the groundbreaking ceremony for the Olmito Switchyard Expansion Project.

No action taken.

EXECUTIVE SESSION

VI. Executive Session:

- A. Consultation with, and advice from Legal Counsel concerning negotiations and related contract issues with the Texas Department of Transportation regarding the Cameron County Regional Mobility Authority's projects, specifically SH 550 Toll Project and other legal issues affecting the authority, Pursuant to V.T.C.A. Government Code, Section 551.071 (2)**

Upon motion by Director Garza, seconded by Director Alvarez and carried unanimously, this item was

TABLED.

- B. Deliberation regarding real property concerning property legally described as 29.8 acres out of Share 22, Espiritu Santo Grant, Cameron County, Texas, pursuant to Vernon Texas code Annotated (V.T.C.A.), Government Code, Section 551.072.**

Upon motion by Director Garza, seconded by Director Alvarez and carried unanimously, this item was

TABLED.

VII. ACTION RELATIVE TO EXECUTIVE SESSION:

- A. Consultation with, and advice from Legal Counsel concerning negotiations and related contract issues with the Texas Department of Transportation regarding the Cameron County Regional Mobility Authority's projects, specifically SH 550 Toll Project and other legal issues affecting the authority, Pursuant to V.T.C.A. Government Code, Section 551.071 (2)**

Upon motion by Director Garza, seconded by Director Alvarez and carried unanimously, this item was

TABLED.

- B. Deliberation regarding real property concerning property legally described as 29.8 acres out of Share 22, Espiritu Santo Grant, Cameron County, Texas, pursuant to Vernon Texas code Annotated (V.T.C.A.), Government Code, Section 551.072.**

Upon motion by Director Garza, seconded by Director Alvarez and carried unanimously, this item was

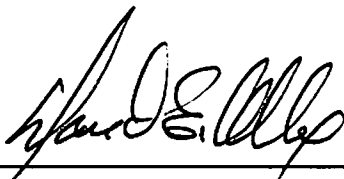
TABLED.

VIII. ADJOURNMENT

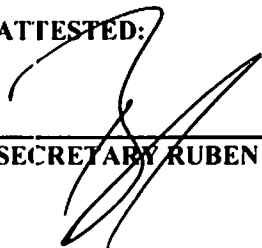
There being no further business to come before the Board and upon motion by Director Scaief, seconded by Director Alvarez and carried unanimously the meeting was **ADJOURNED** at 12:08 P.M.



APPROVED this 16th day of June, 2010.



CHAIRMAN DAVID E. ALLEX

ATTESTED:


SECRETARY RUBEN GALLEGOS, JR.

**III. CONSIDERATION ON APPROVAL OF AWARDED BID
FOR THE PORT ACCESS ROAD PROJECT TO McALLEN
CONSTRUCTION, INC.**

HNTB Corporation
Engineers Architects Planners

1805 Ruben Torres Sr. Blvd.
Suite A-15
Brownsville, TX 78521

Telephone (956) 554-7508
Facsimile (956) 554-7809
www.hntb.com

HNTB

May 28, 2010

Mr. Pete Sepulveda, Jr.
County Administrator/CCRMA Coordinator
Cameron County
1100 East Monroe Street
Brownsville, TX 78520

**Re: Port Access Road Project
Bid No. CCRMA 2010-001**

Dear Mr. Sepulveda,

On May 27, 2010, four (4) bids for the subject contract were received and publicly opened and read as follows:

McAllen Construction, Inc.	\$ 2,648,530.55
IOC Company L.L.C.	\$ 2,720,121.47
Anderson Columbia Co., Inc.	\$ 3,051,216.68
Ballenger Construction Company	\$ 3,235,242.01

The Engineer's Estimate was \$2,364,035.07 based on historical data for this type of work in the South Texas region.

The McAllen Construction bid proposal document was found to contain one arithmetic error, in the amount of \$612.00 increasing the bid amount from \$2,648,530.55 to \$2,649,142.55. The McAllen Construction proposal was also missing the acknowledgement of the addendum form, however it is noted that a review of their bid proposal indicates that the material changes to the items and quantities from addendum no. 1 have been properly incorporated into the McAllen Construction bid.

The acknowledgement form that was distributed with the proposals is attached to this letter. The bid opening process indicates that if any item on the bid opening checklist has not been included

Sepulveda
May 28, 2010

in the bid proposal, it is announced "The ____ was not apparent in the bid. As with all bids, this bid will be reviewed for accuracy and completeness following this reading." Then the bid is read and posted. In the case of the McAllen Construction bid, this announcement regarding the missing acknowledgement was made and the bid read publicly.

There were two bid items modified by addendum no. 1: Item 4523-2001 STEELCASING PIPE (24") was a new item added to the bid tabs, and Item 9990-2001 COMPOSITE RR GR CROSS had the quantity revised to 232 LF. Close inspection of the McAllen Construction bid proposal reveals that these specific bid items match the changes from addendum no. 1. Because it is apparent that McAllen Construction received the addendum no. 1 and updated their bid proposal in accordance with the information contained in the addendum, it is recommended to waive the requirement that the acknowledgement of the addendum form be included in the proposal and continue the bid certification process including McAllen Construction as the apparent low bidder.

The IOC Company L.L.C. bid proposal document was found to contain one arithmetic error, in the amount of (\$1.00) reducing the bid amount from \$2,720,121.47 to \$2,720,120.47.

Enclosed are the unofficial bid tabulations. The next step of the bid certification is to verify the proposal guaranties. Should you have any questions or wish to discuss this matter in more detail, please feel free to contact us at your convenience.

Sincerely,

Richard L. Ridings, P.E., R.P.L.S.
Senior Vice President
HNTB Corporation

Cameron County Regional Mobility Authority

PORT ACCESS ROAD PROJECT

BID NO. CCRMA 2010-001

RECEIPT OF ADDENDA

I/We hereby acknowledge receipt of the following addenda and have made the necessary revisions to the Contractor's Proposal, plans, and specifications, etc., and agree that these addenda are included in the Contractor's Proposal.

<u>Addenda #</u>	<u>Signature</u>	<u>Date</u>
1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____
6.	_____	_____

I understand that failure to confirm Receipt of Addenda will result in the bid not being read.

