

# **Southwest Housing Compliance Corporation Meeting**



**Thursday, March 24, 2016  
12:00 noon  
at**

**HACA Central Office  
1124 S. IH 35  
Austin, TX 78704**

**PUBLIC NOTICE OF A MEETING  
TAKE NOTICE OF A BOARD OF COMMISSIONERS  
REGULAR BOARD MEETING  
OF THE SOUTHWEST HOUSING COMPLIANCE CORPORATION**

**TO BE HELD AT  
HACA Central Office  
1124 S. IH 35  
Austin, TX 78704  
(512.477.4488)**

**COMMENCING AT 12:00 NOON ON THURSDAY, MARCH 24, 2016, TO CONDUCT BUSINESS AS FOLLOWS:**

**CALL TO ORDER, ROLL CALL  
CERTIFICATION OF QUORUM**

**Edwina Carrington, Chairperson**

**CONSENT AGENDA**

Items on the Consent Agenda may be removed at the request of any Commissioner and considered at another appropriate time on this agenda. Placement on the Consent Agenda does not limit the possibility of any presentation, discussion, or action at this meeting. Under no circumstances does the Consent Agenda alter any requirements under Chapter 551 of the Texas Government Code, Texas Open Meetings Act.

**CONSENT AGENDA**

**APPROVAL OF THE FOLLOWING ITEMS PRESENTED IN THE BOARD MATERIALS:**

**ITEM 1:** Presentation, Discussion, and Possible Action regarding the Approval of a Board Minutes Summary for the Regular Board Meeting held on May 21, 2015

**Michael Cummings**  
Vice President

**ITEM 2:** Presentation, Discussion, and Possible Action regarding Resolution No. 87: Approval to ratify all actions taken by the Board of Commissioners during FYE 2016, in order to resolve any irregularities which may have occurred regarding a quorum or vote by the Commissioners as reflected within the approved minutes and resolutions

**Judy Paciocco**  
Senior Operations Director

**REPORTS**

Update on SHCC Activities

**EXECUTIVE SESSION**

The Board may go into Executive Session (close its meeting to the public) Pursuant to:

- a. § 551.071, Texas Gov't Code, consultations with Attorney regarding legal advice, pending or contemplated litigation; or a settlement offer;
- b. §551.072, Texas Gov't Code, discussion about the purchase, exchange, lease or value of real property;
- c. §551.074, Texas Gov't Code, discuss the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.
- d. §551.087, Texas Gov't Code, discuss certain economic development negotiations.

**OPEN SESSION**

If there is an Executive Session, the Board will return to Open Session for discussion, consideration and possible action of matters discussed in Executive Session.

**ADJOURNMENT**

**"Pursuant to § 30.06, Penal Code, (trespass by holder of license with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not attend this meeting with a concealed handgun."**

**"Pursuant to § 30.07, Penal Code (trespass by holder of license with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not attend this meeting with a handgun that is carried openly."**

**"En virtud del § 30.06, Código Penal, (traspaso titular de licencia con una pistola), una persona bajo el subcapítulo H, capítulo 411, código de gobierno (Ley de licencia de arma o pistola), no se permiten en este reunión con una arma o pistola."**

**"En virtud del § 30.07, Código Penal (prevaricación por titular de la licencia con un arma o pistola abiertamente llevado), una persona bajo el subcapítulo H, capítulo 411, código de gobierno (Ley de licencia de arma o pistola), no se permiten en esta reunión con un arma o pistola que lleva abiertamente."**

\*The Southwest Housing Compliance Corporation (SHCC) Board of Commissioners reserves the right to discuss and consider items out of order on the agenda on an as needed basis.

The Southwest Housing Compliance Corporation is committed to compliance with the Americans with Disability Act. Reasonable modifications and equal access to the communications will be provided upon request. Meeting locations are planned with wheelchair access. If requiring Sign Language Interpreters or alternative formats, please give notice at least 2 days (48 hours) before the meeting date. Please call Judy Paciocco or Nidia Hiroms at HACA at 512.477.4488, for additional information; TTY users route through Relay Texas at 711. For more information on SHCC, please contact Nidia Hiroms at 512.477.4488 x 2104.

**SOUTHWEST HOUSING COMPLIANCE CORPORATION  
BOARD OF COMMISSIONERS  
REGULAR BOARD MEETING**

**CALL TO ORDER  
AND  
ROLL CALL**

<b>Edwina Carrington, Chairperson</b>	_____
<b>Charles Bailey, Vice-Chairperson</b>	_____
<b>Tyra Duncan-Hall, 2<sup>nd</sup> Vice-Chairperson</b>	_____
<b>Isaac Robinson, Commissioner</b>	_____
<b>Carl S. Richie, Jr., Commissioner</b>	_____

March 24, 2016  
Regular Board Meeting

**SOUTHWEST HOUSING COMPLIANCE CORPORATION  
BOARD OF COMMISSIONERS  
REGULAR BOARD MEETING**

**CONSENT AGENDA**

**AGENDA ITEM NO. 1**

**Presentation, Discussion, and Possible Action regarding  
the Approval of Board Minutes Summary for Board  
Meeting held on May 21, 2015**

(Presenter: Michael Cummings, Vice President)

**SOUTHWEST HOUSING COMPLIANCE CORPORATION  
BOARD OF DIRECTORS  
BOARD MEETING**

**MAY 21, 2015**

**SUMMARY OF MINUTES**

**The Southwest Housing Compliance Corporation (SHCC) Board of Directors Public Meeting Notice was posted for 12:00 noon on Thursday, May 21, 2015, and was held at HACA Central Office, located at 1124 S. IH 35 Austin, Texas.**

**Call to Order, Roll Call, Certification of Quorum**

The Board of Directors meeting of the Southwest Housing Compliance Corporation (SHCC) on May 21, 2015, was called to order by Carl S. Richie, Jr. at 12:03 p.m. It was held at 1124 S. IH 35 Austin, Texas.

Roll call certified a quorum was present.

**Members Present:**

Edwina Carrington, Chairperson  
Charles Bailey, Vice Chairperson  
Dr. Tyra Duncan-Hall, 2<sup>nd</sup> Vice-Chairperson  
Carl S. Richie, Jr., Commissioner  
Isaac Robinson, Commissioner

**Member(s) Absent:**

**Staff Present:**

Michael Gerber, Sylvia Blanco, Thomas Cherian, Ron Kowal, Pilar Sanchez, Judy Paciocco, Gloria Morgan, Kelly Crawford, Nora Morales, Catherine Crago, Michael Cummings, Andrea Galloway, Lisa Garcia, and Nidia Hiroms.

**Also in attendance:**

Jack Nichols, Cokinos, Bosien & Young

**CITIZENS COMMUNICATION – there was a three minute limitation. - NONE**

**Consent Agenda**

**APPROVAL OF THE FOLLOWING ITEMS PRESENTED IN THE BOARD MATERIALS:**

**ITEM 2: Presentation, Discussion, and Possible Action regarding the Approval of the Board Minutes Summary for the Board Meeting held on March 26, 2015**

**Commissioner Robinson** moved the Approval of the Board Minutes Summary for the Board Meeting held on March 26, 2015. **Commissioner Duncan-Hall** seconded the motion. The motion passed. (5-Ayes and 0-Nays).

**Reports**

No other reporting.

**Chairperson Richie left the meeting at 1:52.**

**EXECUTIVE SESSION**

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- b.* §551.072, Texas Gov't Code, discussion about the purchase, exchange, lease or value of real property;
- c.* §551.074, Texas Gov't Code, discuss the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.
- d.* §551.087, Texas Gov't Code, discuss certain economic development negotiations.

The Board of Commissioners recessed into Executive Session at 2:00 p.m.

**Return to Open Session for discussion, consideration and possible action of matters discussed in Executive Session**

The Board returned to Open Session at 2:20 p.m. and it was reported that no action had been taken during the Executive Session.

**Adjournment**

**Commissioner Bailey** moved to adjourn the meeting. **Commissioner Duncan-Hall** seconded the motion. The motion passed. (4-Ayes and 0-Nays).

The meeting adjourned at 2:22 p.m.

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**Edwina Carrington, Chairperson**

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**Michael G. Gerber, Secretary**

**SOUTHWEST HOUSING COMPLIANCE CORPORATION  
BOARD OF COMMISSIONERS  
REGULAR BOARD MEETING**

**AGENDA ITEM NO. 2**

**Presentation, Discussion, and Possible Action regarding Resolution No. 87: Approval to ratify all actions taken by the Board of Commissioners during FYE 2016, in order to resolve any irregularities which may have occurred regarding a quorum or vote by the Commissioners as reflected within the approved minutes and resolutions**

(Presenter: Judy Paciocco, Senior Operations Director)

# **SOUTHWEST HOUSING COMPLIANCE CORPORATION BOARD OF COMMISSIONERS**

## **Resolution No. 87**

**MEETING DATE:** March 24, 2016

**STAFF CONTACT:** Judy Paciocco, Director of Operations

**TITLE:** Discussion and Adoption of Resolution No. 87: Approval to ratify all actions taken by the Board of Commissioners during the FYE 2016, in order to resolve any irregularities which may have occurred regarding a quorum or vote by the Commissioners as reflected within the approved minutes.

**ACTION:** Motion to Approve Resolution No. 87 to ratify all actions taken by the Board of Commissioners during the 2015-2016 Fiscal Year, in order to resolve any irregularities which may have occurred regarding a quorum or vote by the Commissioners as reflected within the approved minutes and resolutions.

### **SUMMARY:**

Upon past advisement of legal counsel, resolution number 87 was drafted to ensure all actions taken by the Board during FYE 2016 be ratified, thus ensuring resolution of any irregularities during the voting process taken by the Commissioners. This is an action that will be presented for board action on an annual basis.

### **ATTACHMENTS:**

- Resolution No. 87

### **STAFF ANALYSIS SUMMARY**

#### **FINANCE REVIEW:**



**Proposed action does not require Finance Department review.**



## **Resolution No. 87**

**Approval to ratify all actions taken by the Board of Commissioners during the FYE 2016, in order to resolve any irregularities which may have occurred regarding a quorum or vote by the Commissioners as reflected within the approved minutes**

**WHEREAS**, in the event that there were any irregularities in any action or vote taken by Southwest Housing Compliance Corporation's Board of Commissioners during the 2015-16 Fiscal Year, Southwest Housing Compliance Corporation's desires to ratify and affirm all of the actions and votes taken by the Board of Commissioners regardless of the irregularity, as each action and vote taken represents the true intention of a quorum or more of Southwest Housing Compliance Corporation's Board of Commissioners.

**WHEREAS**, the purpose of this resolution is to give full legal force and effect to each action or vote of the Board of Commissioners taken during the 2015-16 Fiscal Year as if each action was taken by a quorum of the board without any irregularity, and therefore, every action taken by the Board of Commissioners during the 2015-16 Fiscal Year is fully enforceable.

**NOW, THEREFORE, BE IT RESOLVED**, the Southwest Housing Compliance Corporation's Board of Commissioners hereby ratifies and affirms all actions and votes taken by the Board of Commissioners during 2015-2016 Fiscal Year.

**PASSED, APPROVED AND ADOPTED** this 24<sup>th</sup> day of March, 2016.

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Edwina Carrington, Chairperson

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Michael G. Gerber, Secretary

**SOUTHWEST HOUSING COMPLIANCE CORPORATION  
BOARD OF COMMISSIONERS  
REGULAR BOARD MEETING**

**EXECUTIVE SESSION**

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- c. §551.074, Texas Gov't Code, deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.**
- d. §551.087, Texas Gov't Code, discuss certain economic development negotiations.**

**Return to Open Session for discussion, consideration and possible action of matters discussed in Executive Session**

**SOUTHWEST HOUSING COMPLIANCE CORPORATION  
BOARD OF COMMISSIONERS  
REGULAR BOARD MEETING**

**Adjournment**

March 24, 2016  
Regular Board Meeting