



MBE/WBE and Small Business Advisory Committee

**Work Session Minutes
Friday, December 11, 2009**

The MBE/WBE and Small Business Advisory Committee convened in a special called work session on Friday, December 11, 2009 at 301 W. 2nd Street Room 1027 in Austin, Texas.

Board Members in Attendance:

Adrian Neely, Ed Lowenberg, Brian Walters, Marco Mancillas and Deirdre Moss.

Staff in Attendance: Veronica Briseño Lara (SMBR), Byron Johnson (Purchasing), Cynthia Gonzales (Purchasing), Gordon Bowman (Law), Tamara Kurtz (Law), Sabine Romero (Law), Lino Mendiola (Andrews & Kurth), Keri Burchard-Juarez (Public Works), Julie Miller (SMBR), Deanna Brown (SMBR).

1. CALL TO ORDER- December 11, 2009 at 10:08 a.m.

2. CITIZEN COMMUNICATION

Mr. Neely stated that it was not necessary to sign up and requested that all citizens participate in an open discussion; he would call on each person as they raised their hand and give everyone an opportunity to speak. No citizens were signed up to speak.

Items 3 and 4 on the agenda were discussed out of order and as follows;

3. Discussion of a subcontractor's possible course of action regarding a prime contractor's violation of the MBE/WBE Ordinance.

Sabine Romero, Law Dept, Lino Mendiola, Andrews & Kurth and Gordon Bowman, Law Dept discussed limitations on contracting between Prime Contractors and Subcontractors on City projects and the options a subcontractor may or may not have on those contacts.

The committee requested that Mr. Bowman provide a copy of the contract language used for Alternative Dispute Resolutions.

4. Discussion regarding the Purchasing Department's Proposed Rule Update

Byron Johnson, Purchasing Dept, Cynthia Gonzales, Purchasing Dept and Tamara Kurtz, Law Dept discussed the content and language included in the Proposed Rule Update for the Purchasing Department.

On a motion from Mr. Lowenberg and seconded by Mr. Walters, the committee moved to continue the meeting past the noon deadline for further discussion.

5. ADJOURNMENT

The meeting was adjourned on a motion by Mr. Lowenberg, seconded by Mr. Mancillas at 12:05 p.m.