AGENDA BOARD MEETING

TEXAS DEPARTMENT OF MOTOR VEHICLES 200 EAST RIVERSIDE, CLASSROOM A AUSTIN, TEXAS 78704 TUESDAY, APRIL 26, 2011 10:00 A.M.

The meeting is to consider the final order the Board directed staff to draft on April 14, 2011 in Docket No. 10-0045 LIC. Due to the economic impact to the city of Alvin and the applicant, the department has scheduled this meeting as soon as feasibly possible to consider the matter.

If technically feasible, this meeting will be held via video teleconference. If the technical aspects are not viable, the meeting will be held in the Board's usual meeting room at 200 East Riverside, Building 150, Room 1B.1, Austin, Texas in accordance with a separately posted notice.

A MAJORITY OF A QUORUM WILL BE PRESENT AT THE FOLLOWING LOCATION:

Texas Department of Transportation Houston District Office 7600 Washington Avenue, Room 109 Houston, Texas 77007

Second Location:

Texas Department of Transportation Dallas District Office 4777 East Highway 80, Room DAL2 Mesquite, Texas 75150

Third Location:

Texas Department of Transportation Pharr District Office 600 West Expressway 83 Video Center (adjacent to warehouse) Pharr, Texas 78577

Fourth Location:

Texas Department of Motor Vehicles 200 East Riverside, Classroom A Austin, Texas 78704

All agenda items are subject to possible discussion, questions, consideration, and action by the Board of the Texas Department of Motor Vehicles. Agenda item numbers are assigned for ease of reference only and do not necessarily reflect the order of their consideration by the Board. The Board reserves the right to discuss any items in executive session where authorized by the Open Meetings Act.

1. CALL TO ORDER

A. Roll Call and Establishment of Quorum

B. Public Comment

 Consideration of Final Order in Franchise Proposal for Decision under Occupations Code Chapter 2301 – Molly Cost 10-0045 – UV Country, Inc., Applicant v. Mainland Cycle Center, LLC, d/b/a Mainland Cycle Center and Goe Kawasaki, Inc., Protestants

3. EXECUTIVE SESSION

Section 551.071 - Consultation with and advice from legal counsel regarding:

- a. pending or contemplated litigation, a settlement offer, or
- b. any item on this agenda.

Section 551.074 - Personnel matters. Discussion relating to the appointment, employment, evaluation, reassignment, duties, discipline, and dismissal of personnel.

4. ACTION ITEMS FROM EXECUTIVE SESSION

5. ADJOURNMENT

The Board will allow an open comment period to receive public comment on any agenda item or other matter that is under the jurisdiction of the Board. No action will be taken on matters that are not part of the agenda for the meeting. For subjects that are not otherwise part of the agenda for the meeting, Board members may respond in accordance with Texas Government Code Section 551.042 and consider the feasibility of placing the matter on the agenda for a future meeting.

Agenda items may be presented by the named presenters or other DMV staff.

Pursuant to Section 30.06, Penal Code (the trespass of license to carry a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (concealed handgun law), may not enter this property with a concealed handgun.

Any individual with a disability who plans to attend this meeting and requires auxiliary aids or services should notify the department as far in advance as possible, but no less than 2 days in advance, so that appropriate arrangements can be made. Contact Gail Anderson by telephone at (512) 467-3853.

I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

CERTIFYING OFFICIAL: Brett Bray, General Counsel, (512) 467-3853.