

**AGENDA  
BOARD MEETING  
TEXAS DEPARTMENT OF MOTOR VEHICLES  
OPEN MEETING VIA  
TELEPHONE CONFERENCE CALL\*  
PURSUANT TO GOVERNOR'S MARCH 16, 2020, TEMPORARY SUSPENSION OF  
CERTAIN OPEN MEETING PROVISIONS\*\*  
THURSDAY, APRIL 1, 2021  
8:00 A.M.**

**THIS MEETING WILL BE HELD REMOTELY VIA TELEPHONE CONFERENCE CALL\***

Instructions for accessing the meeting via Webex:

<https://txdmv.webex.com/txdmv/onstage/g.php?MTID=e85ee814213efb7f6b314458c7820300b>

Phone number for accessing the meeting via phone:

United States Toll Free: 1-844-740-1264

Event number/Access code: 133 521 0375

Event Passcode: 040121

You are solely responsible for your system and the installation and use of Webex software.

Link to April 1, 2021, TxDMV Board Meeting Documents: <https://www.txdmv.gov/about-us/txdmv-board-meetings>

\*The public can listen to the meeting via the Webex link or the toll-free number listed above. If you have any technical questions about accessing the meeting, please send an email to [Board.Tech.Help@txdmv.gov](mailto:Board.Tech.Help@txdmv.gov).

\*\*Action by Governor Greg Abbott pursuant to Texas Government Code Section 418.016

<https://gov.texas.gov/news/post/governor-abbott-allows-virtual-and-telephonic-open-meetings-to-maintain-government-transparency>

All agenda items are subject to possible discussion, questions, consideration, and action by the Board of the Texas Department of Motor Vehicles (Board). Agenda item numbers are assigned for ease of reference only and do not necessarily reflect the order of their consideration by the Board. Presentations may be made by the identified staff or Board member or other staff as needed. The Board reserves the right to discuss any items in closed session where authorized by the Open Meetings Act.

- 1. Roll Call and Establishment of Quorum**
- 2. Pledges of Allegiance - U.S. and Texas**
- 3. Chair's Reports - Chairman Treviño**

- A. 2020 Chairman's Annual Report to the Governor
- B. Introduction of MVCPA Chairman Miguel 'Mike' Rodriguez
- C. Recognition of Service - Shelley Washburn

**4. Executive Director's Reports - Whitney Brewster**

- A. Lifting of Temporary COVID-19 Suspensions of Vehicle Registration and Title Requirements, Including External Communications and Impacts
- B. Operations and Return to 100% Service Capacity under Governor Greg Abbott's March 2, 2021 Executive Order
- C. Call Center Upgrade Update
- D. Introduction of Motor Vehicle Division Director Monique Johnston
- E. Awards, Recognition of Years of Service, and Announcements

**CONTESTED CASE**

- 5. Dealership's Protest of an Application for a New Dealership under Tex. Occ. Code §2301.652. MVD Docket No. 19-0005.LIC; SOAH Docket No. 608-19-2065.LIC.** Continental Imports, Inc. d/b/a Mercedes-Benz of Austin v. Swickard Austin, LLC d/b/a/ Mercedes-Benz of South Austin, Applicant, and Mercedes-Benz USA, LLC, Intervenor - (ACTION ITEM) Monique Johnston

**BRIEFING AND ACTION ITEMS**

**6. Finance and Audit Committee Update - Committee Chair Brett Graham**

- A. FY 2021 Second Six-Month Internal Audit Plan and Risk Assessment Report - Sandra Menjivar-Suddeath (ACTION ITEM)
- B. Internal Audit Division Status Update - Sandra Menjivar-Suddeath (BRIEFING ONLY)
  - Peer Review Process and Self-Assessment
- C. FY 2020 End of Year Reports - Linda M. Flores and Eric Horn (BRIEFINGS ONLY)
  - Annual Financial Report
  - Annual Report of Nonfinancial Data
- D. FY 2021 Second Quarter Financial Summary Report Including Cumulative Fiscal Impacts of COVID-19 - Linda M. Flores, Sergio Rey, and Brian Kline (BRIEFING ONLY)
- E. FY 2022-2023 Legislative Appropriations Request Update - Linda M. Flores (BRIEFING ONLY)
- F. Winter Storm 2021 Impacts to TxDMV Facilities and Regional Service Centers - Linda M. Flores and Ann Pierce (BRIEFING ONLY)

**7. Specialty License Plates - Roland Luna, Sr. (ACTION ITEMS)**

- A. Baylor University-Baylor Bear - Crossover Design proposed under Transportation Code, §504.6011 and §504.851
- B. Texas Criminal Defense Lawyers Association - Redesign proposed under

Transportation Code, §504.851

8. 87th Legislative Session Update - Caroline Love  
(BRIEFING ONLY)

**CLOSED SESSION**

9. **The Board may enter into closed session under one or more of the following provisions of the Texas Open Meetings Act, Government Code Chapter 551:**

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

- pending or contemplated litigation, or a settlement offer;
- a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Government Code Chapter 551; or
- any item on this agenda.

**Section 551.074** - Personnel matters.

- Discussion relating to the appointment, employment, evaluation, reassignment, duties, discipline, and dismissal of personnel.
- Discussion relating to TxDMV dispute resolution process and recent EEOC complaints and internal Civil Rights Office complaints.

**Section 551.076** - Deliberation Regarding Security Devices or Security Audits; Closed Meeting.

- the deployment, or specific occasions for implementation, of security personnel or devices; or
- a security audit.

**Section 551.089** - Deliberation Regarding Security Devices or Security Audits Closed Meeting.

- security assessments or deployments relating to information resources technology;
- network security information as described by Government Code Section 2059.055(b); or
- the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices.

10. **Action Items from Closed Session**

11. **Public Comment**

12. **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 Government Code Section 551.042 and consider the feasibility of placing the matter on the agenda for a future meeting.

If you want to comment on any agenda item (including an open comment under Item #11), you must send an email to [GCO\\_General@txdmv.gov](mailto:GCO_General@txdmv.gov) or call (512) 465-5665 to register with one of the following prior to the agenda item being taken up by the Board:

1. a completed [Public Comment Registration Form](#); or
2. the following information:
  - a. the agenda item you wish to comment on;
  - b. your name;
  - c. your address (optional), including your city, state, and zip code; and
  - d. who you are representing.

You must wait for the chairman to call on you before you verbally make your comment via the link or the toll-free number listed above. Each speaker will be limited to three minutes, and time allotted to one speaker may not be reassigned to another speaker.

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

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 two days in advance, so that appropriate arrangements can be made. Contact David Richards by telephone at (512) 465-1423.

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

CERTIFYING OFFICIAL: Tracey Beaver, General Counsel, (512) 465-5665.