

AGENDA

**Public Safety Commission Meeting
Friday, August 21, 2009, 10:30 a.m.
Criminal Law Enforcement Auditorium
6100 Guadalupe, Bldg E
Austin, TX 78752**

The Public Safety Commission will convene as posted to consider and take formal action, if necessary, on the following agenda items:

- I. CALL TO ORDER**
- II. APPROVAL OF MINUTES**
- III. PUBLIC COMMENT** (members of the public wishing to address the Commission are subject to a time limit of 5 minutes)
- IV. DIRECTOR'S REPORT**
- V. NEW BUSINESS**
 - A.** Update, discussion and possible action regarding formulating policy of recommendation to schools with respect to shutting down the schools due to H1N1
 - B.** Update, discussion and possible action on providing permanent generators
 - C.** Update, discussion and possible action regarding the recruitment policy committee
 - D.** Discussion and possible action regarding the overtime and compensatory time policies for Department employees
 - E.** Discussion and possible action regarding procurement of law enforcement equipment, additional body armor (Level 3 flak jackets), and other operational support items to commissioned personnel
 - F.** Discussion and possible action regarding Executive Management salary specifically the Director of DPS (formal procedure statutory requirements)
 - G.** Discussion and possible action regarding bad check debt accounting
 - H.** Executive search firm services for management positions, interview processes for those positions, status report on the search and possible action regarding the employment of management position candidates to include the Inspector General and Chief Financial Officer
 - I.** Discussion and possible action on Department asset forfeiture policy and procedure
 - J.** Discussion and possible action regarding purchases using seized funds
 - K.** Discussion and possible action regarding Texas Data Exchange (TDEx) contracting for FY2010
 - L.** Update and discussion regarding the pending issuance of approximately \$110,625,000 in bonds, pursuant to previous approval from the Texas Bond Review Board, the Legislative Budget Board, and the Public Safety Commission
 - M.** Update, discussion and possible action regarding energy savings performance contract
 - N.** Discussion and possible action on continued use of written transcriptions of meetings

VI. ADJOURN INTO EXECUTIVE SESSION (if required) to consult with legal counsel regarding pending or contemplated litigation or settlement offers or to receive legal advice on items posted on this agenda; deliberation regarding real estate matters; consideration of any other items authorized by law, including personnel matters, the Directors action of discharging employees as identified in this agenda; ongoing criminal investigations

VII. ONGOING BUSINESS

Reports, discussion, deliberation and possible action regarding the following:

- A. Implementation of Driver License System, and options regarding implementation
- B. Update report, discussion and possible action on transformation of the administration of the Driver License Division to a civilian model
- C. Presentation, discussion and possible action regarding the Drivers License Division-Driver Responsibility Program, to include discussion of the Vendor Management HQ-08-37contract extension; Legislative intent for DRP implementation; possible action to develop an incentive, indigence, and amnesty program for drivers charged with DRP fees; and vendor results for collection under the contract
- D. Discussion and possible action regarding security measures for Department
- E. Discussion and possible action to include: procurement of a project management contract for the purpose of implementing organizational changes and possible next steps in planning regarding the development and administration of the project management plan and project management office for reorganization of the Department
- F. Discussion and possible action regarding Department organizational structure
- G. Update report on 75th "Diamond Jubilee" Anniversary of the Department

VIII. REPORTS

- A. Commission member reports and discussion
- B. Budget Matters (Oscar Ybarra)
- C. Audit & Inspection Report (Farrell Walker)
- D. Division status reports on activities and action

IX. CONSENT ITEMS

The following items may be discussed and acted upon in a single motion or discussed separately as determined by the Commission

- A. Discussion and possible action to authorize the Department to accept the donation of the following: Economic Development Corporation of Weslaco (proposed donation of approximately 21.29 acres in Hidalgo County on which the Department can build a regional office); Colorado County (proposed donation of a radio tower, a communications shelter, and a generator); Mainline Information System (proposed donation of resources to convert mainframe devices to newer technology); Deloitte Consulting Services LLC (proposed donation of services for the Driver License Reengineering project). Donations are authorized by Government Code Section 411.013
- B. Discussion and possible action to acknowledge the following entities that donated information technology resources for the purposes of responding to the Conficker virus: AT&T; Cisco Systems Inc. Acknowledgement of donations is required by Government Code Section 575.003

- C. Discussion and possible action on the Director's action of discharging probationary employees: Frevelander Fredricks and Leigh Ann Erwin (Tx Gov Code 551.074)
- D. Discussion and possible action on appointments of Special Rangers and Special Texas Rangers pursuant to Government Code chapter 411, Secs. 411.023 & 411.024: David C. Sandlin, Jimmy L. Willey and Thelbert Millsap
- E. Discussion and possible action to advise and consent to appointment of members of the Department's management team pursuant to Government Code 411.0071 and 411.006
- F. Discussion and possible action to appoint Vehicle Inspection Advisory members: Kathryn T. Pingsterhaus, John Kenneth Long, Roy David Baird

X. ITEMS FOR FUTURE AGENDAS

XI. DATE FOR FUTURE MEETINGS

XII. ADJOURN

The Commission may take items out of the order in which they are posted on this agenda. Also, an item that has been adopted, passed upon, delayed or tabled for a later meeting may be considered or reconsidered at the same meeting.

The Public Safety Commission may meet and discuss in Executive Session and have action taken in an Open Meeting where required on the following items:

Government Code Sec. 551.071 Consultation and deliberation with legal counsel about pending or contemplated litigation or a settlement offer, or on a matter where the Commissioners seek the advice of their attorney as privileged communications under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, and to discuss the Open Meetings Act and the Administrative Procedures Act with their attorney

Government Code Sec. 551.074 Appointment, employment, evaluation, reassignment, duties, discipline or dismissal of director, assistant director, and persons appointed to management team positions pursuant to Govt. Code Sec. 411.0071

Government Code Sec. 551.076 Deliberations about security audits, security devices, including deployment and implementation of security personnel and devices

Government Code Chapter 411, Sec. 411.0041 Ongoing criminal investigations

Government Code Sec. 551.072 Deliberation of the purchase, exchange, lease, or value of real property, if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person

Government Code Sec. 551.073 Deliberation of a negotiated contract for a prospective gift or donation to the state or the governmental body if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person