

AGENDA
Public Safety Commission Meeting
August 19, 2010 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 and must complete a Public Comment Registration Card located at the entry)
- IV. DIRECTOR'S REPORT**
- V. NEW BUSINESS**
 - A.** Report, discussion, and possible action regarding Commission approval for the Department to request delegated leasing authority from the Texas Facilities Commission for the lease of real estate in Lubbock, Texas, under Title 1, Texas Administrative Code, Chapter 115
 - B.** Report, discussion and possible action on the Fiscal Year 2012 and 2013 Legislative Appropriation Request
- 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 Director's action of discharging employees as identified in this agenda; ongoing criminal investigations
- VII. ONGOING BUSINESS**

Reports, discussion and possible action regarding the following:

 - A.** Discussion and possible action regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a member of the Department or Commission management team
 - B.** Committee report on 28-day work cycle and Overtime and Compensatory Time policy
 - C.** Update report, discussion, and possible action by the Commission regarding modification and transformation of the DPS organizational structure approval of personnel placements and salaries to pursuant to Government Code chapter 411, Secs. 411.005, 411.006 and 411.0071
 - D.** Report discussion and possible action on matters affecting the Office of Inspector General, Texas DPS operations:

1. Consideration of policies for OIG operational oversight pursuant to Government Code 411.244(d);
2. Consideration of complaint receiving process
- E. Update report, discussion and possible action regarding the status of building safety and security at the DPS campus on North Lamar
- F. Update report, discussion and possible action on Promotion Process
- G. Report, discussion and possible action on the Fiscal Year 2010 and 2011 Operating Budget
- H. Report, discussion and possible action regarding purchases using seized funds
- I. Report, discussion and possible action regarding pending contracts and contract renewals:
 1. Adapter development, enterprise license, application maintenance and support for the Texas Data Exchange (TDEx) web based application (Appriss)
 2. Emergency contract for providing strategies & plans to support management of the Texas Border Security Operations Center (Abrams Learning & Information Systems Inc)
- J. Update Report, discussion and possible action regarding recruitment
- K. Update report, discussion and possible action on 75th "Diamond Jubilee" Anniversary of the Department from the Diamond Jubilee Committee

VIII. REPORTS

- A. Commission member reports and discussion
- B. Finance Report
- C. Audit & Inspection Report
- D. Division status reports on activities and action

IX. CONSENT ITEMS

- A. Discussion and possible action on the Director's Action of discharging probationary employees Walter Scott and Norma Alcalde
- B. Discussion and possible action on appointments of Special Rangers and Special Texas Rangers pursuant to Government Code chapter 411, Secs. 411.023 & 411.024: Special Rangers – Albert G. Corbell, George M. Coyle, Tony Crosthwait, Michael Duncan, James Pearce, Mario Salinas, Harvey Stamper and Russell Wheeler.
- C. Report, discussion and possible action on adoption of:
 1. Proposed amendments to Section 3.1 and 3.4, 37 TAC Sec. 3.1 and Sec. 3.4, regarding Crash Investigations
 2. Proposed amendments to Sections 35.93, 35.181, and 35.292, 37 TAC Secs. 35.93, 35.181, and 35.292, regarding Private Security Rules, as published in the July 2, 2010 issue of the Texas Register (35 TexReg 5795, 5796, and 5797)

X. ITEMS FOR FUTURE AGENDA

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