

**REGIONAL PUBLIC DEFENDER OFFICE
LOCAL GOVERNMENT CORPORATION
BOARD OF DIRECTORS MEETING**

**February 10, 2023, 9:00 A.M.
Civil and Family Courts Facility
6th Floor Conference Room (6.504)
1700 Guadalupe Street
Austin, Texas**

1. **Call to Order** – Rick Wardroup; 9:08 a.m.
2. **Acknowledgement of a Quorum** – Elaine Nauert
 - a. The following were present: Kevin Burns, Dan Hurley, Christi Dean, Geoff Burkhart, Judge Lora Livingston, Rick Wardroup, Abner Burnett, Andrea Marsh and Burke Butler
3. **Citizen Comment** – No public comments

CONSENT AGENDA – Upon a motion by Judge Livingston and seconded by Dan Hurley, the Board of Directors unanimously approved the Consent Agenda.

4. Financial Report
5. Consider and approve the Minutes of the February 16, 2022 Board of Directors meeting.
6. Consider and approve the payment for Board member’s travel costs to attend the February 16, 2022 meeting.
7. Consider and approve/ratify the health and dental insurance benefit program for the RPDO employees for FY 2023.
8. Consider and approve/ratify TCDRS retirement participation renewal for 2023.
9. Consider and approve/ratify procuring liability and public officials insurance for FY23 with Texas Association of Counties.
10. Consider and approve/ratify the FY23 contract for information technology services with the Office of Court Administration.
11. Consider and approve/ratify the office lease contracts for the RPDO offices located in the following locations:
 - a. Angleton
 - b. Lubbock
 - c. Lubbock – Administration Offices
 - d. San Antonio
 - e. Terrell
12. Consider and approve/ratify the procurement of Worker’s Compensation insurance for the

RPDO with Texas Association of Counties.

13. Consider and approve the 2023 RPDO-LG Holiday Calendar.
14. Consider and approve/ratify accepting the application and receipt of FY23 TIDC grants.

ACTION AGENDA

15. **Discuss, consider and approve/ratify the FY 2023 budget.**
Upon a motion by Andrea Marsh and seconded by Judge Livingston, the board unanimously approved the FY2023 budget.
16. **Discuss, consider and approve amending the hearing process found in Chapter 16, Section 16.2 of the RPDO Personnel Policy Manual.**
Upon a motion by Judge Livingston and seconded by Burke Butler, the board unanimously amended the hearing process found in Chapter 16, Section 16.2 of the RPDO Personnel Policy Manual.
17. **Discuss, consider and approve amending the Bylaws of the RPDO by amending Article III, Section 3.03 “Quorum” and changing the number of board members needed to establish a quorum.**
Upon a motion by Judge Livingston and seconded by Kevin Burns, the board unanimously voted to amend Article III, Section 3.03 “Quorum” to 5.
18. **Discuss, consider and approve amending the Bylaws of the RPDO by amending Article II, Section 2.02 “Membership, tenure, removal and vacancy” and making the *ex officio* Executive Director of the Texas Indigent Defense Council a non-voting position on the Board of the Directors.**
Upon a motion by Judge Livingston and seconded by Abner Burnett, the board unanimously voted to amend the Bylaws of the RPDO, Section 2.02, making the Executive Director of the Texas Indigent Defense Council, an *ex officio* member of the Board of Directors, a non-voting position on the Board of Directors.
19. **Discuss, consider and approve external auditor report.**
Upon a motion by Judge Livingston and seconded by Andrea Marsh, the board unanimously accept the external auditor report.
20. **Convene into executive session in accordance with Tex. Gov’t Code §551.071 to seek the advice about pending or contemplated litigation, settlement offers or on matters in which duty of the attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with Tex. Gov’t Code Ch. 551 (*EEOC Charge No.: 451-2021-03124 – Molzow*).**
The Board entered into Executive Session under 551.017 of the Texas Government Code at 9:34 a.m. and ended the session at 10:04 a.m.
21. **Reconvene into open session and take action on items discussed in executive session, if necessary.**

Motion to reconsider approval of the Minutes of the February 16, 2022 minutes by Judge Livingston and seconded by Abner Burnett unanimously approved by Board.

Motion by Judge Livingston and seconded by Abner Burnett to amend the February 16, 2022 minutes to more accurately reflect the details of the full and final settlement reached by the RPDO and Sarah Molzow regarding Ms. Molzow's employee disciplinary appeal whereby Ms. Molzow would be allowed to resign from the RPDO, she would be provided a referral letter on RPDO letterhead detailing up to 4 successful accomplishments she had while with the RPDO and the removal from her final personnel file any records regarding her involuntary dismissal from the RPDO and approve the minutes as amended. Unanimously approved by the Board.

22. Chief Public Defender report
 - a. County Participation in RPDO
 - b. New computers
 - c. Cases – RPDO involvement
 - d. Staffing – vacancies, etc.
23. Receive reports and updates from the following working groups:
 - a. Articles of Incorporation and Bylaws Review
 - b. County Interlocal Agreement Terms and Conditions Review
24. Discuss and schedule date for next board meeting.
25. Announcements (*no action*)
26. Adjournment – 11:08 a.m.