

TEXAS DEPARTMENT OF MOTOR VEHICLES

AUTO BURGLARY AND THEFT PREVENTION AUTHORITY

BOARD OF DIRECTORS MEETING

9:05 a.m.
Wednesday,
October 7, 2015

Lone Star Room
Building 1
4000 Jackson Avenue
Austin, Texas

BOARD MEMBERS PRESENT:

Carlos Garcia, Chairman
Ashley Hunter
Linda Kinney
Wynn Reynolds

STAFF:

Bryan Wilson, Director
David Richards, General Counsel

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P R O C E E D I N G S

1
2 MR. GARCIA: Good morning. My name is Carlos
3 Garcia. I am pleased to open the Board meeting of the
4 Automobile Burglary and Theft Prevention Authority.

5 It is 9:05 a.m. and I am calling the Board
6 meeting for October 7, 2015 to order, and I want to note
7 for the record that the public notice containing all items
8 on the agenda was timely filed with the Office of
9 Secretary of State on Monday, September 28, 2015.

10 Before we begin today's meeting, please place
11 all cell phones and other communication devices in the
12 silent mode.

13 If you wish to address the board during today's
14 meeting, please complete a speaker's card at the
15 registration table. To comment on an agenda item please
16 complete a yellow card and identify the agenda item. If
17 it is not an agenda item, we will take your comments
18 during the public comment portion of the meeting.

19 And now I'd like to have a roll call of the
20 board members. Board Member Hunter?

21 MS. HUNTER: Present.

22 MR. GARCIA: Board Member Wynn Reynolds?

23 MR. REYNOLDS: Present.

24 MR. GARCIA: Board Member Mark Wilson?

25 (No response.)

1 MR. GARCIA: Board Member Ken Ross?

2 (No response.)

3 MR. GARCIA: Board Member Jerry Wright?

4 (No response.)

5 MR. GARCIA: Board Member Linda Kinney?

6 MS. KINNEY: Present.

7 MR. GARCIA: And let the record reflect that I,
8 Carlos Garcia, am here too, so we do have a quorum. Also,
9 let the record reflect that we have three members that are
10 absent today.

11 Moving on to item B, the approval of the
12 transcripts submitted from the last meeting. We do need a
13 motion and a second.

14 MR. REYNOLDS: I'll make a motion to approve
15 the minutes from the last ABTPA Board meeting.

16 MS. HUNTER: Second.

17 Mr. GARCIA: I have a motion by Board Member
18 Reynolds and a second by Board Member Hunter. Any
19 discussion?

20 (No response.)

21 MR. GARCIA: If there is none, all in favor say
22 aye.

23 (A chorus of ayes.)

24 MR. GARCIA: All opposed.

25 (No response.)

1 MR. GARCIA: Motion carries.

2 Moving on to item 1.C, the public comment. We
3 have one person that signed up. Jerry Montgomery from
4 Houston Police Department.

5 MR. MONTGOMERY: Good morning. I'm Lieutenant
6 Jerry Montgomery from the Houston Auto Crimes Task Force.

7 Since the awarding of the FY 2016 grant, I've
8 had several conversations with the director regarding him
9 holding everybody up to the standards of UGMS in the
10 guidebook for the ABTPA, which is what he's supposed to
11 do, but my comment is not only is he supposed to hold us
12 to those standards but there's a statute that supersedes
13 all these standards and that's the award is primarily
14 supposed to focus on the problem areas, and in this grant
15 award I don't see that happening. Most of the places that
16 had the major problems got cut, we got cut drastically. A
17 lot of agencies had to cut personnel. So I just want to
18 know how do you justify that. We've got some agencies
19 getting \$3,000 per investigation, you've got some agencies
20 getting \$67 per investigation. I just want to know how
21 you justify that grant award.

22 MR. RICHARDS: So this is a comment period
23 only. We can only accept your comments. We do not
24 entertain dialogue.

25 MR. MONTGOMERY: My comment is if you're going

1 to hold us to the standards you're supposed to hold us to,
2 you ought to hold yourself to the state statute.

3 MR. GARCIA: Thank you, sir.

4 Do we have anybody else signed up for public
5 comments? If not, I will move on to item D, comments from
6 the chairman and the board members. I will open that up
7 to any of the board members at this time for any comments.

8 If there is none, I don't have any comments at this time.

9 Commendations and congratulations to
10 individuals that have served their grantees, their
11 projects and ABTPA for numerous years, I will take time
12 out at this time to recognize those individuals.

13 We'll start off with Lieutenant Danny Sheppard.

14 Lieutenant Sheppard, can you come up?

15 I understand there are some VIPs from your
16 area, sir, that are here to accompany you on this?

17 MR. SHEPPARD: Yes, sir. My captain, Barry
18 Cook, and my major, Daryl Isaacs.

19 MR. GARCIA: Gentlemen, would you please step
20 up to the podium?

21 Lieutenant Shepard began his law enforcement
22 career with the University of Texas Medical Branch in
23 Galveston before going to the Crystal Beach Police
24 Department. He joined the ranks of the Galveston County
25 Sheriff's Office in 1983 and worked in several positions.

1 In 1994 he was assigned to the newly formed Galveston
2 County Auto Crimes Task Force. In 2008 he was appointed
3 as commander of the auto crimes task force where he still
4 serves today. Lieutenant Sheppard has been a member of
5 IAATI and TAVTI since the late '80s.

6 Due to his tremendous work ethics and self-
7 taught knowledge of auto theft, he was a natural to work
8 with the auto crimes task force. To this day, his wealth
9 of knowledge has benefitted law enforcement far beyond the
10 boundaries of Galveston County, Texas. Lieutenant
11 Sheppard is also known for his work as an arson
12 investigator for the sheriff's Office.

13 He's also shown the same dedication to IAATI
14 and TAVTI. He worked his way through the ranks of TAVTI
15 ACRC before becoming president in 2013. He also serves on
16 the board of directors and several committees for IAATI.
17 Lieutenant Sheppard will be retiring from the Sheriff's
18 Office on October 30, 2015. He will remain as a reserve
19 and will be assigned to still work with the auto crimes
20 task force. He will also certainly remain active with
21 TAVTI and IAATI.

22 Lieutenant Sheppard, congratulations, sir. Job
23 well done. We thank you for all your years of dedication
24 to the project. Thank you, sir.

25 MR. SHEPPARD: Very proud to serve.

1 (Applause.)

2 MR. GARCIA: Is Detective Ronald Caldwell here?

3 SPEAKER FROM AUDIENCE: No.

4 MR. GARCIA: He will also has retired from the
5 Dallas Police Department on September 22, 2015 after more
6 than 30 years of service. He joined the auto theft unit
7 back on July 26, 2006. So again to Detective Ronald
8 Caldwell, thank you very much for your time and service,
9 not only to ABTPA but definitely Dallas Police Department.

10 Sergeant David Graham has retired. Sergeant
11 David Graham began his career with the Harris County
12 Sheriff's Office on April 1, 1981. Deputy Graham was
13 transferred where he rose to the rank of investigative
14 sergeant with supervisory duties in July 2012 at the
15 Harris County Sheriff's Office Eastside Auto Theft Office,
16 until his retirement on August 31, 2015. To Sergeant
17 Graham, thank you very much for your time and dedication.

18 Lieutenant James R. Johnson began his career
19 with the Harris County Sheriff's Office on June 14, 1980.

20 In 2009, Lieutenant Johnson was assigned to the auto
21 theft unit as a commander and grant manager. In 2014 he
22 again returned to the patrol division for a brief period
23 and is now the commander of the special victims unit. So
24 to Lieutenant James Johnson, thank you very much for your
25 time and dedication, sir.

1 Detective Noel Rendon. Detective Rendon has
2 been out there since 2004 and has been in the Junkyard Dog
3 unit since 2009. He will be promoted to sergeant within
4 the next few months and will be transferring to another
5 position with the Dallas Police Department. So thank you,
6 Detective Rendon, for your time and service.

7 Bill Smith. Sergeant Bill Smith began his
8 career in law enforcement in '71 with the Texas Highway
9 Department as an investigator and had a long career in
10 investigation with various agencies. He started with the
11 Harris County Sheriff's Office on March 1, 1993, initially
12 as a deputy and was quickly assigned to the Auto Theft
13 Division. In 2001 he was appointed to the rank of
14 detective sergeant to the warrants division. During his
15 time out there he supervised title fraud and title
16 services details until his retirement. So to Sergeant
17 Bill Smith, thank you for your time and dedication.

18 Terry Wilson. Sergeant Terry Wilson began his
19 career with the Harris County Sheriff's Office on August
20 1, 1984. In 2002 Sergeant Wilson was transferred to the
21 detective bureau where he worked as a supervisor in the
22 burglary, theft and robbery unit. In 2009 he was
23 transferred to the special investigation division and
24 assigned to the auto theft unit as supervisor. He
25 remained in the auto theft unit as supervisor until his

1 retirement on May 31, 2015. So Sergeant Wilson, thank you
2 very much for your time and dedication.

3 Lieutenant Reginald Moton from El Paso, not
4 here. Lieutenant Moton has 26 years of experience with
5 the El Paso Police Department. He came to the auto theft
6 task force family back on January 1 of 2011. He has
7 served as commander of the El Paso County Auto Burglary
8 and Theft Prevention Task Force for four years and eight
9 months, until October 3, 2015 when he decided to take the
10 position as lieutenant for the crimes against persons
11 unit. So again to Lieutenant Moton, thank you very much
12 for your time and dedication to the Auto Burglary and
13 Theft Prevention Authority programs.

14 Terry Burleson from Smith County has been with
15 the East Texas Auto Theft Task Force since it was first
16 established in November of '93, and is the only
17 administrative assistant the task force has had. Terry
18 retired after 20 years with the task force and was hired
19 back part time after being retired for only one month. So
20 thank you very much for your time and dedication.

21 So thank you all.

22 We're going to be moving the agenda items
23 around. We're going to section 3 on the briefings and
24 action items, and 3.A will be the first one which is
25 fiscal year '16 grant award followup, consider

1 clarification of the City of Denton grant award. Mr.
2 Wilson.

3 MR. BRYAN WILSON: Thank you, Chief Garcia.
4 This is Bryan Wilson, for the record.

5 I wanted to let you know that we had worked
6 with the grantees following the June meeting and many of
7 the amounts were different than what was awarded, and so
8 we've modified and worked with the grantees to modify, and
9 one of the rules that we follow in making those
10 modifications is that the overall structure must be
11 consistent with the scores and what the board voted on, so
12 it can't be significant changes, we're just reducing the
13 amounts in proportion.

14 One of the issues that came up during the
15 discussions was regarding the City of Denton grant and
16 some of the requests that had been made as followup and
17 some clarifications, and I really appreciate the City of
18 Denton and the way they presented themselves and the way
19 that they've entered into this discussion very honorably
20 in the sense of making sure that we were clear about what
21 our side of the contract was getting into, and that was a
22 very good thing.

23 So basically the issue on page 62 of your board
24 book is that it appeared to us, after review of the grant
25 and discussions with Denton, that the modification made to

1 the grant would result in a replacement of city resources
2 with state resources, which under our definition would be
3 supplanting, and that the application, if enforced as it
4 was presented, would not necessarily result in expanding
5 the operations in the City of Denton.

6 Now, what I've asked them do, much like what we
7 did in Dallas when we were discussing the grants in June,
8 is give them the opportunity to speak for themselves
9 rather than I speak for them. But upon the review, I've
10 put information in the board book that says what the
11 specific rules are that apply to this particular situation
12 and that they currently have on staff eight full-time
13 property crime investigators and the amended grant, once
14 they knew the exact amount, was going to move part-time
15 investigators into that auto theft unit, and only the
16 existing resources and salaries could be used as a cash
17 match. So these officers, in essence, what it appears to
18 us, would move from being city-funded officers to state-
19 funded officers without additional officers.

20 So I have put in there on the bottom of page 62
21 and then my proposed solution on page 63 is the award. And
22 by the way, I want to make clear that we've never
23 questioned the need for the grant or the requirements that
24 they met the grant for need and the review, we're just
25 trying to make sure that we have a contract that we can

1 monitor and is straightforward and the expectations of the
2 state are being met.

3 So on page 63 I've laid out two possible
4 options. One is to just make it a straightforward grant
5 where they bring in the full-time investigator, the
6 current funded grant coordinator and public education
7 person, and then just split the cost between those two
8 units. And if they transfer somebody from their property
9 crimes unit, they'd have to replace them within a
10 reasonable period. That's option number two, and that's
11 what I think is the best option at this time.

12 And then the other recommendation would be that
13 come to some sort of agreement where they'd set aside a
14 full-time investigator and a coordinator, and then the
15 board would at least require them to provide some
16 additional funds, even if they allowed some of the match
17 of positions that they currently allow.

18 So Chief, with your permission, I'd ask
19 Lieutenant Summit to be able to present his slide deck
20 that's also in your board packet and let them respond to
21 what I've said, if that's okay.

22 MR. GARCIA: Sure.

23 MR. SUMMIT: Good morning. Thank you guys for
24 giving us time to speak. Sorry that we kicked the anthill
25 and made such a ruckus, but just want to make sure that

1 we're doing everything proper moving forward. It was a
2 perfect storm for us. I inherited the criminal
3 investigations bureau and the grant that came with it, and
4 like you do when you're new to a position, you start
5 asking questions. We were in the process, having already
6 been awarded the grant, when the clarifications on the
7 supplanting language was presented by Director Wilson that
8 caused us to take a deeper look.

9 So the grant goals that we have going forward
10 are very standards: we want to reduce incidence of motor
11 vehicle theft, incidence of car burglary or theft from a
12 vehicle, we want to use public awareness campaigns in our
13 city to take a hard prevention tactic. Our long-term goal
14 in pursuing this grant is we'd like a regional task force
15 operating along the I-35 corridor. You've got eight to
16 ten different jurisdictions on I-35. Of course, people
17 committing the auto crimes are not respecting those
18 jurisdictions and there's not a lot of teamwork going on
19 between the agencies, so we thought this would be a good
20 vehicle to try and establish that moving forward.

21 These were the qualifying statistics that we
22 used when applying for the grant. The highlights of it
23 was from 2013 to 2014 our auto theft increased by 20
24 percent and our city, Denton County ranked tenth in Texas
25 for auto theft and seventeenth for car burglaries. Our

1 arrest clearance rate for auto theft is only 12 percent.
2 The vast majority of our auto theft recoveries are in
3 other jurisdictions, primarily Dallas. The I-35 corridor,
4 I just spoke about, just attracts transient multi-
5 jurisdictional offenders. We're expecting a 21 percent
6 population increase by 2020.

7 In addition to that, we have two major
8 universities, University of North Texas and Texas Women's
9 University, that contribute a little over 50,000 students
10 to our population. And from our statistics, 50 percent of
11 the stolen vehicle cases that we work, the vehicle was
12 left unlocked. We think the public information campaign
13 will be very effective for us there.

14 So when we got into the question of
15 supplanting, we relied heavily on Michelle Lanham, she's
16 our grant coordinator. She's been with ABPTA for, I
17 think, 17-18 years now. She knows a good history of the
18 organization. There's lots of potential to focus on
19 programming as well as positions in the grant process,
20 specifically when you're looking at UGMS and how they
21 award grants for educational entities. It's all based on
22 programming, there's no position requirements attached to
23 that.

24 We felt, based on what Michelle was telling us,
25 that because we're doing different tasks that the City of

1 Denton has never done before, these were new activities
2 and therefore we were supplementing, not supplanting. So
3 again, after talking to Director Wilson and hearing what
4 his ideas were on the issue and how to approach it, we
5 started asking questions. We just wanted to be sure that
6 if we signed the contract we're not exposing ourselves to
7 an audit down the road that's going to cause us to have to
8 reimburse.

9 So just a snapshot of our department. We have
10 167, we have seven openings right now. We asked for
11 additional personnel in this fiscal year and we were not
12 awarded it. Like many departments, we're going to make
13 our supplemental personnel applications to council in
14 April, we're going to apply for the ABTPA grant in May,
15 we're going to find out if we get awarded the grant
16 sometime in June, and then in August our city council is
17 going to tell us if we ever got the positions that we
18 asked for or not, and there's no real vehicle for us to
19 get them to commit earlier than that.

20 A really strict interpretation of UGMS would
21 mean that if your department has any open positions at all
22 that you don't meet criteria to accept a grant. I don't
23 think there's any agencies out here that are fully staffed
24 every day. We all have openings, we all face the same
25 issues in terms of vetting job applicants. It would take,

1 on average, about eleven months to locate, hire and train
2 a new person so that they're able to function
3 independently in the field, which means we would have to
4 work short in other critical areas like emergency response
5 to slide two new investigators into our investigative
6 bureau with the hopes that these recruits that we've hired
7 actually make training and are able to succeed.

8 And then we're renewing this grant every year
9 annually, so we're also asking our city council to commit
10 to these two positions that are grant funded. It could be
11 floating in the wind year to year to year to year, and
12 with that eleven-month lag to get those new hires rolled
13 in.

14 So those are just logistical issues that all
15 departments face in taking such a narrow approach to UGMS
16 and the governor's manual on how we look at agencies using
17 their grant funds. It opens a lot of agencies up, I
18 think, to not being able to comply. Even the governor's
19 manual allows for programming and use of new functions
20 that can be paid for out of the grant funds.

21 So the new functions that we're looking at
22 doing, we don't have an auto theft crime task force, we
23 don't have any regional cooperation along the I-35
24 corridor. Denton is very blessed, we don't have a lot of
25 violent crime, so our citizens care about property crime.

1 We need to be able to establish a group that can
2 communicate with Lewisville Police Department, Carrollton
3 Police Department, Farmers Branch Police Department, the
4 sheriff's department, and then plug into Dallas PD's Auto
5 Theft Task Force or Tarrant County's Auto Theft Task
6 Force, which is where our vehicle recoveries are going to
7 end up.

8 Right now we don't have that all. We have
9 eight generalist property crime investigators that
10 investigate any manner of property crime. We don't have a
11 crime analyst. Michelle Lanham will be transitioning from
12 the state public awareness function to a countywide crime
13 analyst function to help us reach out to those agencies
14 with meaningful data to try and get them onboard and move
15 our grant to the next evolution next year where we look to
16 include other agencies.

17 We're very good at the proactive educational
18 approaches to crime prevention. We'll continue that.
19 Michelle, that would be her primary function, as it has
20 been under this last grants. We don't do any kind of
21 salvage inspections, we don't do any kind of used car
22 inspections, we don't do 68-A inspections except under the
23 auspices of this grant. Those are all new programs that
24 we think will benefit our community that the grant would
25 be funding.

1 And then the resource of getting the plate
2 scanner for use on the I-35 corridor, especially where 35E
3 and 35W are merging, all the hotels and motels that we
4 have in our city, we think we'll be able to use that
5 effectively to detect crime.

6 So the most desirable recommendations, Director
7 Wilson made sure that we should stipulate that our hope
8 coming out of this meeting is for a grant that reimburses
9 costs starting September 1, which is when the grant would
10 have gone into effect for us if we hadn't had these
11 questions arise.

12 When the supplanting question came up, we
13 modified our grant to remove any kind of salary match or
14 anything like that from our proposal, hoping that that
15 would be more palatable. It was a very equipment-heavy
16 grant. That is the most beneficial to the city in terms
17 of getting us up and running. The salary match funds
18 would have just been diverted to the general fund and the
19 department would have realized really no advantage from
20 that other than the cost savings of the salaries, whereas,
21 an equipment-authorized grant would prohibit the city from
22 using those funds for anything else and let us equip our
23 investigators to be up and running.

24 Short of that, our next best option would be to
25 go with the original grant that we submitted, reducing the

1 salary match in sync with the amount of the reduction of
2 the award. I think we had originally applied for about
3 \$356,000, I think our award was \$267-, so we would scale
4 that back.

5 The third option would be the one that Director
6 Wilson presented where we use a full-time investigator
7 with the full-time analyst and community education
8 person -- that would be Michelle Lanham.

9 And then the fourth, I would not have the
10 authority to commit to right now just because we don't
11 know what the unspecified cash match would be. That would
12 be a decision that my chief would have to sign off on.

13 We appreciate your consideration. If you have
14 any questions, I'd be happy to try and answer them.

15 MR. GARCIA: Thank you, sir. For the record,
16 can you please identify yourself?

17 MR. SUMMIT: Sorry about that. My name is
18 Chris Summit. I'm a lieutenant with Denton Police.

19 MR. GARCIA: Thank you, Lieutenant.

20 Does the board have any questions for the
21 lieutenant?

22 (No response.)

23 MR. GARCIA: Thank you, sir.

24 MR. SUMMIT: Thank you.

25 MR. GARCIA: Mr. Wilson.

1 MR. BRYAN WILSON: So I just want to call your
2 attention to a couple of quick items on the power point
3 that we've provided. Go ahead and go to the next slide,
4 please.

5 We've said all along that our understanding of
6 the management standards, as well as Chapter 57 of our own
7 code, says that you can't replace state funds with -- I'm
8 sorry -- local funds with state funds, that there has to
9 be something new brought into the mix.

10 Next slide. The Governor's Office does
11 specifically say in their instructions that if you have 25
12 officers and you apply for a grant for three officers,
13 there has to be three new officers. So this is not
14 inconsistent with other state agencies, and looking over
15 Juvenile Justice federal grants, it's pretty much the
16 same.

17 Doing research about supplanting, there's
18 what's called public policy grants like HIV funding and
19 vaccinations and things like that where the state really
20 doesn't care whether or not they're supplanting. If they
21 give the City of Austin or Travis County a million dollars
22 or five million dollars, they're still trying to expand
23 the program, even if it's duplicative of what a
24 jurisdiction is already doing. But these, to be clear,
25 are program grants and the general standard has always

1 been that we do in addition to what a law enforcement unit
2 within a jurisdiction is doing.

3 So I really think that the most straightforward
4 option that I've presented in number one really is
5 consistent with our rules. We granted a \$267,000 grant, I
6 think the program is well worth it, I just think that it
7 should be just a straight up match and at some point that
8 they have to replace the officer within a reasonable
9 amount. It can be 90 days, 120 days, typically it's
10 within the grant year in most grant programs, Juvenile
11 Justice as well as other things.

12 But if not, the other option that I said
13 unspecified amount is where part of Lieutenant Summit's
14 salary is already dedicated under the current grant, that
15 it would continue to use that and I think it's part of a
16 finance person, but they'd still have to bring some
17 certain amount set by this board, if it's \$5,000, \$10,000,
18 \$20,000 in cash, to make sure that they're also providing
19 some level of effort to support the new program.

20 So that's my recommendation, and before I can
21 issue a statement of grant award, I'd have to have some
22 clarification from this board.

23 MR. GARCIA: Board members, questions?

24 MS. HUNTER: So I have a question for David.

25 So Denton PD has a different definition from the manual

1 than we do. Is that basically what I'm reading, that
2 they're interpreting it very differently than we are?

3 MR. RICHARDS: Well, I think, yes. This is
4 David Richards, general counsel of ABTPA. I think that's
5 one, probably the primary difference that we're pointing
6 to.

7 MS. HUNTER: So which interpretation is
8 correct?

9 MR. RICHARDS: I have discussed the matter with
10 Director Wilson at length, and I agree with his
11 interpretation.

12 MR. GARCIA: Any questions? Any other comments
13 from the board members? What is the board going to
14 recommend? I do need a motion and a second.

15 MR. REYNOLDS: Director Wilson, if you would go
16 over the options one more time for clarification purposes,
17 please.

18 MR. BRYAN WILSON: Certainly. This is Bryan
19 Wilson, for the record.

20 I call your attention back to page 63. In
21 option two, the one I'm asking you to consider, is we've
22 just simply identified the cost factors that are
23 consistent with their original application and their
24 original budget, where \$267,000 of ABTPA funds would fund
25 these two full-time positions, as well as some equipment

1 that he indicated that they needed, and then the cash
2 match would be distributed evenly by line item for a total
3 of \$53,559, and so it would be a total program cost of
4 \$321,352.

5 And so the simple straightforward grant that
6 meets the match requirements and doesn't involve any
7 supplanting, and they would have whatever term that you
8 decided as a board. We don't have a clear policy on a
9 replacement, but they have eight full-time investigators
10 now, at some point in the near future at a term set by
11 this board, six months, 90 days, a year, or within the
12 grant year, they would have to replace another officer in
13 their property crimes unit. So they could transfer an
14 officer right away into this new unit, but at some point,
15 hopefully within the fiscal year, they would replace that
16 officer.

17 Now, option one is vague because I'm trying to
18 understand that this board has the authority to set --
19 it's saying we can do that but it doesn't have to be
20 \$53,000, we can allow it to be some amount that they can
21 bring in and they can continue using the lieutenant and
22 the purchasing agent and the finance officer as match, but
23 you have to bring at least some money into the mix for the
24 same budget down below here.

25 Does that answer your question?

1 MR. REYNOLDS: Yes, it does. Thank you.

2 I'll go ahead and make a recommendation that we
3 adopt option number two for the Denton grant award.

4 MR. GARCIA: We have a motion on the floor by
5 Boar Member Reynolds to consider option number two, and it
6 states: Offer to provide a statement of grant award that
7 requires a straight 20 percent cash match reimbursement on
8 one 100 percent dedicated grant administrative public
9 awareness coordinator, and one 100 percent dedicated full-
10 time investigator equivalent, and other costs under
11 current rules.

12 Is that your motion, Mr. Reynolds?

13 MR. REYNOLDS: Yes, it is.

14 MR. GARCIA: We do have a motion on the floor.
15 We do need a second.

16 MS. HUNTER: Second.

17 MR. GARCIA: We have a second by Board Member
18 Ashley Hunter. Any other further discussion?

19 (No response.)

20 MR. GARCIA: If there is not, all those in
21 favor say aye.

22 (A chorus of ayes.)

23 MR. GARCIA: All opposed.

24 (No response.)

25 MR. GARCIA: The motion passes option number

1 two.

2 Moving on to item 3.B, the proposal of rules
3 under Title 43, Texas Administrative Code. Mr. David
4 Richards, Chapter 57 of the Automobile Burglary and Theft
5 Prevention Authority.

6 MR. RICHARDS: Members, you will recall that we
7 within the last year undertook to review a complete review
8 of our rules to determine whether or not we should keep
9 them, amend them, or whatnot. Several of the rules that
10 were not considered, that may have been originally
11 proposed for consideration but were withdrawn so we could
12 work on them a little bit more, appear in your packet
13 today. There are, I believe, five that we're bringing to
14 you today as proposed rules for a 30-day comment period in
15 the *Texas Register*.

16 The first one is Section 57.9, the supplanting
17 requirement. Really what we're doing with that, as you
18 can see in your packet, is clarifying what supplanting
19 means, increasing the verbiage.

20 It's a handout. You should have it. It's a
21 separate handout, it's not actually attached to your
22 notebook.

23 The second one, Section 57.14, pertains to
24 approval of grant projects. We're simply adding the words
25 as stated in statute, we're just saying what that

1 involves.

2 The third proposed amendment pertains to
3 Section 57.18, grant adjustments, and again, we're just
4 adding clarifying language regarding the designated
5 officials, that notification should be made to the ABTPA
6 director.

7 Amendment to 57.48, motor vehicle years of
8 insurance calculations, we proposing to just add the words
9 "rule with current statute."

10 And finally, due to legislative changes this
11 past legislative session, we're amending Section 57.51
12 which pertains to refund determinations. As you recall,
13 previously the board had six months within which to make
14 that determination whether or not to grant or deny a
15 refund request that was submitted by insurance companies.
16 That period of time has increased, due to the legislation,
17 from six months to four years, which is in keeping with
18 all other comptroller limitation periods.

19 So our request is that we approved the proposed
20 amendments to these rules and allow them to be published
21 in the *Texas Register* of the Office of Secretary of State
22 for a 30-day comment period. So I just need a motion and
23 a second, please.

24 MR. GARCIA: Need a motion and a second.

25 MR. REYNOLDS: I'll make a motion to go ahead

1 and approve the rules.

2 MR. GARCIA: Motion on the floor to approve the
3 rules for publishing.

4 MS. KINNEY: I'll second that to allow for
5 discussion.

6 MR. GARCIA: I'm sorry?

7 MS. KINNEY: I'll second it to allow for
8 discussion.

9 MR. GARCIA: Okay. Sure.

10 There's a motion to the floor by Board Member
11 Reynolds and a second by Board Member Kinney. Any further
12 discussion?

13 MS. KINNEY: I would like to know more detail
14 on 57.9(c), positions which existed prior to new grant
15 award approval were funded from any source other than
16 ABTPA grant funds are not eligible for grant funding and
17 are to be used as cash match. I'd just like to know how
18 this affects the grantees.

19 MR. BRYAN WILSON: First, I wanted to tell you
20 I did send this out to the grantees, and actually some of
21 them, like Lieutenant Montgomery that spoke earlier about
22 laying off positions, several of the larger jurisdictions
23 had to lay off. What made me realize that this particular
24 rule needed to be in place is if we have a fluctuating
25 stream of money and they take people on and off grants,

1 that we needed some rule clarification that they had the
2 ability to bring an officer who -- I'm just making up an
3 example -- City A had to move two people over to a
4 different unit within their department because they had
5 less funding, within one year, if the board voted a larger
6 grant in the next cycle, they could bring those two
7 investigators back into their unit without penalty.

8 That second line, is that specifically what
9 you're asking, the second part of that? This exception is
10 not available for any positions that have not been grant
11 funded or used as match. So you just can't take any
12 position anywhere in the department and move it in and
13 out, it's only if you lost the position as a result of a
14 reduction in grant is what we're trying to say.

15 I sent this to all the grantees and gave them
16 an opportunity to respond, and four of them provided
17 written comments. I've made all of those modifications
18 that I could make, and now we're going out to the official
19 public comment. I've sent it to the Texas Association of
20 Counties, I've sent it to the Conference of Urban
21 Counties, I've notified the grantees, I've tried to get as
22 much comment prior to even bringing it to you today that I
23 could get.

24 MS. KINNEY: So the four that you received
25 written were favorable to the change?

1 MR. BRYAN WILSON: Several of them made some
2 modifications. For instance, I think it was Houston that
3 said that I had personnel and they suggested -- I believe
4 it was Houston that made the comment that it should be
5 positions, not personnel. So it's not about a specific
6 person but rather a position that they have to transfer
7 off into another unit.

8 I can't say that everybody was okay with every
9 comment. I sent them all to David and we tried to work
10 through language that met what they were trying to say,
11 but I can't verify that they were okay with every comment.

12 That's why we're publishing it out now as the revised
13 version.

14 MR. RICHARDS: This is David Richards. And
15 members, please remember that they're going to be out for
16 a 30-day comment period, so it will come back before you
17 again at our next meeting for approval. We'll solicit
18 additional comments from this group and others, if they
19 don't like it, if they like it, whatever, but we'll have
20 another bite at the apple at the next meeting.

21 MS. KINNEY: So we approve it today to be
22 approved at the next meeting.

23 MR. RICHARDS: No, no. We approve it today to
24 be published for comment.

25 MS. KINNEY: Okay. All right. I'm good with

1 that.

2 MR. GARCIA: How many grantees have we got, 29-
3 30?

4 MR. BRYAN WILSON: We have 25 this year.

5 MR. GARCIA: Twenty-five this year. And how
6 many responded back with any type of comments?

7 MR. BRYAN WILSON: Four.

8 MR. GARCIA: Four. I mean, the opportunity is
9 there and they've got another 30 days.

10 MS. KINNEY: Okay.

11 MR. BRYAN WILSON: I did not hear anything back
12 from the associations that I sent it to that represent
13 different police and sheriff organizations.

14 MR. GARCIA: Okay. So there is a motion on the
15 floor by Board Member Reynolds and a second by Board
16 Member Kinney to approve the publishing of these rules.
17 Any further discussion?

18 (No response.)

19 MR. GARCIA: If there is not, all those in
20 favor say aye.

21 (A chorus of ayes.)

22 MR. GARCIA: All opposed.

23 (No response.)

24 MR. GARCIA: Motion carries.

25 Moving on to item 3.C, authorize the director

1 to publish and maintain a grantee administrative manual.
2 And this where we have Mr. Bryan Sudan signed up for
3 comment on this agenda item Would you please step up,
4 sir?

5 MR. SUDAN: For the record, Bryan Sudan,
6 Tarrant Regional Auto Crimes Task Force.

7 And yes, Mr. Wilson sent this out for comment.
8 We all commented or I commented on it and he didn't like
9 my comment. I'm just being facetious.

10 I would like to make a proposed change to one
11 item on the rules, and I have a written response, if I may
12 hand it out, because I'm offering a change in wording.

13 MR. GARCIA: That's fine.

14 MR. BRYAN WILSON: Is this the rules?

15 MR. SUDAN: The manual.

16 MR. GARCIA: Thank you, sir.

17 MR. SUDAN: My statement goes to in the grant
18 adjustment manual, page 106, 4.5.4, lease costs, and
19 presently it says: The maximum amount contributed to
20 grant funds is \$600 per vehicle per month; grantees may
21 use match funds above this amount.

22 I did my research, I provided the information
23 from UGMS that allows it, and then I'd recommend that we
24 remove this statement and replace it with: The allowable
25 for leased vehicles shall be determined by local

1 procurement procedures. Meaning, especially for me, my
2 county goes out on bid and it goes through the state
3 required bid process for my leased vehicles. Presently
4 I'm paying a little over \$700 for my leased vehicles. The
5 \$600 amount, also in doing my research, that amount I
6 don't think has changed since the inception of the
7 program, so it's not keeping up and being current with
8 current costs.

9 So like I said, I recommend that we change that
10 with: The allowable costs for leased vehicles shall be
11 determined by local procurement if they meet the state bid
12 requirements, or grantees may choose to use the State
13 Building and Procurement Commission's cooperative
14 purchasing agreement. Basically use the state bid or a
15 local bid, and that entire amount be allowable.

16 The two reasons, simply, are that this wording
17 will last through time, we won't be back to address this
18 issue again. And the it also addresses variances across
19 the state for lease costs. Another agency might not can
20 find vehicles at that very lease cost.

21 So I appreciate the opportunity to comment.
22 One of the things that Mr. Wilson's quandary is, and I
23 agree totally with him, is expenses must be reasonable and
24 allowable, and I believe this wording gives us flexibility
25 and is reasonable and allowable.

1 And then my final comment on the grant manual
2 is if it is adopted immediately, there are some immediate
3 requirements that may be placed on the grantees -- in
4 fact, we have some deadlines, if they were applied this
5 grant year, for the 2015 grant year, in eight days that we
6 won't be prepared for. So again, I ask for flexibility on
7 if this is approved that we close out 2015 as 2015 has
8 been closed out and then this grant manual apply to 2016
9 as we go forward.

10 Thank you.

11 MR. GARCIA: Thank you.

12 The agenda item is strictly to authorize the
13 director to publish and maintain a grantee administrative
14 manual. Based on the comments made by Mr. Sudan, I think
15 this would allow our director to go forward in that
16 direction and make things more flexible for the grantees,
17 but I'll let Mr. Wilson comment a little bit on that
18 before we take action on this item.

19 MS. HUNTER: Actually, I have one question
20 before that. Where did the \$600 come from?

21 MR. GARCIA: Where did it come from? I think,
22 just going back on past experience and being part of ABTPA
23 for the last decades, that was a number that was pretty
24 much out there because at that time I think that was a
25 going rate for a lease vehicle back then.

1 MS. HUNTER: So it's just arbitrary.

2 MR. GARCIA: Yes.

3 MR. BRYAN WILSON: Mr. Sudan was not the only
4 one to make that comment about the \$600. As he said, my
5 mantra is always -- most of the grantees are tired of
6 hearing me say it -- follow UGMS and do reasonable and
7 allowable. I know several counties and cities have had a
8 hard time with the \$600, and the old rule said \$600 was
9 the most that was even allowed under the grant. I tried
10 to kind of give homage in rewiring this manual to things
11 that were staples of the grant. I don't think \$600 is
12 reasonable. I used to handle a lot of transportation
13 costs for the state prison system and it's just not a very
14 reasonable amount. It has been a traditional amount for a
15 long time.

16 I think that his proposed language was quite
17 reasonable but I had several comments from various board
18 members -- not that that makes a quorum or a meeting --
19 that vehicle costs overall, not only lease but buy, has
20 always been a major concern of ABTPA. So I did not change
21 it other than to make it very clear, explicit in the
22 manual that ABTPA's portion of a rental would be \$600 but
23 they could go out and rent a \$1,000 vehicle as long as
24 their city or county was willing to pay for the other
25 \$400. In my reading of the old manual, that wasn't even

1 allowable, that \$600 was the most you could use in the
2 grant as a match.

3 So I agree with his comment and I agreed, I
4 think Houston made the same comment and a couple of
5 others, that it should be reasonable and allowable. But
6 it was a tradition inside of ABTPA that I wasn't sure that
7 it could take on at this time, and the board certainly
8 could give me clarity on that.

9 The other issue that he raised was concerning
10 when this '16 manual kicks in. They already have a manual
11 and for '15 the existing manual would apply to all
12 deadlines and dates and everything. This would be going
13 forward, but even on the dates that I've changed, I made
14 it clear -- as you all know, in odd number years we have a
15 December 1 deadline for our statutory report. The current
16 deadline for all grant funding reporting is November 30,
17 except for progress reports. There's no way that we can
18 take report on November 30 and report to the legislature
19 on December 1.

20 So what I've asked is that it be 45 days after
21 the close of the grant period unless an exception -- we
22 have multi-jurisdictional -- in other words, some counties
23 or jurisdictions can't help that the other jurisdiction
24 won't submit their bills, and it is a legal and
25 appropriate liquidation period, 90 days, but at least they

1 have to tell me so I can do something with that
2 information, so I can plan what's not going to be reported
3 to the legislature and things like that.

4 Anyway, that's it.

5 MS. HUNTER: Okay. So I'm still confused. Are
6 you wanting to use this manual in 2015, or are they still
7 using the current manual for 2015 until 2016?

8 MR. BRYAN WILSON: All their activities for '15
9 have already been closed out except for the last few
10 deadlines, so this manual that I'm asking you to authorize
11 me to publish and maintain will be applied to the FY16
12 grants, the current grants.

13 MR. GARCIA: The current year grants.

14 MS. HUNTER: Okay. So if you agreed with the
15 reasonable allowable amount for vehicles, then why did you
16 leave \$600 in there?

17 MR. BRYAN WILSON: Again, I've had several
18 conversations with board members that that was an ABTPA
19 tradition and that it was a very important part of some
20 board members' consideration, so I thought I would leave
21 it and leave it subject to the board.

22 MS. HUNTER: Are these board members here?

23 MR. GARCIA: The agenda item reads: Authorize
24 the director to publish and maintain the grantee
25 administrative manual. I think we're getting into the

1 specifics, which is okay, but we could be here all day and
2 discuss the whole manual.

3 MS. HUNTER: Well, then I say table it until --
4 I mean, if the director doesn't agree with the \$600 and
5 the board members that have an issue with it aren't here,
6 then maybe we should just talk to those board members. Or
7 no?

8 MR. GARCIA: This is an action item that will
9 require a motion to approve or not approve, and a second,
10 and we take the vote at that time.

11 MR. RICHARDS: Members, David Richards here.
12 We need to move forward with this manual. I think
13 Commander Sudan's suggestion/recommendation is a good one.
14 I had asked Bryan to leave that in there so you can at
15 least see from a historical standpoint what the standard
16 was of \$600. I agree with the commander that that is not
17 reasonable, but we do need a manual to go forward for
18 FY16, so that's why it's imperative that we get a vote on
19 it today.

20 MR. GARCIA: But again, this is an action item
21 on allowing the director to publish and maintain a grantee
22 administrative manual. We're not voting on this rule of
23 changing the \$600 amount. Right?

24 MR. RICHARDS: Right. That's the agenda item,
25 that's how it reads.

1 MR. GARCIA: And once this either got approved
2 or not approved, then he moves forward or doesn't move at
3 all.

4 MR. RICHARDS: That is correct.

5 MS. KINNEY: So we have to just flat out
6 approve or disapprove with no changes.

7 MR. GARCIA: No, no, no, no. Approve or
8 disapprove to allow him to move forward or not move
9 forward to publish and maintain a grantee administrative
10 manual. As an example, if we take a motion and there's a
11 second to approve to authorize the director to do such,
12 then he doesn't have to come to the board, he's going to
13 be able to make those changes, not necessarily when he
14 sees fit but when it's appropriate.

15 MR. BRYAN WILSON: If I could, just one point
16 of clarification is that all the grants that were applied
17 in the '16 used the \$600 standard, so nobody has a grant
18 award today that didn't use the \$600. What we can do, if
19 you authorize me to publish the manual, I can solicit more
20 feedback, I can talk to their procurement officers and
21 find out the actual amount, whether there should be an
22 amount, but if you authorize me to publish this manual and
23 maintain it, I could make the modification back to
24 reasonable and necessary, and then any change that takes
25 place in this manual will be brought back to the board.

1 Just like I do grant adjustments and any other things,
2 I'll inform the board that we've modified the manual in
3 this manner and here's what we changed.

4 What we're doing is just making this totally
5 transparent and open because the old manual was just kind
6 of written without any real input, and I'm trying to make
7 it where I have the clear authority to publish it, to
8 maintain it consistent with the financial standards and
9 Uniform Grant Management Standards, state law, and then
10 any modifications I make, like if we change this \$600
11 rule, I'll bring it back to the board to inform you and
12 then you'll have opportunities to say I don't like that.
13 And that's the same with the other board members that have
14 brought vehicle issues to me before, they'll have the
15 opportunity to make that as a policy.

16 MR. GARCIA: So it would be safe to say that
17 what you're going to be working with is a living document.

18 MR. BRYAN WILSON: That's correct. But it's
19 something that's transparent, open, and helps everybody to
20 be accountable, including us. I'm trying to have the same
21 level of transparency and accountability on my staff so
22 people know what to expect.

23 MS. HUNTER: So let's just move forward. So I
24 make a motion that we publish and maintain the manual,
25 granted that some changes may be made and that the

1 director will bring them to us.

2 MR. REYNOLDS: I'll second that.

3 MR. RICHARDS: This is time for discussion.
4 Member Hunter, are you asking that we say the director
5 bring them to you for approval or just for what he's done.

6 MS. HUNTER: I guess for what he's done --
7 well, no, let's just say for approval.

8 MR. RICHARDS: Okay. So you want to amend
9 it --

10 MS. HUNTER: So he just makes changes
11 arbitrarily without approval? I thought I heard approval.

12 MR. RICHARDS: I think what we're looking at
13 here is the distinction between you want the manual to
14 come back to you with any changes. If changes are
15 recommended by the director at some point, you want to
16 approve those changes, or do you want to give him the
17 approval -- and I think that's how the agenda item is
18 structured at the present time -- give him the approval to
19 publish and make changes and then report back to you on
20 those changes.

21 MR. GARCIA: The other thing I can add is that
22 he would consult with a board liaison. Because other than
23 that, if there's going to be changes, every time that he
24 needs to make a change we're waiting three months to make
25 that change to bring it to the board.

1 MS. HUNTER: Okay. So then I guess remove my
2 motion and redo it. Is that what you want me to do?

3 MR. RICHARDS: So you can withdraw your motion
4 and second, and I think what the chairman is saying, you
5 need a motion that you're approving of the agenda item 3.C
6 to authorize the director to publish and maintain the
7 grantee administrative manual, and that any changes will
8 be subject to the consultation and approval of the board
9 liaisons, including the chairman.

10 MS. HUNTER: Okay. So I withdraw my initial
11 motion.

12 MR. RICHARDS: Is that your motion then?

13 MS. HUNTER: Right.

14 MR. RICHARDS: We just need a second to that.

15 MR. REYNOLDS: I'll second it.

16 MR. GARCIA: So now we need a new motion.

17 MR. RICHARDS: She just made it, and a second.

18 MR. GARCIA: She has to make a motion to
19 withdraw the first motion and second that, so now we've
20 got to make the new motion.

21 MR. RICHARDS: Did you make that one?

22 MR. REYNOLDS: I'll go ahead and make the
23 motion that we authorize the director to publish and
24 maintain a grantee administrative manual.

25 MR. GARCIA: Motion on the floor by Mr.

1 Reynolds to authorize the director to publish and maintain
2 a grantee administrative manual. I need a second on that.

3 MS. HUNTER: I'll second.

4 MR. GARCIA: Second by Board Member Ashley
5 Hunter. Any further discussion?

6 (No response.)

7 MR. GARCIA: If there is none, all those in
8 favor say aye.

9 (A chorus of ayes.)

10 MR. GARCIA: All opposed.

11 (No response.)

12 MR. GARCIA: Motion carries.

13 Moving on to item 3.D, to authorize the
14 director to publish and maintain the ABTPA operations
15 guide. Mr. Wilson.

16 MR. BRYAN WILSON: Thank you.

17 Again, in response to the internal audit report
18 we spent a great deal of time -- this is Bryan Wilson for
19 the record -- we spent a great deal of time looking at our
20 operations, identifying operations. One of the things
21 that's been mentioned several times by various members is
22 the priority for monitoring and holding clear
23 accountability for submission for reports. Certainly the
24 internal audit report mentioned several times about
25 payments processes and things like that. So we have gone

1 through very carefully most of our items. Some of them
2 will be subject to future discussions with the strategic
3 planning process, but all of the routine things from how a
4 board meeting gets set up to how we process a payment, how
5 we go out on a site monitoring visit -- when we go, not
6 if, when we go to the jurisdictions to review.

7 So we have prepared this manual, but again,
8 it's kind of a living document, again, it's something that
9 we will have to change from time to time and update as we
10 have new technologies. And of course, a lot of this is
11 tied directly to DMV processes, so if DMV changes -- for
12 instance, there's a section that's not filled out on page
13 69 about rulemaking, that's something that I have to work
14 with very closely with the Office of General Counsel,
15 there's legislative issues that I have to work with GSC,
16 that's why a lot of the back part of this didn't get done.

17 We haven't fully identified all the grant reports.

18 But for right now, at least the big things we
19 have set up a standard that we can be held accountable by
20 this board, by DMV, and so it's called the plan of
21 operation. This is what we told the internal audit
22 response in December that we were going to develop, and I
23 think largely all the issues addressed in the internal
24 audit are now identified and how we will be held
25 accountable and proceed with these processes internally.

1 MR. GARCIA: The item is: Authorize the
2 director to publish and maintain an ABTPA operations
3 guide. This is an action item. I need a motion and a
4 second.

5 MS. KINNEY: I'll make the motion to authorize
6 the director to publish and maintain an ABTPA operations
7 guide.

8 MR. GARCIA: We have a motion on the floor by
9 Board Member Kinney.

10 MR. REYNOLDS: I'll second.

11 MR. GARCIA: And a second by Board Member
12 Reynolds. Any further discussion?

13 (No response.)

14 MR. GARCIA: If there is no further discussion,
15 then all those in favor say aye.

16 (A chorus of ayes.)

17 MR. GARCIA: All opposed.

18 (No response.)

19 MR. GARCIA: Motion carries.

20 Item 3.E on the insurance refund request from
21 American National Insurance Company, we're going to pass
22 on this item at this time. Staff and another state agency
23 need to do further work on this.

24 Moving on to item 3.F, the International
25 Association of Auto Theft Investigators membership for

1 ABTPA board members. Mr. Wilson.

2 MR. BRYAN WILSON: Thank you. Bryan Wilson for
3 the record.

4 Page 172 of your manual. In the past when I
5 first arrived, one of the standard things that occurred
6 was that the IAATI memberships, the International
7 Association of Automobile Theft Investigators memberships
8 were purchased for all ABTPA board members, and I signed
9 off on it the first year and I talked to the chief and he
10 said, The next time it comes up for renewal, I'd really
11 like the board to have a discussion about that and verify
12 that this is something that's helpful, that's useful.
13 It's not a whole lot of money but the chief was saying we
14 need to have a deliberate process involvement, if it's
15 something that we should poll the members each year and
16 then sign the memberships for those that want it, or if
17 it's something that's helpful, useful and needed.

18 MR. GARCIA: Just my comments on this.
19 Whatever the board decides today, it's just that for me,
20 yes, it's \$40 or something, but if we're going to be
21 paying into a membership then it's because we're going to
22 be part of that association or this group and we're going
23 to be active in it. I don't want to pay somebody's dues
24 or membership to an organization and then we don't even
25 know that it exists or we don't even attend the meetings

1 or anything like that. So that was just my comments on
2 this, but it's something that I think each board member
3 needs to decide when that time comes around.

4 So it's an action item.

5 MS. KINNEY: Can we do it at the discretion of
6 the board member whether they want to be a member or not?

7 Can we make the motion that way?

8 MR. RICHARDS: Yes.

9 MR. GARCIA: Sure.

10 MS. KINNEY: Then I would like to make the
11 motion that we pay memberships for board members who want
12 to be active members of that organization.

13 MR. GARCIA: We have a motion on the floor by
14 Board Member Kinney to pay dues for membership to IAATI
15 and leave it at the discretion of the board members
16 whether they want to participate or not.

17 MS. HUNTER: Second.

18 MR. GARCIA: Second by Board Member Hunter.

19 Any other further discussion?

20 (No response.)

21 MR. GARCIA: If there is none, all those in
22 favor say aye.

23 (A chorus of ayes.)

24 MR. GARCIA: All opposed.

25 (No response.)

1 MR. GARCIA: I also approve it so it will be
2 four. Motion passes.

3 Moving on to item 3.G, the discussion regarding
4 the establishment of a strategic planning process in
5 meetings. We do have Mr. Tommy Hansen signed up for a
6 comment. Mr. Hansen.

7 MR. HANSEN: I'm afraid it's not that big, it's
8 just large print so I can read it. This was proposed by
9 the Texas Association of Vehicle Theft Investigators
10 concerning the changes in vehicle theft and our enabling
11 legislation that were written in 1991, the '91 problems as
12 compared to our problems today.

13 One thing we have noted that in recent times
14 there appears to be almost some animosity between some of
15 the different grantees because of some funding dilemmas,
16 and I feel that we need to address that in some fashion or
17 form because that's a losing proposition.

18 To understand where we need to go for the
19 future, we need to understand where we started and where
20 we are today. In the 1950s and 1960s the majority of
21 vehicle crimes were connected to joyriding and
22 approximately 95 percent of vehicles stolen were
23 recovered, however, that began to change dramatically in
24 the 1970s and the early 2000s. Automobile theft
25 transformed from being a means of fun transportation to a

1 lucrative business for business organizations that would
2 rival Fortune 500 businesses, as the criminal element
3 quickly learned of the value of auto parts and the
4 tremendous profit in the sale of stolen parts, as well as
5 the ease of doing change-ups or what is known as VIN
6 switches. Most all vehicles could be stolen with a coat
7 hanger and a 50-cent screwdriver purchased from the corner
8 store, however, a majority were stolen with the keys left
9 in them. Some things never change.

10 Thus, the beginning in the chaos in the world
11 of auto theft in Texas and across the United States
12 started. We began seeing double digit increases in thefts
13 every year. Those in the field of auto theft, the guys in
14 the field here, understood the issue, however, a majority
15 of law enforcement administrators and prosecutors still
16 considered auto theft as a victimless crime and a
17 nonviolent crime. They also had the attitude that it
18 would be recovered, however, those in the field realized
19 that 50 percent of the vehicles stolen were vanishing and
20 not being recovered. This truly made it clear that the
21 issue was not joyriding but rather organized crime.

22 Another major factor was the tremendous growth
23 in gangs across the country, and it especially became a
24 factor in the '90s. Vehicles were being used in the
25 commission of other felony crimes and became the norm, not

1 the exception. When the numbers reached epidemic
2 proportions in the '90s, many began recognizing that this
3 was not only a rising crime but it had a tremendous
4 economic impact on society, thus, a wake-up call for law
5 enforcement, prosecutors, the insurance industry and the
6 general republic. This was also the beginning of pressure
7 on vehicle manufacturers to make vehicles harder to steal.
8 Organizations such as IAATI, just mentioned, TAVTI and
9 many others began working with numerous agencies to
10 address this issue. As a result of the changes in
11 technology from these activities, the advent of black
12 boxes, parts marking and many other technologies to take
13 effect in the '90s and 2000s. At this time in history,
14 technology worked in our favor.

15 The largest change actually began with the
16 advent of the ABTPA concept began in Michigan. The
17 program was an overnight success because it placed a group
18 of highly specialized and trained officers on the streets.

19 This was the beginning of a proactive approach in
20 combating vehicle crimes.

21 In 1989 members of TAVTI were in attendance at
22 the IAATI conference in Michigan. ATPA Director Val
23 Vitols conducted a tremendous presentation on the success
24 of their program. They were number one, we're the best.
25 The presentation made an impact and the ideas were brought

1 back to Texas. The ideas were transferred from a yellow
2 pad to the design of a program similar for Texas. After
3 hundreds of hours of work and meetings, the Texas ABTPA
4 was presented to the Texas Legislature in 1991. The bill
5 passed and the role of auto theft investigations changed
6 in Texas. Approximately 30 programs were online by late
7 1993.

8 For the first time in Texas there was an
9 organized effort to bust chop shops, eradicate illegal
10 salvage yards, conduct border checks, conduct proactive
11 public programs, covert operations, and much more.
12 Although technology helped in the reduction of theft, much
13 of this can be attributed to good old fashioned police
14 work. This work is being conducted by some of the best
15 trained officers in the world.

16 However, changes would continue in the field of
17 vehicle crimes. Note, vehicle crimes, not just auto
18 theft. Auto thefts of vehicles were going down and a new
19 problem came about due to technology. BMV began to
20 skyrocket and to this very day it is still a major
21 problem. You may ask what does technology have to do with
22 this. Well, it all started with a large increase in cell
23 phones, portable GPS units, laptop computers, iPads and
24 more. Criminals began to realize that almost every car on
25 the street most likely had these items in them. They also

1 began to realize that certain locations such as gyms,
2 daycares, and others were target rich environments. This
3 resulted in the legislative action in 2006 that added BMV
4 responsibility of the ABTPA as an unfunded mandate by the
5 legislature.

6 Our problems also began to increase and
7 transform in many other ways due to technology with the
8 expansion and growth of the internet. This was a
9 tremendous expansion and use of the internet. With the
10 advent of eBay, Craigslist and many other resources, the
11 complexity of vehicle crimes grew tremendously. The
12 geographic borders of vehicle crimes were being removed as
13 local criminals now had access to the criminal network not
14 only statewide but nationally and internationally.

15 MR. GARCIA: Mr. Hansen, I'm going to have to
16 stop you. Three minutes is the time limit. So any
17 additional comments briefly?

18 MR. HANSEN: Well, I have a copy of this
19 document for everybody. It's unfortunate we were unable
20 to address this because the future of this program, we're
21 in a self-destruct mode, and there's a lot of issues that
22 we need to address and changes since 1991. I would
23 suggest that the board has got a copy of this, that you
24 read it and it's available to every one of you. I emailed
25 it to most of you. But unless we change and change our

1 enabling legislation to address the problems of 2015 and
2 not the problems of 1991, we're going to self-destruct
3 here and we're heading in that direction in a very rapid
4 process, and we need to look forward to the future and
5 work for the future and work for the problems today. And
6 this is available to anyone who wishes to have a copy of
7 it.

8 MR. GARCIA: Thank you, sir.

9 Moving on to item 3.G, Mr. Wilson.

10 MR. BRYAN WILSON: Yes. Thank you. I just
11 wanted to talk to you briefly about the time frame.
12 Obviously, September 1 began the 2016 cycle. From the
13 appropriations we'll have the -- for the Legislative
14 Budget Board, we'll get the instructions in May from the
15 Legislative Budget Board to request any exceptional items
16 and to lay out our budget for next year. It seems like a
17 long way away but it's one of the things that needs to be
18 clear is the LAR, our legislative appropriations request
19 has to go into TxDMV's appropriation request and becomes
20 part of that in the submission process, so we have to
21 start a little earlier.

22 The other thing that's coming up right after
23 that is on December 1 we'll have a plan of operation
24 that's required, and one of the things that the statute
25 requires -- and David can correct me if I get a little

1 off -- basically what it says is that this board is
2 supposed to lay out a strategy for reducing automobile
3 theft and burglaries and then provide the legislature with
4 detailed information on what it would cost to do those
5 things.

6 I'm not sure that we've done it quite this way,
7 and I thank you for all of your input last year, many of
8 you helped me write the plan of operation, but I don't
9 think it was quite what it needed to be with board action
10 deciding specific events and how much they cost, and I'd
11 like to do that through the strategic planning process
12 with you this next year so that we do identify clearly
13 what those items.

14 So going to the next slide, Dominic, we have
15 the LAR request, we have the plan of operation, we will
16 have the FY17 grant award process. Last year you
17 submitted changes to the legislature to update our statute
18 and clarify many kind of archaic processes that are still
19 in the law. And then we have education marketing
20 strategies that Dominic is going to talk about in a little
21 bit.

22 So what I'd like to do today is get some input
23 from the members that are here on how you want to move
24 forward so that we can meet our May and August deadlines
25 as well as our December deadline, and what kind of

1 activity, would you like legislators involved. I know in
2 my last board we would invite legislators who sent either
3 aides or individuals to the meetings to participate and
4 provide input from the legislature. We want the grantees
5 to come to a workshop or to a board meeting where we have
6 these discussions like Mr. Hansen was just providing
7 information where we can have a roundtable discussion.
8 I've done this several different ways in different
9 community organizations as well as state boards, so I just
10 need to get some input so we can start setting some
11 meetings and looking at a time frame where we can move
12 forward, and if you want to do this or not.

13 MR. GARCIA: I think one of the things that has
14 been mentioned to me time and time again, Mr. Wilson, is
15 are we going to get back to having a grantee advisory
16 committee, or something similar to that, that allows the
17 grantees to have this input.

18 MR. BRYAN WILSON: My understanding that was
19 done away with in the redesign process. I didn't know
20 that was something the board was considering reinitiating.

21 MR. GARCIA: Well, I'm bringing it up because
22 this has been brought to my attention from some of the
23 grantees. Or something similar, do we want to go in that
24 direction again.

25 MS. HUNTER: What are we trying to accomplish

1 right now? You want us to have a strategic planning
2 meeting to come up with items to help prepare for our
3 December, May deadlines. Is that you want to have a
4 grantee advisory committee in order to achieve that?

5 MR. GARCIA: No. I'm asking if we're going to
6 go back to something like that or something similar to get
7 input from them.

8 MS. KINNEY: So are we trying to establish that
9 today?

10 MR. GARCIA: I don't think so.

11 MR. BRYAN WILSON: Today I'm asking you for
12 input on how you want to move as a board in trying to meet
13 our obligations for all the things that we have coming up,
14 from the FY17 grant award process or application process,
15 to going through the public education initiative that
16 we'll talk about soon, as well as our legislative
17 appropriation request and the plan of operation. So do
18 you want to have a strategic planning session? If you do,
19 what do you want it to look like and who all do you want
20 to be involved? Do you want just the board to be involved
21 or do you want to reach out to lots of different parties,
22 sheriff's association, chief of police, grantees? How big
23 and how wide? Do you want facilitators or just having
24 discussions among yourselves? That's what I'm asking. I
25 need some input.

1 MS. HUNTER: Okay. So I like the retreat
2 workshop style, whatever, and I'm fine with members and
3 public comment and grantees and trade associations, given
4 that we try to contain it, otherwise, you get too many
5 hands in a pot and then it becomes a mess. Legislative
6 aides, I guess, yes, you can invite them if you want to.
7 So I'm fine with having a workshop style granted that it
8 doesn't go too long and it's concise.

9 MR. BRYAN WILSON: All right.

10 MR. GARCIA: What timeline are we looking at as
11 far as putting that together?

12 MR. BRYAN WILSON: Well, again, I would
13 appreciate some input because you're all very busy and I
14 just need to know what you prefer.

15 MS. KINNEY: What is the time frame? What are
16 we looking at?

17 MR. BRYAN WILSON: Well, ideally, to be able to
18 accomplish many of the things that we need to do,
19 especially if we're including any consideration for
20 formulas for the '17 grant period or any changes for that
21 as well, it needs to be somewhere between November and
22 January.

23 MS. HUNTER: Of this year?

24 MR. BRYAN WILSON: November of this year
25 through January of next year to be able to do all the work

1 that goes behind that after you make choices and provide
2 direction.

3 MS. HUNTER: Yes. Maybe we should get a
4 calendar later in an email.

5 MR. BRYAN WILSON: That's fine.

6 MR. GARCIA: I think it's something that has to
7 be quick, quick in the sense that anything past the
8 beginning of the next year we're going to be running
9 behind.

10 MS. KINNEY: Can I make a motion then that we
11 set up a strategic planning process and possibly have a
12 meeting to do this at the discretion of the director after
13 consulting with the board members to see what date works
14 best?

15 MR. BRYAN WILSON: It's something I could work
16 with the liaisons in setting up the details, but I just
17 kind of wanted some clarity.

18 MS. HUNTER: That works for me. Second.

19 MR. GARCIA: Board Member Kinney, can you make
20 the motion again?

21 MS. KINNEY: I make a motion that we allow
22 Director Wilson to establish a strategic planning process
23 and set up the appropriate meetings.

24 MS. HUNTER: Second.

25 MR. GARCIA: We have a motion by Board Member

1 Kinney and a second by Board Member Hunter to allow the
2 ABTPA director to establish a strategic planning process
3 and set up some meeting dates. Any further discussion?

4 (No response.)

5 MR. GARCIA: All those in favor say aye.

6 (A chorus of ayes.)

7 MR. GARCIA: All opposed.

8 (No response.)

9 MR. GARCIA: Motion carries.

10 We're going to take a ten-minute recess and
11 we'll reconvene here at approximately 10:40.

12 (Whereupon, a brief recess was taken.)

13 MR. GARCIA: It is 10:41 and I'd like to
14 reconvene the Automobile Burglary and Theft Prevention
15 Authority meeting, please. We'll reconvene the meeting,
16 ladies and gentlemen.

17 We're moving on to item 2, reports, director's
18 report, Mr. Bryan Wilson, including designated staff, to
19 report on ABTPA related activities identified by the
20 director as noteworthy, which may include reports on
21 budget, grant analysis, grant adjustments, educational
22 program and marketing, grant monitoring, agency
23 operations, personnel matters. Mr. Wilson.

24 MR. BRYAN WILSON: Yes. This is Bryan Wilson
25 for the record. Thank you, Chief Garcia.

1 We'll try to move through this deliberately but
2 quickly as we go forward. I want to call your attention
3 to page 11, that's the 2015 budget. I want to recognize
4 Mr. Kenneth Biddle, he's our budget analyst here at TxDMV,
5 over on the far left. He does a tremendous amount, a
6 yeoman's effort to make sure that we have all of our costs
7 covered and helps me to authorize the expenditures as we
8 need to.

9 So you can see that, of course, we're well
10 within budget. Most of our grants are actually obligated.

11 We started a new process in the state accounting system
12 last year, with Mr. Biddle's help, where we obligate the
13 grants in the state accounting system up front. You can
14 see that as far as the 2015, which is now closed, we'll
15 only have \$17,000 in our administrative costs remaining.
16 It might change a little bit, I believe. Is that right,
17 Kenneth, is that right? So there's a few reimbursements
18 and things that it might cover. However, if you remember
19 last year it was about \$59,000, so we've really held to
20 the line and tried to utilize our funds the best we could
21 but being wise in doing so.

22 I do want to point out on page 12 of your
23 manual that every year we have to do what's called non-key
24 performance measures to the Legislative Budget Board, and
25 as many of you know, 8 percent is our statutory limit on

1 administrative expenditures. We've worked really, really
2 hard, and some of the choices you made in the last board
3 meeting to move \$600,000 to obligate in FY15 for FY16 has
4 now reduced that in our quarterly report to less than 4
5 percent. That number, of course, will go down
6 significantly once we pay out all the grants. So I just
7 want to let you know that we're also telling the
8 Legislative Budget Board that this board is doing a really
9 good of managing its finances and staying well below our 8
10 percent administrative cap.

11 Moving on to page 13, there is, of course, no
12 expenses drawn as of this time period as of September 1
13 for our budget, but the state did provide raises to the
14 employees of 2-1/2 percent and they did 2.6 percent and
15 increased retirement costs, which is fine, we're glad to
16 have it, but that's why you see the salaries and personnel
17 costs went up significantly from the previous year.

18 Page 14 provides you an assessment as of --
19 Anna, do you want to do the next two?

20 MS. MALLETT: For the record, my name is Anna
21 Mallett. I'm a grant coordinator with ABTPA.

22 On page 14 in your packet you'll find a report
23 of the grant budget an expenditure report for the period
24 of September 1, 2014 through September 22, 2015. So
25 you'll see there was \$13.8 million awarded for FY15,

1 disbursed as of September 22 is \$9,968,620.69. That's
2 leaving a remaining unexpended balance of \$3,831,379.31,
3 so that's about 28 percent is unexpended as of today or as
4 of September 22, and keep in mind the liquidation period
5 is November 30, so they have up until that date to request
6 all of those funds.

7 Are there any questions?

8 (No response.)

9 MS. MALLETT: And on page 15 of your packet
10 you'll see this is a summary of all the grant adjustments
11 from really the last quarter. This period is June 5, 2015
12 through August 31, 2015. You'll see the majority for the
13 adjustments were budgetary in nature. There were 25 total
14 adjustments. Two of them were personnel and four were
15 involving program income.

16 Are there any questions?

17 (No response.)

18 MS. MALLETT: Thank you.

19 MR. BRYAN WILSON: Okay. Drawing your
20 attention to page 16, Dominic Gonzales is going to talk
21 about the educational programs and marketing process.

22 MR. GONZALES: Good morning. My name is
23 Dominic Gonzales, I'm a grant coordinator. Pleasure to
24 meet you. I came on August 3.

25 I want to direct you to page 16. That's a

1 summary of some of the initiatives that are going on for
2 educational programs and marketing. We have started to
3 refer to what used to be public awareness as educational
4 programs and marketing because that's what the statute
5 that created ABTPA lists those activities as.

6 The first thing I'd like to direct your
7 attention to is the operating plan initiatives which we
8 are going to be assessing and reformatting educational
9 programs at ABTPA through an initiative. We're going to
10 look at having a delivery based or we're going to be
11 conducting our public awareness and promotional
12 methodology in a way that is demonstrable and can also
13 prove that we have changed behavior through education.

14 We've also received a lot of questions about
15 promotional items and I'm glad to talk about that a bit.
16 We do have a large order placed, going through the
17 requisition process. I will expect to have a clear date
18 on the delivery of some of that soon, but we are working
19 with TxDMV staff on that requisition process. We received
20 kind of a overwhelming amount of requests from both
21 grantees and from members of the public, and we responded
22 to those. We received over 20 requests from members of
23 the public and other law enforcement agencies that are not
24 grantees, and working with grantees and task forces we
25 were able to either respond directly to those or have our

1 grantees respond and provide materials for the National
2 Night Out which really exhausted our existing supply of
3 promotional items. As I mentioned, though, we have an
4 order that's in and I will be reporting on a date of that
5 soon.

6 We're also going to expedite an order of
7 printed material to help for any ongoing educational
8 activities out in the field. And if you refer to page 22,
9 one possible option that we looked at is using some of the
10 legacy material that ABTPA had created in the past. I
11 believe some of this artwork is from 2003 or 2004, and we
12 are considering, based on some feedback we received from
13 grantees, considering creating our own inexpensive
14 coloring book that can be used because what we've
15 understood is that's a very popular item. And just
16 looking through the options of material that are
17 available, there isn't anything that speaks directly
18 toward automobile burglary and theft, and so this seems
19 like it could be an effective way to create some custom
20 material using artwork that has already been created with
21 ABTPA activities.

22 The next thing I'd like to report on is the
23 service mark license agreement. We put in place a process
24 and an agreement to protect the intellectual property and
25 the intellectual assets that the ABTPA has developed and

1 that our grantees have developed. This is an agreement
2 that our grantees can enter into. This is also an
3 agreement that nonprofit organizations and other law
4 enforcement agencies who are not grantees can enter into
5 in order to use ABTPA material. And what this does is
6 this allows us to establish a record that we are
7 protecting our service marks and it allows us to ensure
8 that we can continue to provide this at no cost to members
9 of the public.

10 And so at this point I just received one right
11 now, so here is an example of it. We have received eight
12 from the grantees. I understand that they are working
13 through their own legal departments exactly who needs to
14 sign, but we expect to receive more, and I've received two
15 from entities that are not grantees, from other law
16 enforcement agencies who wish to use our intellectual
17 property. And again, the agreement lasts for four years,
18 and what it does is it establishes a track record that we
19 have done our due diligence to protect the material that
20 has been developed.

21 And that's all at this point. Thank you very
22 much.

23 MR. BRYAN WILSON: Chief, this is Bryan Wilson
24 again. I do want to say that the legal department, David,
25 as well as Chris Cadis, have done a tremendous amount of

1 work in helping us t protect these assets of ABTPA, and we
2 really appreciate all the extra work because this is above
3 and beyond things we're already asking them to do, so we
4 really appreciate that.

5 MR. GARCIA: Next item.

6 MR. BRYAN WILSON: Monitoring. I know one of
7 the things that was an internal audit finding was that we
8 needed to conduct routine examinations of the records and
9 verify that the single audit requirements under statute,
10 as well as the Uniform Grant Management Standards were
11 being met. Mary Dominguez is going to provide a brief
12 report starting on page 23.

13 MS. DOMINGUEZ: Thank you, Board. For the
14 record, my name is Mary Dominguez and I am a grant
15 coordinator for the Automobile Burglary and Theft
16 Prevention Authority. I'll be covering one area of grant
17 monitoring and that's the comprehensive annual financial
18 report review on page 23 in your handout.

19 Grantees who have received federal or state
20 funds in the amount of \$500 (sic) or above are required to
21 submit a copy of their audit to ABTPA. The table on page
22 23 identifies the grantees for audit based on their
23 current threshold of \$500,000 of ABTPA grant fund expended
24 within the fiscal year. ABTPA received 29 audits, 12
25 audits have been reviewed and completed to date, with no

1 indication of risk noted. The remaining 17 audits will be
2 reviewed hopefully by the end of this year.

3 Does anyone have any questions?

4 MS. HUNTER: Mary, I just wanted to confirm
5 that that was \$500,000, not \$500. Is that right?

6 MS. DOMINGUEZ: \$500,000.

7 MS. HUNTER: Okay.

8 MR. BRYAN WILSON: Thank you. At the last
9 board meeting, several members indicated they'd like to
10 see what this CAFR involves, the Comprehensive Annual
11 Financial Review. We've placed it in the appendices of
12 your separate book and it starts on page 9, going forward.
13 And so you can see obviously for cities and counties it's
14 all the records and all the accounting of the city and
15 county, so it's very voluminous. Sometimes they're
16 electronic so we can do searches, but overall, we have to
17 review the audit findings and then we go through a
18 checklist. We drew this originally from internal audit
19 and then we modified it to meet our needs that were
20 consistent with the Uniform Grant Management Standards.
21 So this is what it looks like, and so each one of these
22 will have documentation that we've met the legal
23 requirement under the Single Audit Act.

24 Any questions on that item?

25 (No response.)

1 MR. BRYAN WILSON: The next item starting on
2 page 24 is talking about the part of my role as a division
3 director here at TxDMV that we have to develop a plan of
4 operation -- I'm sorry -- not a plan of operation, it's an
5 operating plan that I participate as a director of DMV,
6 and so I just wanted to present to you, because I'm kind
7 of in this dual role, to let you know some of the things
8 that we do within the agency and what our operations are
9 and just kind of lays out how we spend our money, what are
10 our plans, how we issue grants, things like that. It's
11 not real heavy hitting, and of course, anything that we do
12 on the strategic plan, Dominic mentioned the public
13 awareness initiative and part of that public awareness --
14 excuse me -- education issue is going to be fed by your
15 strategic plan, so it's not in a vacuum.

16 The next item is on page 29 and that is the
17 funds report. As Mr. Richards pointed out last October
18 when I first started, we have three different statutory
19 requirements for different reports to be performed
20 throughout the season. Some of them have deadlines and
21 some of them don't, and the last one is the one that
22 doesn't have a deadline and it's the 2014 funds report.
23 It's had different names over the last 23 years but I've
24 worked with the Government and Strategic Communications
25 department, I think we've come up with a format that we

1 can start doing this report in April when we do our
2 statutorily required activities report and kind of combine
3 it into one, one is for activities, one is for money. So
4 going forward this will be done in April, April 1.

5 And I do want to just call out a few really
6 important things. So on page 33 you can see that the
7 amount collected in FY14 was \$42,700,000, and then we were
8 appropriated \$14 million, which I know you all know that
9 but basically the way I understand -- and Mr. Richards can
10 correct me if I'm wrong -- this report is what did you do
11 with the money we gave you, and we've tried to answer that
12 the best we can, indicating that we've provided most of it
13 to grantees. And then we finalized it on page 41 with an
14 executive summary.

15 Another issue, moving on to the next item --
16 are there any questions about the funds report?

17 MR. GARCIA: No.

18 MR. BRYAN WILSON: Starting on page 42 right
19 after the funds report is one of the internal audit
20 findings is that every year we must do a closeout, a grant
21 closeout and report to the board the activities and what
22 we did with the money again, but this is more directed to
23 the board and internally to say here's how we did in
24 operating the grants and here's how our grantees did.

25 We do still have one or two outstanding issues

1 we're trying to resolve but I did feel it really
2 important, especially kind of wrapping up the internal
3 audit, that we are doing closeout reports, we are working
4 with the grantees to make sure everything is accounted
5 for, that they've made their requirements. Because going
6 forward, I know that as we looked at the future grant
7 reviews, one of the things we didn't have any records of
8 past performance. One of the redesign modules required
9 past performance and we really didn't have a way to do
10 that. Now we're beginning to build that history for each
11 of the grantees meeting requirements and things like that.

12 Any questions about the closeout report? And
13 you'll start seeing those on a regular basis and much
14 sooner after the end of the fiscal year in the future.

15 Page 46, another internal audit finding was
16 that we didn't have adequately trained staff to do the
17 functions that we were required to do. We have worked
18 really, really hard to train staff and provide resources.

19 I know we actually have many of the codified versions of
20 the bills, the Appropriations Act, made our own statute
21 available to each employee, but also they've met their
22 things that they need to be able to go out and monitor
23 effectively, the basic Yellow Book training, how to write
24 reportable findings.

25 And then one thing that I've really worked hard

1 this year is making sure that everybody that's in the
2 motor vehicle theft and burglary prevention and combating
3 that in our office is trained as an auto theft
4 investigator. That doesn't mean they're qualified to do
5 an investigation, but they've attended the training and
6 understand what the nature of our work is, and the
7 grantees work specifically.

8 Any questions about the training modules and
9 completions?

10 (No response.)

11 MR. BRYAN WILSON: Page 47 has some staff
12 announcements. Dominic kind of stole my thunder a while
13 ago when he introduced himself. What was I thinking? I
14 didn't get it clear in my mind. But I hope you get a
15 chance to meet Dominic. He's an incredible person, I
16 think he's just really good at what he's done and gone a
17 long way in helping us do this board book as well as lots
18 of other projects and reorganizing the education and
19 marketing campaigns.

20 But I'm also sad to say that Anna Mallett is
21 sitting there with her foot down when she's supposed to
22 have it propped up, but she's going to be leaving us and
23 we're going to miss her and she's been an integral part of
24 this program for many years. But we're happy for her to
25 have such a great opportunity going forward.

1 MR. GARCIA: We will see you again, or not?

2 MS. MALLETT: You never know.

3 (General laughter.)

4 MR. BRYAN WILSON: So we'll just say see you
5 later instead of goodbye.

6 We were really sad to lose our intern who many
7 of you met during the grant review process. I'm pleased
8 to report that he's working at U.S. Congressman's Brian
9 Bobbin's office out in East Texas as a constituent rep.
10 He sent me a note once again thanking for the opportunity,
11 that he learned so much, and grateful to DMV for allowing
12 us to have an intern. And this is some of the stuff that
13 he wrote about what he did and what he wrote here. And
14 one of the things I always do when we have interns is make
15 sure that they write a report to tell us what was good and
16 what was bad about the process.

17 I'll move on to page 50. David and I sure have
18 spent a lot of work trying to figure out how to get a
19 contract out of the Comptroller's Office, but they're on
20 their own schedule right now. It's always next week.
21 Right, David?

22 MR. RICHARDS: Exactly.

23 MR. GARCIA: Let me announce the agenda item.
24 We're moving on to agenda item 2.B, the interagency
25 contracts: one, Texas Comptroller of Public Accounts;

1 two, Texas Department of Public Safety Border Vehicle
2 Theft Investigators School; and three, Texas Department of
3 Criminal Justice, Office of Inspector General.

4 MR. BRYAN WILSON: Thank you.

5 So at this point this is the last year's
6 contract. Their legal department is still reviewing it
7 and making modifications. There's some requirements that
8 I indicated a few weeks ago that they hadn't really
9 provided any information that was required under this
10 contract, like who's not paying or how they go about
11 finding who's not paying the authorization fee. But
12 basically, what this contract does is this department is
13 required -- correct me if I'm wrong, Mr. Richards -- this
14 department is tasked with the responsibility of collecting
15 this fee but we're really not qualified to do that, and so
16 we have a contract with the Tax Policy Division of the
17 Comptroller's Office, or the Comptroller in general, to
18 collect this fee and set up the processes so it's just
19 like any fee or tax that the Comptroller currently
20 collects.

21 So they're in the process of updating it,
22 clarifying it. They've had some changes internally with
23 the new Comptroller, so we'll be getting back to you. You
24 authorized, I think it was in March, for me to proceed
25 with the negotiations and I just wanted to report back I'm

1 still working on it.

2 The next interagency agreement is with the
3 Texas Department of Public Safety training division, and
4 it's been sent over and it's currently under legal review
5 in their office and should be executed shortly. When this
6 board authorized it to be a contract instead of a grant,
7 what we've done is under the interagency cooperation
8 agreement, whatever it's called, the act that allows
9 governments to enter into agreements, what it really did
10 was allow us to clarify the responsibilities, roles, and
11 reduce a lot of the overhead that went with the grant
12 system to a sister agency. So now we have specific
13 deliverables there on page 55, they have to provide us a
14 list of who was trained, what the course curriculum was,
15 so we've really enhanced what we're able to understand
16 about the money we provide.

17 The second item on page 57 is the agreement
18 which is being executed and under legal review in that
19 agency with the Texas Department of Criminal Justice.
20 This provides, again, a very clear mechanism about what
21 they're responsible for as a state agency. They must
22 provide any grantee a mechanism to contact and find a
23 parolee or find someone in prison, a cell mate to a
24 perpetrator, and they have access, and they'll be
25 reporting how many times our grantees contacted them for

1 assistance.

2 Additionally, they'll set up operations to do
3 parolee roundups. If we have an grantee or non-grantee
4 agency in the state that's able to demonstrate they have
5 an increase in crime, OIG will provide them with the list
6 of parolee roundups and even two or three operations to
7 provide officer assistance to go do parolee roundups if we
8 have an incident. So I think this is a big step forward
9 and gives TDCJ clear instructions on where they can help
10 us.

11 Any questions on the contracts?

12 MR. GARCIA: Any questions from the board
13 members?

14 (No response.)

15 MR. GARCIA: Thank you, Mr. Wilson.

16 WE have no executive session, so moving on to
17 item 5, again, there are no action items from the
18 executive session. Item 6 is adjournment. Unless there's
19 any further business, I would like to entertain a motion
20 to adjourn.

21 MS. HUNTER: I make a motion that we adjourn.

22 MR. GARCIA: Motion by Board Member Hunter.

23 Second by?

24 MS. KINNEY: Second.

25 MR. GARCIA: Board Member Kinney. All those in

1 favor say aye.

2 (A chorus of ayes.)

3 MR. GARCIA: Approved. Thank you. We stand
4 adjourned and it is 11:08.

5 (Whereupon, at 11:08 a.m., the meeting was
6 adjourned.)

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C E R T I F I C A T E

MEETING OF: Automobile Burglary and Theft Prevention
 Authority

LOCATION: Austin, Texas

DATE: October 7, 2015

I do hereby certify that the foregoing pages,
numbers 1 through 78, inclusive, are the true, accurate,
and complete transcript prepared from the verbal recording
made by electronic recording by Nancy H. King before the
Texas Department of Motor Vehicles.

/s/ Nancy H. King 10/16/2015
(Transcriber) (Date)

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