

AGENDA ITEM 29

Discuss and take appropriate action on allowing animals other than seeing eye dogs to be allowed in county buildings.

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Boatright**

Motion: To authorize Judge Doerfler to address the situation as he sees fit.

Vote: **3 - 1. Judge Doerfler voted against the motion.**

AGENDA ITEM 30

Consider approving Child Welfare Board non-financial contract.

Moved: **Judge Doerfler**

Seconded: **Commissioner Boatright**

Motion: To approve the Child Welfare Board non-financial contract.

Vote: **4 - 0**

< Attachment >

Child Welfare Board Contract
Non-Financial

Contract # _____

- I. The Texas Department of Protective and Regulatory Services, hereinafter referred to as the Department, and the Commissioners' Court of _____ County, hereinafter referred to as the County, agree to enter this contract to establish and maintain a child welfare board to administer a county wide, jointly financed, state administered and regionally operated child welfare program to meet the needs of children in the county who are in need of protective services. If the child welfare board was previously established, then this contract is to maintain it.

This contract is entered into under the authority of §40.058 of the Human Resources Code and is not an agreement under Ch. 771 of the Government Code.

II. The County agrees:

- A. To establish and maintain a Child Welfare Board, hereinafter referred to as the Board, as set out by statute in the Texas Family Code §264.005.
- B. That the Board will consist of not less than seven nor more than fifteen persons appointed by the County Commissioners' Court. Each member will serve a three-year term on a rotating basis. Initially, the appointees will be designated to serve the following terms: 1/3 of the members appointed to three-year terms; 1/3 of the members to a two-year term; and 1/3 of the members to a one-year term. In successive years, from two to five new members will be appointed. Members shall serve at the pleasure of the Commissioners' Court. Members serve without compensation.
- C. To remove or suspend any member who is alleged to have committed an offense of abuse, neglect, or exploitation or an offense against the person, an offense against the family, or an offense involving public indecency under the Texas Penal code; or an offense under the Texas Controlled Substances Act. If it is determined that the member has not committed such offenses, the member may be reinstated; however, the County shall notify the Department of its intent to do so ten (10) working days prior to the reinstatement. The Contractor or Subcontractor must provide the Department with further information concerning the reasons for the reinstatement upon the request of the Department.
- D. To provide funding at the County's discretion for the care of any child in need of protective placement who is under the conservatorship of the Department, and who is ineligible for Title IV-E foster care or state-paid foster care and/or Medicaid.
- E. To provide funding at the County's discretion for medical care not covered by Title XIX (Medicaid) and for children not Medicaid eligible.

III. The Board required under Article II, Section A, of this contract shall have and exercise such lawful authority, duties and responsibilities as conferred upon it by statute, the Department and the County. The Department and the County agree that the Board will have the following duties:

- A. Assist the Department in identifying and meeting the needs of the children in the county who are covered under this contract.
- B. Explain the child welfare program and needs to the community and explain to Department staff the community's conditions and attitudes on policy, services, and priorities.
- C. Serve in an advisory capacity to the county in the development of local policy to meet the needs of the children in the County covered under this contract.

Child Welfare Board Contract
Non-Financial

- D. Ensure the confidentiality of records and other information relating to children and families according to applicable federal and state law, rules and regulations. This provision does not limit the Department's right of access to client case records or other information relating to clients served under this contract, except to the extent that the Department acts outside of applicable state or federal law, rules or regulations applicable to such record or information.
 - E. Prescribe such bylaws, not inconsistent with the terms of this contract and applicable state laws, as may be necessary or desirable to insure the efficient operation of the Board. Such bylaws shall be approved by written order of the Commissioners' Court.
- IV. The Department agrees:
- A. To seek Title XIX Medicaid coverage within the amount, duration, and scope of the Medicaid program as defined by the state agency responsible for administration of these funds, for any child eligible for AFDC-foster care or state-paid foster care and who is eligible for Medicaid benefits.
 - B. To receive and expend children's personal funds (SSI, SSA, child support, etc.), in accordance with the needs of each child and state and federal laws and regulations, for children in the Department conservatorship.
- V. The Parties mutually agree:
- A. That this mutually undertaken child welfare program must meet state licensing and/or certification standards for child-caring and child-placing activities as a condition to continuation of this contract.
 - B. To comply with Title VI of the Civil Rights Act of 1964 (Public Law 88-352), Section 504 of the Rehabilitation Act of 1973 (Public Law 93-112), The Americans with Disabilities Act of 1990 (Public Law 101-336), and all amendments to each, and all requirements imposed by the regulations issued pursuant to these acts. In addition, the County agrees to comply with Title 40, Chapter 738, of the Texas Administrative Code. These provide in part that no persons in the United States shall, on the grounds of race, color, national origin, sex, age, disability, political beliefs or religion be excluded from participation in, or denied, any aid, care, service or other benefits provided by federal and/or state funding, or otherwise be subjected to discrimination. The County agrees to comply with Texas Health and Safety Code Section 85.113 (relating to work place and confidentiality guidelines regarding AIDS and HIV).
 - C. That there shall be an annual review of this contract conducted to consider any appropriate changes.
 - D. That the term of this contract shall be for a period beginning on the effective date of this contract and it shall terminate at such time as the federal, state, or county governments cease to participate in the program, by mutual consent of all parties hereto, or upon breach of the contract by one of the parties hereto. If mutual consent cannot be attained, either party to this contract may consider it canceled by giving thirty (30) days notice in writing to the other party, and this contract shall thereupon be canceled upon the expiration of such thirty (30) day period. It is further agreed and understood that in the event the federal or state laws or other requirements should be amended or judicially interpreted so as to render fulfillment of this contract on the part of either party unfeasible or impossible or if the Department and the County should be unable to agree upon modifying amendments which would be needed to enable substantial continuation of the program as a result of such amendments or judicial interpretations, then, and in that event, the Department and the County shall be discharged from further obligation created under the terms of this contract, except for the equitable settlement of the respective accrued interests or obligations incurred up to the date of termination.
 - E. That this contract shall constitute the entire agreement of the County and the Department, and supersedes any other agreement(s), contract(s), or amendment(s) whether formal or informal, which have been previously entered into by and between the County and the Department relating to the services covered under this contract.

approved 8-6-02
John C. Daefler

AGENDA ITEM 31

Consider reimbursing Linda Martin \$21.17 for mileage.

No action was taken on this agenda item, which was removed from the agenda.

AGENDA ITEM 32

Consider authorizing advertising and setting date to receive bids for construction of Shooting Range for Sheriff's Office.

Moved: **Commissioner Limmer**

Seconded: **Judge Doerfler**

Motion: To authorize advertising and to set the date to receive bids for construction of the shooting range for August 29, 2002 at 2:00 p.m. in the Commissioners' Courtroom.

Vote: 4 - 0

AGENDA ITEM 33

Consider extending bid opening date for Phase 2 Restoration of Williamson County Historical Museum.

Moved: **Judge Doerfler**

Seconded: **Commissioner Limmer**

Motion: To authorize extending the bid opening date for the Phase 2 Restoration of the Williamson County Historical Museum until August 15, 2002 at 1:00 p.m.

Vote: 4 - 0

AGENDA ITEM 34

Discuss and take appropriate action on county tax rate, including, but not limited to taking a record vote on proposed tax rate.

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Limmer**

Motion: To approve a proposed combined maximum tax rate maximum increase of 12%.

Commissioner Heiligenstein withdrew his motion and Commissioner Limmer withdrew his second.

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Limmer**

Motion: To approve a proposed combined maximum tax rate of 14%.

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Limmer**

Motion: To amend the motion to approve a proposed combined maximum tax rate of .4694 and to specify an 8% base budget in case of a rollback.

Vote: 4 - 0

AGENDA ITEM 35

Consider setting date and authorizing publication of public hearing on the tax rate.

Moved: **Judge Doerfler**

Seconded: **Commissioner Limmer**

Motion: To set date and authorize publication of public hearing on the tax rate for August 20, 2002 at 10:00 a.m. in the Commissioners' Courtroom.

Vote: 4 - 0

AGENDA ITEM 36

Consider adopting tentative salaries and other compensation for elected officials and authorize publication of notice.

Moved: **Commissioner Boatright**

Seconded: **Commissioner Limmer**

Motion: To adopt the current \$28/day per diem rate with mileage allowance at the IRS rate, and to keep the elected officials' salaries at the current rate with a 2.5% cost of living adjustment.

Vote: 4 - 0