

Minutes of Travis County Emergency Services District #3 May 28, 2009

Board Vice President John Villanacci called the Travis County Emergency Services District #3 (TCESD 3) Board of Commissioners' special meeting to order at 6:31 p.m. A quorum was established. Attending were Commissioners John Villanacci, Bob Taylor, Rick Coneway, and Carroll Knight.

Fire department personnel present at the meeting included: Fire Chief Warren; Assistant Fire Chief Wittig; District Chiefs Deming and Groman; Business Mgr. Miller; Captains Cozby and Patton; Firefighters Sites, Torres, and Bergman; former Firefighter, Joseph Stock; and PIO Warren. Also present was TCESD3 counsel, Ken Campbell.

Visitors included: Rafael Torres of Texas State Association of Firefighters.

Attached to and incorporated into these Minutes is a copy of the official Agenda for the May 28, 2009 meeting.

Under Agenda Item 3: Mr. Stock made a ten-minute presentation on why his termination should be overturned by the Board of Emergency Services No. 3 Commissioners. Chief Warren replied with a ten-minute presentation on why the dismissal should be upheld. Mr. Stock spoke for five minutes in rebuttal to the Chief's presentation and again stated that his termination should be overturned. Chief Warren spoke for five minutes reiterating the statements he had made earlier concerning Mr. Stock's dismissal. Mr. Stock closed with a three-minute appeal to the Board to overturn the dismissal. Chief Warren replied with a two-minute statement that he had no changes to make to his earlier statements.

Under Agenda Item 4: There was no request for a closed meeting on the appeal.

Under Agenda Item 5: At 6:59 p.m. Vice President Villanacci announced a withdrawal of the Board into a Closed Meeting as authorized pursuant to Texas Government Code Section 551.071, et seq. Joining the Board for the entire meeting was Ken Campbell. Joining the Board for the first few minutes were Fire Chief Warren and Assistant Fire Chief Wittig.

Under Agenda Item 6: At 7:25 p.m. Vice President Villanacci reconvened the general meeting. Commissioner Coneway moved to sustain the dismissal of Joe Stock. Commissioner Knight seconded the motion, which carried unanimously.

Commissioner Coneway thanked both Mr. Stock and Chief Warren for their presentations.

Under Agenda Item 7: Commissioner Taylor moved to adjourn at 7:27 p.m. Commissioner Coneway seconded the motion, which carried unanimously

Respectfully submitted,

Carroll Knight, Secretary
(Minutes taken by Madeline Miller)

NOTICE IS HEREBY GIVEN that the Board of Commissioners of Travis County Emergency Services District No. 3 will hold a special meeting at 6:30 p.m. on Thursday, May 28, 2009 in the Community Room of Travis County ESD3 Station 2, located at 4111 Barton Creek Boulevard, Austin, Travis County, Texas. The subject of and matters to be considered at said meeting would include, among other business, the following:

1. Call to Order.
2. Roll Call.
3. Public hearing on appeal of former employee Joseph Stock as to his termination by the District, including presentations from Mr. Stock or his designated representative and representatives of the District in relation to same.
4. Possible Closed Meeting on the appeal of former employee Joseph Stock as to his termination by the District pursuant to Section 551-074, Texas Government Code
5. Possible Closed Meeting for Consultation with District's Attorney pursuant to Section 551.071, Texas Government Code.
6. Discussion and possible action on appeal of termination of former employee of District, Joseph Stock.
7. Adjournment.

By: _____
Madeline Miller, Business Manager

NOTE: The Board of Commissioners reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above as authorized by Texas Government Code, Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), and 551.076 (Deliberations about Security Devices).

Travis County Emergency Services District Number 3 is committed to compliance with the Americans with Disabilities Act. Reasonable modification and equal access to communications will be provided upon request. Please call the District Administrative Office at 288-5534 for information. Hearing impaired or speech disabled persons equipped with telecommunication devices for the deaf may call the statewide Relay Program at 1-800-735-2988 or by dialing '711'.

Visitor Communications are regular agenda items at monthly meetings of the Board of Commissioners of Travis County Emergency Services District Number 3. Visitors who wish to speak under Visitor's Communications must sign up before the meeting is called to order. Each person, organization or group wishing to address the Board will be allowed a maximum of three (3) minutes. Speakers may register in person at the posted location of the meeting, starting 30 minutes prior to the start of the meeting and using the form provided. The speaker will give his/her name, address, organizational affiliation, if any, and indicate the subject he/she intends to address. The Board welcomes citizen comment on any issue, but the Open Meetings Act prohibits any board action on issues not posted on the agenda.

The undersigned affirms and states that he/she posted or caused to be posted a true and correct copy of the foregoing notice at a place convenient to the public at the Travis County ESD3 Administrative Office, 4111 Barton Creek Boulevard, Travis County, Texas, a location within said Travis County Emergency Services District Number 3 at _____ M. on May 22, 2009.

_____ Megan Lundquist, Office Manager