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TRANSCRIPT OF PROCEEDINGS
BEFORE THE
TEXAS WORKFORCE COMMISSION
AUSTIN, TEXAS

PUBLIC MEETING)
FOR THE TEXAS)
WORKFORCE COMMISSION)

COMMISSION MEETING
TUESDAY, OCTOBER 16, 2018

BE IT REMEMBERED THAT at 9:00 a.m. on
Tuesday, the 16th day of October, 2018, the above-entitled
matter came on for hearing at the Texas Workforce
Commission, TWC Building, 101 East 15th Street, Room 244,
Austin, Texas, before RUTH R. HUGHS, Chairman; and JULIAN
ALVAREZ, Commissioner.

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P R O C E E D I N G S

TUESDAY, OCTOBER 16, 2018

(9:00 a.m.)

AGENDA ITEM NO. 1

CHAIR HUGHS: Good Morning. This meeting is called to order.

AGENDA ITEM NO. 2

Discussion, Consideration and Possible Action Regarding Whether to Assume Continuing Jurisdiction on Unemployment Compensation Cases, Wage Claim Cases, and/or Tax Liability Cases and Reconsideration of Unemployment Compensation Cases, Wage Claim Cases, and/or Tax Liability Cases, if any.

No Discussion.

AGENDA ITEM NO. 3

Discussion, Consideration and Possible Action Regarding Tax Liability Cases Listed on the Texas Workforce Commission Docket 42

No cases will be heard for Docket 42

AGENDA ITEM NO. 4

Discussion, Consideration and Possible Action Regarding Fair Housing Cases listed on the Texas Workforce Commission Docket 42.

No Discussion.

AGENDA ITEM NO. 5

1 Discussion, Consideration and Possible Action
2 Regarding Higher Level Appeals in Wage Claim Cases Listed on
3 the Texas Workforce Commission Dockets 42, 42A.

4 No cases will be heard for Dockets 42, 42A.

5 AGENDA ITEM NO. 6

6 Discussion, Consideration and Possible Action
7 Regarding Higher Level Appeals in Unemployment Compensation
8 Cases Listed on the Texas Workforce Commission Docket 42.

9 The Commission considered and took action on
10 all Unemployment Insurance Cases on Docket 42.

11 No cases will be heard for Docket 42A.

12 AGENDA ITEM NO. 7

13 CHAIR HUGHS: Okay. We're now back in
14 session. We are now back in session. Les, is there any
15 public comment?

16 MR. TROBMAN: No.

17 CHAIR HUGHS: Thank you.

18 AGENDA ITEM NO. 9

19 CHAIR HUGHS: Okay, Item 9, Discussion,
20 Consideration and Possible Action Regarding Approval of
21 Products Offered by Certified Community Rehabilitation
22 Programs Under the Purchasing from People with Disabilities
23 State Use Program.

24 MR. MOORE: Good morning.

25 CHAIR HUGHS: Good morning.

1 MR. MOORE: Yes, Commissioner, Mr. Serna.
2 For the record; my name's Kelvin Moore, Program Manager,
3 Purchasing from People with Disabilities, Texas Workforce
4 Commission.

5 We have before you Item 9; listing of new and
6 revised products that are being offered by community
7 rehabilitation programs through the State Use Works Wonders
8 Program. One CRP is recommending one new product. Also,
9 one CRP is recommending one price -- one product for price
10 revision. We are recommending approval of all products.
11 I'll be glad to answer any questions you may have.

12 CHAIR HUGHS: Commissioner Alvarez.

13 COMM. ALVAREZ: No questions. I move that we
14 approve you in the revised product purchasing from CRPs as
15 recommended by staff.

16 CHAIR HUGHS: And I second. The item is
17 approved. Thank you, Kelvin.

18 MR. MOORE: Thank you.

19 AGENDA ITEM NO. 10

20 CHAIR ALCANTAR: Item 10, Discussion,
21 Consideration and Possible Action Regarding New
22 Certification and Re-certification in Community
23 Rehabilitation Programs to Participate in the Purchasing
24 from People with Disabilities State Use Program.

25 MR. MOORE: For the record; my name's Kelvin

1 Moore, Program Manager, Purchasing from People With
2 Disabilities Program at the Texas Workforce Commission.

3 We have before you Agenda Item 10 for the
4 recertification of 10 community rehabilitation programs.
5 Staff is recommending approval of the following CRP: Corpus
6 Christi State Supported Living Center, Corpus Christi,
7 Texas. Dallas Lighthouse for the Blind, Dallas. Goodwill
8 Industries of Dallas, in Dallas, Texas. Goodwill Industries
9 of Lubbock Contract Services Incorporated; Lubbock, Texas.
10 Goodwill Industries of South Texas Incorporated, Corpus
11 Christi, Texas. NBT Public Services Incorporated, Katy,
12 Texas. South Texas Housing and Community Development
13 Corporation Incorporated, San Antonio, Texas. Border TM
14 Industries Incorporated, El Paso, Texas. Rising Star
15 Resource Development Corporation, Dallas, Texas. And
16 Worship Anointed Ministries in Universal City, Texas.

17 I'll be glad to answer any questions you
18 might have.

19 CHAIR HUGHS: Commissioner Alvarez?

20 COMM. ALVAREZ: Madam Chair, I move that we
21 approve the recertification of the community rehabilitation
22 programs as recommended by staff.

23 CHAIR HUGHS: I second. The item is
24 approved. Thank you.

25 AGENDA ITEM NO. 11

1 CHAIR HUGHS: Item 11, Discussion,
2 Consideration of Possible Action Regarding Approval of
3 Services Offered by Certified Community Rehabilitation
4 Programs Under the Purchasing from People with Disabilities
5 State Use Program. Good morning.

6 MR. JOSEPH: Good morning, Chair Hughs,
7 Commissioner Alvarez, Mr. Serna.

8 For the record; my name is Howard Joseph,
9 Program Manager for Purchasing from People with Disabilities
10 Program.

11 I have before you Agenda Item number 11 for
12 the approval of services. In regard to services there are
13 13 contracts completed under temporary authority employing
14 75 individuals being paid above minimum wage. There are 28
15 new and renewal contracts employing 151 individuals being
16 paid at or above minimum wage. There are two transferred
17 contracts employing four individuals, all are paid above
18 minimum wage.

19 Staff recommends approval of all service
20 contracts. In addition, because it's a blanket contract,
21 staff recommends period review of logistic services
22 contracts similar to those reviews conducted for temporary
23 services in document and destruction every time the CRP
24 certification is up for renewal. I'll be happy to answer
25 any questions.

1 CHAIR HUGHS: Thank you. Commissioner
2 Alvarez?

3 COMM. ALVAREZ: Madam Chairman -- Chairwoman.
4 I have a -- I move that we approve service contracts offered
5 by the CRPs under the Purchasing from People with
6 Disabilities Program as recommended by staff. Including the
7 item relating to package delivery under 150 pounds with the
8 stipulation that prices be reviewed, and the CRP
9 certification is renewed.

10 CHAIR HUGHS: All right. I second that
11 motion. The Items is approved. Thank you, Howard.

12 MR. JOSEPH: Yeah.

13 CHAIR HUGHS: There's nothing for Item 12.
14 There's nothing for Item 13.

15 AGENDA ITEM NO. 15

16 CHAIR HUGHS: Are there any updates regarding
17 Enacted, Proposed, or Considered Federal State Legislation?
18 I understand there are not. Ed, do we have any other
19 updates? Mr. Serna.

20 MR. SERNA: Yes. Yes ma'am. It's okay.
21 First of all, Happy Bosses day to my bosses from both Larry
22 and I.

23 CHAIR HUGHS: Thank you. I just heard.

24 MR. SERNA: So -- we've -- just to let you
25 know that the posting for the Chief Information Officer went

1 out on -- believe it was either Friday or Monday. HR was
2 getting that done, so it's up in WorkInTexas. And then we
3 hope to have the Unemployment Insurance Division Director
4 position up this week. And then we'll be visiting with
5 staff for other positions to be posted with your offices,
6 and the staff and you in your offices for other positions to
7 be posted.

8 Other than that, that's all I have to report.

9 CHAIR HUGHS: Thank you. Commissioner
10 Alvarez, do you have anything to add?

11 COMM. ALVAREZ: No questions, thank you.

12 CHAIR HUGHS: I'll briefly mention that
13 Governor Abbott did appoint a Commissioner representing the
14 public, and we look forward to having Robert Thomas join us
15 at our next Commission Meeting once he's had the requisite
16 training, so we're very excited about that new development
17 and working forward with him.

18 Also want to mention this month is Disability
19 Employment Awareness Month and the Governor has issued a
20 proclamation for that, and we look forward to celebrating
21 White Cane and the other various events. I know
22 Commissioner Alvarez has been able to present the
23 proclamation as have I on different occasions. We'll
24 continue to do that through the month of October, as well as
25 the recognition of Construction Month, that the governor has

1 also recognized and we've been able to roll out.

2 And then, last but not least, this week is
3 Women Entrepreneurship Week, so very excited that we're able
4 to reach out to our partners across the state, and really
5 encourage more women to start businesses and continue to
6 grow their businesses and make sure they know about the
7 resources that we have to offer them. So just some updates
8 for this very special, rainy, month of October, and a -- you
9 know, reminder to bring out your winter jackets. We've
10 skipped fall all together.

11 AGENDA ITEM NO. 16

12 CHAIR HUGHS: So with that, is there a motion
13 to adjourn?

14 COMM. ALVAREZ: I move that we adjourn.

15 CHAIR HUGHS: And I second. We are
16 adjourned. Thank you all.

17 (Proceedings concluded at 9:10:44 a.m.)

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C E R T I F I C A T E

STATE OF TEXAS)
COUNTY OF TRAVIS)

I, Kimberly C. McCright, Certified Vendor and Notary in and for the State of Texas, do hereby certify that the above-mentioned matter occurred as hereinbefore set out.

I FURTHER CERTIFY THAT the proceedings of such were reported by me or under my supervision, later reduced to typewritten form under my supervision and control and that the foregoing pages are a full, true and correct transcription of the original notes.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 20th day of October, 2018.

/s/ Kimberly C. McCright
Kimberly C. McCright
Certified Vendor and Notary Public

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