

CLARK COUNTY SCHOOL DISTRICT
SPECIAL MEETING OF THE BOARD OF SCHOOL TRUSTEES
BOND OVERSIGHT COMMITTEE
EDWARD A. GREER EDUCATION CENTER, BOARD ROOM
2832 EAST FLAMINGO ROAD
LAS VEGAS, NEVADA 89121

THURSDAY, August 20, 2024

11:30 a.m.

Roll Call: Members Present

Blackman Taylor, Jeana
Camejo, Abraham
DeFalco, Matthew
Flatt, David-arrived at 11:43
Goynes, Byron

Gurdison, Robert
Konrad, Chad
Petersen, Todd
Williams, Yvette

Members Absent

Lopez, Alfonso

A recording of this meeting can be obtained by contacting the Facilities Services Unit at 702-799-0591.

Roll Call.

Ms. Blackman Taylor called the meeting to order at 11:34 a.m.

Flag Salute.

Mr. DeFalco led the pledge of allegiance.

1.02 Adoption of the Agenda.

Motion to adopt the August 20, 2024 agenda.

Motion: DeFalco

Second: Camejo

Vote: Unanimous

2.01 Approval of the Minutes.

Motion to approve the minutes from the June 20, 2024 meeting.

Motion: Gurdison

Second: Camejo

Vote: Unanimous

2.02 Reports by Chair and/or Liaison Representatives.

Mr. Camejo said that there have been concerns from parents regarding maintenance for the HVAC systems.

Ms. Blackman Taylor said that she has been having conversations with Trustee Brooks on how to strengthen and clarify the role of the Bond Oversight Committee (BOC).

2.03 Report by the Clark County Board of School Trustees' Liaison.

Trustee Brooks reported that she informed the Board of School Trustees (BOST) about the conversations that were about to be had in this meeting to keep them in the loop.

2.04 Review of the Open Meeting Law/Legal Issues.

Ms. Pugh stated that this would be a high-level overview to get an understanding of the basic components of the Open Meeting Law (OML) to ensure that the BOC is complying with the law. She provided a presentation on the OML that included determining when the OML applied, OML requirements of pre, during, and post meeting. She also provided information on the consequences if the OML is not followed.

Mr. DeFalco asked that regarding changes to the minutes, is it anything that a single member request that edit or does it have to be approved through the BOC.

Ms. Pugh replied that if there is something that was inadvertently omitted from the minutes that is important, it should be added through a majority vote. The purpose of the minutes is to make sure that there is an accurate reporting of what transpired knowing that a verbatim record is not required through OML.

Mr. Gurdison asked that when responding to the BOC meeting invitations sent by email, should he 'reply all' or 'reply individually.'

Ms. Austin stated that the invitations are sent to the members via blind carbon copy (bcc) so that when the committee responds, the email only goes to her.

Ms. Blackman Taylor asked if subcommittees need to follow the OML with regards to a quorum?

Ms. Pugh stated that subcommittees of a committee that are charged with or delegated responsibilities that would fall under the BOC would be subject to OML when there is a quorum, A quorum would be based on the number of people in the subcommittee.

Ms. Blackman Taylor then said that even if the subcommittee itself is a non-quorum body, once an official subcommittee is made, a quorum of that subcommittee would be enough to follow OML.

Ms. Pugh said that was correct. She said that the quorum requirements of the bond oversight committee would not apply to the quorum requirements of the subcommittee. If there is a formal subcommittee that's created by the committee the OML would apply to that subcommittee.

Mr. Camejo stated that sometimes a committee member will have a quick meeting with a member of staff and asked is that would fall under OML.

Ms. Pugh stated that it would not.

2.05 Governance Review.

Trustee Brooks presented GP-14: Board Committee Principles, G-15: Board Committees, CCSD BOC Bylaws and Rules, CCSD Policy 7122: School Facility Design, CCSD Policy 7112: School Facility Replacement, and the CCSD General Governance Review. She stated that the purpose of this training is to demystify how the school board works and functions, and how that pertains to BOC members' work.

In her CCSD General Governance Review presentation, she reviewed the CCSD school board governance and policies, and the general guidelines for committees. She also reviewed the BOC bylaws as they relate to district policies, misconduct, and objectives.

She noted that all committees formed under the authority of the BOST must adhere to OML. This applies to subcommittees formed by the Board. When a subcommittee is formed in a public meeting, even if there's not a majority, it's a subcommittee of the whole and this meeting has to happen in public. The Board had three members on a subcommittee to write policies about the reorganization. There were three people, it's not a quorum but the meetings had to be public and they had to be noticed properly. This does not adhere to committees formed by the district or the superintendent; it's only the body itself. The committee expectations are outlined in GP-14. Committee bylaws shouldn't contradict other policies adopted by the BOST.

Additional guidance is provided through the BOC bylaws.

Mr. DeFalco asked what the difference is between oversight and management.

Trustee Brooks responded that oversight is keeping things on track. You are listening to the community and determining what they want as far as a vision and direction. Then you operationalize those through goals.

Mr. DeFalco asked if the staff could be asked during the BOC meetings the status of these goals.

Trustee Brooks responded yes and stated that the Board wants to make sure the BOC is on track with those goals and focusing on what the BOST thought you were focusing on. Some of the conversations that the committee had did not seem to actually line up with the oversight piece.

Ms. Williams asked that if the committee is not aware of the BOST goals, how are we to report back if they are happening or not? She stated that she is not clear on the goals. She then asked if there are any legal requirements for CCSD to have a BOC.

Trustee Brooks said that there are no NRS requirements for the BOC to exist. It was formed at the pleasure of the Board. She said that the Board specifically has a requirement in your bylaws to provide you training. The board has not done that during my tenure.

Mr. DeFalco stated that since he has been on the committee there has been little to no participation in our meeting from the school board until Trustee Brooks arrived. He stated that in terms of understanding goals from the Board it would be helpful if the BOC had more participation.

Trustee Brooks agreed. She stated the BOST has not told the BOC what their goals are or provided training. These items are in the bylaws but the Board has not done it.

She reviewed the challenges of vague language in the bylaws stating that vague language could create unnecessary restrictions that might not apply to committee members. It creates challenges when two parties assume a different meaning for the same term or statement.

2.06 Revision Consideration for Committee Bylaws.

Trustee Brooks asked the committee for ideas of what could be improved, things that lack clarity or need more understanding of so that when the bylaw changes take place, we are operating with that in mind.

Mr. DeFalco stated that the committee should seek further clarification around regular reporting from the BOC to the BOST as well as, the BOST to the BOC.

Mr. Gurdison asked if there are future plans for training for the BOC.

Trustee Brooks said that the goal is to flesh out these bylaws and then do additional training at this point.

Mr. Camejo said that he would like the BOC to have a quarterly meeting with the BOST so that the BOC can get a line of communication open.

Ms. Williams asked if Trustee Brooks has seen the previous recommendations that the BOC had regarding the bylaws.

Trustee Brooks said that she had. She stated that the current bylaws contradict many of the things that the BOST has agreed on regarding how the BOC will function. GP-14 spells out some of the things that the BOST has agreed on and they contradict some of the changes that the BOC is requesting in their bylaws.

Ms. Williams asked Trustee Brooks if she could share what items do not comply.

Trustee Brooks confirmed that Ms. Williams meant at a future time.

Trustee Brooks stated that this process will strengthen this committee because it will give clearer guidance from the BOST about what we're expecting.

2.07 Questions and/or Removal of Items on Motions/Liaison Taskings.

Analysis of District Cost Savings and Options to Provide Access to a Larger Population of Students. Ms. Williams has spoken briefly to Gia Moore and said we may get a presentation toward the beginning of 2025.

Ms. Blackman Taylor stated that BOC will add to Motions and Taskings items that are a gathering of information that would be distributed. A future agenda item is where we might have as presentation and would talk more in-depth about the item.

Mr. McLaughlin agreed.

2.08 Future Agenda Planning.

Mr. Camejo asked if the committee could get a FCI report regarding the maintenance on all CCSD buildings.

Mr DeFalco added that it's really important to look into these items that fall under the BOC purview and to be informed of all the information there is regarding this topic.

Mr. Camejo stated that he would like a FCI report for air conditioning with the schools that are scheduled. He is curious to see which ones will require bond money to be completely repaired, and those that can be maintained through Facilities. He said that he was trying to make a motion to get a report on which units need repair.

Mr. DeFalco would like to know what under the BOC's purview, how many tickets are outstanding relating to air conditioning issues.

Ms. Williams added that she would like to know what sort of emergency resources we have for air conditioning issues.

Mr. Camejo requested a motion to get the purview and reports for the air conditioners, those that need replaced and emergency procedures, so that the committee can see if these items fall under their scope.

Mr. McLaughlin stated that 95% of what was discussed comes out of General Fund 100, General Maintenance which is outside the scope of this committee. If you want to see HVAC FCI data we can provide that as a discussion point, but most of the questions can be answered today. We have thousands of portable AC units. The challenge with that is non-consumptive water use proposed by any of the municipalities prevents us from using those in large-scale permanent structures over time. He said that again, he can see the connection and he'd like to stick to that, but outside of it, he's argue that it's outside of purview.

Ms. Blackman Taylor stated the motion as follows:

Motion to add to as a Future Agenda Item a report on current HVAC status, as well as projected repairs going on in the future of schools that is within the purview of the BOC.

Motion: Camejo

Second: DeFalco

Vote: Unanimous

3.01 Public Comment on Items Not Listed as Action Items on the Agenda.

There was no public comment.

4.00 Adjourn

Motion to adjourn the meeting at 1:25 p.m.

Motion: Williams

Second: Camejo

Vote: Unanimous