

APPROVAL OF MINUTES
CLARK COUNTY SCHOOL DISTRICT
SPECIAL MEETING OF THE BOARD OF SCHOOL TRUSTEES
BOND OVERSIGHT COMMITTEE
FACILITIES SERVICES CENTER, ROOM 466
1180 MILITARY TRIBUTE PLACE, HENDERSON, NV 89074

THURSDAY, OCTOBER 15, 2020

11:30 a.m.

Members Present

Blackman-Taylor, Jeana
Charlton, Patricia
Gurdison, Robert
Jones, Walter

Konrad, Chad
Lehman-Donadio, Nicole
Lopez, Alfonso
Williams, Yvette

Members Absent

Earl, Debbie-Excused
Goynes, Byron-Excused
Lazaroff, Gene-Excused

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

1.01 ROLL CALL.

Ms. Patricia Charlton, First Chair, called the meeting to order at 11:35 a.m.

1.02 ADOPTION OF THE AGENDA.

Motion was approved to adopt and accept the October 15, 2020 agenda.

Motion: Blackman-Taylor Second: Konrad Vote: Unanimous

2.01 PUBLIC COMMENT PERIOD ON AGENDA ITEMS.

None.

3.01 APPROVAL OF THE MINUTES.

Ms. Lehman-Donadio: In item 3.02 the work publicly was misspelled.

Motion to approve the September 17, 2020 minutes with correction to the spelling of the word publicly.

Motion: Lehman-Donadio Second: Lopez Vote: Unanimous

3.02 REPORTS BY STAFF AND/OR LIAISON REPRESENTATIVES.

Ms. Charlton: I have nothing to report at this time.

Mr. Lopez: Ms. Blackman-Taylor asked if anyone could find a site-funded project on any school or the limitations of the number of projects the school fund can have and are there any restrictions on projects under \$25,000 or are they generally approved. How are these projects prioritized by the construction team? We referred these questions to Justin Lam and I hope that his reply was sufficient Ms. Blackman-Taylor?

Ms. Blackman-Taylor: Yes it was. Thank you.

Mr. Gurdison: I don't have anything to report this month but I will keep my eyes open for other opportunities to report.

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3.02 REPORTS BY STAFF AND/OR LIAISON REPRESENTATIVES. (cont.)

Ms. Blackman-Taylor: I do have an update to report. Mr. Wagner held a meeting that included him, myself, Brad Keating and Maria Marinch. We discussed increasing public awareness regarding the Bond Oversight Committee (BOC) by having some boiler plate info put on the website, maybe a video, and a place for Frequently Asked Questions, and/or an explanation of what the BOC does and doesn't do in a publicly friendly forum. We talked about increasing public participation in the BOC meetings by perhaps having a banner announcing the BOC meeting on the day of the meeting on the CCSD website. We are currently using tweets and other social media but realize that more public awareness is needed.

3.03 REPORT BY THE CLARK COUNTY BOARD OF SCHOOL TRUSTEES' LIAISON.

None.

3.04 2015 CAPITAL IMPROVEMENT PROGRAM (CIP) SUMMARY STATUS.

Mr. Foutz presented the Clark County School District (CCSD) 2015 Capital Improvement Program Summary Status Report of Revenues and Expenditures as of August 30, 2020. He also presented the CCSD 2015 Capital Improvement Program (CIP) Projects in Progress – as of August 2020 report.

Ms. Williams: How are we coming with technology and equipment replacement?

Mr. Foutz: I've reached out to User Support and Networking. They have provided me with a list of replacements for the schools and the particular order that they do them in. We have some documentation to put together and we can send that to you. Basically the networking documentation will show the specific generation of Wi-Fi that the school has and what the order of replacement is. It will also provide a little definition as to what those specific generations of Wi-Fi means. On the user support side we have their list providing the order of the projects that they currently have pending and those that will be done in the future. When it comes to their technology replacements on the computer side, they typically have the funds to do half a school so when they do a refresh in that school they are only doing half the technology. We are looking at and trying to get a policy together regarding the overall costs on doing a full replenishment at each school and then doing a plan based upon that which will come down the road. In the meantime we can provide you with what they have already provided us.

Mr. Wagner: To give context to that we currently have 265 schools that are on Generation 3, 1:1 which means they are set up on Wi-Fi so that every student can have a device connected to Wi-Fi. Fifty-five are on Generation 3 Basic which means they have Wi-Fi capability throughout the building but they don't necessarily have the ability to have 850 devices connected at the same time. They will be the first to be updated. Twenty of our schools are on Generation 2, 1:1 which means they have one-to one connectivity just at a lower speed than Generation 3.

3.05 CONTRACTOR WORKFORCE DIVERSITY.

Mr. Wagner gave a presentation on Contractor Workforce Diversity. His presentation included CCSD's use of minority, women, and disadvantaged, preferences given to contractors per NRS 338, and workforce diversity.

Mr. Jones: In general, as far as real minority contractors, we have not been given the opportunity to bid on CCSD projects. Funds have not been going to minority contractors to even get qualified.

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3.05 CONTRACTOR WORKFORCE DIVERSITY. (cont.)

The information they are asking for is unrealistic for a small company to do work for CCSD. I think we need to do something about that.

Mr. Wagner: The information brought forth today is specifically items that are tracked. I do not have information of ethnicity of business owner. That's not something the school district tracks. We have a rolling qualification for contractors. If you have particular concerns regarding that qualification process, I'm happy to bring that information back to the committee to review. We currently have 105 contractors prequalified to do work. Just because they're prequalified doesn't mean that they'll be successful in bidding work for CCSD. We still have to comply with NRS 338 and award work to the responsible low bidder. If the committee would like us to bring forth what our process is for qualifications I'd be happy to bring that forward. These are minority, women, and disadvantaged enterprises as certified by third parties. We do not do our own certification of minority, women, and disadvantaged business enterprises. That information can be found on our purchasing website.

Ms. Williams: I would definitely like to see that. I would also be interested in the breakdown, as far as, how many of these are women owned, how many are minority owned, and how many are disadvantaged business owned.

Mr. Wagner: I will send that to you as a follow-up.

Ms. Williams: Has your department had any discussions or outreach to minority owned businesses to help encourage more participation or to find out what their challenges are in being able to participate?

Mr. Wagner: We currently do not have a program in place to do that but we are happy to establish a program. I would also point anybody doing business to CCSD purchasing website. It will point you in the appropriate direction to answer a lot of those questions. I would be happy to bring forward, if it is the committees' desire, a presentation on our prequalification process for contractors.

Mr. Jones: I think what needs to happen is for the school district to start thinking out of the box. These are federal tax payer dollars and if you do not have any minority representation I fell it's an embarrassment to the school district. Now is the time to think about doing more business with smaller businesses, as far as, providing things to the school district in construction and technology. We are not doing enough with minority owned businesses.

Mr. Wagner: When we total all the numbers what we find is that 45% of the number of projects are awarded to minority, women, disadvantaged business enterprises. Meaning those 23 qualified contractors are doing 45% of our number of work over the course of that \$1.2 billion.

There are preferences given to contractors per NRS 338. They are for contractors holding a Certificate of Eligibility from the Nevada state contractors board and preferences for bidders on smaller contracts submitted by local businesses owned and operated by Veterans with service connected disabilities.

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3.05 CONTRACTOR WORKFORCE DIVERSITY. (cont.)

Ms. Charlton: Is there a threshold that is required for the Certificate of Eligibility from the Nevada state contractors board? We know that companies will come and set up a store front and get certified but they are not a Nevada contractor through and through.

Mr. Jones: I can answer that. In 338.147 the only thing they have to provide as a contractor in the state of Nevada is proof that they have been in business and paid state taxes for the last 5 years in Nevada.

Mr. Wagner provided data on workforce diversity and Clark County demographics.

Mr. Wagner: The data we've provided regarding workforce diversity and Clark County demographics was not collected by CCSD. This data is required by NRS to be provided to the contractors and is self-reported. We do have the data broken down by individual subcontractor but we're happy to send the back-up information that was used to aggregate these numbers together.

Ms. Charlton: I don't think that we can force individuals to disclose this data. Is that correct?

Mr. Wagner: Not only are you correct but there is specific language in the NRS that says the contractor cannot coerce the individual to provide this information.

Ms. Williams: We do not need to have everyone's response as this data is supportive of a trend in the information. I would like additional information about racial breakdown our Hispanic workforce.

Mr. Wagner: An employer cannot coerce an employee to disclose their ethnicity. The categories that we have information on are the categories that are before you. I'm happy to do a little bit of additional research and get you the actual form that the individuals fill out but this is the data included in their certified payroll. I also note that staff provided you with the information on how many people reported solely so that you understand the data that we have in front of us. There's no judgment call on that data. Staff is not inferring that the trending data would change if the 47% of the people who did not identify their ethnicity chose not to identify their ethnicity. This is the best data that we have to facilitate this conversation. We've given you the data in as raw a format that we could. We tried to select 12 representative projects across a broad spectrum of projects that were done during the bond fund including additions to full size elementary schools and full size middle schools. The data in front of you represents all of the workers on the project. That would be workers employed by the general contractors and workers employed by their subcontractors. We do have the data broken down by individual subcontractor and we would be happy to send that data to you for your analysis.

Ms. Williams: I would also like to request the breakdown of the Hispanic workforce by race.

Mr. Wagner: I will research and see if that information is available.

3.06 QUESTIONS ON AND/OR REMOVAL OF ITEMS ON MOTIONS AND TASKINGS.

Ms. Blackman-Taylor: I would like to request information reviewing the procedure for schools being put on the list of renovations.

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3.06 QUESTIONS ON AND/OR REMOVAL OF ITEMS ON MOTIONS AND TASKINGS. (cont.)

Mr. Wagner: We have done that presentation multiple times. I would be happy to refresh that presentation and bring it back. It does center on the Facility Condition Index (FCI). As we have turnover in members it's important that they are aware of that process. I will work with staff to schedule that on a meeting. We will probably be able to bring that information to you in December.

Motion to add a presentation regarding on the FCI and how that is determined.

Motion: Blackman-Taylor Second: Williams Vote: Unanimous

Ms. Williams: I would like additional information regarding CCSD's diversity plan and inclusion plan that aligns with CCSD' and other diversity inclusion plans that includes an accountability or process for our contractors and subcontractors for the public works projects

Mr. Wagner: That will require the input from several departments and also require me to bring it forward to the cabinet and superintendent and possible the Board of School Trustees for approval. I'm happy to shepherd that forward and bring a report back to the committee.

Motion for additional information regarding CCSD's diversity plan and inclusion plan that includes an accountability or process for our contractors and subcontractors for the public works projects.

Motion: Williams Second: Gurdison Vote: Unanimous

Ms. Blackburn-Taylor: I move that we remove the item titled 'Student Safety and Building Enhancements' because it was presented last month by Facilities via Google Meet.

Motion to remove Student Safety and Building Enhancements.

Motion: Blackman-Taylor Second: Williams Vote: Unanimous

Ms. Charlton: Regarding items on Motions and Taskings that include the Number of Minority Contractors CCSD has used and Cost of Projects and Programs used to reach out to Minority Owned Business, as well as the Workforce Diversity item, I would like to note that we received staff's report but there are additional questions that we would like to be addressed.

Mr. Wagner: Just to manage expectations, I will not be able to bring this back in November because it has to go through several reviews internally at the school district. I will be able to establish a date before November to tell you when to expect to receive that information. I don't want anyone leaving today expecting that we will be presenting this additional information in November.

Ms. Charlton: I would like to suggest the first quarter of the next calendar year.

Ms. Williams: That's fine. Patty I think you meant spring of 2021, correct?

Ms. Charlton: Yes. That is what I meant.

3.07 FUTURE AGENDA PLANNING.

Ms. Blackman-Taylor: I would like to request information reviewing the procedure for schools being put on the list of renovations.

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Mr. Wagner: We have done that presentation multiple times. I would be happy to refresh that presentation and bring it back. It does center on the Facility Condition Index. As we have turnover in members it's important that they are aware of that process. I will work with staff to schedule that on a meeting. We should be able to bring that information to you in December.

4.01 PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS.
None.

5.00 ADJOURN.

Motion to adjourn meeting.

Motion: Williams

Second: Konrad

Vote: Unanimous

Meeting adjourned at 12:21 p.m.