

Minutes
Clark County School District
Regular Meeting of the Board of School Trustees
Edward A. Greer Education Center, Board Room
2832 East Flamingo Road, Las Vegas, Nevada 89121

Thursday, March 9, 2023

5:02 p.m.

Roll Call: Members Present
Evelyn Garcia Morales, President
Lola Brooks, Vice President
Irene Bustamante Adams, Clerk
Linda P. Cavazos, Member
Lisa Guzmán, Member
Katie Williams, Member
Brenda Zamora, Member

Jesus F. Jara, Ed.D., Superintendent of Schools

Announcements

Trustee Garcia Morales acknowledged that the land on which they are gathered is the territorial homelands of the Nuwu-the Moapa Band of Paiutes and the Las Vegas Band of Paiutes.

Flag Salute

Trustee Zamora led the Pledge of Allegiance.

Adoption of the Agenda

Adopt agenda.

Motion: Guzmán Second: Cavazos Vote: Unanimous

Trustee Williams was not present for the vote.

Approve Adoption of Consent Agenda

Approval of consent agenda, as submitted, as recommended.

Motion to approve.

Motion: Brooks Second: Guzmán Vote: Unanimous

Trustee Williams was not present for the vote.

2.01 Approval of the Minutes.

Discussion and possible action on the approval of the minutes from the regular meeting of February 9, 2023, is recommended. **(For Possible Action)** (Ref. 2.01)

Approve Adoption of Consent Agenda (continued)

2.02 Memorandum of Agreement Between the Clark County School District and the Nevada Department of Health and Human Services.

Discussion and possible action on approval to enter into a Memorandum of Agreement between the Clark County School District and the Nevada Department of Health and Human Services to provide students counselor-related services for students at Mission High School, at no cost to the students or cost to the Clark County School District, effective March 10, 2023, through February 22, 2024, and for the Superintendent of Schools, Clark County School District, and the President and Clerk, Clark County School District Board of Trustees, to sign the Memorandum of Agreement, with no impact to the general fund, is recommended. **(For Possible Action)** [Contact Person: Mike Barton] (Ref. 2.02)

2.03 Warrants.

Discussion and possible action on ratification of the warrants as listed in the Bills Payable Transmittal and the Board Memorandum to be presented at the Board meeting, is recommended. **(For Possible Action)** [Contact Person: Jason Goudie] (Ref. 2.03)

2.04 Renewal of Engagement of Independent Financial Auditor for Fiscal Year Ending June 30, 2023.

Discussion and possible action on approval to renew the engagement with Eide Bailly LLP as the independent financial auditing firm for the Clark County School District for the fiscal year ending June 30, 2023, to perform the District's financial and federal compliance audits; review the annual reports for Vegas PBS in order to meet certification requirements of the Corporation for Public Broadcasting; and perform agreed upon procedures to review compliance with the Board of School Trustees' Governance Policies SE-5: Financial Planning/Budgeting, SE-6: Financial Condition and Activities, and SE-8: Asset Protection, to be paid from the following cost centers respectively: Cost Center 1010001060, Fund 1000000000 in the amount of \$183,960.00, and Cost Center 2022010140, Fund 2200000000 in the amount of \$30,214.00, for an approximate total cost of \$214,174.00, is recommended. **(For Possible Action)** [Contact Person: Jason Goudie] (Ref. 2.04)

2.05 Licensed Personnel Employment.

Discussion and possible action on approval to employ licensed personnel, as listed, is recommended. **(For Possible Action)** [Contact Person: Carol Tolx] (Ref. 2.05)

2.06 Purchasing Awards.

Discussion and possible action on approval to purchase goods or services in the estimated total amount of \$45,540,929.36 in compliance with NRS 332, as listed, is recommended. **(For Possible Action)** [Contact Person: Mike Casey] (Ref. 2.06)

Approve Adoption of Consent Agenda (continued)

2.07 Purchase Orders.

Discussion and possible action on ratification of the purchase orders in the total amount of \$1,512,268.09 as listed, is recommended. **(For Possible Action)** [Contact Person: Mike Casey] (Ref. 2.07)

2.08 Architectural Design Services: School Replacement at B. Mahlon Brown Academy of International Studies.

Discussion and possible action on approval to select the architectural firm of Carpenter Sellers Del Gatto Architects, to provide architectural design services to prepare plans, specifications, and other construction documents for a construction manager at risk method of construction to replace the middle school at B. Mahlon Brown Academy of International Studies in the amount of \$1,714,870.00, to be paid from the 2015 Capital Improvement Program, Fund 3150000000, Project C0001655; and for Mark Campbell, Interim Chief of Facilities, to act as the Board of School Trustees' designee for all project documents, is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.08)

2.09 Architectural Design Services: School Replacement at James Cashman Middle School.

Discussion and possible action on approval to select the architectural firm of Simpson Coulter STUDIO to provide the architectural design services to prepare plans, specifications, and other construction documents for a construction manager at risk method of construction in support of school replacement at James Cashman Middle School, in the amount of \$3,541,255.00, to be paid from the 2015 Capital Improvement Program, Fund 3150000000, Project C0001656; and for Mark Campbell, Interim Chief of Facilities, to act as the Board of School Trustees' designee for all project documents, is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.09)

2.10 Architectural Design Services: Comprehensive Modernization at William Lummis Elementary School.

Discussion and possible action on approval to select the architectural firm of Bloc9 Architecture, LLC, to provide architectural design services to prepare plans, specifications, and other construction documents for a design, bid, and build method of construction in support of the comprehensive modernization at William Lummis Elementary School, in the amount of \$1,010,000.00, to be paid from the 2015 Capital Improvement Program, Fund 3150000000, Project C0015053; and for Mark Campbell, Interim Chief of Facilities, to act as the Board of School Trustees' designee for all project documents, is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.10)

2.11 Contract Award: Remove and Replace Bleachers at Grant Sawyer Middle School.

Discussion and possible action on approval of award to the lowest responsive and responsible bidder to remove and replace bleachers at Grant Sawyer Middle School in the amount of \$229,999.59 to be Site Funded, Fund 1000000000, Project C0016428; and for Mark Campbell, Interim Chief of Facilities, to act as the Board of School Trustees' designee to sign the granting documents, is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.11)

Approve Adoption of Consent Agenda (continued)

2.12 Professional Services Agreement: Commissioning Services Comprehensive Modernization at William Lummis Elementary School.

Discussion and possible action on approval to enter into a professional services agreement for commissioning services with BCC Management, Inc., to provide commissioning services in support of the comprehensive modernization at William Lummis Elementary School in the amount of \$177,000.00, to be paid from the 2015 Capital Improvement Program, Fund 3150000000, Project C0015053; and for Mark Campbell, Interim Chief of Facilities, to act as the Board of School Trustees' designee for all project documents, is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.12)

2.13 Grant of Temporary Construction Easement to Clark County at Cynthia Cunningham Elementary School.

Discussion and possible action on approval to grant a temporary construction easement to Clark County along the northeast portion of the Cynthia Cunningham Elementary School for project improvements to the adjacent Monson Channel, and for Mark Campbell, Interim Chief of Facilities, to act as the Board of School Trustees' designee to sign the granting document, is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.13)

2.14 First Amendment Easement to Las Vegas Valley Water District at Harley Harmon Elementary School.

Discussion and possible action on approval to amend the location of a perpetual access easement for the Las Vegas Valley Water District at Harley Harmon Elementary School, and for Mark Campbell, Interim Chief of Facilities, to act as the Board of School Trustees' designee to sign the first amendment document, is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.14)

2.15 Grant of Easement to Overton Power District No.5 at Mack W. Lyon Middle School.

Discussion and possible action on approval for a right-of-way easement to Overton Power District No.5 at Mack W. Lyon Middle School, to construct, operate, add to, modify, maintain, and remove communication and electrical facilities as delineated by Overton Power District No.5, upon, over, under, and through the property, and provide unrestricted passage of employees, contractors and subcontractors, and their vehicles, and for Mark Campbell, Interim Chief of Facilities, to act as the Board of School Trustees' designee to sign the granting document, is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.15)

2.16 Approval of Settlement.

Discussion and possible action on the settlement offer for Government Entity claims against Juul Labs, Inc., for approximately \$9,500,000.00. The settlement amount is approximate and based on a gross amount of \$14,643,863.00, after the deductions set forth in the Fee Agreement approved by the Clark County School District Board of Trustees on August 11, 2022. Signature on the Consent Letter and Government Entity Release of All Claims by the Superintendent of Schools, Clark County School District, and the President and Clerk, Clark County School District Board of Trustees, is recommended. (CONFIDENTIAL) **(For Possible Action)** [Contact Person: Luke Puschnig] (Ref. 2.16)

Approve Adoption of Consent Agenda (continued)

2.17 Request for Authorization to File an Offer of Judgment.

Discussion and possible action on Offer of Judgment of United States District Court Case No. 2:19-cv-00965-RFB-EJY, Joshua and Britten Wahrer as parents/guardians of J.W. against the Clark County School District and Melody Carter, in the total amount of \$5,450,000.00, and to authorize Luke Puschnig, General Counsel, to file an Offer of Judgment, and execute any potential settlement documents related thereto, is recommended. (CONFIDENTIAL) **(For Possible Action)** [Contact Person: Luke Puschnig] (Ref. 2.17)

Culture and Climate Study

Update and discussion on the progress of the Culture and Climate Study at the Clark County School District.

Trustee Garcia Morales reviewed the February monthly status report for the culture and climate study as outlined in Reference 3.01.

Trustee Cavazos asked if there was any place in the current schedule to offer anyone besides the Superintendent an opportunity for a follow-up interview.

Trustee Garcia Morales said if Trustee Cavazos had a specific concern or question, she would be happy to consider that.

Trustee Guzmán stated that she felt the survey was professional and felt the questions were probing and thorough.

Board Member Arrives

Trustee Williams arrived at the Board meeting at 5:13 p.m.

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

James Bayliss provided information to the Board that he said pertained to the formal due process complaint that he filed.

Amanda Chambers expressed concerns regarding the abuse of special needs students in the classroom. She asked why the District is against the placement of cameras in the classroom. She asked that action be taken to protect the most vulnerable children.

Rebekah Signoretti spoke about the need for two paraprofessionals in classrooms. She suggested as a slight solution implementing half-day programs for at least the three-year-olds, increasing the pay for Specialized Programs Teacher Assistants (SPTAs) to help with retention and recruitment, and having Fridays off.

Public Comment on Items Not Listed as Action Items on the Agenda (continued)

Vicki Kreidel addressed school safety and the incident involving a CCSD school police officer and a Durango High School student. She said this was not an isolated incident, and an educator who spoke up about it was told to “stay in their lane.” She said students will not improve their outcomes if they do not feel safe, and it is everyone’s responsibility to make sure they do.

Karlana Kulseth shared information related to thoughts on the achievement gap as discussed in *Closing the Attitude Gap: How to Fire Up Your Students to Strive for Success*,” and feedback she received from her students after asking them questions from the book. She said this feedback shows that students are not okay.

Andrea Michelle Esquivel questioned whether the Board really listens to public speakers and whether safety is really a top priority. She said if the Board cared they would support Senate Bill (SB) 158.

Yesenia Gonzales said she applied for Dads in Schools and pointed out language in the District’s mandated reporting and said the language “reasonably or preferably” was concerning to her. She spoke in favor of SB158 and said it would give a voice to the voiceless. She said staff at Jack Lund Schofield Middle School is unaware of Assembly Bill (AB) 195, and the bill is not posted in many schools.

Doug Self spoke about the lack of math homework. He said it is difficult for a teacher to teach students and to ensure they are all proficient in math in a 45- to 50-minute period in class. He said teachers are basically being asked to pass students who are not proficient.

Russell Norrish spoke very highly of his friend of more than 50 years, Dan Thomas, the former Shadow Ridge High School baseball coach and all that he did for the school and for the students. He said Mr. Thomas was dismissed as baseball coach for something he did not do. He asked that someone meet with Mr. Thomas to discuss this issue.

Daniel Thomas asked for a meeting with Superintendent Jara, Trustee Williams, or a CCSD administrator to discuss the circumstances related to his dismissal as Shadow Ridge High School baseball coach. He spoke about what happened leading up to his dismissal.

Upcoming Meeting of the Board of Trustees – Thursday, March 23, 2023, 5:00 p.m.

Trustee Garcia Morales stated the upcoming Board meeting was scheduled for Thursday, March 23, 2023, at 5:00 p.m.

Adjourn: 5:45 p.m.

Motion: Guzmán Second: Zamora Vote: Unanimous