

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, May 18, 2023

5:01 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 Bustamante Adams led the Pledge of Allegiance with the flag salute led by the Clark High School ROTC.

Adoption of the Agenda

Adopt agenda.

Motion: Zamora Second: Williams Vote: Unanimous

Approve Adoption of Consent Agenda

Approval of consent agenda, as submitted, as recommended.

Public Hearing

James Bayliss suggested that the Board look into the Supreme Court ruling that prevents what is outlined in Item 2.19 from happening.

Motion to accept.

Motion: Guzmán Second: Brooks Vote: Unanimous

Approve Adoption of Consent Agenda (continued)

2.01 Project SEARCH — MountainView Hospital: Contract for Services of Independent Contractors Between the Clark County School District and the State of Nevada, Department of Employment, Training and Rehabilitation's Bureau of Vocational Rehabilitation.

Discussion and possible action on authorization to enter into a Contract for Services of Independent Contractors to continue Project SEARCH at MountainView Hospital, funded from the State of Nevada through the Department of Employment, Training and Rehabilitation's Bureau of Vocational Rehabilitation to continue to provide vocational assessments and the development of work experiences focused on serving students with disabilities in Grade 13, for an amount not to exceed \$99,674.00, to be paid from Federal Projects, Fund 0280, from August 1, 2023, through July 31, 2025, 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 Contract for Services of Independent Contractors, with no impact to the general fund, is recommended. **(For Possible Action)** [Contact Person: Monica Cortez] (Ref. 2.01)

2.02 Project SEARCH — Southern Hills Hospital: Contract for Services of Independent Contractors Between the Clark County School District and the State of Nevada, Department of Employment, Training and Rehabilitation's Bureau of Vocational Rehabilitation.

Discussion and possible action on authorization to enter into a Contract for Services of Independent Contractors to continue Project SEARCH at Southern Hills Hospital, funded from the State of Nevada through the Department of Employment, Training and Rehabilitation's Bureau of Vocational Rehabilitation to continue to provide vocational assessments and the development of work experiences focused on serving students with disabilities in Grade 13, for an amount not to exceed \$99,674.00, to be paid from Federal Projects, Fund 0280, from August 1, 2023, through July 31, 2025, 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 Contract for Services of Independent Contractors, with no impact to the general fund, is recommended. **(For Possible Action)** [Contact Person: Monica Cortez] (Ref. 2.02)

2.03 Project SEARCH — Sunrise Hospital: Contract for Services of Independent Contractors Between the Clark County School District and the State of Nevada, Department of Employment, Training and Rehabilitation's Bureau of Vocational Rehabilitation.

Discussion and possible action on authorization to enter into a Contract for Services of Independent Contractors to continue Project SEARCH at Sunrise Hospital, funded from the State of Nevada through the Department of Employment, Training and Rehabilitation's Bureau of Vocational Rehabilitation to continue to provide vocational assessments and the development of work experiences focused on serving students with disabilities in Grade 13, for an amount not to exceed \$99,674.00, to be paid from Federal Projects, Fund 0280, from August 1, 2023, through July 31, 2025, 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 Contract for Services of Independent Contractors, with no impact to the general fund, is recommended. **(For Possible Action)** [Contact Person: Monica Cortez] (Ref. 2.03)

Approve Adoption of Consent Agenda (continued)

2.04 Student Expulsions.

Discussion and possible action on approval of student expulsions according to NRS 392.467 (Board Policy 5114 and Regulations 5114 and 5141.1), as listed, is recommended. (CONFIDENTIAL) **(For Possible Action)** [Contact Person: Mike Barton] (Ref. 2.04)

2.05 Memorandum of Agreement Between the Clark County School District and the Board of Regents of the Nevada System of Higher Education on Behalf of College of Southern Nevada for the Operation of College of Southern Nevada High School.

Discussion and possible action on approval to enter into a Memorandum of Agreement with the Board of Regents of the Nevada System of Higher Education, on behalf of the College of Southern Nevada, to coordinate efforts and work collaboratively to provide Dual Enrollment programming between College of Southern Nevada and College of Southern Nevada High School to qualified Clark County School District students, effective May 19, 2023, through June 30, 2025, in an amount of \$1,300,000.00, to be paid from General Fund 0100, Cost Center 9310010569, GL 5561000000, 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, is recommended. **(For Possible Action)** [Contact Person: Mike Barton] (Ref. 2.05)

2.06 Grant Application: Magnet Schools Assistance Program, United States Department of Education.

Discussion and possible action on authorization to implement the proposed Magnet Schools Assistance Program grant, United States Department of Education to implement two new magnet programs, and to adopt the five-year magnet school plan as part of the Clark County School District's voluntary desegregation plan, as required for funding under the Magnet Schools Assistance Program grant in an amount of \$14,906,275.77, from October 1, 2023, through September 30, 2028, to be paid from Fund 0280, with no impact to the general fund, is recommended. **(For Possible Action)** [Contact Person: Mike Barton] (Ref. 2.06)

2.07 2023A Building Bond Resolution.

Discussion and possible action on adoption of the 2023A Building Bond Resolution, authorizing the issuance of General Obligation (Limited Tax) Building Bonds, Series 2023A, in the maximum aggregate principal amount of \$200,000,000.00, for the Improvement Project; authorization for the Superintendent or the Chief Financial Officer to specify the terms of the bonds; and for the President and Clerk of the Board of School Trustees to sign the necessary documents, is recommended. **(For Possible Action)** [Contact Person: Jason Goudie] (Ref. 2.07)

2.08 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. 2.08)

Approve Adoption of Consent Agenda (continued)

2.09 Recap of Budget Appropriation Transfers.

Discussion and possible action on authorization to include the Recap of Budget Appropriation Transfers between governmental functions of all funds for the period beginning April 1, 2023, through April 30, 2023, in the official Board minutes as required by Nevada Revised Statutes (NRS) 354.598005, is recommended. **(For Possible Action)** [Contact Person: Jason Goudie] (Ref. 2.09)

2.10 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. 2.10)

2.11 Employment Agreement – Enterprise Technology Officer.

Discussion and possible action on approval of an employment agreement for David Barbosa, assigned as Enterprise Technology Officer. **(For Possible Action)** [Contact Person: Carol Tolx] (Ref. 2.11)

2.12 Purchasing Awards.

Discussion and possible action on approval to purchase goods or services in the estimated total amount of \$12,713,591.00 in compliance with NRS 332, as listed, is recommended. **(For Possible Action)** [Contact Person: Mike Casey] (Ref. 2.12)

2.13 Purchase Orders.

Discussion and possible action on ratification of the purchase orders in the total amount of \$900,463.64 as listed, is recommended. **(For Possible Action)** [Contact Person: Mike Casey] (Ref. 2.13)

2.14 Contract Award: Roof and Heating, Ventilation and Air Conditioning Upgrade at Edward A. Greer Education Center.

Discussion and possible action on approval of award to the lowest responsive and responsible bidder to upgrade the roof and heating, ventilation and air conditioning at the Edward A. Greer Education Center in the amount of \$1,737,000.00 to be paid from the Governmental Services Tax, Fund 3400000000, Project C0015855; 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. 2.14)

2.15 Contract Award: Construction Services Phase II School Replacement at Mountain View Elementary School.

Discussion and possible action on approval of an award of contract to Sletten Construction of Nevada, Inc., for the best qualified construction manager at-risk for construction services in support of the Phase II School Replacement at Mountain View Elementary School in the amount of \$44,241,218.95, to be paid from the 2015 Capital Improvement Program, Fund 3150000000, Project C0001642; 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. 2.15)

Approve Adoption of Consent Agenda (continued)

2.16 Contract Award: Construction Services Phase II Building and On-Site Improvements at Red Rock Elementary School.

Discussion and possible action on approval of an award of contract to CORE West, Inc., dba CORE Construction, for the best qualified construction manager at-risk for construction services in support of the Phase II Building and On-Site Improvements at Red Rock Elementary School in the amount of \$27,233,363.00, to be paid from the 2015 Capital Improvement Program, Fund 3150000000, Project C0001641; 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. 2.16)

2.17 Change in Services.

Discussion and possible action on ratification of change in services to the architectural/engineering services agreement for a net increase of \$192,976.30 to the agreements for Crestwood Elementary School (\$5,665.00) to be paid from the 2015 Capital Improvement Program, Fund 3400000000 Project C0014604, Las Vegas Academy of the Arts (\$187,311.30) to be paid from the 2015 Capital Improvement Program, Fund 3150000000, Project C0015904; is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.17)

2.18 Appointment of Bond Oversight Committee Members.

Discussion and possible action on staff's recommendation to approve the reappointment of David Flatt and Michael Flores to the Bond Oversight Committee as at-large appointees of the Board of School Trustees for a period of two years, is recommended. **(For Possible Action)** [Contact Person: Mark Campbell] (Ref. 2.18)

2.19 Authorization of Outside Counsel to Conduct Litigation Against Various Social Media Defendants.

Discussion and possible action to authorize the following law firms: Wagstaff & Cartmell, LLP and its co-counsel Beasley Allen Crow Methvin Portis & Miles, P.C., Goza & Honnold, LLC, and Kirton McConkie PC (Attorneys) to conduct litigation against various social media defendants, including, but not limited to, Facebook, Meta, Instagram, Snapchat, TikTok, YouTube, and Google, on behalf of the Clark County School District, 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 Attorney-Client Engagement Agreement, is recommended. (CONFIDENTIAL) **(For Possible Action)** [Contact Person: Luke Puschnig] (Ref. 2.19)

Public Hearing – 2023-2024 Tentative Budget

This is the time and the place that was advertised for the public hearing on the tentative budget per Nevada Revised Statutes 354.596, and interested persons shall be given an opportunity to be heard concerning the 2023-2024 Tentative Budget of the Clark County School District.

Trustee Garcia Morales read the public hearing statement.

Public Hearing – 2023-2024 Tentative Budget (continued)

There was no one wishing to speak on this item.

Trustee Garcia Morales declared the public hearing closed.

Approve 2023-2024 Final Budget

Approval on adoption of the 2023-2024 Final Budget and authorization for members of the Board of School Trustees to file as required by Nevada Revised Statutes 354.598, as recommended in Reference 3.02.

Jason Goudie, Chief Financial Officer, Business and Finance Unit, presented the 2023-2024 Final Budget as shown in Reference 3.02.

Trustee Guzmán expressed concern regarding the bills with unfunded mandates and how they could affect the budget. She asked Mr. Goudie to share the bill numbers of those with unfunded mandates so the community can be aware of what is happening and why some of their priorities might not be realized.

Mr. Goudie named the larger bills that would directly impact CCSD with a brief description and the estimated fiscal impact as it relates to those bills as follows: Senate Bill (SB) 340, \$60 million; Assembly Bill (AB) 428, \$4.1 million; AB 282, \$6.7 million; SB 313, \$2.6 million; AB 410, \$2 million; AB 301, \$2 million; SB 434, \$5 million per year; AB 301, \$4.1 million; SB 158, \$42.6 million; and SB 282, \$134 million.

Trustee Zamora spoke about being intentional in the District's conversations with the community regarding these bills and how they affect the District.

Public Hearing

James Bayliss said he was unable to receive help for this son's situation from the attendance program or the truancy program. He said the programs need more funding and need more staff.

Motion to approve the adoption of the 2023-2024 Final Budget and provide authorization for members of the Board of School Trustees to file as required by Nevada Revised Statutes 354.598.

Motion: Brooks Second: Cavazos Vote: Unanimous

Clark County School District Disparity Study Presentation

Presentation and discussion on the Disparity Study of the Clark County School District by Keen Independent Research LLC Public Consulting Group.

Mike Casey, Chief Operating Officer, Operational Services Unit; Mark Campbell, Interim Chief of Facilities, Facilities Services Unit; Steve Staggs, Director, Purchasing, Warehousing, Mail Service and Graphic Arts, Operational Services Unit; Joseph Broad, Senior Consultant, Keen Independent Research; and Manuel Perez, Consultant, Keen Independent Research, presented the CCSD Disparity Study 2023 as shown in Reference 3.03.

Clark County School District Disparity Study Presentation (continued)

Trustee Williams asked about the consulting firms that Keen Independent Research works with.

Mr. Broad said Keen Independent Research has worked with Holland & Knight and Customer Research International for years. He said for each study they try to involve local business, so they worked with two sub-consultants who are local to the Clark County area.

Trustee Williams asked if the study looked at the comparison between when the companies were formed and when the bids went out and their capacity and capability at that time.

Mr. Broad explained how they included that in their weighted availability analysis.

Trustee Williams said she believes studies like these are beneficial, but that this is operational, and the Trustees should only be made aware of the findings. She said the Board's role and focus is on students and policies for students.

Trustee Guzmán said the Bond Oversight Committee (BOC) asked for this study, and she asked if the BOC had been informed of the study and the findings.

Mr. Campbell said many of the BOC members are probably watching the meeting, and that several of them had expressed to him that they looked at some of the results in the presentation and the report.

Trustee Guzmán asked about the policy that was recommended the Board should adopt.

Mr. Broad stated an authorizing policy is needed to allow the District to implement a program.

Trustee Bustamante Adams asked what the breakdown was of the location of the business owners.

Mr. Broad stated the relevant geographic market area is defined by the area that makes up at least 75 percent of the District's dollars, but in this case he believes it to be approximately 90 percent.

Trustee Cavazos asked how the 170 business owners were selected and who represents "others" as shown on page 8 of 12.

Mr. Broad stated comments were gathered through surveys and follow-up interviews that may have been with business owners, trade associations, business organizations, or individuals, such as former business owners.

Approve Reappointment of Two Members to the Nevada Interscholastic Activities Association Board of Control

Approval to reappoint Linda Cavazos and Pamela Sloan to the Nevada Interscholastic Association Board of Control for a three-year term, effective July 1, 2023, through June 30, 2026, as recommended in Reference 3.04.

Motion to approve.

Motion: Brooks Second: Guzmán Vote: Unanimous

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

James Bayliss provided a packet of information pertaining to his due process hearing, and he discussed the documents the Trustees would find in the packet.

Xander Mackey said schools try to keep parents uninvolved and uninformed regarding what takes place with their child during school. He said there are steps that should be taken before a student is taken out of class and questioned and before any action is taken. He said what the school is doing causes mental distress and is harassment and intimidation, especial toward African American students. He recommended that the Board make a change at the top in order to see a change in the schools.

Saliah Mackey stated she is a firsthand victim of what takes place between staff and students at Las Vegas High School. She said she is constantly being retaliated against and harassed and shared what happened when she witnessed a fight at school. She said acts of retaliation, harassment, racist remarks toward students of color, and animosity towards parents when they speak out, among other things, all take place at her school. She asked the Board to make a change in the District.

Ernest Mackey said he has been retaliated against by a District superintendent, lying to staff about what he has done. He said staff still has not reached out to him to schedule a meeting. He stated this has been going on since last year, and no one has reached out to his family. He said the Board needs to look into this matter. He said Mr. Ford told him that his superiors told him to go after Mr. Mackey's daughter.

Karlana Kulseth stated that she is a Nevada State Education Association Time for 20 ambassador, and she shared information about the initiative. She said they are seeking a 20 percent salary increase for all educators, a minimum rate of \$20.00 per hour for hourly employees, and 20 students in a classroom. She said she did not understand why this school district is not backing this movement.

Jamie Tadrzynski agreed with Ms. Kulseth's comments. They said some of the people behind this movement include employees who are living in weeklies because their salary is not enough and employees who are selling plasma to carry them to the next payday. They talked about the work these employees do in caring for the students and the challenges for staff and students because of the lack of funding.

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

Jacqueline Mitchell said she has served over 50 years in public school and she has never seen the condition as it is now. She asked how they can expect to change things if they do not address the issue at the root. She said the racial problem and the problem of teachers retaliating against children has been happening for years.

Austin Ray referenced AB 65 and said there is supposed to be a waiver issued for students who were previously enrolled in prekindergarten. He said he has addressed the Board about this issue and reached out several people and has not received any feedback. He asked that the Trustees reach out to parents who have been agonizing over this and offer them a remedy.

Upcoming Meeting of the Board of Trustees – Wednesday, June 7, 2023, 4:00 p.m.

Trustee Garcia Morales stated the upcoming meeting of the Board was scheduled for Wednesday, June 7, 2023, at 4:00 p.m. in the boardroom.

Adjourn: 6:42 p.m.

Motion: Guzmán Second: Williams Vote: Unanimous