

Minutes
Clark County School District
Regular Meeting of the Board of School Trustees

TELECONFERENCE ONLY

Thursday, September 10, 2020

5:05 p.m.

Roll Call: Members Present
Lola Brooks, President
Linda P. Cavazos, Vice President
Danielle Ford, Clerk
Irene Cepeda, Member
Chris Garvey, Member
Deanna L. Wright, Member
Linda E. Young, Member

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

Adoption of the Agenda

Adopt agenda.

Motion: Garvey Second: Cavazos Vote: Unanimous

Public Comment on Agenda Items

Cindy Krohn, Director, Board Office, provided a summary of the written comments submitted, as follows:

Item 4.01

A writer said they are against the name change of Kit Carson Elementary School, saying he saved the lives of American soldiers, helped create treaties and set up reservations so many Native Americans would not be killed, and helped shape and secure the future of America. They also mentioned he was forced into some negative actions by those who had authority over him such as military leaders, members of congress and several American presidents.

A writer said they were upset there was push back on moving forward with renaming of Kit Carson Elementary School to Helen Anderson Toland and feels District C continues to get shut down and their voices completely eliminated. They felt Trustees should have had the opportunity to discuss the policy if they wanted to move forward with it and said that the Board of School Trustees set a precedent in the 1999 action to change the name of Madison Elementary School to Wendell P. Williams Elementary School.

A writer feels that the renaming of Kit Carson Elementary School is a waste of the District's very limited resources and felt it could be spent in so many other ways that benefit students.

Public Comment on Agenda Items (continued)

A person stated they are in support of remaining Kit Carson Elementary School and urged the Board to follow Policy 7223.

Approve Adoption of Consent Agenda

Approval of consent agenda, as submitted, as recommended.

Motion to adopt the consent agenda.

Motion: Wright Second: Cepeda Vote: Unanimous

3.01 Approval of the Minutes.

Discussion and possible action on the approval of the minutes of the special meeting of July 21, 2020, is recommended. **(For Possible Action)** (Ref. 3.01)

3.02 Progressus Therapy Contract and Grant Timeline Extension, Title IV, Part A Student Support and Academic Enrichment Grant United States Department of Education.

Discussion and possible action on authorization to extend the end date on authorized spending for Progressus Therapy, from October 1, 2019, to September 30, 2020, in order to utilize the fiscal year 2019 Title IV, Part A, of the Every Student Succeeds Act of 2015, Student Support and Academic Enrichment grant, to improve school conditions for student learning, with no impact to the general fund, is recommended. **(For Possible Action)** [Contact Person: Mike Barton] (Ref. 3.02)

3.03 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. 3.03)

3.04 Grant Application: Refugee School Impact Grant, Catholic Charities of Southern Nevada, Subgrant Award.

Discussion and possible action on authorization to continue the implementation of the Refugee School Impact Grant, funded by the United States Department of Health and Human Services Office of Refugee Resettlement through Catholic Charities of Southern Nevada, to provide academic and enrichment services for eligible elementary and secondary refugee students, in the amount of \$135,556.00, from October 1, 2020, through September 30, 2021, to be paid from the Refugee School Impact Grant, Fund 0280, Grant 6722021, with no impact to the general fund, is recommended. **(For Possible Action)** [Contact Person: Karla Loria] (Ref. 3.04)

3.05 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. 3.05)

Approve Adoption of Consent Agenda (continued)

3.06 Licensed Personnel Employment.

Discussion and possible action on approval to employ licensed personnel, as listed, is recommended. **(For Possible Action)** [Contact Person: Nadine Jones] (Ref. 3.06)

3.07 Purchase Orders.

Discussion and possible action on ratification of the purchase orders in the total amount of \$2,527,921.05 as listed, is recommended. **(For Possible Action)** [Contact Person: Mike Casey] (Ref. 3.07)

3.08 Purchasing Awards.

Discussion and possible action on approval to purchase goods or services in the estimated total amount of \$1,270,000.00 in compliance with NRS 332, as listed, is recommended. **(For Possible Action)** [Contact Person: Mike Casey] (Ref. 3.08)

3.09 Vegas PBS JDL Horizons.

Discussion and possible action on authorization to increase the contract with JDL Horizons from \$130,000.00 per year to \$150,000.00 per year to provide additional services that include Spanish language audio translations of the Board of School Trustees meetings, for an approximate additional cost of \$28,800.00, per year, effective September 11, 2020, through June 30, 2021, to be paid from Unit 0140, FY21, Fund 1000000000, Cost Center 2010003140, GL Account 5431100000, is recommended. **(For Possible Action)** [Contact Person: Thomas Axtell] (Ref. 3.09)

3.10 Declaration of Maintenance Agreement Between the Clark County School District and GGP Meadows Mall, LLC at E.W. Griffith Elementary School.

Discussion and possible action on approval to enter into a Declaration of Maintenance Agreement between the Clark County School District and GGP Meadows Mall, LLC at E.W. Griffith Elementary School, in connection with drainage facilities to the benefit of the District, and for Jeff Wagner, Chief of Facilities to act as the Board of School Trustees' designee to sign the granting document, is recommended. **(For Possible Action)** [Contact Person: Jeff Wagner] (Ref. 3.10)

3.11 Change Order.

Discussion and possible action on ratification of a change order for a total net increase of \$7,574.66 to the construction contracts for Matt Kelly Elementary School (\$7,574.66) (Rafael Construction – 2015 Capital Improvement Program) is recommended. **(For Possible Action)** [Contact Person: Jeff Wagner] (Ref. 3.11)

3.12 Amendment of Clark County School District Regulation 3990.

Discussion and possible action on approval of the amendment of Clark County School District Regulation 3990, Technology Network Resources, is recommended. **(For Possible Action)** [Contact Person: Mike Casey] (Ref. 3.12)

Approve Adoption of Consent Agenda (continued)

3.13 Amendment of Clark County School District Regulation 3610.

Discussion and possible action on approval of the amendment of Clark County School District Regulation 3610, Property Inventory, is recommended. **(For Possible Action)** [Contact Person: Jason Goudie] (Ref. 3.13)

3.14 Johnson-O'Malley Program Grant, Bureau of Indian Education.

Discussion and possible action on authorization to submit and implement the federally-funded Johnson-O'Malley Program Grant through the Bureau of Indian Education, United States Department of the Interior, for programs to meet the needs of American Indian and Alaska Native students, from October 1, 2020, through September 30, 2023, through Unit 0137, Grant 5637021, Fund 0280, Cost Center 1000010137, in the approximate amount of \$32,880.00 annually, with no impact to the general fund, is recommended. **(For Possible Action)** [Contact Person: Christopher Bernier] (Ref. 3.14)

Approve Rescinding the Name of the Kit Carson Elementary School

Approval to rescind the name of the Kit Carson Elementary School and incur potential costs associated with renaming the school, as recommended in Reference 4.01.

Trustee Young discussed the reasons for bringing this item forward. She specifically cited CCSD Policy 7223, section VII, Rescinding the Name of a CCSD Facility, item C, as cause for her, the community, and the Helen Anderson Toland Foundation, as well as many others, bringing this change forward.

Dr. Sondra Cosgrove, history professor at College of Southern Nevada (CSN) and president of League of Women Voters of Nevada, represented the group bringing this forward and spoke in favor of removing the name Kit Carson from a CCSD school. She provided new evidence about Kit Carson to support the request to change the name of the school.

Trustee Garvey expressed some hesitancy with rescinding the name Kit Carson without the Governor and other state entities being asked to do the same because of the vast use of this name throughout the state.

Trustee Wright expressed concern that the Board has not heard from the full school community on this issue and concern with the cost of changing the name given the age of the building.

Trustee Cepeda said she was in support of changing the name. She said it sounds like the community is in support of this change. She said having the building named after someone who represents the community is more beneficial.

Trustee Cavazos spoke in favor of rescinding the current name of Kit Carson. She said in terms of the other things named after Kit Carson, the Board is not in control of those, but perhaps changing the name of the school would set a good example. She said it was an opportunity to honor an educator and her community.

Approve Rescinding the Name of the Kit Carson Elementary School (continued)

Trustee Ford spoke in favor of rescinding the name Kit Carson. She agreed with comments made by Trustee Cavazos and said the Board is in a powerful position to drive change. She stated that in considering this change, the Board should view this expense as a potential investment in school culture, not necessarily in a school building.

Trustee Wright talked about the process for rescinding a school name and renaming a school through the School Name Committee process and how the process would move forward in this instance.

There was further discussion regarding the community survey, the costs associated with changing the school name and the future of this facility, and declining enrollment numbers.

Trustee Brooks spoke in support of rescinding the name Kit Carson and said school namesakes should have a positive connotation. She suggested changing the name at the beginning of next school year.

Motion to rescind the name of Kit Carson Elementary School and work to look at potential costs associated with renaming the school in partnership with the school district and community to find a way to help take care of those costs.

Motion: Young Second: Cepeda Vote: Yeses – 5 (Brooks, Cavazos, Cepeda, Ford, Young; No – 1 (Garvey)

The motion passed.

Trustee Wright was not present for the vote.

Approve Resolution for Title IX Amendments

Approval of a resolution to implement provisions of the amended Title IX regulations, as recommended in Reference 4.02.

Eleissa Lavelle, General Counsel, Office of the General Counsel, stated that the District has completed all procedural requirements in the implementation of the changes to Title IX per federal law. She said in place of modifying the necessary regulations at this time, this resolution was prepared, as has been done in other school districts around the country. She briefly explained what the resolution states.

Trustee Cavazos expressed opposition to the changes to Title IX.

There was some discussion regarding the changes to Title IX; the standard of evidence in making a claim of sexual harassment; what remains to be done in meeting the requirements, being the modification of regulations and putting the investigators in place; and the possible financial impact or loss of funding to the District if this does not move forward.

Approve Resolution for Title IX Amendments (continued)

Trustee Ford suggested postponing this item. She said she would not support these changes to Title IX. She suggested possibly discussing this with Thomas Alsbury, Balanced Governance™, at the Board's future retreat.

Trustee Brooks said she would not want to jeopardize title funding at the federal level, and she views this as a minimal step toward bringing the District into compliance as opposed to revising all of the regulations at this time of uncertainty with the pending election. She said she does not agree with these changes but is required to adhere to federal law.

Trustee Cavazos asked if postponing the approval of the resolution for two weeks to make modifications would jeopardize funding.

Ms. Lavelle said at this point the District has met procedural requirements, and she does not foresee anything happening in the next two weeks that would cause a problem.

Trustee Cavazos suggested having time to amend the resolution and having it come back before the Board on September 24, 2020.

Trustee Brooks asked if the clauses in the resolution are things that were spelled out at the federal level.

Ms. Lavelle said the District has met minimum compliance, and the resolution is a step toward full compliance.

Trustee Brooks asked if there was a deadline for revising the regulations.

Ms. Lavelle said there is no deadline for having the revised regulations in place.

Trustee Garvey said she took an oath to follow the law, and they should follow the law. She appreciated that legal counsel has done what was necessary to keep the District at least minimally compliant at this time.

Motion to accept the resolution with the understand that the Superintendent, working with the Council of the Great City Schools, lets the Council know of the concerns of the Board and works with them to find ways of alleviating those concerns through the proper channels.

Motion: Garvey

There was no second to the motion.

Trustee Ford agreed that it is important to follow the law, protect the District and stay in compliance, and protect the District's funding, but she said the law is not always right. She said this is a civil rights issue and is very political. She expressed appreciation for the work staff has done to keep the District in minimal compliance.

Approve Resolution for Title IX Amendments (continued)

Motion to hold this item for a minimum of two weeks to hopefully write a new draft that reflects what the District has changed and that the Board gets some expert opinions before discussing this again.

Motion: Ford Second: Young

Trustee Brooks asked Ms. Lavelle to speak to the items in the resolution and how much is open to interpretation and how much flexibility the Board has.

Ms. Lavelle said there is an obligation to follow the law and she would not suggest otherwise. She explained that staff has worked to satisfy the legal requirements. She said there is no specific timeline to modify the regulations, although she would assume that it should be done in a reasonable amount of time, and this resolution is a step in the direction of indicating that the District intends to follow the law. She said tabling this should not make a difference, but she would never advise the Board to refuse to comply with the law.

Trustee Garvey said she would not be in support of postponing this item as she does not see what would change by doing that. She stated that the Board could abide by the law and still seek different avenues for change.

Trustee Brooks asked Ms. Lavelle if there was any flexibility to amend the resolution.

Call for the Question

Trustee Ford called for the question.

Approve Resolution for Title IX Amendments (continued)

Vote on Trustee Ford's motion: Yeses – 4 (Cavazos, Cepeda, Ford, Young); Noes – 2 (Brooks, Garvey); Abstain – 1 (Wright)

The motion passed.

Public Hearing for the Approval of Memorandum of Agreement Regarding the Negotiated Agreement Between the Clark County School District and the Clark County Education Association.

This is the time and place to conduct a public hearing for the approval of the Memorandum of Agreement Regarding the Negotiated Agreement Between the Clark County School District and the Clark County Education Association. Please submit comments in writing by email to BoardMtgComments@nv.ccsd.net by 2:00 p.m., Thursday, September 10, 2020.

No public comments were submitted for this item.

Approval of Memorandum of Agreement Regarding the Negotiated Agreement Between the Clark County School District and The Clark County Education Association

Approval of the Memorandum of Agreement Regarding the Negotiated Agreement Between the Clark County School District and the Clark County Education Association.

Luke Puschnig, Assistant General Counsel, Office of the General Counsel, briefly reviewed the Memorandum of Agreement Regarding the Negotiated Agreement Between the Clark County School District and the Clark County Education Association as shown in Reference 5.02.

Motion to accept.

Motion: Garvey Second: Wright Vote: Unanimous

Approve Items 5.03 Through 5.13

Approval of Items 5.03, 5.04, 5.05, 5.06, 5.07, 5.08, 5.09, 5.10, 5.11, 5.12, and 5.13, respectively, as follows:

Approve Notice of Intent Clark County School District Regulation 3310

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3310, Purchasing Guides, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.03.

Approve Notice of Intent Clark County School District Regulation 3315

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3315, Sole Source and Proprietary Purchases, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.04.

Approve Notice of Intent Clark County School District Regulation 3530

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3530, Student Transportation, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.05.

Approve Notice of Intent Clark County School District Regulation 3531

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3531, Student Transportation Guidelines, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.06.

Approve Notice of Intent Clark County School District Regulation 3532

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3532, Accident Involving District Transportation Vehicles, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.07.

Approve Items 5.03 Through 5.13 (continued)

Approve Notice of Intent Clark County School District Regulation 3533

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3533, Safety of Students: Transportation Vehicles, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.08.

Approve Notice of Intent Clark County School District Regulation 3535

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3535, Student Transportation – Payment in Lieu, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.09.

Approve Notice of Intent Clark County School District Regulation 3536

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3536, Employee Transportation, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.10.

Approve Notice of Intent Clark County School District Regulation 3537

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3537, District-Owned Vehicles, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.11.

Approve Notice of Intent Clark County School District Regulation 3538

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Regulation 3538, School Bus Replacement, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.12.

Approve Notice of Intent Clark County School District Policy 3538

Approval of the Notice of Intent to Adopt, Repeal, or Amend Clark County School District Policy, 3538, School Bus Replacement, prior to submission to the Board of School Trustees for approval on Thursday, October 8, 2020, as recommended in Reference 5.13.

Mike Casey, Chief Operating Officer, Operational Services Unit, briefly explained the modifications to the regulations as shown in References 5.03 through 5.13.

Motion to approve Items 5.03 through 5.13, noting that in Reference 5.12, page 2 of 2, Operational Services Unit, should be double underscored.

Motion: Garvey Second: Cavazos Vote: Unanimous

Superintendent Communication

Superintendent Jara shared the following appointments: Christina Fitch, Principal at Guild R. Gray Elementary School, Tonya Rose, Principal at Lois and Jerry Tarkanian Middle School; Jodi Notch, principal at Steve and Linda Cozine Elementary School; and Jennifer Knox, principal at Don E. Hayden Elementary School.

Superintendent Communication (continued)

Superintendent Jara shared information with the Board related to the student roll call and attendance, Cox Communications support to students and Canvas improvements and training for staff and families.

Trustee Requests for Agenda Items or Information

Trustee Cavazos requested information related to specific accommodations for assessments being made for students with language barriers at every grade level.

Trustee Cepeda said she also wanted the information requested by Trustee Cavazos. She also asked about the enrollment registration process and standardizing that process to make registration easier for families.

Public Comment on Non-Agenda Items

Mrs. Krohn provided a summary of the written comments submitted, as follows:

Several writers asked that students return to school.

An employee asked if a campus is not safe for students, how is it safe for staff. He stated he is afraid that many employees will become ill with the Coronavirus.

A parent feels that schools are very demanding with live schedules. They said if the school wants live lessons every day, they need to be for a few hours in the morning and not until the afternoon. They said it is not a good learning experience for the child and makes it very stressful and hard on parents who have to make a living.

A parent and educator said her son is struggling with the accelerated pace at his middle school and asks that the Board reconsider the 4x4 model. The parent also said she is unenrolling her student from Nevada Learning Academy at CCSD due to mistreatment to the students.

A parent said that her child does not have a structured, asynchronous work plan. She also said they work full time and find it hard to help their first-grade child who is having a difficult time.

A person asked that the schools be opened and mentioned that their grandchild wants to quit school if she cannot go to school.

A parent said one of her children is having a difficult time with distance learning while their other children are doing fine. They ask that the District consider opening classrooms to those students who are in most need if they are willing to return.

A writer said they were told at a recent Community Education Advisory Board (CEAB) meeting that their school would be going to a different model and felt their schools and community are being ignored.

Public Comment on Non-Agenda Items (continued)

A person wrote that the distance model is not working for elementary students and asked that primary and intermediate students return to the schools.

An employee asked when the District is going to go above and beyond to end racism in the schools.

A teacher said students they see online want and need to be in school, that they are struggling more than ever. They also said it was a mistake having middle school year-long classes into semester classes, stating students are struggling to keep up and teachers are struggling to condense their curriculum.

A parent wrote that their fifth-grade student has roughly one and a half hours of instruction and another four to five hours of screen-based assessments and said it is not a comprehensive way of learning.

A person said that public comments have been very limited, hampering the opportunity for the public and CCSD Board of Trustees and Superintendent Jara and other personnel to be able to fully hear what members of the public want to say to them and say for the record. They asked to find another way to adequately have public comment represented during virtual CCSD Board meetings.

A grandparent wrote that she assists her seven grandchildren with their schoolwork. She said in addition to having frozen screens and videos that are slow and behind, it is hard for her kindergarten grandchild to navigate muting, unmuting, go in and out of several sites, be online with the teacher and go to specialty classes with different codes every day and asked that younger children return to the schools.

Mrs. Krohn stated all comments can be read in their entirety on BoardDocs®.

Adjourn: 8:10 p.m.

Motion: Wright Second: Cavazos Vote: Unanimous