

KC WRIGHT ADMINISTRATION CENTER
BOARD ROOM
600 SE 3RD AVENUE
FORT LAUDERDALE, FLORIDA
DECEMBER 16, 2019
5:45 p.m. - 7:45 p.m.

ATTENDANCE:

Omar Shim, SBBC Capital Budget Director
Robert Nave, Florida TaxWatch, VP of Research
Robert W. Runcie, Superintendent of Broward County
Schools
Frank L. Girardi, Task Assignment Executive Director
Capital Programs
Daniel Jardine, Heery, Deputy Program Director
Ashley Carpenter, Atkins, Project Control Manager
Phillip H. Dunn, II, Chief Information Officer
Vincent Vinueza, Director of IT Infrastructure
Joris Jabouin, Chief Executive Director, Office of the
Chief Auditor
Susan Cantrick, Director of Applied Learning
Shawn Cerra, Director of Athletics & Student
Activities
Jasmine Jones, Manager, Procurement & Warehousing
Services
Yvonne Garth, Garth Solutions, President/CEO

Bond Oversight Committee Members:

Adam Rabinowitz, Esq., The Florida Bar
Latha Krishnaiyer, Broward County Parent Teachers
Association
Bruce Bernard, Construction Contracting
Laura Aker Reece, Florida Government Finance Officers
Ann Siegel, Esq., Disability Rights Florida
Donald DiPetrillo, Fire Chiefs Association of
Broward County

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P R O C E E D I N G S

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4 MS. SIEGEL: Good evening. I have been told
5 Adam is going to be with us shortly but we'll
6 start and we have a quorum so we can move forward
7 so that the sooner we get started the sooner you
8 all can join your families.

9 All right. Okay. So first item is call to
10 order. We've got everyone. We're good.

11 All right. Next item is to approve the
12 minutes from the September 9, 2019 meeting.

13 MS. AKER REECE: Moved.

14 MR. BERNARD: Second.

15 MS. SIEGEL: All right. Yeah, we have a
16 motion and a second.

17 All right. Anything?

18 (No response.)

19 MS. SIEGEL: All right. We're all good?

20 MR. BERNARD: Yeah.

21 MS. SIEGEL: All right. The minutes have
22 been approved.

23 Okay. Let's move on to our Smart narrative
24 and Mr. Runcie.

25 MR. GIRARDI: He's on his way down now. He

1 was on another meeting on the 10th floor. If you
2 want to skip over him --

3 MS. SIEGEL: We'll jump to the next item,
4 Bond Oversight Audit Updates.

5 MR. JABOUIN: Good evening, everybody. My
6 name is Joris Jabouin, I'm the District's Chief
7 Auditor.

8 Anyway, Agenda Item D, this is the periodic
9 audit of the SMART Program Manager and the owners
10 representatives. This is an audit that my team
11 outsources to RSM. And so we'll be performing
12 those -- RSM will be periodically performing
13 those for me and I will make an appearance in
14 front of the committee to summarize the results
15 of this audit.

16 So RSM, they have done many construction
17 audits for the district and for my office for
18 several years, but this is the second report that
19 they have done on the SMART Program under my
20 direction. So this report covers the fourth
21 quarter of fiscal 2019. It was presented to the
22 School Board Audit Committee at its October
23 meeting and it was presented to the School Board
24 at its November 16 meeting. So this is the
25 second report.

1 The first report covered the third fiscal
2 quarter of 2019 and it was presented to the audit
3 committee and the Board during summer and the
4 fall. So this second report covers -- performs a
5 follow-up on the findings of the first report
6 that was given.

7 Probably it's best for me to start with the
8 findings from the previous report which is part
9 of the follow-up. So if you go to page 11, you
10 can see the previous findings start over there.
11 So there were four findings from before. Two of
12 those four have been closed.

13 And one of those four have been partially
14 completed and one of the four is open. So
15 finding 1, which is on page 11 is from the
16 previous report. That related to reporting
17 requirements that Heery and Atkins were to
18 perform on the SMART Bond and many of those
19 reporting requirements have already been met but
20 there was one outstanding reporting requirement
21 as it dealt with the user satisfaction surveys or
22 user satisfaction reporting.

23 So we were provided with a sample of the user
24 satisfaction reporting and Facilities is going to
25 be able to send those out and get those back.

1 And so I anticipate that on the next report,
2 which will be sent to the audit committee on
3 January 30th of 2020 that this finding is going
4 to be closed.

5 And so continuing on the previous findings,
6 if you go to the next page, on page 12, that
7 finding related to delays on the authorization to
8 proceed on the projects and that ended up closing
9 because there were no more projects that required
10 ATPs. So that finding ended up closing.

11 And then the next prior finding that was
12 followed up is on page 13. And that's finding
13 number 3 as it related to the design phase
14 timeline and some of the -- the delays and some
15 of the design firms and some of the delays.

16 So with that particular one we were looking
17 to see if whether or not some of the design firms
18 were being charged as applicable. So we have in
19 the follow-up, work that's being done now to be
20 presented in January. We've seen examples where
21 design firms are indeed being charged and so we
22 anticipate that this finding will close when we
23 report next time.

24 And then the fourth of the findings from the
25 follow-up is on page 15 where the finding noted

1 that documentation was not being put on E-Builder
2 and so RSM was able to identify that was being
3 done, so that finding is expected to close when
4 fiscal reporting occurs in January.

5 So the new findings on this report can be
6 found on page 5. And so with this particular
7 finding, this had to deal with adherence with the
8 standard operating procedures for construction
9 services minor projects. And so the standard
10 operating procedure required the involvement of
11 Procurement and that wasn't being done and so the
12 finding was written. And so we have seen that a
13 new standard operating procedure was put together
14 and the requirement for closure had been that the
15 Procurement Department had signed off on that
16 finding and the Diversity Department also signed
17 off on that finding. And I have seen
18 communication that Diversity and Procurement have
19 provided feedback and they're looking for that.
20 So I anticipate that that finding will close.

21 And then the next new finding is on page 6 as
22 it relates to missing documentation before
23 payment. And so with respect to that finding
24 there was a checklist that Facilities had that
25 the users control was not effective and so

1 they've designed two new different checklists to
2 be able to verify that those things happen before
3 payment.

4 I don't anticipate that this finding will
5 close because the new control is going to take
6 effect in January of 2020 and there needs to be
7 enough time before the next reporting in January.
8 So that one will likely be partially open when we
9 report next time.

10 And then the third new finding had to deal
11 with concerns regarding the many reviews that
12 were being done on the projects with comments
13 from the Building Department. And so the
14 recommendation was to be able to address that.
15 And so the Facilities area and Heery and Atkins
16 they had a summit where they looked at the very
17 common issues and then I had asked that they
18 communicate those to the design firms and we have
19 seen examples where they have done that, so I
20 don't anticipate that that finding will remain
21 open when we report in January.

22 And that concludes the summary of the report.

23 MS. SIEGEL: Any questions?

24 MR. BERNARD: On some of this, like on the
25 closing documents or pay requests not having

1 released the liens, those kinds of things turned
2 in with the supporting paperwork, would you say
3 that they've caught up on that or they have to do
4 a better job on that?

5 MR. JABOUIN: Based on the findings they need
6 to do a better job with that. And so they have
7 put in controls that we're going to take a look
8 at and we'll be able to opine as to whether or
9 not they have addressed that sufficiently next
10 time.

11 MR. BERNARD: That means we shouldn't be
12 paying the bill until this paperwork is in hand;
13 correct?

14 MR. JABOUIN: According to my standards,
15 sure, that is correct.

16 MR. GIRARDI: Yes, that is correct. What we
17 did was we had, after the last grand jury finding
18 we developed a checklist that was a single
19 checklist for CMAR and hard bids, and you had a
20 lot of NAs in there and different things that
21 tended to get confusing. So what we did is we
22 revamped it to two separate ones, one for hard
23 bid and for CMAR.

24 Either way you should have your release of
25 liens, et cetera, and then that will be reviewed

1 monthly on payment obligations.

2 MR. BERNARD: And the other one is the issue
3 between the re-submittals going back and forth.
4 I saw in here that some of the issue was on
5 Heery's side, that, I guess, they weren't
6 reviewing a good enough review before it went
7 back and forth to the Building Department and
8 getting kicked back by the Building Department in
9 some instances.

10 MR. JABOUIN: We did see a lot of delays in
11 that. I mean, I'm not sure if it was the quality
12 of the review or whether or not the firms,
13 themselves, were understanding of the
14 requirements in the first place. So we saw that
15 at times that they were not satisfactory and so
16 the recommendation was that they address that and
17 they ended up meeting amongst themselves and
18 communicating some of the common issues to the
19 design firms.

20 MR. BERNARD: So we shouldn't see that going
21 forward you're saying?

22 MR. JABOUIN: I hope not because the errors
23 have been communicated back to them. So they
24 should be aware of the types of issues that have
25 led to the delays.

1 MR. BERNARD: Thank you.

2 MR. JARDINE: Can I follow up, please?

3 When the program first started we were doing
4 concurrent reviews. We found that the designers
5 were not doing a good job of closing documents.
6 We spent a great deal of time working with the
7 Building Department and kind of summarizing some
8 of those typical comments that we were having.
9 We assembled like a 17-page checklist that was
10 provided to all the design firms back in the
11 summer of 2017, I believe.

12 We have, actually, seen the duration and the
13 number of revise and resubmits continually
14 improve every year. So we're seeing it get
15 better and better. So we're hoping that us
16 trying to help the design professionals be more
17 successful earlier we do see some signs that that
18 is paying off.

19 MR. BERNARD: Okay.

20 MR. RABINOWITZ: Getting back to the agenda,
21 it's my understanding that we've skipped the
22 SMART Narrative. So, Mr. Runcie?

23 SUPERINTENDENT RUNCIE: Good evening. And,
24 again, thanks for giving me the opportunity.
25 Just to make a couple introductory remarks before

1 Frank and the team provide an overview.

2 Let me just, first, continue to thank this
3 Bond Oversight Committee for this extremely
4 important work that you do. You volunteer your
5 time to do this, but it is absolutely essential
6 in terms of creating transparency and some level
7 of independent oversight as we move forward. We
8 certainly want to acknowledge Florida TaxWatch's
9 role in supporting this Bond Oversight Committee.
10 So, again, thank you for your time and efforts in
11 this.

12 One thing I want to mention to you is that we
13 have started to go around the county and meet
14 with education advisory boards and commissions to
15 just, one, provide them some information; two, to
16 get a sense of where they are and we know there
17 still remains some significant level of
18 frustration out there, especially relative to
19 some of our high profile projects like, you know,
20 Northeast and Stranahan. And so we've met with
21 those commissions and we, you know, have
22 committed to reporting back to them on a regular
23 basis, probably quarterly, just so they have a
24 better sense and understanding of what's actually
25 going on and I think the more communication the

1 better it is.

2 But, yeah, we talked about the progress we've
3 had in some areas and certainly have been pretty
4 clear about the challenges that we've faced, as I
5 see, three things, primarily. I think from the
6 start we were overly optimistic with the timeline
7 that we had. I think a lot of that was due to
8 the fact that there was so much deferred
9 maintenance in the district and the need to get
10 that done.

11 The second thing we highlighted is the need
12 to continue to create more adaptive processes as
13 we've gone through this. So, certainly, there
14 were unforeseen conditions that we know existed
15 in schools in the marketplace. We had to make
16 adjustments to our procurement procedures, which
17 we've changed. There's also a need for us in
18 some cases to stop and pause. We -- as you know,
19 we had to add additional delivery methods. We
20 initially started out with one delivery method in
21 the tool box, design and build. We were able to
22 add CMAR. We made some adjustments to the
23 policies around QSEC, which allowed us to change
24 how we bundle projects.

25 So there were a number of things in the early

1 part of this work that were good learning tools.

2 I think we're at a point now where, you know,
3 we're very comfortable and more confident in the
4 path that we're moving to get this work done. We
5 have a timeline. I know we initially had
6 communicated that our initial guesstimate was to
7 complete all this work within seven years. I
8 think it's going to take us 18 months to two
9 years longer to get that work done. But we've
10 always indicated that we want to do this work and
11 do it right, as well as we can, in terms of
12 getting it done as quickly as possible.

13 So we continue to move forward. I think we
14 have a good team in place. We continue to make
15 adjustments in staff as necessary. I think one
16 of our critical lynchpins in a sense is making
17 sure we have the right project managers
18 associated with each of the projects that we have
19 in place and we've made some changes there.

20 But, just, again, I wanted to thank you for
21 the work that you do and just to let you know
22 that we're continuing to work and communicate out
23 as much as we can to the constituents.

24 So I don't know if you have any questions for
25 me before we get into the presentation I would

1 love to answer them. All right?

2 MR. RABINOWITZ: I don't think anyone has any
3 questions of you.

4 SUPERINTENDENT RUNCIE: Okay.

5 MR. RABINOWITZ: All right. Let's move on to
6 the quarterly reports and start with Technology.

7 MR. DUNN: Good evening. Phil Dunn, Chief
8 Information Officer.

9 MR. RABINOWITZ: Good evening.

10 MR. DUNN: All technology projects are
11 completed with the exception of one, to provide
12 uninterruptible power supplies in your schools in
13 support of mission critical network equipment.

14 MR. RABINOWITZ: Bob?

15 MR. NAVE: That's pretty much what we saw.

16 MR. RABINOWITZ: Thank you for that
17 comprehensive report, Bob.

18 Questions? Bruce.

19 MR. BERNARD: I don't know if we put this
20 here or not. On the SMART Program a lot of
21 schools are ordering additional computers. Those
22 computer numbers aren't showing up in the
23 technology portion of this program.

24 I think if we're buying computers with the
25 bond money it all should be shown. Even if its

1 from the SMART Choice it all should be shown in
2 the technology portion so that would lower the
3 ratio. Because 54 schools right now that I went
4 through that have done Choice programs have
5 bought computers. That number is not in the
6 technology report. And I'm sure as we go along
7 with the other schools, some of them are going to
8 want to buy some more computers. So, I don't
9 know, that might land a few hundred, 500 more
10 computers in the system.

11 SUPERINTENDENT RUNCIE: So one thing I'll
12 say, so we can certainly add that. Our initial
13 goal was to get to 3-to-1. We're happy we're
14 lower than that. And, to your point, we could
15 probably even get lower if we count those items.

16 But I think a bigger point is that we need to
17 have a real strategy to refresh the equipment.
18 And so the School Board has approved funding for
19 that at our last Board meeting we, I believe,
20 approved a Board item that would allow us to
21 begin the refresh and continue to purchase
22 computers to replace those that are out of
23 warranty or broken. So that's in place now. And
24 so I think that's an important piece. Because
25 that number is going to continue to fluctuate.

1 And to the extent that we hadn't established a
2 refresh policy and put funding behind it, those
3 numbers would have started to creep back up.

4 MR. BERNARD: I'm just looking for an actual
5 number of what we bought in the bond program. On
6 top of that what the School Board has is a plus,
7 but to be transparent with the actual number that
8 we can see.

9 MS. AKER REECE: So I'm super happy to hear
10 that. That's been a concern throughout the
11 program, if we're using bond funds to buy it, how
12 are we going to refresh?

13 Do you all have a policy, let's say the ratio
14 is 3-to-1 that you're aiming for, if they use
15 their SMART money or something to go beyond that,
16 is the School Board committing to refresh the
17 extra computers they buy or only to the 3-to-1
18 ratio.

19 SUPERINTENDENT RUNCIE: We're committing to
20 the 3-to-1 ratio is my understanding.

21 MS. AKER REECE: Okay. So if they use their
22 one-time funds to buy one time, then once those
23 computers are end of life they won't be replaced?

24 SUPERINTENDENT RUNCIE: Not with the current
25 strategy that we have in place for refreshing.

1 MS. AKER REECE: That makes sense. Thank
2 you.

3 MR. RABINOWITZ: Anything else?

4 MS. SIEGEL: I have a question and actually
5 it's just been a concern that was raised. How
6 are the laptops that were purchased by the Bond
7 money? Are they adequate and are they
8 functioning properly? Because I know a concern
9 was raised by an investigation in the Sun
10 Sentinel. And, you know, I have to question
11 everything now that I read, but I want to know,
12 is that a concern; are they functioning; are they
13 operational?

14 MR. DUNN: Yes. So, Phil Dunn, Chief
15 Information Officer. There was a concern
16 expressed about the form of profile devices that
17 the district was buying in our district refresh
18 program that has been addressed by working with
19 the primary and secondary awardees to ensure a
20 ruggedized commercial grade quality of equipment,
21 which is a feat, given that we're going to the
22 market at approximately a \$250 price point, which
23 is uncommon to get that kind of enhanced
24 characteristic of device, if you will, at that
25 price point.

1 MS. SIEGEL: Okay. So are we refreshing at a
2 faster pace because there was a problem with the
3 first or is this just normal wear and tear for a
4 computer?

5 MR. DUNN: So I'd like to say in the case of
6 what happened with those computers, we were
7 deploying a 200-plus dollar device expecting it
8 to last five years and there's no data to support
9 that that strategy would work out in the
10 industry. So we've retooled some of our
11 assumptions and worked very aggressively with our
12 potential partners to get a really good offer
13 going forward around that price parameter.

14 MR. RABINOWITZ: Any other questions?

15 MR. NAVE: Yeah, I've got a question.

16 We had identified earlier potential savings
17 of \$10.3 million on the technology spend that was
18 going to be reallocated. Would that money be put
19 back into refresh, or maybe that's a question for
20 Omar, but how would that 10.3 million that we
21 identified as a savings, is that available for
22 use to refresh?

23 MR. RABINOWITZ: Does anybody know?

24 MR. SHIM: I can get that one. Thanks for
25 the question.

1 That money was put back into the SMART
2 Reserve. And when we showed the reserve that's a
3 part of that.

4 As Mr. Runcie said, the district, the Board
5 approved as a part of our five-year plan and
6 moving forward with the strategy to refresh in
7 our DEFP outside of the SMART Program.

8 MR. RABINOWITZ: Okay. Go ahead.

9 MS. AKER REECE: So are the assumptions less
10 than five years now? I know these are younger
11 kids that are assigned --

12 MR. DUNN: Yes. Four years.

13 MS. AKER REECE: Four years. Okay.

14 MR. RABINOWITZ: I assume that's backed up by
15 some industry standards?

16 MR. DUNN: It's getting us closer to numbers
17 that align with industry standards given the
18 price parameter we're working with.

19 MR. RABINOWITZ: What is the industry
20 standard?

21 MR. DUNN: So at that price point of
22 approximately \$200, \$250, generally industry
23 would expect about two years of useful life. So
24 by going to four years but increasing the
25 requirements for ruggedization we're thinking we

1 can better achieve continuity to sustain the
2 services.

3 SUPERINTENDENT RUNCIE: So, in other words,
4 we have enhanced the specifications to have more
5 robust machines, not at every level, but
6 certainly at secondary schools and there's a
7 larger variety of options, I believe, that are
8 available to schools and not just a single model.

9 MR. DUNN: Correct.

10 MR. RABINOWITZ: Okay. Any other questions?

11 (No response.)

12 MR. RABINOWITZ: Hearing none, we'll move on.
13 It appears technology with regard to charter
14 schools is complete, we'll move on to Music and
15 Art.

16 Ms. Cantrick?

17 MS. CANTRICK: Good evening. Susie Cantrick,
18 Director of Applied Learning.

19 So with musical instruments we have completed
20 all orders except for one additional school that
21 is a new school this year, Markham Elementary
22 School, that will be reflected in the next
23 quarterly report. We've also gone through a
24 painstaking process to research all of the items
25 that have been kind of in purgatory. They were

1 reported in our data as not having yet been
2 delivered, but in doing the research we found out
3 that some of those were no longer available or
4 were delayed to such an extent that it really
5 didn't work for the school or for the district to
6 retain those orders. So we worked with the
7 vendors and the schools to cancel and replace
8 those orders should the school wish to do so or
9 cancel the order altogether.

10 So with the addition of Markham we will be
11 finished with music, all the music orders for all
12 the schools with music programs. And the dollars
13 left over went into the reserve.

14 With kilns, we have 135 kilns that are in the
15 warehouse or delivered to the schools. We have
16 placed the order for the 136th kiln. We have
17 utilized all dollars allocated for kilns. So as
18 soon as those final kilns are delivered from the
19 warehouse to the schools we will be finished with
20 the kiln program.

21 And for theater, we have 39 schools, all
22 orders have been placed. We just got a request
23 from a school that is asking about lighting and
24 stage materials, so we'll be doing some research
25 to see if they fit the protocols we put into

1 place for a partial or full theater program.
2 Should that exist, we will allow them to order
3 those materials. But other than that, we are
4 finished with the theater program. I hope to be
5 present for maybe two more meetings.

6 MR. RABINOWITZ: Bob, anything?

7 MR. NAVE: No, we have nothing to add. Thank
8 you.

9 MR. RABINOWITZ: Go ahead, Chief.

10 CHIEF DIPETRILLO: Just a quick question.
11 Who makes the determination on who gets a theater
12 program?

13 MS. CANTRICK: The school decides how they're
14 utilizing their funding, teachers that they're
15 hiring for a theater program, whether they're
16 going to have one or not. It's a school-based
17 decision. We support it with any resources that
18 we can provide, but it's a school-based decision
19 to have any elective program.

20 CHIEF DIPETRILLO: Does that come from a pick
21 list? If I'm the principal and I want to have a
22 theater program but there's not enough funds for
23 that available, do I have to come up with those
24 funds or plan for that equipment in my next
25 budget year to be able to have that program; or

1 do I just decide I'm going to divert funds for
2 that?

3 MS. CANTRICK: So it necessitates hiring a
4 teacher to teach theater; right? So it's --
5 there's a lot that comes into play there. If you
6 have an English teacher with theater background
7 that can teach theater and how to best utilize
8 your funds in your school for staffing, there's a
9 lot that comes into play in determining what
10 elective programs you can have.

11 I don't know that I've entirely answered your
12 question. Mr. Runcie might be happy to chime in.

13 SUPERINTENDENT RUNCIE: Yes, well, you
14 would -- in most cases, a vast majority of the
15 cases if not all, there would be an existing
16 established theater program in place at the
17 school. So in many cases they're updating their
18 lighting and sound equipment to support a program
19 that currently exists. So they actually have
20 instruction, it's part of one of the electives
21 that are there. It's already part of the school
22 offering, if you will.

23 CHIEF DIPETRILLO: Okay.

24 MS. KRISHNAIYER: Quick question. How many
25 schools do not have music programs at this time.

1 MS. CANTRICK: There are 18 schools without
2 music programs.

3 MS. KRISHNAIYER: Are they mostly elementary?

4 MS. CANTRICK: Yes.

5 MS. KRISHNAIYER: All elementary?

6 MS. CANTRICK: And some centers.

7 SUPERINTENDENT RUNCIE: Yeah, all elementary
8 and centers. And we're continuing to work with
9 that, but it's not just about the equipment, it's
10 more importantly about having the right staff and
11 programming that --

12 MS. KRISHNAIYER: Enrollment.

13 SUPERINTENDENT RUNCIE: That's another piece
14 of it. So as we look at enrollment and some
15 strategies around how we may consolidate schools
16 to create opportunities, some of those issues
17 will be resolved.

18 MS. KRISHNAIYER: Thank you.

19 MR. RABINOWITZ: Anyone else?

20 (No response.)

21 MR. RABINOWITZ: Hearing none, we'll move on
22 to Athletics.

23 MR. CERRA: Good evening, Sean Cerra,
24 Director of Athletics & Student Activities.

25 MR. BOARDMAN: And I'm Greg Boardman with

1 Facilities Construction.

2 MR. CERRA: As mentioned in past reports 100
3 percent of our track projects are complete. 29
4 of our 30 weight rooms are complete. The only
5 exception is Northeast High School, which Greg
6 can give you an update on.

7 MR. BOARDMAN: Yeah, our time line on
8 Northeast hasn't changed. We expect construction
9 to start on the weight room Q3 of 2020 and to be
10 complete in Q4 of 2020. I think there has been
11 some significant progress made by the design and
12 construction teams, and Danny Jardine can give us
13 an update on where they're at.

14 MR. JARDINE: I'll cover that when we get to
15 the Facilities side of my --

16 MR. RABINOWITZ: I figured.

17 Bob, anything?

18 MR. NAVE: No, we can wait until the
19 Facilities discussion.

20 MR. RABINOWITZ: Any questions?

21 (No response.)

22 MR. RABINOWITZ: Let's move on to the fun
23 part of this party, Facilities & Construction.

24 MR. JARDINE: Okay. Thank you very much.

25 Some of the key highlights that we're going

1 to show tonight, and this is data through the end
2 of November, again, all single point of entry are
3 operational and functional as of the first day of
4 school in August.

5 We now have 73 schools that have completed
6 design and have an LOR in hand and we'll see that
7 number increasing almost daily now.

8 We currently have 70 schools in active
9 construction and eight schools are complete.

10 When we look at the schools that we're going
11 from almost complete to complete, once we've
12 taken substantial occupancy we've picked up five
13 of those, Annabel Perry Pre K-8, Bayview
14 Elementary, Flanagan High School, they're
15 actually moving into the new classroom addition
16 this week, Coconut Creek Elementary School and
17 Eagle Ridge Elementary School. On top of that
18 eight projects that we had previously completed,
19 Coral Cove, Cypress Run, Indian Ridge, Manatee
20 Bay, McNicol, Miramar, Pine Ridge and Silver
21 Shores. So we're seeing the transition that
22 we've all been anxious to see, something other
23 than the two. I mean, we've heard about it for a
24 while and now we're seeing more and more projects
25 transition into the substantially completed and

1 closed out construction complete.

2 Are we going to review the video?

3 Okay. Garth has put together a little video
4 for you.

5 MR. JARDINE: Thank you, Garth.

6 I would like to point out that on the
7 projects that we're completing we will be
8 returning money back to the program on each and
9 every one of these. We're still in the process
10 of closing out some change orders on this last
11 group, but we do anticipate every one of our
12 projects coming in under budget with us being
13 able to return money back to the SMART Program.

14 MR. GIRARDI: Just one more comment on the
15 change orders. It's on those projects that have
16 been completed there's a minimal amount of change
17 orders. I know Atkins could help me if I'm
18 wrong, but I believe our change orders to date is
19 .0, .1 percent, so --

20 MR. JARDINE: When we look at some of the
21 primary data that the group likes to see we
22 currently have zero projects in planning, there's
23 the 9 projects that are hire designer, eight of
24 those are the ITB, the CMAR conversions that the
25 Board approved last week. We have one more ATP

1 that we're trying to get issued for the new
2 building at McArthur High School. That's been in
3 the works for the last couple of weeks, but we
4 have not officially received it, so we can't
5 claim it yet.

6 We currently have 76 projects in design, 73
7 we're hiring contractors, 70 that are in
8 construction, and 8 that are complete.

9 One of the things that we're trying to do is
10 make sure that things are progressing through the
11 schedule. We all have heard the challenges over
12 the last year, year and a half, but when we look
13 at the total projects -- the big picture, we have
14 18 projects that are -- that are in some various
15 phase of design. We have 19 projects -- I'm
16 sorry. We have 18 projects that are still in
17 design, 19 that are in back check, 39 that are in
18 the Building Department permitting, 38 that we
19 have LORs. There's 23 that are due in the
20 bidding award, the GNP negotiations, 15 that have
21 NTBs that are in process and 67 that are in
22 construction. So, you know, what we're trying to
23 do is show that things are finally moving through
24 the pipeline, much to everybody's delight.

25 Some of the other key milestones, we have now

1 completed eight schools with design, seven
2 schools we have advertised for bid. Between
3 October and November four schools were awarded
4 contracts and eight schools have begun
5 construction from the period ending in September.

6 Blanche Ely High School, one of our big
7 three, facilities and the construction continues
8 to move on. We did our ribbon-cutting on the
9 new media center on October 10th, 2019. I think
10 we had some photos of it in the presentation. If
11 you haven't been up there, please, go look at it.
12 It is a beautiful facility and we know these kids
13 are taking full advantage of this new 21st
14 century media center.

15 On the outdoor dining area pendant lights are
16 being installed and the big fans. Painting is in
17 progress. Renovations are proceeding on in
18 Building 2 and the concession stand building and
19 the gymnasium are nearing completion.

20 School Choice Enhancements are 99 percent
21 done. They have \$195.17 remaining to spend. And
22 then the athletics, the weight room and track had
23 been previously completed.

24 Northeast High School, we've completed our
25 roofing reality check on GOB part that is

1 nearing -- that's ready to go out. Pirtle has
2 begun the advertisement for his subcontractors.
3 He'll be receiving bids on the subcontractor
4 pricing in early January and we anticipate having
5 a GMP brought to the Board probably in March for
6 approval. And that would mean we'll be starting
7 construction in, hopefully, April of 2020.

8 The weight room has been one of the first
9 things that we have asked Pirtle to concentrate
10 on and to get started on that piece of the
11 project as soon as we can. So until we've gotten
12 bids and we've looked at his schedule, I think we
13 will be done by hopefully Q3 of 2020 coming up.

14 The new classroom addition, we're currently
15 moving to the -- we're into the 50 percent design
16 phase for the new addition. We've been working
17 with the school very closely to make sure
18 everybody's expectations are aligned, that
19 project is moving forward. We should be bringing
20 an early GMP package for site development,
21 concrete grading, probably February, March. So
22 we'll -- again, we'll be in construction with the
23 addition sometime this spring.

24 School Choice Enhancements, we're
25 approximately 94 percent complete. There's

1 \$6,161 remaining in their account. We're working
2 with them to see how they want to spend it. If
3 the school decides not to spend it, that money
4 gets swept back into the reserves if they don't
5 want to use that money.

6 And then the weight room, again, it is
7 currently in the GMP development. Pirtle is,
8 again, advertising that. We hope to get that
9 started sometime this spring.

10 Stranahan High School, construction continues
11 to move forward. We are finishing up the
12 renovations in Building 7. Over the Christmas
13 break we'll be moving into Building 6. We
14 continue to do fire alarm improvements across the
15 school. There's like 28 different buildings that
16 we're working in after hours. Roofing continues.
17 They have been working on Building 3, which is
18 the band room.

19 Complete, we've completed everything in
20 Buildings 5 and 15. It is going to be a very
21 busy summer out there. We've been working with
22 the contractors for the school laying out what's
23 the next sequence of building. We're going into
24 Building 6. Then this summer we'll be in the
25 media center, we'll be in Building 1, we'll be in

1 Building 23, Building 9, Building 15. So there
2 will be a lot of activity. We do anticipate that
3 we'll be finishing up about a year from now,
4 maybe the first quarter of 2021.

5 School Choice Enhancements are approximately
6 84 percent complete. Again, there's \$13,000 in
7 the remaining bucket to be spent. And then the
8 weight room has been completed for about a year
9 now.

10 School Choice Enhancements, 86 schools --

11 MR. BERNARD: Can we stop here?

12 MR. JARDINE: Oh, yes, sir. Sorry.

13 MR. RABINOWITZ: Go ahead, Bruce.

14 MR. BERNARD: Okay. Just quickly off of your
15 November 30th and the hire design -- hire and
16 design and the hire contractor, there's still 158
17 schools in those three phases that are not in the
18 construction phase. With eight quarters
19 remaining between basically now and the last
20 quarter of 2021, I'm taking the year 2022 is all
21 construction, we need to average 19.5 projects to
22 get to construction each quarter.

23 MR. JARDINE: Each quarter; correct.

24 MR. RABINOWITZ: We have not come near that
25 number.

1 MR. JARDINE: Remember, our commitment's
2 eight LORs a month, which is going to translate
3 into eight to 12 construction awards.

4 MR. BERNARD: Yeah, that commitment we've
5 been hearing for a year and we haven't made it
6 yet. So I'm just putting the numbers out here.
7 So next quarter you're saying we're going to see
8 24 projects come?

9 MR. JARDINE: It's going to be very close to
10 24; yes, sir. Between the hard bids and --

11 MR. BERNARD: I'm just saying construction,
12 into the construction phase, not any one of those
13 three. Because we have 158 in there with only
14 nine quarters to get to construction on all of
15 them.

16 We also discussed last meeting we need 15
17 schools completed a quarter. We had five. That
18 pushed us, now we need 16 schools a quarter to be
19 completed. That's over one a week. Again, we
20 haven't come near those numbers. And that's to
21 finish on Quarter 1 2023.

22 Can we realistically meet that schedule?

23 We have not met these completion rates yet
24 and as it looks, from what we've seen over the
25 last couple of years, it's not likely in the

1 future.

2 We need to -- you know, I don't want to wait
3 a year, year and a half down the line and say we
4 have to do another revision to the schedule.
5 Even though I think we need a revision now
6 because we've got schools that are way behind,
7 like -- just going through the book I counted 75
8 that will not meet the schedule. That's on the
9 newly planned schedule.

10 MR. JARDINE: That is correct.

11 MR. BERNARD: Are we going to come up with a
12 different schedule?

13 MR. JARDINE: We need to always be updating
14 our schedule based on --

15 MR. BERNARD: I understand that. But we have
16 a newly planned schedule for everybody to see.
17 You said you want to be transparent. So to be
18 transparent we need to have an actual date at the
19 end of that line.

20 MR. JARDINE: Right.

21 MR. BERNARD: And 75 schools right now aren't
22 going to meet that date.

23 But where we are in the hiring process, where
24 we are in design, not just construction, we're
25 back 75 before we even start construction on the

1 major portion.

2 So I think, you know, it's prudent, for us to
3 be transparent, we need to go back down that line
4 and redo another schedule so everybody knows what
5 it's going to be even if it's after 2023. If
6 it's going to be after 2023 I want to know when
7 it's going to be, not a year and say we're going
8 to push you back another year, year and a half.

9 MR. JARDINE: We understand and we're
10 currently looking at all of our schedules based
11 on where we are with the projects to date, doing
12 a comparison to the '18 baseline but we're
13 looking at the past in the process of doing that
14 update.

15 MR. BERNARD: Okay. In the Spotlight
16 Program, too, as mentioned by TaxWatch, it seems
17 that the dates were actual in forecast and some
18 schools are changing quarter by quarter. If
19 someone does not compare the quarter by quarter
20 they would have no idea this is happening.

21 Do you guys drop back -- for some reason this
22 time you showed that you had some portions of the
23 design or projects that were ahead of schedule
24 you dropped back, and then you changed the date
25 on the forecast. If somebody was not looking in

1 that book to see what it is, those dates are
2 changing without -- without, you know, anybody
3 knowing it. Do these dates have to go to someone
4 else, the School Board to change -- when you
5 change the dates in the program?

6 MR. JARDINE: We try to do this as a
7 collaborative team and occasionally things do get
8 changed that we may have missed.

9 MR. BERNARD: But -- I don't understand how
10 they get changed if you're the ones changing them
11 and missing them.

12 MR. JARDINE: Our PMs are providing the
13 information.

14 MR. BERNARD: But the PMs are you. Not you,
15 personally, but --

16 MR. JARDINE: Yeah, I mean our individual
17 project managers.

18 MR. BERNARD: But I'm saying that they're
19 your PMs, so the buck stops with you to make sure
20 that report --

21 MR. JARDINE: We own it; yes, sir.

22 MR. BERNARD: You know, so these changes
23 happen, you know, there should be a list coming
24 out letting us know you've changed something, not
25 us, someone having to dig through the book to

1 find it.

2 MR. JARDINE: We can absolutely make you all
3 aware of anything that changes in the future.

4 MR. BERNARD: Again, as I went through the
5 book, on the delays and flagging and not
6 flagging, for some reason I came up with an
7 additional -- where is my -- five schools in
8 design, 11 schools in hire a contractor, and 15
9 schools in construction that are behind in
10 design. So your 100-and-something, there's
11 another 31 that pushes us behind. And this is
12 just looking on your own schedule.

13 The school's supposed to take four quarters
14 to complete, you've only got 10 percent done and
15 you only have one quarter left, you're behind
16 schedule.

17 MR. JARDINE: Yes, we are.

18 MR. BERNARD: But it's not flagged. And we
19 had this discussion last meeting about flagging
20 those schools that are behind by your own
21 schedule.

22 MS. AKER REECE: So just to kind of chime in
23 on our operational lines, one of Bruce's points,
24 when projects are going to be changed and the
25 timelines are going to be changed, do you get

1 with School Board staff and talk through that and
2 make sure the new deadlines are reasonable; like
3 what does that look like?

4 MR. JARDINE: It's a collaborative process.
5 We work with Mr. Girardi and his team when we do
6 our monthly updates. Obviously, we have to do a
7 better job on communicating on individual
8 projects.

9 The issue Mr. Bernard brings up about the
10 percent complete, we have a quarter left, there
11 are some -- there are some rationalizations that
12 we need to do a better job of communicating what
13 the issues are. Some of it has been unrealistic
14 timeframes, some of it's issues with
15 subcontractors not being able to get roof sub
16 permits for months on end that impacts the
17 overall duration of the job. You know, we are
18 still committed to getting this work done as
19 quickly as we can, but it's got to be -- as Mr.
20 Runcie said, we want it to be done right as well
21 as we want it to be done quickly.

22 MS. AKER REECE: Thank you.

23 MR. RABINOWITZ: Anything else?

24 CHIEF DIPETRILLO: Danny, on the -- or Frank
25 can answer this. If you could say tomorrow what

1 projects that you could have completed in the
2 calendar year that they were originally proposed,
3 what percentage would you say that is?

4 MR. JARDINE: If you can give me a couple of
5 days I've already got all that information. I'm
6 not going to spit out a number. I went through
7 all the schedules today on contractual completion
8 and where we are and what we're projecting.
9 There's a lot -- there's a large number that
10 we're dead on top of what our estimated
11 contractual completion dates are.

12 MR. BERNARD: And I'll even say a couple
13 ahead.

14 MR. JARDINE: I'm sorry?

15 MR. BERNARD: And I'll say you're even a
16 couple ahead.

17 MR. JARDINE: We have gotten ahead on a
18 couple of them; yes, sir. But we're still early,
19 I'm not going to give up on those yet.

20 CHIEF DIPETRILLO: Well, I mean, that would
21 be good to know for the folks that are behind us.
22 You know, you get a steady diet of not too good
23 news in the newspaper and, you know, I'm sure
24 you're making progress in some areas, and it's
25 nice to see the progress. The numbers don't

1 really tell the story. If half of the projects
2 are 50 percent are going to be on time or nearly
3 on budget, that would be a very positive thing to
4 be able to put forward in your next report. I
5 think Mr. Runcie would probably be happy about
6 that for the School Board and so would some of
7 the other constituents. So, you know, the
8 numbers are great, but I understand how long it
9 takes to get a project like this done. 236
10 schools, we're down to 228 that still need to be,
11 you know, completed, what percentage of that 228
12 are going to be done on time or nearly on time?
13 And when I say "on time" I mean not a year
14 outside the schedule that they were -- you know,
15 I can say three to six months on any construction
16 project given the fact that something may come
17 along.

18 MR. GIRARDI: You're really talking a quarter
19 or two of delay.

20 CHIEF DIPETRILLO: And that's usually the
21 best guess anyway when you put these things
22 together. Sometimes you're ahead, like Bruce
23 said, and you get a pat on the back, and
24 sometimes you're not. And I think those are the
25 -- if we focus on all the bad things that are

1 going on it sends the wrong message, I think, out
2 there, if you are making progress. And I think
3 it's important that you show that in a little bit
4 different way. I know it's another statistic
5 that's probably going to befuddle people, but it
6 means a lot to me when I look at a project and
7 see whether 60 percent of them are really going
8 to be on time and on budget or if we're really
9 looking at 20 percent.

10 MR. GIRARDI: And we've been working with
11 Garth Solutions to help us in getting that out
12 more, to where we need to get the positives out.
13 When they're there, we need to get them out, not
14 just the negatives.

15 CHIEF DIPETRILLO: One more thing. Can I ask
16 a question?

17 MR. RABINOWITZ: Sure. Please.

18 CHIEF DIPETRILLO: We've finished hurricane
19 season, thank God, you know, and we survived that
20 again this year. One of the major renovations of
21 course is the roofs, we've talked about the
22 difficulty in replacing the roofs because of the
23 issues related to the HVAC systems and all the
24 other stuff that goes on there, are we in any
25 position, meaning the Board, in any position to

1 be concerned about that and the shelters, that
2 they're going to be looking at going into the
3 next school year? That's always an issue, always
4 an issue. I can tell you from my constituents
5 and the others, every time we go into shelters
6 there are problems and issues there. Is that
7 something to be focused on?

8 MR. JARDINE: What we typically do about this
9 time of year, we start working with the head of
10 the emergency management group with the school
11 district. We've actually had to pull a couple of
12 schools off line as shelters because we had so
13 much work going on during the stormy period, but
14 that needs to be coordinated very early in the
15 process. We know which schools are the shelters.
16 We tell our teams that, if the lunch room is the
17 shelter at this school, get this done outside of
18 storm season. Whether you start it in December
19 and knock it out December to March, but don't go
20 and open up areas of shelters during the middle
21 of the summer, thinking, you know, if a storm
22 hits we've got a couple days notice, that's it.
23 So we work, you know, very closely with the
24 district and their emergency folks.

25 CHIEF DIPETRILLO: Are you working with the

1 new public safety --

2 MR. JARDINE: We work with Vicki Sanford, who
3 is our point of contact with the school district.

4 SUPERINTENDENT RUNCIE: When you're talking
5 about the county are you talking about Tracy
6 Jackson?

7 CHIEF DIPETRILLO: Yes.

8 SUPERINTENDENT RUNCIE: So you hit on a point
9 that is certainly something that continues to
10 impact scheduling timelines and this whole topic
11 of roofing; right? So, you know, it's our intent
12 to have a public conversation with the School
13 Board and certainly we'll circle back here, you
14 know, with this body relative to the challenges
15 there and what our strategy is going forward with
16 that. But having sufficient capacity in the
17 marketplace that can do roofs to the
18 specifications and standards that we have, that
19 remains a challenge. And if we don't fully
20 address that, that's the biggest issue in terms
21 of impacting timelines. We've had contractors
22 and folks waiting relative to getting those
23 issues resolved so we can move forward. So the
24 roofing is probably our biggest challenge that
25 we're working to figure out how to adequately

1 address so that we can continue doing the work
2 moving forward.

3 And then the other piece of course is, you
4 know, this work isn't easy work to do. You have
5 to do about while schools are in session and move
6 things around from building to building. So
7 those things are still there and the other things
8 that you mentioned, too, is ensuring that we can
9 make sure that we meet expectations and
10 responsibilities relative to shelters during
11 hurricane season. So we have to work those back
12 into the timeline as well. But the roofing is at
13 least the biggest concern I have, as I discussed.

14 CHIEF DIPETRILLO: I'm just wondering if
15 those are taking priority in some way or another?

16 MR. GIRARDI: You're talking about the
17 hurricane shelters?

18 CHIEF DIPETRILLO: Right. The ones that are
19 identified by the staff as being a shelter.
20 There's a very limited number of them, to be
21 honest with you.

22 MR. GIRARDI: Right. Especially if you have
23 a special needs shelter or specialty shelter that
24 you just can't move around. But we work very
25 closely with Vicki who works with the county on

1 reviewing which ones are coming up, and, again,
2 like Mr. Jardine said, we're not going to open up
3 a hurricane shelter in May or June to start
4 roofing. We're going to try to do it non-storm.
5 And, again, you never know when -- I think we had
6 one a couple years ago in December, so you never
7 know when you're gonna get them, but at least on
8 the slow side. We're not going to do it in
9 August and September and October. Those are our
10 three peak months.

11 CHIEF DIPETRILLO: All right. Thank you.

12 MR. RABINOWITZ: Anyone else?

13 (No response.)

14 MR. RABINOWITZ: I'll steal Bob's thunder and
15 ask about Recommendation Number 1, which I'm sure
16 that you've seen. Because when we talk about the
17 majority of these projects not coming online on
18 time, it makes us wonder what has the district
19 done to enforce the terms and conditions of the
20 contracts with design firms, vendors and
21 contractors. I know that may be a legal issue,
22 but can you shed any light or can anyone shed any
23 light on what is being done to follow up with
24 anyone other than the district who may be at
25 fault for the delays that we see?

1 MR. JARDINE: We are currently tracking every
2 design professional on his deliverables, and if
3 they miss their deliverables there's a process
4 where we start sending out the notifications
5 about a week in advance telling them that, hey,
6 remember, your 50 percent documents are due next
7 week, your 90 percents are due, whatever it is.
8 If they don't submit it they get a notice of
9 nonconformance and we start tracking the
10 penalties per day during the design phase. When
11 it goes into the building department after the
12 secondary revise and resubmit, we track those.
13 We're compiling the data. We sent out 61 letters
14 this week to designers on revise and resubmits.
15 So everybody's aware of the penalty phase. We
16 have done, I think, nine design delays penalties
17 equating to almost \$150,000 worth of penalties
18 that have been assessed to designers. We have
19 heard everybody wants us to enforce the
20 accountability issues and we're doing those.

21 MR. GIRARDI: Yeah, with those design
22 penalties we've already taken many of them to the
23 Board where they have been removed from the
24 architects contracted. So we're continually
25 doing that. Sometimes there's better instances

1 to bring it to the Board, if we're doing
2 something where we have some of our projects, in
3 the beginning there were about 44 of them that
4 had to be reviewed per the new FLCC and the
5 construction costs, and when we're moving forward
6 with those we're looking at the penalty phases at
7 that time.

8 MR. RABINOWITZ: How does that play out in
9 reality in dollars and cents?

10 I understand the numbers that you're
11 mentioning, but how does it play out in reality,
12 the penalty phase? Explain that.

13 MR. GIRARDI: The penalty phase -- well,
14 we're looking at the schedule --

15 MR. RABINOWITZ: It's nice to say that, but
16 in other words, is it actually being deducted
17 from somebody and we have not paid them?

18 MR. GIRARDI: Yes, we've already done
19 \$150,000.

20 MR. RABINOWITZ: And is that something that
21 TaxWatch was ever made aware of?

22 MR. GIRARDI: If they haven't it's in the
23 response.

24 MR. JARDINE: In the response there is a
25 formal PSA commitment that is approved by the

1 Board where it outlines X amount of dollars were
2 reduced -- deducted from the amendment for the
3 penalties.

4 MR. GIRARDI: These are not penalties we're
5 looking to get, these are penalties we've already
6 gotten, the 150,000. And that was off of eight
7 or nine projects, 10 projects.

8 So we still have more to go through. But as
9 the opportunities arise where there is a contract
10 change and we do an amendment, that's where we're
11 looking to bring those forward to the Board.

12 MR. RABINOWITZ: I think I heard the number
13 61.

14 MR. JARDINE: 61 letters that were sent out
15 to designers this last week on revise and
16 resubmits to the Building Department.

17 MR. RABINOWITZ: I know Bruce has got a
18 question.

19 MR. BERNARD: Is that just stating the delay
20 or is that taking action?

21 MR. JARDINE: No, it tells them that we are
22 moving forward with the reduction or a deduction
23 to their PO in X amount of dollars and every
24 letter has a specific dollar amount and all the
25 backup on how it was calculated. And if a firm

1 has an issue with how we calculate it we sit down
2 with them and go through it and sometimes we make
3 adjustments.

4 MR. GIRARDI: It's not their fault all the
5 time. Sometimes we have some of that on our
6 side, too. So it's not their fault all the time.

7 MR. BERNARD: So we'll deduct it from your
8 salary.

9 MR. GIRARDI: Do I have to come to these
10 meetings anymore?

11 MS. CARPENTER: Frank, can I just add one
12 thing?

13 Ashley Carpenter with Atkins. So of the nine
14 that Frank and Danny were mentioning that had
15 already been to the Board and the reductions have
16 been made from the architects' contract, the
17 majority of these were in the quarter that we're
18 currently in, so it wasn't -- that's why it
19 wasn't included in the report ending September
20 30th. But, as Bob Nave has requested, we can add
21 this report going forward in the BOC so you can
22 track, you know, how we're calculating these as
23 they go forward.

24 MR. RABINOWITZ: Bob?

25 MR. NAVE: Yes, I just want us all to be

1 clear, from TaxWatch's perspective addressing
2 this issue and the response will not be adequate.
3 The taxpayers don't see the district's response
4 to our report, so it really wouldn't do any good.

5 We made this recommendation last quarter with
6 the expectation that it would be addressed this
7 quarter and it hasn't been. So I'm comforted to
8 hear that it will be addressed in the next
9 report.

10 MR. GIRARDI: Right. And as Ashley had
11 mentioned, a lot of this happened since this past
12 quarter.

13 MS. CARPENTER: There was only one previous.

14 MR. RABINOWITZ: I suspect, based upon the
15 numbers, that we're going to start seeing this
16 report over report, too. Is that a fair
17 statement? Unfortunately?

18 Go ahead, Bruce.

19 MR. BERNARD: We also don't see the hard cost
20 of purchase, soft cost for the finished projects.
21 That will be next quarter?

22 MR. GIRARDI: Ashley?

23 MS. CARPENTER: And I can address that one,
24 as well.

25 Thank you. Yes, sir. There were no changes

1 from the previous report in this July to
2 September quarter. The hard and soft costs will
3 be reported as projects achieve final completion.
4 When something is in substantial completion the
5 costs are still not finalized. We might have
6 change orders still up in the air or, you know,
7 final accounting that needs to be done. But
8 certainly any project that achieves final
9 completion, like Indian Ridge and Manatee Bay
10 have, we will continue to report the hard and
11 soft costs in the BOC report.

12 MR. RABINOWITZ: Bob, do you want to take it
13 from there?

14 MR. NAVE: Yeah, thank you. I understand and
15 appreciate why the district would want to
16 highlight the success stories, but there are some
17 other things that, by way of balance, that need
18 to be addressed.

19 As Bruce pointed out we continue to see
20 projects that slip. We have 32 projects
21 identified by the district that have experienced
22 schedule delays in this quarter. We also --
23 there were also 12 projects that experienced
24 budget delays and the Board appropriated just
25 under \$24 million to make up those budget issues.

1 So all told since inception the Board has -- I
2 think the number is just under \$173 million
3 allocated to meet projects that have been
4 identified as budget issues.

5 Also, when we look at the big three schools,
6 Northeast the primary renovations at Northeast
7 and at Stranahan have been delayed by two
8 quarters. And, Bruce, TaxWatch does do that
9 quarter by quarter. We look at every project on
10 school spotlights to see what's slipping and by
11 how much.

12 So these problems continue. I don't think
13 they're as bad as they have been in the past, but
14 I would be remiss if I didn't mention those.

15 The last point I would make is in the
16 district's report it identified 67 primary
17 renovation projects at 66 schools that have
18 entered into the construction phase. We have a
19 figure in our report, figure 2, that shows of
20 those 67 projects 40 of those are less than 25
21 percent complete.

22 MR. RABINOWITZ: So you're looking for an
23 explanation as to that point?

24 MR. NAVE: No, I just think it needs to be
25 mentioned. So I did.

1 MR. GIRARDI: That is true.

2 MR. JARDINE: We have a lot of projects that
3 are still early on that have been given NTPs over
4 the last couple months but you've heard us talk
5 about we have to get sub permits, we have to get
6 stuff ordered. It takes time to do this and do
7 it right and get a roof sub permit. The guys
8 can't start work until they've got their
9 materials on hand to start.

10 MR. GIRARDI: With regards to the other one
11 with -- the other comment with the dollar
12 amounts, 100, what was it, 70-something million,
13 that's true. And it's going to happen every time
14 we bring an award. Not every time. I think out
15 of all the projects we've brought to the Board
16 for award, and Ashley's behind me, she'll correct
17 me if I'm wrong, there have only been about two
18 or three that met the budget.

19 MS. CARPENTER: That's correct.

20 MR. GIRARDI: Okay. We know that. That's
21 why we have a bond program that is valued the
22 \$1.3 billion per the needs assessment -- not
23 needs assessment, but the risk assessment, and
24 are continuing, which I apologize for the
25 lateness of the reports that I sent to you today,

1 I was just approved to send them to the Board and
2 I don't want to send anything out until the Board
3 receives it first. So, with that, we're looking
4 at a total bond of \$1.3 billion.

5 So, yes, the project, just in roofing alone,
6 we know that those are three times the cost, so
7 we're going to be coming forward especially if
8 you have a lot of roofing that we're going to be
9 needing money, but when we do bring -- when we do
10 go to the Board for the award, all the projects
11 at that time will come in under that revised
12 budget. The ones that we have completed.

13 I can see you're thinking.

14 MR. BERNARD: But the other -- I'm saying if
15 173 is accurate and we still have two and a half
16 times what we had bid out already to go, you
17 added that, if we stay on this number, that's
18 almost \$400,000 (sic) more.

19 MR. GIRARDI: 436 million.

20 MR. BERNARD: More.

21 We're at 173 now and we have 158 to go. So
22 you times 173 by 60-something we have done, it's
23 two and a half times you still have to go, that's
24 \$400 million at the same rate additional to the
25 170.

1 MR. JARDINE: Doing that kind of math, that
2 is correct.

3 SUPERINTENDENT RUNCIE: And that's what we
4 have in the estimate that's been provided by --

5 MR. BERNARD: That would be 573 million.

6 MS. CARPENTER: That's not exactly how we do
7 the math, though. So we look at every project,
8 individually, we look at that particular scope of
9 the project.

10 MR. BERNARD: I'm just going by the numbers
11 we've already gone over. And I hope we did that
12 on those first 60 projects, too. So we got a
13 little better, I understand.

14 MS. CARPENTER: Yeah, and we have some really
15 big projects.

16 MR. BERNARD: I'm just saying, worse case
17 scenario, it could be another \$400 million,
18 unless you're guaranteeing 200.

19 MS. CARPENTER: Our risk assessment is a
20 range. So everybody looks at the 70 percent and
21 says that's 436 per the last risk assessment, but
22 the range has always been up to, what, 507 or --

23 MR. GIRARDI: A little over 500.

24 MS. CARPENTER: A little over \$500 million.

25 MR. GIRARDI: And what we're looking at is we

1 have that running budget that Atkins revises as
2 we move forward with awards. And to date, with
3 everything that has been awarded, we are 3
4 percent over their estimates. So the revised
5 estimates are much better estimates that give us
6 a better feel where we're going to be in the
7 future. If I could predict it, I'd hit the
8 lottery and you'll never see me again.

9 MS. CARPENTER: But like Danny also
10 mentioned, as we are closing projects out now we
11 are seeing that there are moneys, you know, left
12 in the budget that we can then sweep and put back
13 into the SMART Program Reserve. That's going to
14 totally vary by project as to how much is left
15 over, but, you know, we are really tightly
16 managing those budgets. Once we get that
17 additional funding from the Board and go out to
18 construction, you know, we are seeing some
19 savings there.

20 MR. RABINOWITZ: Go ahead.

21 CHIEF DIPETRILLO: What do you attribute the
22 main cause of increase; labor; supplies; soft
23 costs; hard costs?

24 MS. CARPENTER: No, really the main
25 contributor is the fact that the initial funding

1 allocations when they were put together five
2 years ago were just inadequate. So for certain
3 things -- like roofing is the best example. When
4 you look at the unit cost that was put in there
5 to create the initial funding that went the ADFP,
6 it was just not adequate in any way. It wasn't
7 adequate in 2014, it wasn't adequate in 2011. So
8 however that kind of -- and then that made up a
9 very significant portion of the bond. Other
10 areas were not -- not as bad as the roofing was.
11 But the roofing was very, very bad. So even -- I
12 mean, I think we did a presentation to the Board
13 in December of 2018 that basically said, I think,
14 280 million of the overage could be just due to
15 the roofing. So it was just the funding
16 allocation.

17 MR. CARTER: I'll add that another major
18 increase has been inflation. So in the 2014 base
19 estimate the inflation percentage was three
20 percent, and from that time until now we
21 estimated that the average year over year
22 inflation has been in the range of five percent.
23 So cumulatively that makes a pretty large
24 difference.

25 CHIEF DIPETRILLO: Again, do you attribute

1 that to everything; the cost of supplies and
2 equipment; labor; what's your best guess there?

3 MR. CARTER: Yes. Everything.

4 SUPERINTENDENT RUNCIE: So there's always a
5 combination of --

6 CHIEF DIPETRILLO: A good economy basically
7 is what you're saying; nobody's starving for
8 work?

9 SUPERINTENDENT RUNCIE: I can tell you from
10 dealing with the contractors, they've told me
11 this is the best construction market they've seen
12 in 40, 50 years in terms of the vitality of it.

13 But, again, so if you look at the needs
14 assessment relative to the final budget that has
15 actually been put together, a huge discrepancy
16 there. And it was primarily roofing on two
17 levels, one, the estimate around the square
18 footage was kind of based on some model of
19 maintenance. We're not doing maintenance on
20 these roofs. Many of them we're actually
21 replacing the whole roof. So that's a whole
22 different type of project altogether as we got
23 into it. So that substantially is increasing the
24 cost.

25 So what we bring to the Board on the budget

1 for the program is 1.4 -- 1.3, \$1.4 billion.
2 That is the budget that we rationalized against
3 what Atkins prepares ahead of time so we know
4 when we get these estimates how close are the
5 estimates to what our -- you know, how close are
6 the estimates to what you're getting from the
7 market. So they're pretty spot-on. So we're
8 comfortable with the numbers that we have now at
9 least.

10 Now, the third piece of it is, as the
11 projects have been completed, our projects as you
12 indicated here, all of those projects have been
13 done within the approved budget by the Board and
14 as Ashley indicated we've returned some funds
15 back into the reserve as a result of it.

16 So, you know, unless something dramatically
17 happens to the economy at this point, that's
18 pretty much what it's going to take. The issue
19 is going to be the time to deliver on all of
20 that. And a lot of that, again, is driven by
21 roofing capacity in the marketplace.

22 MS. AKER REECE: Just a question probably for
23 Omar, are you investing the bond proceeds at a
24 commensurate rate or what sort of returns are you
25 getting now that you have cash?

1 MR. SHIM: Yes, we do invest the series that
2 we have issued. But keep in mind that we don't
3 issue -- issue any bonds unless we have like a
4 rise in a couple years, so we still have over
5 half the bond series to issue.

6 MR. RABINOWITZ: Any other questions?

7 (No response.)

8 MR. RABINOWITZ: Bob, did you want to address
9 the second recommendation or --

10 MR. NAVE: Sure, since you were stealing my
11 thunder.

12 It wasn't so much that we were questioning
13 these things happening because they do happen. I
14 was just curious what type of consultant error
15 we're talking about here. Is it a math error; is
16 it a misplaced decimal or something like that? I
17 mean, we know these types of things are going to
18 occur. But I was just curious to get a better
19 understanding of what these charges were for.

20 MR. JARDINE: These are not necessarily
21 charges, per se, but it's how we classify the
22 change order. We classify it as errors and
23 omissions, unforeseen condition, owner's request.
24 And so when it goes through the process that's
25 how we classify it. We can absolutely give you

1 the detail, the change order log that talks
2 specifics about every -- every change order line
3 item and how it's classified and how we've
4 accumulated or calculated the assessment.

5 MR. GIRARDI: When you're talking errors and
6 omission what we classify things are, let's see,
7 one example is you -- this has happened in the
8 past. You build a new addition and at the end
9 you find out that they left a stairwell out and
10 you don't have egress. That is an omission, but
11 that's a hundred percent cost. Sometimes -- and
12 I'll do a different example. If you, per the
13 drawings, install something and then find out
14 that it's wrong, then you've got to tear it out.
15 We look to get 100 percent of that cost because
16 we've already paid the original cost. But if
17 they left something out, like there was supposed
18 to be a door, we are getting what we paid for,
19 the only added cost usually is the 10 to 15
20 percent change order up-charge. So that's the
21 difference. If you've built it and you've got to
22 tear it out, we get 100 percent back.

23 MR. BERNARD: All we're looking for is a list
24 of things that come up each quarter.

25 MR. GIRARDI: And we've got the change order

1 log.

2 MR. BERNARD: That's what I am saying. If
3 you just put a slide on there and say this
4 quarter you had, like you said, omission, you
5 know, missing a door, whatever -- whatever that
6 line falls in and just list a few, what those
7 problems were, so, you know, it explains what we
8 spent the money on.

9 MR. GIRARDI: Sure.

10 MR. NAVE: If the committee is comfortable
11 with that, then I am.

12 MR. BERNARD: Well, we're not going to get --
13 I don't think we need to get, you know, down to
14 the nitty-gritty, but just tell us what the money
15 is changing for, what the changes were.

16 You know, we're not going to go to price it
17 out or whatever, but I think we just need to see
18 what the changes are coming up. Is it the same
19 thing every quarter.

20 MR. RABINOWITZ: The committee will be
21 comfortable with whatever Bruce is comfortable
22 with.

23 MR. GIRARDI: We'll do that.

24 MR. RABINOWITZ: Anything else from TaxWatch?

25 MR. NAVE: No, we're good.

1 MR. RABINOWITZ: All right. Thank you.

2 Moving on to the briefing on the Big Three.

3 MR. JARDINE: We are getting into the School
4 Choice Enhancement program is where we stopped
5 off and I hope you find the better job of how
6 we're showing some of this information. It's an
7 evolving process. Through November 86 schools
8 have now received all of their items and 1,247
9 items have been delivered. This graph has kind
10 of broken it down by year on where we are with
11 each phase. And I want to point out Year 1 is 82
12 schools, Year 2 there's 28 schools, there's 30
13 schools in Year 3, 30 schools in Year 4, and then
14 60 schools in Year 5.

15 What you're going to see on this graphic is
16 of the 82 in Year 1, 80 of them are done. We're
17 lacking -- two of them are still in the planning
18 phase. And this is a school-driven process that
19 our team works with them on. Over the last two
20 years schools have made changes on what they
21 wanted to vote on with all the safety and
22 security enhancements. So this thing is an
23 evolving process. For the Year 2 schools,
24 there's zero in planning, 13 in implementation
25 and 15 that are complete. For Year 3 there's a

1 total of 30 schools. There is one in planning,
2 13 in implementation and 16 that are complete.
3 Year 4, there are 30 schools, three are still in
4 planning, 20 are in implementation, seven are
5 complete, and for the 61 schools in Year 5, 28
6 are still in planning, 30 are in implementation
7 and three are complete.

8 Of the 86 that are complete, that represents
9 37 percent of the program. The implementation is
10 111, which reps 48 percent. And 32 that are
11 still in planning which is 13.8 percent.

12 We hope this graphic narrative kind of helps
13 frame it and put it in perspective by year on
14 what's going on with the School Choice
15 Enhancement Program.

16 Any questions?

17 (No response.)

18 MR. JARDINE: If not, I'll just go on.

19 MR. BERNARD: Yes. Again, we talked about
20 how many we need complete to get on schedule.
21 You needed 11 a quarter to do that. We didn't
22 reach it.

23 MR. JARDINE: Again, this is buying -- for
24 the most part, it's --

25 MR. BERNARD: We're talking just completion

1 schedule. That's all I'm looking at. I'm not
2 talking about what equipment you're buying or how
3 you're buying it or who is buying it. I'm just
4 saying, to meet the schedule we have, you need 11
5 a quarter.

6 MR. GIRARDI: With that, one of the issues we
7 have is we cannot force schools to -- we depend a
8 lot on the schools and how they react when we
9 move forward with things.

10 MR. BERNARD: I understand. But there's
11 going to be a time certain somewhere down the
12 line that they're going to have to make up their
13 mind or this is going to go on for 20 years.

14 MR. GIRARDI: You are correct. And the only
15 way I can see doing that is forcing them to make
16 their decisions or take the money away.

17 MR. BERNARD: There you go.

18 MR. GIRARDI: So decide or we'll remove the
19 money.

20 MR. BERNARD: But, you know, is it possible
21 to put a proposal to the School Board to be able
22 to close school choice awards when the balance is
23 less than two percent? 14 of the pending 26
24 schools are under this percentage. We have
25 schools open with \$6 left in their account. It's

1 costing you more to monitor it than it does to
2 finish the \$6. You're spending more just to do
3 the paperwork on it.

4 MR. GIRARDI: Most of the schools say take
5 the \$6 back.

6 MR. BERNARD: Well, I think it should go to
7 the Board and let's say, you know, if it's under
8 \$100 left or whatever, you know, to have the
9 ability to close this program out, that would
10 take 14 in one shot right into the good column.
11 But to hold onto these things for months to
12 months to months is just making you look worse
13 than you are.

14 MR. GIRARDI: We will work on that for the
15 next quarter.

16 CHIEF DIPETRILLO: He's throwing you a bone
17 there.

18 MR. GIRARDI: A positive.

19 CHIEF DIPETRILLO: Take one of those.

20 MR. JARDINE: Okay. School Flags, I think
21 we've heard again that we didn't catch all of
22 them. We will go back and make sure -- we will
23 implement better QAQCs so that Bruce doesn't have
24 any flags that we have not reported.

25 And the change orders, again, you kind of

1 heard the high-level view, we're right now at .1
2 percent of total value underway. And, again,
3 unforeseen conditions continue to be the biggest
4 driver of change orders. And then we will be
5 reporting cost savings through owner purchase and
6 sales tax savings in future reports as we close
7 out projects because those are turning out to be
8 some fairly significant credits back to the
9 owner. And we'll do a better job of kind of
10 summarizing where we are with each one of these.
11 Maybe we'll pick a school as an example and show
12 you everything that's gone on in the school.

13 And that mercifully concludes my piece.

14 MR. RABINOWITZ: Anyone else? Questions?

15 (No response.)

16 MR. RABINOWITZ: That brings us to the
17 briefing on the Big Three.

18 MR. GIRARDI: I didn't hear what you said.

19 MR. RABINOWITZ: I said it brings us to the
20 briefing on the Big Three?

21 No? Have we already covered it?

22 MR. JARDINE: I thought I did that earlier,
23 but --

24 MR. RABINOWITZ: Okay. We're on to Budget.

25 MR. SHIM: Thank you. Good evening. Omar

1 Shim, Director of Capital Budget.

2 For the first quarter of 2020 the total SMART
3 Program budget increased by 22.7 million over the
4 last quarter and that's from 1 billion 126.3
5 million to 1 billion 149.0 million, which is
6 shown on page 569 in the report.

7 The detailed list shows each project that had
8 a budget increase, what those budget increases
9 are, and that's shown on page 574 to page 584.

10 From the total -- from that total, 604
11 million is either committed or expended and the
12 balance of the funds that are not expended are
13 544.7 million.

14 As you can see on page 585 of the report
15 expenditures through the first quarter are 203.9
16 million. This is a 37.5 million increase in the
17 expenditures from the previous quarter. Purchase
18 orders in place are 300.4 million, and that's an
19 increase in purchase orders of 22.4 million from
20 the last quarter.

21 So this growth in expenditures shows largely
22 that there has been an increase in construction
23 activity since, as you know, most of the
24 nonconstruction items in the SMART program have
25 been completed.

1 In addition to the SMART Program funding
2 there's -- there are identified in the project
3 budget, as you know, the Board set aside 225
4 million for projected costs increases, which the
5 district has used to cover overages identified in
6 the program.

7 Out of the 225 million, as has been
8 mentioned, the 173 million has been used on
9 projects that are awarded and 52 million remain
10 at the end of the first quarter.

11 The district also had additional unallocated
12 funding in fiscal year 20 of \$40 million and an
13 additional 223 million in unallocated funding is
14 projected in the outer years of our DEFP.

15 The district could also use 73.5 million in
16 millage that was set aside for charter schools if
17 the state fully funds charter school capital
18 outlay as they have done in fiscal year 19 and 20
19 and if those additional funds are needed for the
20 SMART program.

21 And then I also wanted to thank Bob Nave for
22 his recommendation with regard to how the plan
23 budget activity was shown on page 569.

24 As we mentioned in the past BOC meetings the
25 School Board approved the rebate plan schedule

1 for the SMART construction program and we also
2 realigned the funding based on those schedules.
3 So they should have been reflected in this --
4 that table that's shown on page 569. And we'll
5 provide an update to that table in our response
6 and also -- which will be posted on the web, and
7 also we'll make sure that that's corrected in
8 reports going forward.

9 So that concludes my presentation and I'll
10 take any questions.

11 MR. RABINOWITZ: Questions? Anyone?

12 MS. AKER REECE: So has there been a
13 conversation about what's expected in terms of
14 budget and potential strategies over the life of
15 the bond program? Like what's the talk from a
16 financial perspective?

17 MR. SHIM: Well, I think we've -- we're
18 always, I guess to put it in terms of -- we
19 always hope for the best and prepare for the
20 worst. And so we're always looking
21 conservatively of how much money we have and what
22 the speed of the program is going and to make
23 sure that we have funding to support what's going
24 on. And as I said, we have over half the bond to
25 issue, as far as dollars and additional reserves

1 in place, and we're always looking to make sure
2 that there is funding available for the program.

3 MS. AKER REECE: Thank you.

4 So given that it's a pretty favorable bond
5 market right now, does it behoove you to issue a
6 little early or timing in the market shouldn't
7 really be part of this strategy? I'm not sure.

8 MR. SHIM: Well, that only comes into play if
9 we determine that we need those funds. Our
10 primary objective, of course, and, you know, I
11 don't want to speak for our treasurer, but he's
12 not here, but that I know we work hand in hand
13 with them. Really, the first thing is to work
14 with Frank and his team about the issuing the
15 next group of projects that need to be issued,
16 and then we'll determine -- you know, we want to
17 make sure that we expend the dollars within the
18 timeframe of the bond.

19 MR. RABINOWITZ: Anything else?

20 (No response.)

21 MR. RABINOWITZ: Bob?

22 MR. NAVE: Oh, no. I appreciate the shout
23 out, though. Thanks, Omar.

24 MR. RABINOWITZ: Moving on to Supplier
25 Diversity Outreach Program.

1 MS. JONES: Good evening. My name is Jasmine
2 Jones. I am Supplier Diversity & Outreach
3 manager. This slide represents a recap of the
4 Purchasing & Warehousing Services vendor
5 registration activities. As shown, we have over
6 2,260 firms that have registered and that's an
7 increase of over 200 since the last quarter. And
8 also 40 firms are currently pending compliance
9 review for additional assessment and a 1,200 or
10 so have started the registration process.

11 Additionally, we have an increase of 30 firms
12 that attended and participated in technical
13 assistance, which yielded 95 total attendees for
14 vendors to do business with the district.

15 Next slide, please.

16 As far as the Supplier Veracity Outreach
17 Program, during this quarter the economic
18 development department has certified overall 718
19 firms. And based on the awarded SMART projects
20 the M/WBE commitment yielded 27 percent
21 commitment. And also we continue to have
22 presence in the tri-county and we participated in
23 12 outreach events, which we intend to increase
24 more for the upcoming quarters.

25 This slide represents a breakdown of between

1 female and male owned certified firms. Of
2 significance and through various outreach efforts
3 we saw an increase in the Asian-American females
4 with over four additional firms have since sought
5 certification. As far as the male-owned firms we
6 definitely saw an increase in the
7 African-American as well as in Hispanic-American
8 and the Asian-American males.

9 Next slide.

10 This slide provides a high-level recap of the
11 certification application outcome. To date there
12 are 46 firms that were processed -- excuse me 46
13 applications that were processed during the first
14 quarter reporting period.

15 Next slide, please.

16 M/WBE participation remains strong in the
17 professional design services. Since Quarter 2,
18 Quarter 3 and Quarter 4 we have experienced
19 activities in the professional design services
20 area which yielded a 94 percent M/WBE
21 participation. As far as the construction
22 component, we also, in terms of M/WBEs, we did
23 see since the previous quarter a decrease in
24 terms of commitment to M/WBE firms.

25 As for the next slide, both the owners

1 representative services and the cost and program
2 control services pretty much remained consistent
3 with the high level of M/WBE participation.

4 Of significance as far as the S/M/WBE Prime
5 Spend by Percentage, the Small Business
6 Enterprises category increased from last quarter
7 as point .51 percent to 4.14 percent, which is an
8 increase of 3.63 percent, which is excellent.

9 Also the African-American was reduced
10 slightly from 13 percent to 11.42 percent and we
11 are being extremely progressive in terms of
12 trying to find different ways to increase that
13 segment. Especially for the upcoming CMARS, we
14 applied the segmented participation specifically
15 for Women and African-American, which should
16 yield additional participation to level the
17 playing field in upcoming contracts.

18 Just for correction I just wanted to bring
19 attention that this slide, the -- it was
20 incorrect. It's actually, instead of an increase
21 it's a decrease. It actually went from 35.19
22 percent last quarter to 31.64 which is a decrease
23 of 3.55 percent as for the gender prime spend by
24 percentage.

25 Regarding the total prime utilization per

1 category, based on the purchasing orders we did
2 see an increase of more than 4 percent to
3 E/S/M/WBE, and that is very huge. We work really
4 hard to apply aggressive affirmative procurement
5 initiatives to contracts to ensure that we have a
6 better outcome as far as M/WBE participation.
7 And, as you can see, it truly is represented
8 here.

9 Next slide, please. Thank you.

10 This slide is simply a recap. It shows a
11 high level in terms of where we have utilization
12 of M/WBE participation. And to the right you are
13 able to see the spend per quarter since inception
14 of the SMART Program and also the Supplier
15 Diversity Outreach Program and the utilization of
16 M/WBE firms, which to date yielded \$145.9 million
17 thus far as a cumulative spend.

18 And this is just another view and it's hard
19 to see. It's quite tiny. But I know the Board
20 has asked since inception so we can see what's
21 happening with the M/WBE in terms of awards among
22 the M/WBE primes.

23 So the next slide is just another view of
24 what is happening and how we started strong among
25 the WBE and it's been women-owned and it shifted

1 to male-owned and it's probably because of the
2 construction activities where that is more
3 dominated by male figures.

4 Next slide.

5 So we wanted to show a recap as far as by
6 ethnicity and gender of what transpired since
7 inception of FY'15 Quarter 2 to FY'19 Quarter 4,
8 and also what the total dollars that have gone to
9 E/S/M/WBE and also what went to non-certified
10 firms.

11 Now as far as for this reporting period for
12 July 2019 to December 2019 it truly shows
13 preferably for M/WBEs which yielded almost 65
14 percent of M/WBE participation, which is
15 significant.

16 But overall we are averaging almost a 26
17 percent total since inception, FY'15 Quarter 2 to
18 first reporting -- the last reporting period
19 FY'20 Q1.

20 As far as total applications processed for
21 certification you will see everything remains
22 fairly consistent with slight variations. We
23 did, however, increase our technical assistance
24 to firms just to be able to understand how to do
25 business with the district and understanding how

1 to process and especially in the portal, the
2 portal that is used by PWS, a lot of firms who
3 remain, you know, who want to have questions.
4 It's not easy to use, especially people who are
5 in a rush to use the application, but there are
6 various steps and we are working with PWS to make
7 sure that the end user is experiencing a more
8 friendlier approach to become registered and also
9 to become certified.

10 And these are the outreach events that we
11 engaged and it participated in. That pretty much
12 just shows you a variety of different approaches
13 that we have taken to reach the community to
14 educate them to join us because we have a whole
15 lot of opportunities, not just for the SMART
16 Program but also for other commodities.

17 So pretty much this concludes my
18 presentation. I don't know if you have any
19 questions.

20 MR. RABINOWITZ: Questions?

21 (No response.)

22 MR. RABINOWITZ: Bob.

23 MR. NAVE: Thank you. No. This part of the
24 report is always very thorough and it answers a
25 lot of the questions that I have when I look

1 through this data. But if I read this quarterly
2 reported right, the number of certified
3 registered firms data were only through the end
4 of August.

5 So if that's the case, then our
6 recommendation would be to make sure that we have
7 three months of data in the quarterly report.

8 MS. JONES: And that is correct. We will go
9 ahead -- it's a timing issue. Actually, the
10 information is through 7/19. We just normally
11 provide the two months that are actually
12 presented, that would have been presented to the
13 Board. But from here in we will be including the
14 report just -- and then put a disclosure that the
15 third month, that it has not been presented to
16 the Board. But we will provide -- you will be
17 provided the full 90 days of reporting.

18 MR. RABINOWITZ: Thank you.

19 MS. JONES: You're welcome.

20 MR. RABINOWITZ: Moving on to Communications.

21 MS. GARTH: Good evening. Yvonne Garth of
22 Garth Solutions, your communications liaison on
23 behalf of the program management team.

24 Some quick highlights for the reporting
25 period ending September of 2019. This quarter we

1 were excited to launch the first digital --

2 Did you have a question?

3 Okay. This quarter we were excited to launch
4 the first digital newsletter, the District-Wide
5 SMART Update. We've worked collaboratively with
6 the district's communication team to put those
7 out on a regular basis, but they were in
8 hardcopy. This was the first time that we put
9 one out digitally. And, again, Ms. Koch and her
10 team put it out through ParentLink. We were
11 actually able to receive a little over 104,000
12 views. So we're very excited about that. And
13 the next one will be going out at the beginning
14 of the year.

15 We also continue to provide updates on a
16 bimonthly basis for the Big 3. We are moving, as
17 you can see -- next slide.

18 We've had a huge focus on social media. This
19 is especially good because as more projects move
20 into the construction phase we have a lot more to
21 report on. If we can get out there more
22 frequently and capture what's happening at the
23 schools, whether it's just, you know, they
24 received their School Choice Enhancement
25 equipment or all the way up to tilt-up

1 construction going on at Flanagan. So we are
2 trying to capture the activity digitally through
3 pictures and video and using social media
4 platforms to get that message out. At the end of
5 the day the public wants to know what's happening
6 at their particular school and we're focused on
7 making sure we tag the schools, the Board members
8 and municipalities to get the word out.

9 So since the end of September and actually
10 between September and the end of November we also
11 released a newsletter for every single school.
12 So we developed a digital newsletter specific to
13 each school and we worked with the schools and
14 the principals to send that out through
15 ParentLink to their school community. That's
16 something that we look forward to doing, perhaps
17 not monthly, but, you know, our target is on a
18 quarterly basis.

19 In addition to that we did place collateral
20 in every single school, it's a little mini pop-up
21 banner that provides the school -- that they can
22 place in their front offices. It gives them a
23 quick snapshot of what's happening at their
24 school, what renovations and upgrades they're
25 going to be getting as well.

1 Next slide.

2 As we look ahead going into 2020 we will
3 continue with the digital newsletter both at the
4 district level as well as school specific. In
5 addition to that we also continue to work with
6 the communications team here at the district to
7 update their website and to find new ways to make
8 sure we're getting positive information out there
9 in a balanced way.

10 That's it for Communications. I'm happy to
11 answer any questions.

12 MR. RABINOWITZ: Questions?

13 (No response.)

14 MR. RABINOWITZ: Bob, anything?

15 MR. NAVE: Nothing to add.

16 MS. AKER REECE: So with social media do you
17 know which is most effective.

18 MS. GARTH: Most effective?

19 MS. AKER REECE: Uh-huh.

20 MS. GARTH: I think the most effective
21 strategy is to post on all platforms, which is
22 what we try to do, but we do use Twitter quite
23 more than the other platforms.

24 MR. RABINOWITZ: Anyone else?

25 (No response.)

1 MR. RABINOWITZ: No one?

2 Omar do you want to give the report on the
3 workshop?

4 MR. SHIM: Well, unfortunately, I don't have
5 the notes from the workshop and I wasn't at the
6 workshop. So what I'll do is I'll provide you a
7 certified written recap of the School Board
8 Workshop.

9 MR. RABINOWITZ: Fair enough. The next
10 workshop's on January 28th, 2020. It sounds
11 weird just to say that.

12 But in any event, I know I'm suppose to be in
13 Volusia. I looked at my schedule.

14 Can anybody else cover it?

15 (No response.)

16 MR. RABINOWITZ: No?

17 MS. KRISHNAIYER: I'm away, also, in
18 Tallahassee.

19 MR. RABINOWITZ: Bruce?

20 MR. BERNARD: Yeah, how are you doing?

21 MR. RABINOWITZ: The ayes have it. We all
22 vote for you.

23 Looking forward on the agenda, the next
24 meeting is March 9, 2020. I know for purpose of
25 my own schedule I'm specially set for trial that

1 entire month. I just want to make sure that
2 we're not going to run into a quorum problem that
3 next meeting.

4 CHIEF DIPETRILLO: I'm good.

5 MR. RABINOWITZ: All right. We'll worry
6 about that later.

7 MS. AKER REECE: In a bit. Exactly.

8 MR. RABINOWITZ: Is everybody okay for that
9 day?

10 MS. KRISHNAIYER: I'm good until 7.

11 MR. RABINOWITZ: What's the quorum minimum
12 requirement number?

13 MR. SHIM: It's five.

14 MR. RABINOWITZ: Okay. So we'll be fine.

15 Moving on, is there any other business?

16 (No response.)

17 Has anybody -- yes.

18 We'll recess the business meeting. We'll
19 convene the public meeting. There was someone
20 who signed in from the public. Nathaniel
21 Lynch-Walsh. Nathalie? Sorry. Thank you.

22 DR. LYNCH-WALSH: That's all right. It was a
23 last minute thing.

24 Nathalie Lynch-Walsh.

25 I had my comments prepared and then I started

1 writing responses to some of the staff assertions
2 there, so let me see if I can whip through these.

3 But maybe I should start with a recent
4 discovery. You may have heard that the needs
5 assessment was 3 billion. We're having trouble
6 confirming that. The reports that come out of
7 M.A.P.P.S. are holding steady at about 2 billion.
8 It's just a slight discrepancy of a billion
9 dollars. So we're trying to work with staff, but
10 the district keeps saying 3 billion and there's
11 nothing to substantiate that.

12 As far as the reserves, the question we'll be
13 asking on the task force to follow up is whether
14 the reserves are sufficient to cover the overages
15 that haven't come to the Board in addition to the
16 ones that have? Because what's been happening
17 is, if you look at the reserve balance is, it's
18 getting depleted and Judith Marte keeps having to
19 cobble together pennies to keep covering the next
20 five years. But keep in mind there are projects
21 that have not come before the Board yet and those
22 budget numbers are not adjusted until it gets
23 approved by the Board. So there's money out
24 there for projects where they've had additional
25 scope change or whatever may have happened that

1 will increase the need for reserves.

2 A little bit earlier we were talking about
3 the reasons for those huge increases. Back in
4 2014 the needs assessment was based on
5 deficiencies. And it's a deficiency listing. In
6 all of the Atkins -- the Heery documents, they
7 specifically state that deficiency listing is not
8 a budget. But that is what the district did.
9 They took the needs assessment estimates and spit
10 it into the five-year DEFP after massaging it to
11 add up to 800 million. So that's how you ended
12 up with numbers that were too low, because there
13 was never any long-term capital plan. That step
14 was skipped so that the bond could get on the
15 ballot in 2014. So a lot of what they're living
16 with and dealing with are things -- are based on
17 missteps, mistakes and epic fails from 2014.

18 And I came bearing a few gifts. I've been
19 emailing you guys a lot of things so that you'd
20 have what the task force has.

21 So, first off, lack of planning and analysis
22 in 2014, the Jacobs had a piggyback contract,
23 usually when you piggyback a contract you
24 wouldn't change something like capital and
25 facilities plan to capital and facilities

1 findings, but that's what they did. So we have
2 these two different contracts on both sides and
3 one of them has plan, then they struck it, Donna
4 Korn had it removed, and then you wound up with
5 capital facilities findings. So then you skipped
6 the whole 10-year plan that would have normally
7 been done. So that's those two. That's before
8 and after.

9 Then the RFP that was done for the owners
10 reps has a statement in it in 6.1, that the
11 Facilities & Construction Management Department's
12 primary objective will be the management of the
13 five-year capital plan while the Physical Plant
14 Operations Department's primary strategic
15 objective will be to move on a demand maintenance
16 cycle. The lifecycle management of assets of the
17 capital program stabilizes the portfolio of
18 Facilities. The big problem with that is that
19 800 million was never going to be enough to
20 accomplish these lofty goals. And they knew
21 that. But it is in the RFP. I believe it's the
22 second paragraph.

23 So the reason I bring that up is that we
24 recently had a review by the Council of Great
25 City Schools and their number one recommendation,

1 the first one -- and they had a ton of
2 recommendations. The first one, permanently fill
3 the chief facilities officer position with a
4 proven facilities executive who has compelling
5 credentials and experience in a K-12 environment.
6 Elevate physical plant operations to an executive
7 director's position that once removed from
8 day-to-day activities can in tandem with the
9 executive director of capital programs develop
10 and execute a formalized, predictive,
11 preventative and routine maintenance program that
12 addresses the large and growing deferred
13 maintenance back load, allows buildings to be
14 properly maintained and safeguard the public's
15 capital investment in these facilities.

16 So instead what does the district do? They
17 remove the chief facilities officer from the org
18 chart and put PPO under the strategy and
19 operations officer. The exact opposite.

20 And this report was not given to the School
21 Board members until after their evaluations of
22 the Superintendent were already turned in.

23 So they could not incorporate anything that
24 was in this report in their evals.

25 I don't believe in coincidences. They don't

1 exist in this district.

2 So that was the first recommendation.

3 And then recommendation number 7 spoke to
4 creating or updating a long-range facilities
5 master plan which would be basically invest in
6 implementing critical industry best practices.
7 That was specifically the thing that I just
8 mentioned before that they struck from the
9 piggyback Jacobs contract. The same company
10 Jacobs that had just done, followed best
11 practices in another school district, they took
12 the piggyback contract and basically chopped it
13 all to pieces and ended up with this hodgepodge
14 hot mess, which is why things are the way they
15 are.

16 So recommendation number 7, these are two
17 recommendations that there's -- well, they could
18 come back from the first one if they put the
19 chief facilities officer back in the org chart.
20 So in the event you're wondering what a
21 long-range facilities master plan would involve,
22 they did one in this district in 2003. URS
23 produced one, and it was a 10-year plan, it
24 exists, so it's not like they didn't have this to
25 follow. All they had to do was lather, rinse,

1 repeat, do exactly what was done in the past.
2 Instead, they did this sort of bastardized
3 process which has created all these problems.

4 The other thing that should not be overlooked
5 is the damage done by Leo Bobadilla. He was here
6 for three years. Earlier you heard about the RSM
7 audits. For three years those audits were being
8 managed by Leo Bobadilla and during that time
9 they weren't worth anything. The same guys
10 working for RSM are now doing them under the
11 chief auditor with a better engagement letter,
12 better scope, and now all of a sudden we're
13 having substantive observations, observations
14 that would have been really handy to have four
15 years ago, instead of them finding them now and
16 they have to gallop to try to address them. This
17 is three years of this lackadaisical culture
18 under Leo Bobadilla that you cannot undo
19 immediately.

20 And, finally, I was looking at a list Bond
21 Oversight Committee back in 2015, the transcript
22 references training for advisory members. The
23 ethics, sunshine and public records training that
24 you guys do every year, is that tracked somewhere
25 other than where everybody else's is tracked?

1 MR. RABINOWITZ: Last time I checked I'm not
2 here to answer questions. So thank you.

3 DR. LYNCH-WALSH: Okay. So we'll find out if
4 -- the question really is if you guys have been
5 doing the training every year.

6 And no one's indicating -- I can't tell from
7 all your faces if you are or aren't, but it's
8 easy enough to determine.

9 And, finally, Grand Jury number 4 just issued
10 their latest interim report, and they're not
11 mincing any words. So the time has come for
12 everybody to think about how you want to be
13 memorialized in this report, because they're
14 catching everybody. In the last report they
15 wanted to abolish the School Board.

16 This report follows 17 people being
17 massacred. So they're not playing around. And
18 it's on all of us to do our utmost best to make
19 sure that the taxpayers money is being spent
20 wisely.

21 And the reason I bring these things before
22 you is so that you understand why the bond is the
23 way it is now. It was rooted in decisions that
24 were not made by anyone I think in this room,
25 because the person who made them left the room

1 already, and that would be in the Grand Jury
2 report.

3 But you guys are the Bond Oversight
4 Committee. There were steps taken to make sure
5 the facilities task force was not part of your
6 group. And there's a reason for that.

7 But, please, I'm begging you, you have -- the
8 oversight is a word that you really need to take
9 seriously.

10 Thank you.

11 MR. RABINOWITZ: Thank you.

12 Reconvene the business meeting.

13 And then is there any discussion -- is there
14 anything from the committee?

15 (No response.)

16 MR. RABINOWITZ: That leaves us to adjourn.
17 Do I hear a motion to adjourn?

18 MS. KRISHNAIYER: So moved.

19 MS. AKER REECE: Second.

20 MR. RABINOWITZ: All those in favor say aye.

21 COMMITTEE MEMBERS: Aye.

22 (Meeting was concluded at 7:45 p.m.)
23
24
25

REPORTER'S CERTIFICATE

STATE OF FLORIDA

COUNTY OF BROWARD

I, Timothy R. Bass, Court Reporter and Notary Public in and for the State of Florida at Large, hereby certify that I was authorized to and did stenographically report the foregoing proceedings, and that the transcript is a true and complete record of my stenographic notes thereof.

Dated this 23rd day of December, 2019, Fort Lauderdale, Broward County, Florida.



TIMOTHY R. BASS
Court Reporter

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