

BROWARD COUNTY PUBLIC SCHOOLS  
BOND OVERSIGHT COMMITTEE

PIPER HIGH SCHOOL  
MEDIA CENTER  
8000 NW 44th STREET  
SUNRISE, FLORIDA 33351  
JUNE 15, 2023  
5:48 P.M. - 8:02 P.M.

ATTENDANCE:

Jeff Whitney, SBBC Capital Budget Assistant Director  
Robert Nave, Florida TaxWatch, VP of Research  
Kathleen Langan, Senior Program Director, AECOM  
Ashley Carpenter, Atkins, Project Control Manager  
Shelley N. Meloni, Director Pre-Construction  
Erum Motiwala, Chief Financial Officer  
Lavinia R. Freeman, M/WBE Specialist III  
Yvonne Garth, Garth Solutions, President/CEO  
Perla M. Tarrau-Ayala, Chief Building Official

Bond Oversight Committee Members:

Steve Hillberg, P.E., Civil Engineer  
Tommy Demopoulos, Fire Chiefs Association of  
Broward County  
Jose R. Cortes, Director, Department of Design  
Construction Management  
Parth Patel, CGFO  
Latha Krishnaiyer, Broward County Parent Teachers  
Association

Reported by:  
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P R O C E E D I N G S

— — —

1  
2  
3 MR. HILLBERG: Okay. We can start the  
4 meeting. I apologize for being late.

5 Do we need help with the feedback? You need  
6 me to be closer?

7 BECON: Yes.

8 MR. HILLBERG: Okay. All right. We'll go  
9 ahead and call the meeting to order. And we do  
10 have a quorum, so we are able to conduct the  
11 business of the committee. So, good.

12 The first item is the Approval of Mr. Parth  
13 Patel. He's attended the last three meetings, so  
14 it shows he has stick-to-itiveness and he has my  
15 vote on that, alone, but his qualifications are  
16 -- are certainly more than adequate.

17 Is there any need for discussion from the  
18 members of this committee?

19 (No response.)

20 MR. HILBERG: Hearing none, I will ask for a  
21 motion to approve?

22 MS. KRISHNAIYER: So moved.

23 MR. HILBERG: And a second?

24 CHIEF DEMOPOULOS: Second.

25 MR. HILLBERG: Okay. All in favor?

1 COMMITTEE MEMBERS: Aye.

2 MR. HILLBERG: All those opposed?

3 (No response.)

4 MR. HILLBERG: So, welcome, Mr. Patel.

5 MR. PATEL: Thank you. Glad to be here.

6 MR. HILLBERG: All right. So we had a little  
7 discussion about the meeting minutes for the  
8 prior meetings and the last meeting we didn't  
9 have a quorum so we couldn't conduct any  
10 business, so it wasn't official so those minutes  
11 aren't really on the table for approval, so that  
12 takes us back to the prior meeting, which would  
13 be the first quarter meeting.

14 And does anybody on the committee have any  
15 comments on approving the minutes from the first  
16 quarter meeting?

17 (No response.)

18 MR. HILLBERG: You were here for that so you  
19 can approve them.

20 Okay. So can I have a motion to approve the  
21 meeting minutes from the first quarter?

22 CHIEF DEMOPOULOUS: Tom Demopoulos, so moved.

23 MS. KRISHNAIYER: Second.

24 MR. HILLBERG: Okay. Anybody opposed? I'm  
25 sure we can skip the voting part; is that okay?

1 MS. KRISHNAIYER: Uh-huh.

2 MR. HILLBERG: So the minutes from the first  
3 quarter are approved.

4 We move along to presentations. As the  
5 agenda suggests TaxWatch will follow with  
6 comments for each one and I think Bob looks like  
7 he's ready to -- he looks perturbed, so I will  
8 proceed with caution. Okay. So Quarterly  
9 Highlights?

10 MS. LANGAN: Good evening. Good evening.  
11 Good evening. Kathleen Langan, AECOM Program  
12 Director for the SMART Program.

13 We'll begin with just the overall quarterly  
14 highlights for the Facilities. I wish I could  
15 see that. I'm not sure if it's dental surgery  
16 that I had, so, hopefully, I'll speak clear  
17 enough for you all to understand.

18 So we had -- we continue to have success with  
19 the SMART Program. We closed out an additional  
20 11 projects. So we're up to 80 projects that we  
21 closed out. This is just for the SMART Program,  
22 this is not for all of the capital programs that  
23 we manage.

24 The number of delayed projects decreased from  
25 38 to 28 this quarter. Of the 28 projects

1 delayed, 16.5 have already completed the contract  
2 work. We have been given change order work, so  
3 that will hold up the 110b.

4 We have a total of two projects that moved  
5 out of design into hire contractor, decreasing  
6 the total number of projects in design by six.  
7 And I'll let the committee know that three of  
8 those projects are, actually, in legal issues, so  
9 we are working through those and expect to have a  
10 mediation with that firm, I would say, in the  
11 next few weeks, and we will basically just  
12 de-scope that work from them and perform it under  
13 a different delivery method. So that will  
14 leave -- that leaves, really, three projects that  
15 we have in design.

16 A total of 44 projects are ahead of schedule  
17 and I want to make it clear that this is based on  
18 the reset schedule. I think one of the board  
19 members at the last meeting had a concern that,  
20 you know, the public didn't really understand  
21 that we reset the schedule in late '20 and in  
22 '21. So I want to make that clear.

23 The first S/M/WBE Prime Contractor Onboarding  
24 conference took place in March. We -- AECOM held  
25 that in order to try and improve S/M/WBE

1 participation with prime contractors. We had  
2 attended two School Advisory Council meetings,  
3 SAC meetings, and this is where the team takes  
4 the project that's going to happen on that school  
5 and we present and give an update and get  
6 feedback. We had a community meeting at Mary  
7 Bethune. I'm sure you all know Mary Bethune is  
8 moving into the demolition this summer. We'll  
9 get that accomplished, I hope, by the time school  
10 starts. But the issue there was to talk to the  
11 community about what they -- what vision they had  
12 for that campus. So we got a lot of great  
13 feedback, and, in fact, a lot of feedback from  
14 the students, wanting a dinosaur playground and  
15 all kinds of cool stuff, so it was a good  
16 meeting.

17 We had a ribbon cutting ceremony to celebrate  
18 the conclusion of the North Lauderdale  
19 Elementary's media center. And we've started  
20 doing this celebration with media centers,  
21 culinary labs, you know, sometimes without having  
22 a new building or something big to celebrate, so  
23 we want to recognize that school and some of the  
24 improvements that have been made there.

25 And then we're still tracking for substantial

1 completion October 25th, just for the SMART  
2 Program. If you track some of the school board  
3 meetings, you'll notice that there's a lot of  
4 discussion about reaching substantial completion  
5 on that date. The district provided the board  
6 with a resolution that they had requested. So  
7 all of that is on track and moving forward.

8 MR. WHITNEY: I just want to make sure  
9 everybody knows that we included a copy of  
10 resolution in the quarterly report. It's the  
11 first page, the resolution, so you can see what  
12 the board approved, that resolution.

13 MS. LANGAN: Thank you.

14 So the good news is, in addition to how the  
15 SMART Program in general is moving forward,  
16 School Choice, that is the program where every  
17 school received \$100,000, there was a process to  
18 having them request work, voting on the work,  
19 getting the work done, and we are on track to  
20 finish that program at the end of the month.  
21 We've been clearing out a lot of purchase orders,  
22 transferring moneys that -- small amounts of  
23 moneys that were left. So that's -- that's great  
24 news. And then we'll be moving that staff into  
25 the construction team so that we have additional

1 people. We have a very busy summer ahead of us.

2 So just -- I guess I didn't -- my slide  
3 doesn't have, if you want to pop back, yeah, I  
4 guess I didn't note that, so project planning,  
5 that's really, those projects are really not  
6 SMART projects, those are -- the Bethune project  
7 is SMART, but I'm not sure of that number.

8 As talked about we said six in design. We  
9 only have six in hire contractor now. We have  
10 207 in the construction and 80 that are going  
11 through the construction closeout phase.

12 I will say that hiring the contractor, we did  
13 experience some delays there. You may know that  
14 we -- board member Ryan Ritter, when he was on  
15 the board, suggested a two-phase process for  
16 procurement, an RFP and a hard bid at the same  
17 time. So if the contractor met the  
18 qualifications they would open up the bids and  
19 determine who the awardee would be. We're --  
20 we're positive and happy about that. We've got  
21 some very difficult projects coming up, very  
22 challenging, complex HVAC projects where we're in  
23 every building, detailed and difficult phasing  
24 plans, so that suggestion and moving forward with  
25 it has been great. So we're looking forward.



1 We've awarded two of those so far. Well, we've  
2 got to take them to the board, but we're  
3 recommending two and we expect another bid in  
4 over the next two to three weeks.

5 The Safety Status, the single point of entry,  
6 obviously, those have been completed for some  
7 time. We have fire alarms, 84 under construction  
8 and the sprinkler fire protection we have 66.

9 MS. CARPENTER: Kathleen?

10 MS. LANGAN: Yes.

11 MS. CARPENTER: There's a video before safety  
12 and security.

13 MS. LANGAN: I'm sorry?

14 MS. CARPENTER: The video is ready.

15 MS. LANGAN: Oh, I forgot about, they did a  
16 video. Sorry. Thank you, Ashley.

17 (Video played.)

18 MS. LANGAN: Pretty cool; huh?

19 MS. KRISHNAIYER: Is that on the website?

20 MS. LANGAN: Yeah, it's on Futures; yeah.

21 Okay. Now we're at Status & Timeframes for  
22 the Safety status. So you can see the numbers  
23 here. We've got, as I mentioned, 84 construction  
24 fire alarm and 66 on fire sprinkler. The totals  
25 are 100 and 89 respectively. And we -- we have

1 more details on that for the committee so that  
2 you can see exactly on the projects that may be  
3 behind or at risk where those elements of work  
4 are. So we'll -- we'll touch on that. And there  
5 we go. There it is.

6 So you can see that what we tried to do for  
7 the committee is, obviously, list the school, the  
8 percent complete, but then the status. So that  
9 if the project wasn't 100 percent complete, what  
10 was the status of the fire alarm or the fire  
11 sprinkler work? I won't read through all of  
12 those, but I think, you know, just to highlight,  
13 in a lot of these fire alarm is complete and  
14 final inspections are in progress. On Atlantic  
15 Technical College fire alarm is complete.

16 Resolving the portables and adding scope to get  
17 final inspection, that's Castle Hill. All work  
18 completed, Embassy Creek. We had some issues at  
19 Driftwood, just the fire alarm submittals have  
20 been delayed. We've been adding additional  
21 devices on that. Lauderdale Lakes, final  
22 inspections are being scheduled. Pompano Beach a  
23 110b was issued and final documentation is in  
24 process. Pompano Beach Middle, the fire alarm is  
25 complete and finishing restroom modifications.

1 So just to just give you all a status on the  
2 safety and security work.

3 MR. HILLBERG: Bob, did you have -- Mr. Nave,  
4 did you have any comments?

5 MR. NAVE: Yeah, I wanted to ask a question.  
6 The ones that are shown in the Safety Status,  
7 those are just fire alarms and fire sprinklers;  
8 they don't include the Safety & Security features  
9 that are bundled in with other primary renovation  
10 projects?

11 MS. LANGAN: They don't include that. My  
12 understanding from the team was that not all of  
13 that work was included in all of these projects.  
14 So if it was it should be on this list. I can go  
15 back and check that.

16 MR. NAVE: I don't understand that.

17 MS. LANGAN: So if there weren't replacement  
18 of lighting, emergency lighting, the doors, the  
19 exterior security doors, things like that, if  
20 those weren't identified in the projects, then  
21 she did not list them on here. She only listed  
22 the fire alarm or fire sprinkler.

23 So if there's questions about scope I can  
24 certainly go back and check that.

25 MR. NAVE: We've been doing that and we

1 include that in our report.

2 MS. LANGAN: Okay. Okay. Well, I'll make a  
3 note and make sure that we have those in the  
4 scope.

5 MR. NAVE: And, Chief, I think that was a  
6 comment you made a couple meetings ago. That's  
7 when we started doing this deeper dive into  
8 Safety & Security issues.

9 MS. LANGAN: I'll check on the scope.

10 MS. KRISHNAIYER: There were other things  
11 that are not within the scope of the SMART  
12 Program that deal with safety; are there not?

13 MS. LANGAN: I think that's what he's  
14 referring to.

15 MS. KRISHNAIYER: Uh-huh.

16 MS. LANGAN: And if they weren't in the scope  
17 of these particular projects, then we didn't  
18 highlight that.

19 MS. KRISHNAIYER: Okay.

20 MS. LANGAN: But, certainly, yes, there are  
21 emergency lighting, there's regular lighting,  
22 there's exit signage, those kinds of things. So  
23 I'm going to go back and check to make sure that  
24 that scope is not included here. If it is, I'll  
25 come back to report to the committee.

1 CHIEF DEMOPOULOS: So, just to clarify my, I  
2 guess, perspective, on the safety parts of it, so  
3 lots of -- a number of years ago the Fire Chief's  
4 Association was told that with this bond money  
5 there would be facilities that had no sprinklers  
6 and/or had no fire alarms that would be, and I've  
7 said this in many meetings, that would be  
8 retrofitted, if you will, and have those safety  
9 devices, which, to this date, I have not gotten  
10 any list or anything from the district. That was  
11 the original point of this, not so much, you  
12 know, this room has fire sprinklers, we're  
13 renovating this room, yes, we're moving  
14 sprinklers around in this, which is great, but  
15 that wasn't the original intent nor the ask many  
16 meetings ago.

17 So, personally, from the fire standpoint,  
18 unless you all want to do a deeper dive, which is  
19 fine, but that does not help my brain associate  
20 with those years, and years, and years ago  
21 promises of --

22 MS. LANGAN: Okay. So just so I can  
23 summarize, so I'm clear on exactly what you're  
24 asking us, you're asking us to go back to the  
25 original scope of work from MAPS and tell you if,

1       how many buildings have new fire alarm and/or  
2       fire protection included in the those scopes?

3           CHIEF DEMOPOULOS:   So we're --

4           MS. LANGAN:   I'm not sure.  Shelley could  
5       probably speak to that.

6           CHIEF DEMOPOULOS:   And I don't know what  
7       document that would be in or what scope that  
8       would be in.

9           MS. LANGAN:   It's called MAPS.

10          CHIEF DEMOPOULOS:   Okay.

11          MS. LANGAN:   And we would have to go through  
12       -- it's in a database and we would have to go  
13       through that and go to every school and see what  
14       the original scope was.  And, actually, we can --  
15       okay.

16          CHIEF DEMOPOULOS:   That is our goal and that  
17       was our main objective is, years ago, like I  
18       said, there was a list that said, hey these, I'm  
19       making this up, 10 schools have no fire  
20       sprinklers, X amount of dollars will be allocated  
21       to that, yay, great.  That's our true concern at  
22       this moment, not so much --

23          MS. LANGAN:   If they had nothing.

24          CHIEF DEMOPOULOS:   Correct.  If they had  
25       nothing and now we're improving it by adding

1 that, not so much that they have it and now we're  
2 modifying the existing.

3 MS. LANGAN: Okay.

4 MS. MELONI: But then, also, it would be what  
5 was funded in the DEFP, the budget book, just to  
6 get clarification. Because, obviously, if  
7 something was identified in MAPS and not funded  
8 we don't have that as a project.

9 CHIEF DEMOPOULOS: Yeah.

10 MS. MELONI: Okay. Just to get  
11 clarification.

12 MR. WHITNEY: If I could provide just a  
13 little bit of clarity. So we keep hearing MAPS,  
14 we keep hearing DEFP. So MAPS is when the  
15 original needs assessment was done there was a  
16 database package that was kind of used by the  
17 engineers that did that called MAPS, and that's  
18 why we're calling this MAPS. And so they  
19 identified all these deficiencies and then  
20 through the process with the school board a  
21 package of those deficiencies was identified to  
22 be funded and that's what became the SMART  
23 Program, which was the \$800 million bond, plus  
24 the additional capital money that we're working  
25 on today.

1           And so not everything that was identified in  
2           MAPS, in fact, a lot of stuff that was identified  
3           in MAPS didn't get funded because at the time it  
4           was like a \$3 billion need and we, obviously,  
5           only funded close to a billion of that. So I  
6           think as we're going through the long-range  
7           facilities plan, that we're doing, as we're  
8           preparing for what do we do next after we finish  
9           this program, that will be highlighted as a  
10          concern to make --

11          CHIEF DEMOPOULOS: And, no, and I appreciate  
12          that, so thank you for saying that. And I think  
13          this was mentioned, I saw it in the meeting  
14          minutes somewhere, can we do a better job then of  
15          identifying just the general obligations bond  
16          projects? Because in our resolution it simply  
17          says the committee provides external oversight  
18          for the bond projects only. So, not that I don't  
19          care about all this other stuff, which is great,  
20          but I don't care about, from this seat, all this  
21          other stuff.

22          MS. LANGAN: And you should only be looking  
23          at SMART projects.

24          CHIEF DEMOPOULOS: What page is that? Where  
25          do I only see just the SMART stuff? Maybe we



1 need to do a different job of identifying that.

2 MS. LANGAN: This report will only carry  
3 SMART projects is what I'm saying to you.

4 CHIEF DEMOPOULOS: But a few slides ago, and,  
5 I'm sorry, then I'll stop talking, but you said,  
6 I think it was one or two slides ago, all of them  
7 were not --

8 MS. LANGAN: Yeah, there was four projects  
9 and I'm not clear that those are all SMART  
10 projects. I did say that. But in general terms  
11 we only report to you guys on SMART projects. I  
12 think the issue, also, as Jeff mentioned, while  
13 MAPS shows all of the deficiencies, it shows the  
14 highlighted -- it puts in highlighted what was  
15 funded. So that's number one.

16 So we have put together the new conditions,  
17 facilities condition assessment RFQ that I'm  
18 hopeful will go out to the street within the next  
19 four to five weeks. So that'll get updated. But  
20 all -- as Jeff said, all of the deficiencies were  
21 listed, it's just what was funded. And that is  
22 definitely in that -- in that MAPS.

23 MS. CARPENTER: So the two things that I  
24 wanted to mention is, number one, yes,  
25 definitely, everything here related to Safety

1 Status is only the bond projects, SMART Program  
2 projects.

3 Secondly, everything listed here is -- for  
4 fire sprinklers, is new. So there wouldn't be  
5 anything listed here as a project that was --  
6 let's say we were renovating a media center and  
7 we had to modify the fire sprinkler, that  
8 wouldn't be captured here because that's just  
9 part of the media center renovation. It's not  
10 taking a non-sprinklered building and making it  
11 sprinklered. So that's the second thing.

12 And then the third thing is that the fire  
13 alarm projects, everything here, the 100 projects  
14 here, are all entire campus fire alarm  
15 replacements. So, I mean, to my knowledge, all  
16 these schools already have fire alarms, but  
17 they're getting a new, you know, upgraded fire  
18 alarm replacement project. So those aren't  
19 piecemeal, whereas the sprinkler, you know, it  
20 might be on a campus, one of these 89 projects,  
21 it might be just one building that's getting a  
22 sprinkler, it might be several. It depended on  
23 what the chief fire official assessed that  
24 campus, assessed their need as. But this is all  
25 new fire sprinklers.

1 MS. LANGAN: Maybe we can clarify that on the  
2 report. And, you know, somewhere as an  
3 attachment show you what schools that is, that  
4 includes.

5 MS. KRISHNAIYER: Going back to the original  
6 question of -- I don't know about MAPS, but  
7 originally when the bond, when we were floating  
8 the bond, advocating for the bond, there was a  
9 list of what every specific school would get. So  
10 that list should still be available and that  
11 should show what every school is getting under  
12 the SMART Bond project.

13 MS. LANGAN: There is.

14 MS. KRISHNAIYER: Right.

15 MS. LANGAN: And we call it MAPS.

16 MS. KRISHNAIYER: Right.

17 MS. LANGAN: I apologize for the terminology,  
18 but, yes, you are absolutely correct, and that is  
19 in MAPS.

20 MS. CARPENTER: And those deficiency lists  
21 are still on the Broward Schools website. So you  
22 can still pull up, you know, I forget the actual  
23 address of it, but you can click through to it  
24 through the main home page and click on the  
25 school and see the deficiency list for what came

1 out of that original database.

2 CHIEF DEMOPOULOS: Can that link be sent to  
3 us?

4 MS. CARPENTER: Oh, yeah, sure.

5 MR. WHITNEY: I was just making a note of  
6 that.

7 CHIEF DEMOPOULOS: Thank you. I appreciate  
8 that.

9 MS. KRISHNAIYER: Because it's not that easy  
10 to navigate that website when you're looking for  
11 a specific thing, even policies.

12 CHIEF DEMOPOULOS: Thank you.

13 MS. LANGAN: Okay. So next we can move to  
14 Schedule Variances. So, obviously, this mentions  
15 the 2020 reset and substantial completion October  
16 of '25.

17 At the end of this reporting period we had 28  
18 projects as we previously mentioned that were  
19 delayed in achieving substantial completion or a  
20 110b. 16.5, I mean we already kind of gave these  
21 statistics, but 16.5 of the 28 delayed projects  
22 have completed their contract work.

23 So as you look at some of these you can see  
24 the reasons why these projects, these 28 projects  
25 are delayed. Some is change order work that's

1       been requested by the owner. Some are --  
2       actually, we're only showing one as material  
3       shortage or supplier delays. 7 projects are  
4       delayed due to contractor issues. And then 4.5  
5       are due to design errors or design omissions.

6             MR. HILLBERG: Any comment, Mr. Nave?

7             MR. NAVE: I'd like to hold my comments --

8             MR. HILLBERG: Okay.

9             MR. NAVE: -- if I can.

10            MR. HILLBERG: Certainly.

11            MS. LANGAN: Continue?

12            MR. HILLBERG: Yes, please.

13            MS. LANGAN: Okay. So the Big 3 Status, this  
14       is an area where Bob and I did talk and I  
15       understood what he meant when there's some  
16       coordination issues on status or in some cases  
17       scope between the spotlights and then between the  
18       Big 3 pullout. Basically, that we put more  
19       detail in the spotlights, so we've got to look to  
20       see how we can better coordinate that.

21            But the Blanch Ely High School, I think  
22       there's always a little confusion on this one  
23       because we finished the contract work with the  
24       exception of two inspection reports that added  
25       change orders and we're trying to work through

1 those to see if those are really needed to be  
2 paid for under SMART.

3 The other work that we're managing there,  
4 which is not SMART work, we've been doing the  
5 switchgear replacements, the bus loop, you  
6 know -- bus loop replacement or, actually,  
7 putting a new bus loop in. So when people see us  
8 there or see projects there may be some  
9 confusion, because just because we finish the  
10 SMART project doesn't mean we've left the school.  
11 So, anyway, this is Blanch Ely.

12 And then we move to, what's the next one,  
13 Northeast? And this is one, I think, that we had  
14 some confusion between the two documents, which  
15 we have -- the recommendation from Florida  
16 TaxWatch recommends the district brief the BOC at  
17 its June meeting on the status of primary  
18 renovations at Northeast. The briefing will  
19 address or should address status of Building 7,  
20 which is complete with the exception of the roof  
21 because we're adding two -- some of the scope,  
22 don't ask me why, I don't know, but some of the  
23 scope was combined between the new addition and  
24 the GOB. And in Building 7 that is the case. We  
25 have two rooftop units that go onto the roof that

1 have not been placed yet, and that kind of  
2 delayed the roof there. But everything else in  
3 Building 7 is complete. Building 12 is complete.  
4 Actually, Building 12 has been complete for two  
5 years. I think there must have been confusion  
6 there with regard to where it belonged or how we  
7 show it. And then Buildings 15 and 25, the fire  
8 alarm work was complete and they were working on  
9 the final inspections.

10 All future reports will include an update on  
11 all buildings that are included in the scope of  
12 work. And we apologize for that oversight.

13 The new addition, which has -- you know, new  
14 work always goes faster than renovations. That's  
15 for sure. So we're about 45 percent complete.  
16 You saw some of the images in the video. They're  
17 installing drywall. But we're all vertical.  
18 They're installing the windows. The shell and  
19 framing are complete and the roofing is  
20 installed. So the contractor has made good  
21 progress on that project.

22 Stranahan High School, this is another  
23 project that the contract work is complete. The  
24 contractor, when we started closing out, they  
25 had, I believe it was 120 or 130 open failed

1 inspections. That is -- so we have gotten into  
2 it and we have a staff person that is helping to  
3 close these with the contractor. We have a  
4 number of projects that are change order work  
5 that we are not giving to that contractor. He  
6 actually hasn't been back to the site --  
7 actually, he's left his field office there for  
8 some time. We're going to have to probably move  
9 that and charge him.

10 But we are doing things, like the kiln rooms  
11 at Building 6. We're doing a Castaldi report on  
12 Building 7. We are doing some roofing repairs.  
13 We're doing some change orders on the roof, on  
14 two of the roofs. We're doing some drainage work  
15 that was a change order. So that work is ongoing  
16 and we expect to complete that this summer.

17 Actions Taken by the District to  
18 Reduce/Minimize Design and Construction Delays, I  
19 think we've talked about this at a couple of  
20 meetings.

21 Bob and I talked briefly before this started  
22 and I think there is a concern -- oh, where did  
23 we go? So I guess we're saying we did nothing?

24 So I think it's in the follow-up, the  
25 TaxWatch follow-up, and we had --



1 MS. MELONI: There's a follow-up.

2 MS. LANGAN: I'm sorry?

3 MS. MELONI: There's a follow-up.

4 MS. LANGAN: Yeah. Yeah. I'm not exactly  
5 sure. Kira, can you speak to this, as far as --  
6 are you talking about this?

7 MR. NAVE: There you go. Well, the delays.  
8 It's not -- it's not there, so we'll have to  
9 look at that.

10 But if you go back to the Change Orders  
11 Approved this Quarter, this is the sum of the  
12 change orders, amount this quarter, the owner  
13 requests, the consultant error, consultant  
14 omissions and unforeseen conditions. And there's  
15 the total. The sum of the actual change orders  
16 is listed there, not the errors or omissions  
17 amount that the district has had to incur outside  
18 of the value of the work.

19 Please go to the next slide.

20 This is a representation of the Cumulative  
21 Change Orders, and it represents the total change  
22 order percentage of 1.2 percent of change orders  
23 on the program.

24 96 percent of the change orders represented  
25 is value that the district received.

1           Here's the recommendation that I mentioned  
2 previously. I got ahead of myself.

3           So TaxWatch recommends the district brief the  
4 BOC for reasons for assigning a high level of  
5 risk at the four elementary schools identified  
6 and what is being done to mitigate the high level  
7 of risk.

8           So the concern was, this really was  
9 unresponsive because we didn't give in the  
10 narrative the basis for the delay. So I can  
11 share with you that, for example, on Collins  
12 Elementary School, the status is there, all  
13 safety and security scope has been completed with  
14 exception of kitchen tie-in to the fire alarm  
15 system, which is being done. That hood and the  
16 restrooms are being worked on. I don't have a  
17 basis for that delay.

18           If we move to the next one, that is Embassy  
19 Creek, and that is, actually, from change orders  
20 at the end of the project. So that's preventing  
21 -- the fire alarm work is 100 percent complete,  
22 but it's preventing us from achieving substantial  
23 completion.

24           The next one, for Stirling, the contractor  
25 was terminated and the bonding company took over

1 the project and they are currently bidding out  
2 the work that was not done by the original  
3 contractor.

4 Winston Park, again, change orders. The  
5 contract work is complete, but there's change  
6 orders that are being addressed.

7 Okay. Next slide?

8 MR. WHITNEY: Before we move on to the next  
9 section, if we could at this point, Mrs. Marte  
10 wanted the chief building official to talk a  
11 little bit about some of the actions that they've  
12 taken in regards to these construction delays,  
13 and they're not really, they don't really have  
14 anything in the presentation, I thought this  
15 would be a good time for her to talk while we're  
16 in the section on delays, so --

17 MS. TARRAU-AYALA: Good evening. Perla  
18 Tarrau-Ayala, Chief Building Official. I'm here  
19 today because a lot has been said about the  
20 Building Department creating constant delays in  
21 this program. And understand, the Building  
22 Department, at the Building Department, we are  
23 regulators of the code, but we are also  
24 constantly engineering solutions to complete the  
25 projects. We are nothing more than a part of the

1 team and the protectors of the district and the  
2 taxpayers to make sure that what we bid and what  
3 we permitted gets done in the schools.

4 With that said, we have 12 vacancies in our  
5 department. We are being supplemented through a  
6 building code services program that the district  
7 has. With that we have 16 additional employees  
8 we were able to acquire. We just got a new  
9 roofer because the roofing program is very  
10 aggressive.

11 After we published the book or after the book  
12 was published for this quarter Kathleen and I sat  
13 down and we went over the different variances.  
14 On the variances we had eight projects listed as  
15 the Building Department was causing delays. We  
16 completed five and three are pending final  
17 inspection.

18 We are finding that as we get closer to the  
19 finals and to be able to issue a 110b, which is  
20 the certificate of occupancy, a lot of  
21 inspections have been called by the contractors  
22 repeatedly and they fail and they fail again and  
23 then we are being left holding in some projects  
24 over 50 failed tickets that we have to resolve at  
25 some point. So, that's how the PMOR and the

1 Building Department is working together to get  
2 the program finished and to get the projects  
3 closed.

4 So we're not, by no means, the enemy. We are  
5 part of the team and we are here to protect the  
6 district and the taxpayers. Thank you.

7 MR. HILLBERG: Thank you.

8 MS. KRISHNAIYER: Going back to the change  
9 orders, did they come after the work was  
10 completed? I'm not getting it.

11 MS. LANGAN: Sometimes. Sometimes they do.

12 MS. KRISHNAIYER: So they don't --

13 MS. LANGAN: Sometimes they're issued  
14 beforehand, but by the time they're processed, or  
15 in some cases, you know, the contractor is  
16 focused on his contract work and waits to do the  
17 change order work, we -- as Perla actually said,  
18 we issue what is called a construction change  
19 directive. And those have been significantly  
20 helpful in directing contractors so that we don't  
21 delay the progress of the work through change  
22 orders, no matter what the change orders are.  
23 If -- so that -- that's very helpful.

24 MS. KRISHNAIYER: And who's paying for that?  
25 Does it still come from SMART bond money or --

1 MS. LANGAN: Oh, yes. Yes, absolutely.

2 MS. KRISHNAIYER: Okay. And have they been  
3 -- these change orders have been approved by the  
4 board already?

5 MS. LANGAN: Yeah, I mean, there's a Policy  
6 8000 that we follow and anything under a certain  
7 amount the superintendent has authorization to  
8 approve, everything else goes to the board. If  
9 we reach the cap on, you know, one percent cap of  
10 the value of the construction contract, even if  
11 it's a small change, that still goes to the  
12 board. Yes. Absolutely.

13 MS. KRISHNAIYER: Okay.

14 MS. LANGAN: Again, these renovation projects  
15 are very challenging and they're challenging for  
16 the entire team, that's the PMOR and the Building  
17 Department, because, you know, you go out to  
18 these projects and if there's deficiencies that  
19 have been there languishing, you know, that are  
20 not code compliant for years, you know, there are  
21 certain times and certain elements of that that  
22 we have to make right and bring it up to code.  
23 So --

24 MS. KRISHNAIYER: Thank you.

25 MR. HILLBERG: And if that wasn't in the

1 original scope you were stuck with it anyway.

2 MS. LANGAN: And a lot of times you wouldn't  
3 have even, you wouldn't have known that. So we  
4 had a project that all the above ceiling  
5 electrical wiring was not per code. And while we  
6 were only in a very small section of that  
7 building or that room, that's what the A&E's  
8 looked at, but when you opened up the ceiling and  
9 when, the inspector, you know, looks at that, you  
10 can't have those kinds of code deficiencies  
11 allowed, so, yeah.

12 MS. KRISHNAIYER: That would also be a safety  
13 issue because we have kids in there.

14 MS. LANGAN: Yeah. Absolutely. Absolutely.

15 MR. WHITNEY: And I'll further add to that,  
16 in the project budgets there's a contingency for  
17 change orders. And, you know, if -- as Kathleen  
18 was explaining, as we go through the different  
19 percentages that eventually require the board's  
20 approval, there's also the potential that,  
21 occasionally, one of the projects will exceed  
22 what was in that budget and the board is then  
23 asked for additional, you know, budget authority  
24 to move money out of our SMART Reserve into that  
25 project for that. That said, program-wide we're

1 still 1.2 percent, about 1.2 percent of our  
2 change orders, which for this kind of a  
3 renovation program is really phenomenal,  
4 actually.

5 MR. HILLBERG: Thank you.

6 You had something Chief Demopoulos?

7 CHIEF DEMOPOULOS: Yeah, a few things. I'll  
8 apologize for all of this beforehand.

9 So about things not being up to code and  
10 stuff, which I'm very familiar with, our codes,  
11 building, fire stuff changes every three years.  
12 And it's impractical to think that a building  
13 built in the '70s is up to code today, but  
14 there's also code provisions that says you don't  
15 need to bring them up to code today because it's  
16 impractical. Granted, a, like, safety concern, I  
17 get that that's something that you would have to  
18 do. So a business decision would have to be made  
19 on the district's behalf to say, hey, listen, do  
20 we want to invest in this upgrade today while  
21 things are open? So I get that.

22 But just for everybody's benefit, just  
23 because something's not up to code, doesn't mean  
24 you have to make it up to code today. That's not  
25 true at all.



1 I will also say there are a ton of owner  
2 delays, whether this is -- I mean, on page 70 of  
3 your report, not the TaxWatch, the other one, and  
4 71 there's some, during final inspections of the  
5 roof the building inspector directed two rooftop  
6 units and two exhaust fans to be replaced. This  
7 is out of scope -- this is out of scope work.

8 There are tons of these in these pages, so my  
9 question is, why are we adding all of this stuff  
10 here?

11 MS. LANGAN: We're not now. What we've done  
12 is, Perla and I are working with actually PPO and  
13 the ESSER funds. We've been able to identify  
14 scopes of work, all -- mechanical equipment is  
15 what the focus is, or exhaust fans or whatever  
16 you have on the roof, we've been able to identify  
17 those items and then PPO commits to the Building  
18 Department that those will be replaced or fixed  
19 or, you know, whatever has to be done.

20 Previously, we did not have that option.  
21 When the district got the funding from ESSER it  
22 really opened up an opportunity for us to look at  
23 how we could manage this process differently and,  
24 you know, prevent this from happening. So I  
25 think it's been very successful.

1 MS. TARRAU-AYALA: Yes, it has.

2 MS. LANGAN: You know, PPO writes a letter,  
3 we give them all the information, they write the  
4 letter to commit to the Building Department and  
5 then ESSER funds are used to make those upgrades  
6 or replacements, whatever the case may be.

7 MR. WHITNEY: And I just quickly want to  
8 clarify, ESSER is the Elementary Secondary School  
9 Education Relief Act. It is the federal program  
10 that came out of COVID and they are funds that  
11 have been given to school districts and  
12 governmental organizations across the country.  
13 And so we're tapping into those resources.

14 MR. HILLBERG: Could you forgive me, please,  
15 but I don't remember what PPO is.

16 MS. LANGAN: Physical Plant Operation.

17 MR. WHITNEY: It's how we say maintenance.  
18 It's our maintenance department.

19 MR. HILLBERG: Physical Plant Operations.  
20 All right. Got it. Thank you.

21 MS. KRISHNAIYER: I've asked this question  
22 before. ESSER funds were not just for  
23 construction. Is there a list of what ESSER  
24 funds were used for in Broward schools? Because  
25 we've been trying to get that list and I see -- I

1 don't see anywhere where every ESSER fund went  
2 to. I mean, where the money went to. Because it  
3 had a lot of stuff in it. It was not just for  
4 construction.

5 MR. WHITNEY: In fact, out of the total of  
6 the ESSER funding I'd say a fairly small share of  
7 it was for construction and much more was used in  
8 other district initiatives around making some  
9 recovery to the education gaps that occurred  
10 during the at-home learning.

11 MS. KRISHNAIYER: Yeah, that's why I'm  
12 asking.

13 MR. WHITNEY: And so that's something, that's  
14 information that our grants budget office or --  
15 she's not a director, but there's a section  
16 within our budget office that deals specifically  
17 with grants and they would have information on  
18 the global ESSER and how it's -- because there's  
19 budget amendments that go to the board that  
20 approve where the different allocations of ESSER  
21 go and so, I mean, those are official records of  
22 school board what's been approved into the  
23 different buckets across the whole ESSER.

24 MS. KRISHNAIYER: Yeah, but that information  
25 is not readily available. And, you know, I'm

1 just trying to ask, I've asked before, where can  
2 we get that information?

3 MR. WHITNEY: I don't know, but I will make  
4 that as an item here and we're going to talk  
5 about later in the presentation about how we deal  
6 with responses to the committee members,  
7 responses to the public when it comes up because  
8 that was one of the recommendations in the  
9 TaxWatch report, so when we get there we'll talk  
10 about that a little bit, too, but I'll make sure  
11 that we get the information for you.

12 CHIEF DEMOPOULOS: So thank you for  
13 addressing that, I guess, owner delays or out of  
14 scope items found during field inspections and  
15 things like that will be carved out and dealt  
16 with through PPO and through other avenues,  
17 because it is disheartening to see owner delay,  
18 owner delay because an inspector at the last  
19 minute, whether it's Fire or Building, finds  
20 something not in the scope, I know, that I would  
21 not be employed if I continued to do that,  
22 especially on my own city building. To me,  
23 that's unacceptable. I don't know how you all  
24 continue to allow that, but --

25 MS. TARRAU-AYALA: May I say something?

1 CHIEF DEMOPOULOS: -- please make note of it  
2 that we are not -- we, the Fire, are not happy  
3 that we as a district continue to add things that  
4 are out of scope and delay projects. So if that  
5 can somehow be carved out or however you all do  
6 it.

7 MS. TARRAU-AYALA: Right. And that's what  
8 we're doing. It's not that we are finding items  
9 at the last minute, it's that as we go through  
10 the project, we find an item, and it might come  
11 out at the last minute because now we're going to  
12 do final inspections and we have all these items.  
13 So it's not that we found them at the last  
14 minute. We know they're there and we need to --  
15 for example, we have Griffin Elementary,  
16 Kathleen, that was a project where the contractor  
17 said -- actually, the contractor was let go or he  
18 left the project, and we were trying to close the  
19 project, and we found out that the fans had never  
20 been called for inspection. Well, the code  
21 requires that if you install fans you need to  
22 have dampers because the air can't just go  
23 through, we need to be able to close the damper,  
24 and we couldn't tell whether or not the new fans  
25 that had been installed or the fans that were

1 there that were removed to do the roof and had  
2 been installed, if the dampers were installed.  
3 So we used the ESSER program because we didn't  
4 have a contractor on the job anymore. We used  
5 the ESSER program, PPO came out, installed the  
6 fans. And now we're able to proceed to close the  
7 project.

8 So it's not always that we find it at the  
9 end. We find it throughout the project, but at  
10 the end is where it washes out. So we're just  
11 trying to close the project and find avenues to  
12 get there without --

13 CHIEF DEMOPOULOS: And I understand that and  
14 I appreciate that. Thank you.

15 I guess my concern is, through MAPS there's a  
16 scope, right, and then your contractors provide  
17 drawings, which goes to your department and  
18 others to be reviewed and approved; right? Then  
19 your inspectors go out to only check the  
20 drawings. And anything that's not on the  
21 drawings is not part of the scope and should not  
22 be part of my inspection. So when I go out and I  
23 say, hey, this ladder looks rusted and should be  
24 replaced, hey, let's just add it to this, is not  
25 acceptable in Tommy's opinion and is not what I'm

1 -- that's my main thing that I'm talking, when I  
2 see these and it talks about, Building Department  
3 requested a not in scope new roof hatch ladder  
4 replacement at Chapel Trail, again, I don't know,  
5 this doesn't give me enough information to say,  
6 is that near the scope, is it in the plans? But  
7 we have failed if it's not on the MAPS and then  
8 it's not on the plan that your department and  
9 other departments have reviewed years ago, and  
10 then we do the inspection, it's just -- again, I  
11 do this every day, and so do you, I would be  
12 fired if I did a lot of the things that you all  
13 do and are doing.

14 So Tommy is not accepting this.

15 MS. LANGAN: If I can comment on the fire or  
16 the ladders, Perla and I did spend a lot of time  
17 looking at these things because there are a lot  
18 of issues, obviously, in these buildings and what  
19 we did was we put the ladders as an inspection  
20 requirement on the new Facility Condition  
21 Assessment List so we can get an idea. A lot of  
22 these things, I guess, I'm sure you guys know,  
23 you need to develop annual programs for to be  
24 able to get these things taken care of. And I  
25 think that's an area that with this new Facility

1 Condition Assessment and really Space Utilization  
2 Study, this data will help serve the district to  
3 be able to build some of those smaller programs  
4 to make sure these things don't happen in the  
5 future.

6 MS. TARRAU-AYALA: Not only that, a lot of  
7 the schools were built prior to the time that  
8 OSHA came out. So now OSHA has a new standard  
9 for ladders. So we go to the school, we find a  
10 ladder that doesn't comply with the new OSHA  
11 regulation, but like you said, the school was  
12 built in '96, so how could it comply, but we  
13 still need to get to the roof, so we still need  
14 somehow to comply with the regulation in the  
15 future. So we put it in that program where this  
16 ladder now that was impeding the project from  
17 closing out, now that is in another program where  
18 we're going to go replace that ladder because now  
19 we know it's not there.

20 We also found out throughout the program that  
21 sometimes our consultants wouldn't go out to the  
22 schools and they would provide drawings to the  
23 Building Department which were not correct and  
24 according to the field condition. And that's  
25 where a lot of the problems began to happen.



1 CHIEF DEMOPOULOS: That's where you, as a  
2 district, and me, as an owner, failed. If I hire  
3 you to come to my building to do something,  
4 somebody should say, yes, that meets my needs of  
5 this building.

6 So my last question -- not last, but my last  
7 question right now, so I know a while ago and in  
8 the report we were trending nine to 10 reviews,  
9 has enough time gone by to see if that number has  
10 decreased to some acceptable, like, what are we  
11 looking at now?

12 MS. LANGAN: What we're looking at now is we  
13 have two reviews and if we can't secure a permit  
14 or resolution to issues in those two reviews we  
15 have a standup review. And I believe that's  
16 working tremendously. So that's a process that  
17 we've enacted and we're three reviews. Now,  
18 there's times when that doesn't hold, where we  
19 may need four, but it is so much better. And,  
20 you know, of course, it is trending towards the  
21 end of the program in design, but I think it's a  
22 lesson learned for us for when the next bond  
23 program comes along.

24 CHIEF DEMOPOULOS: Thank you.

25 MS. KRISHNAIYER: I just need a

1 clarification. When you say "owner delay", is  
2 that a decision made -- who makes that decision?  
3 Is the school principal involved in that decision  
4 or is it just made by -- who makes the decision  
5 and calls it an owner delay? Because, you know,  
6 the perception is, because it's not clear, the  
7 perception to the average community person is  
8 that it's something that the school requested.  
9 That is why I'm asking for clarification.

10 MS. LANGAN: Sure. Not typically.  
11 Principals don't dictate scope. There's times  
12 when a principal might say, hey, you know, I  
13 would really like this material instead of that  
14 material or -- and if we catch it, if she says  
15 something or he says something in time, that's no  
16 big deal, we can definitely do that. But they  
17 don't -- they are not allowed to dictate scope.

18 So in the beginning of when we arrived, I  
19 think, you know, what was happening was, it was  
20 more of an inspector driven and then our PMS  
21 would say, oh, you need -- we need to do this in  
22 order to, you know, move the project forward. So  
23 I think it was a combination. And then,  
24 obviously, Shelley's department at the time was  
25 involved and they would participate in those

1 decision makings.

2 Now, we don't allow our PMs to make those  
3 kinds of decisions. It's inappropriate. You  
4 know, we just -- we bring it up the ladder, we  
5 talk to pre-construction, we talk with the  
6 Building Department, and those decisions are much  
7 more scrutinized now. They really are. It's  
8 totally different than when I first got here.

9 MS. KRISHNAIYER: Thank you.

10 MR. HILLBERG: Okay. We completed that and  
11 we're on to Primary Renovation Projects that are  
12 Experiencing Budget-Related Issues.

13 MS. LANGAN: Yeah, so, Ashley, do you want to  
14 take over?

15 MS. CARPENTER: Sure. Ashley Carpenter, with  
16 Atkins. So this slide is kind of a duplicate  
17 from the last presentation last quarter with the  
18 definitions of what the budget changes could be.  
19 And so I just wanted to kind of put that back in  
20 front of you so everybody remembers why we would  
21 be having these budget changes. Either we're  
22 awarding construction or we have a change order  
23 that now has exceeded the initial contingency  
24 that we had set aside for those change orders, so  
25 we might need additional funding to fund the

1 change order. Or if we're closing out the  
2 project and we're essentially sweeping some  
3 monies back to the SMART Program Reserve, that  
4 would be the other -- the other reason.

5 So in this report we had two construction  
6 award budget adjustments that totalled almost \$21  
7 million. One of them was a huge project that I  
8 think was, you know, 15 or 16 of that. And then  
9 we had 11 change order budget adjustments that  
10 totalled almost \$300,000 and three roof carveouts  
11 that we awarded, which required funding totalling  
12 7.25 million.

13 So this is, you know, pretty standard. I  
14 mean, every quarter we see these budget changes  
15 for projects that get awarded that start  
16 construction. And, as you can see, the numbers  
17 are dwindling for projects that still need to go  
18 to construction, but we still anticipate needing,  
19 I don't know what we're -- what we're at now, but  
20 possibly still close to \$100 million from the  
21 SMART Program Reserve to -- to fully fund the  
22 project.

23 And then the next slide is around the  
24 Quarterly Risk Assessment. This quarter the risk  
25 assessment did go up in the -- both the 70

1 percent risk and the high level risk, about \$10  
2 million. The reason is really -- well, I mean,  
3 several reasons, the market, obviously, you know,  
4 everybody can see the market, it continues to go  
5 up, but also we had some big scope issues, I'll  
6 say, related to like metal deck. I mean, I know  
7 one project in particular, Kathleen's been  
8 working on negotiating down, but it's a \$3  
9 million metal deck replacement for one school  
10 that came up in the quarter as something that  
11 needed to move forward. So some of the --

12 MS. LANGAN: We're at 2.2 million though  
13 through the negotiations.

14 MS. CARPENTER: Yeah, she's been really  
15 working on that one. So -- but there were a  
16 couple of things like that that did come into  
17 play this quarter. And then just, again,  
18 aligning with the schedule, you know, this is --  
19 this is where we're at. I don't think -- I mean,  
20 we've worked pretty closely with Capital to  
21 ensure that we're aligned with what we think is  
22 coming up and what the needs are for funding the  
23 SMART Program and I don't think any of us were  
24 surprised, I'll say. I wasn't surprised.

25 MR. WHITNEY: So I just want to add to that a

1 little bit since we're -- you know, this is the  
2 third quarter report, but we're heavy into our  
3 budget adoption cycles, we've had five workshops  
4 with the school board, we've got a workshop  
5 scheduled actually Tuesday. You know, so we're  
6 on four-day workweeks now. So we're off  
7 tomorrow. We've actually shifted the four-day  
8 workweek next week for the Juneteenth  
9 recognition, so we're off on Monday, too. We  
10 come back on Tuesday, we've got a budget workshop  
11 9:00 in the morning. One of the items for us to  
12 discuss on there with the school board members is  
13 that the SMART Reserve and the Risk Assessment  
14 have a little gap and so we've identified what's  
15 necessary for that to kind of discuss with them  
16 the unallocated reserves the district has and  
17 some positive -- continuing positive results in  
18 property value revenues that we'll receive are  
19 going to allow us to be able to discuss with them  
20 how we fund that and what we do. So we're  
21 working with them so that as we go through this  
22 budget adoption over the summer, so before we  
23 meet with you again, we will probably have  
24 addressed that with the board and have some  
25 direction and approvals to fill that gap in.

1 CHIEF DEMOPOULOS: I've said in the past and  
2 I like to say it, I guess, just the strong urge  
3 to look at these projects, if it was Tommy's  
4 Construction, I don't know that I'd be doing a  
5 lot of this, personally, I would probably wait  
6 until the market crashed and then do -- you know,  
7 I know that may or may not be feasible for some  
8 of these projects, but my opinion is, if it's not  
9 something that has to be done now and not time  
10 commitments and legal bond type things that have  
11 to be spent, consideration should be discussed  
12 about what can be tabled or not tabled.

13 MR. HILLBERG: I would -- I would have to  
14 disagree with you. I'm sorry. I've done this a  
15 long time and the prices are going to be set and  
16 they're going to keep going up and they never  
17 stop. I don't know that they've ever had a big  
18 drastic decrease. Although, the great recession  
19 did -- did cause one of those things, but there's  
20 always the prediction that we're on the verge of  
21 the next big downturn and it just continues and  
22 continues. And so there's so much uncertainty  
23 with delays and the potential or lack of benefit  
24 for that, I wouldn't at all recommend that. And  
25 I'm sorry to disagree right here, but, no. Get

1 it done. Move quickly. Push it through. Get it  
2 over with.

3 CHIEF DEMOPOULOS: Can you define quickly?

4 MR. WHITNEY: And I would add to that,  
5 besides just the cost of doing these things, the  
6 other side of that is that every -- every year we  
7 delay is another class of students we graduate  
8 out of the system that didn't get the benefit of  
9 these. And as a parent of students who came up  
10 through the system, that's very important. It's  
11 been made clear by our school board members with  
12 their resolution, which is now resolving to  
13 complete the program by October 31st, 2025, we're  
14 going to continue to move forward and deliver on  
15 this promised scope.

16 MS. LANGAN: If I may, though? I can assure  
17 you that part of our responsibility is to do just  
18 that, look at projects that, you know, should we  
19 be holding off for whatever reason? I can name,  
20 Dania is one. I think another one was, what's  
21 the school next to -- Broward Estates. We bid  
22 that project and the bids came in at -- well, the  
23 cost of the project was going to be over \$9  
24 million. And because of the challenges with some  
25 of the surrounding elementary schools, and, you



1 know, some of those things, we did not move  
2 forward with that. So the school board is, we're  
3 looking to put some of those projects into the  
4 long-term plan so that we can reevaluate and make  
5 sure that, you know, the right decisions are  
6 being made. Now, that doesn't happen, obviously,  
7 on every project, but just know, certainly, that  
8 as we're talking about enrollment, under-enrolled  
9 schools, we are looking to say, well, wait a  
10 minute, should we be holding off on that? Or  
11 we're adding to the designers at Bethune, hey, we  
12 might want to -- the district in the future might  
13 want to add a classroom building there, so let's  
14 arrange the campus as we put a new admin building  
15 in such that we can, you know, plan for the  
16 future.

17 So just to, you know, assure you, obviously,  
18 it doesn't happen on every project, but we are  
19 looking at those things now.

20 MS. KRISHNAIYER: I want to add exactly that.  
21 Parents right from the beginning were talking  
22 about the fact that their kids, you know, we  
23 passed the bond, but their kids would be, you  
24 know, out of that school. So it's very important  
25 that -- and Dania and Broward Estates are both

1 older schools, Broward Estates, especially, you  
2 know. And not only the students are of primary  
3 importance and we want them to enjoy the benefits  
4 of the bond because those parents voted for the  
5 bond, but, also, if -- if we renege on some of  
6 these, we can't pass another bond. It would be  
7 impossible. And the rate we are looking at --  
8 and an important factor is the fact that the  
9 legislature did a great disservice to public  
10 schools by expanding the vouchers and we're  
11 already losing students and this would be another  
12 factor where parents, you know, withdraw kids  
13 from public schools. So I would think we need to  
14 keep our promises.

15 MR. PATEL: Also, Jeff, just a quick  
16 question. How big is the gap or like the  
17 projected gap that was mentioned before?

18 MR. WHITNEY: The gap right now is about 24  
19 -- well, it will be about -- it's about \$24  
20 million. We need a little bit more of that this  
21 year to get it started and then as the projects  
22 close out, like we've got a five percent change  
23 order contingency, we're trending 1.2 now, so  
24 we're actually expecting funds to come back, but  
25 in order to award the projects we need the money,

1 so it's like 47 million this year with 23 million  
2 coming back over the next two years, that then  
3 gets returned to the district's reserves and is  
4 then available for the board to put toward other  
5 initiatives as it comes back in. So the net  
6 effect of that is 24 million.

7 MR. PATEL: Thank you.

8 MR. HILLBERG: I had a question about roofing  
9 and costs. We keep hearing about the roofing. I  
10 want to ask if the district has agreements with  
11 roofers, standard contracts, annual contracts?  
12 That's how I've done my projects at the city and  
13 that's been very successful. And there was one  
14 point where they were in engineering plans and I  
15 questioned the need for that but I didn't get a  
16 good answer and the project fell apart and I  
17 ended up having to do the roofing but with the  
18 in-house contractor and it worked well. And  
19 they'll need plans and the details are in the  
20 contract, the roofing is -- ours didn't change  
21 much, so I don't -- I don't understand why it's  
22 so complicated and why it's so difficult,  
23 especially with the big cost estimate bust and I  
24 think if the roofing issue comes up, that's one  
25 of the things you shed over to perhaps to PPO or

1 another group but using a contractor with  
2 established prices and quantities and go from  
3 there. But I understand it's a very different  
4 beast, so I'll wait to hear --

5 MS. LANGAN: Well, you're right. I mean, I  
6 think in the original program the -- at the time  
7 the PMOR, I think they looked at that option and  
8 decided against it. They didn't really -- I  
9 think there was a lack of investigation. Because  
10 we have created what we call the roof carveout  
11 program. And through that program we've been  
12 able to show, without the 20 percent markup added  
13 to it from the general contractors, over \$4.5  
14 million worth of savings. So there's no question  
15 that even doing a design build, because you need  
16 a roof permit, so they're doing roof binders and  
17 they're submitting them to the Building  
18 Department, which is going much smoother now that  
19 you're almost doing a design build on these  
20 roofs. And you're not sitting through, you know,  
21 an A&E. These roofers know what they're doing.

22 MR. HILLBERG: You don't pay the A&E.  
23 There's a whole fee structure.

24 MS. LANGAN: We've gotten credits where we've  
25 taken roofs out of projects that, you know, where

1 we were originally were going to have those roofs  
2 done by the A&E and then a general contractor.  
3 But, I mean, we met with every roofer we could  
4 find about a year and a half ago and developed a  
5 new procurement where the roofer could also be a  
6 certified general contractor so that that way he  
7 can sub work and they're doing the roof and  
8 they're doing the -- any mechanical or electrical  
9 work that's required on the roof. So it's really  
10 been a success story. We wished it had been from  
11 the very beginning, but nonetheless it's -- and  
12 the schedules are tremendously faster so --  
13 because the roofers don't have to wait on the  
14 general contractor's mechanical contractor to  
15 come up and figure out how he's going to do the  
16 mechanical equipment. So it's --

17 MR. HILLBERG: It almost -- it sounds  
18 wasteful, but I was thinking it almost makes  
19 sense to do the roof first and if we have to tear  
20 out things for new mechanical and put that in, I  
21 mean, we're very against doing double work, but  
22 in that case I think it might be cheaper than  
23 waiting and dragging along with the rest of the  
24 project.

25 MS. LANGAN: I think where you're seeing the

1 bust is, as Ashley mentioned, the metal decks in  
2 the buildings has deteriorated, deteriorated down  
3 to the joist. There is -- we've had a lot of --  
4 we've had change orders that are a tremendous  
5 amount of money because we have to go in and  
6 replace the entire metal deck. And you would  
7 think that in some cases an A&E would be able to  
8 tell, but in some cases they can't. You know,  
9 you look up above, you remove ceiling tiles,  
10 whatever it is, and you can sometimes see, but  
11 not always. So -- and we have also been putting  
12 in unit pricing in case we find issues with metal  
13 decks, so --

14 MR. HILLBERG: Okay.

15 All right. That was Financial Risk. And  
16 Summary of SMART Program Expenditures/Balance of  
17 Funds.

18 MR. NAVE: Have we moved off of the capital  
19 facilities on the budget? Because I'd like to  
20 address a couple of comments.

21 MR. HILLBERG: Okay. Go ahead.

22 MR. NAVE: I want to address Recommendations  
23 1 and 2 in the TaxWatch report. Again, staff was  
24 kind enough to put together a response to those  
25 recommendation. And, Steve, if it looked like I

1 was perturbed a little while ago it was because I  
2 just finished reading those responses.

3 And my comment on the first one, and I  
4 explained to Kathleen, that the recommendation  
5 was, when we looked at the School Spotlights we  
6 identified four elementary schools that had been  
7 assigned a high level of risk and the  
8 recommendation was for the district to come here  
9 tonight and explain to you guys what is going on  
10 at the schools that caused that escalation of  
11 risk. The response we got is, here's the current  
12 status of these projects. And as I told  
13 Kathleen, that's nonresponsive. Someone looked  
14 at that recommendation and determined that the  
15 appropriate thing to do would be just to give a  
16 response and that person should be embarrassed  
17 for doing that. And, more importantly, the  
18 person that looked at that and said, yeah, that's  
19 an appropriate response, print this out and hand  
20 it out to the Bond Oversight Committee, that  
21 person should be more embarrassed. That's  
22 Recommendation 1.

23 Recommendation 2, deals with the Big 3. And  
24 it is not uncommon in looking at the Big 3  
25 section and comparing them to School Spotlights

1 and to the previous Big 3 sections in the  
2 previous report and there are discrepancies. And  
3 that occurred here. The buildings, I think it's  
4 4, 5 and 6, the percentage of work complete in  
5 the last quarterly report and this report were  
6 unchanged, but their completion date had been  
7 pushed back one quarter. Now, the history didn't  
8 reflect that in the Big 3 section. And we've add  
9 this discussion on half a dozen or so occasions  
10 in the past. Nor is it reflected in the School  
11 Spotlight. So if the district's not going to be  
12 up front about these things and we don't catch  
13 it, and we will catch it, then you guys aren't  
14 going to know what's going on. And that -- it  
15 just -- we've never been able to get past this.  
16 So -- so those are my comments on that.

17 I also want to address change orders.  
18 Because at the last meeting Kathleen and Jose  
19 gave me a tutorial on change orders and I tried  
20 to capture that in our report this time. What I  
21 don't understand, and there was a slide a minute  
22 ago that said that -- showed the cumulative  
23 change orders, and it said that 96 percent of the  
24 change orders represented value the district got.  
25 And if we look at this current report, of the 84



1 change orders that were approved, 38 of them,  
2 that's 45 percent, were not because of unseen --  
3 unforeseen circumstances, not because of owner  
4 requests, but because it was errors and omissions  
5 on the consultants. And that cost the taxpayers  
6 \$729,000 in that quarter.

7 So I have a hard time getting to 96 percent  
8 of these change orders are good things when a  
9 large percentage of them are for errors and  
10 omissions of the consultants. So --

11 MR. HILLBERG: Okay. I thought Kathleen  
12 explained it pretty well in the last meeting and  
13 I'm going to put it differently. I've always  
14 heard or thought about it that in the bid, if you  
15 miss something and then later it's going to be  
16 put in by change order because you have to have  
17 it, then if it was in the bid you would have paid  
18 a price for it, there would have been a bid  
19 price. Now, the change order price is probably  
20 going to be more. So the difference is really  
21 what the disadvantage is. And there are other  
22 associated costs with that as far as the  
23 processing of the change order, the negotiations  
24 and all the time that people and the team spent,  
25 there's a labor cost associated with that. But a

1 lot of the change orders, if it would have been  
2 in the bid, you would have paid for it. So  
3 that's I think what that is, and if I  
4 misinterpreted what you said that's what I've  
5 always gone by.

6 MS. LANGAN: No, you're correct. Also, I  
7 think what we have been recommending to the  
8 district is that the school board, and we've  
9 actually developed a policy for them, but  
10 institute a policy on how staff deals with errors  
11 and/or omissions. You know, if you look at  
12 Miami-Dade, they have a cap of 1 percent that  
13 they say, okay, we understand in projects that  
14 there could be errors or omissions, we're all  
15 human, there's no set of documents that's 100  
16 percent accurate, so they give the A&Es a cap of  
17 1 percent. It's not to say that they don't --  
18 that they won't go after and charge back the A&E,  
19 but they have the ability to make those  
20 decisions.

21 So we took a look at that policy with the  
22 pre-construction and we recommend that the  
23 district incorporate a policy so that it's very  
24 clear. There is some confusion on change orders  
25 of errors and/or omissions. The value, and maybe

1 Ashley can explain better, but the value that  
2 you're getting I think is what we're talking  
3 about here.

4 So say you didn't have a switchgear in the  
5 bid and you got one through the change order  
6 because of something that the A&E did, well, you  
7 got a whole new switchgear. You know, it may  
8 have cost you a hundred thousand dollars, it may  
9 have cost you another 10 grand because of that 10  
10 grand difference between bid day and the change  
11 order, but you can't take that whole value of  
12 that switchgear and say that that cost the  
13 taxpayers more money, in our opinion, because  
14 it's -- you got the switchgear; right?

15 So it's -- there is a lot of confusion on  
16 these things and I think a policy would really  
17 help clarify.

18 MR. HILLBERG: Okay. Before -- Bob, before,  
19 I don't mean to condone and say that error and  
20 omissions are okay, they're disruptive at the  
21 very best and they're terrible to deal with.  
22 But, anyway, go ahead.

23 MR. NAVE: No, I appreciate your explanation  
24 because I do get it that had those items been in  
25 the original bid, the original bid would have

1 cost more, but because they got put in later they  
2 probably cost more than they would have. But the  
3 fact that in the last quarter 45 percent of the  
4 bids had to come back and add things to it  
5 suggests that there's, somebody's not catching  
6 these things when they're reviewing the original  
7 bids.

8 CHIEF DEMOPOULOS: I would second that. And  
9 I agree, you can't take the value of a  
10 switchboard, but, one, like, is that truly  
11 needed? The perception of like, hey, this is a  
12 great thing, and maybe I'm reading it wrong, but  
13 to see 96 percent of stuff gave us value but it  
14 cost us all \$800,000 for that 96 percent, to me  
15 is -- there's a gap.

16 Again, something is failing from here's our  
17 approved scope, to here's the plan, to here's the  
18 execution, to now needing \$800,000 of stuff in  
19 just one quarter spread over however many years  
20 this has been going on is absurd.

21 MS. KRISHNAIYER: I want to ask Kathleen, you  
22 mentioned a policy that you've recommended.  
23 Where is it at? Is there -- is it going before  
24 the board?

25 MS. LANGAN: We have finalized the authorship

1 of that and it is being reviewed by Mrs. Marte.  
2 And so we'll work with her to see if the -- now  
3 the new superintendent, I guess, will get it on a  
4 board agenda if that is the decision that the  
5 district makes. But it's ready to go.

6 And I think, you know, they'll be able to  
7 talk to their neighboring colleagues to see how  
8 that policy has worked for them. I know that we  
9 hear from A&Es that they appreciate the fact that  
10 that policy is there. And so we -- we look  
11 forward to moving that forward.

12 MR. CORTES: Yeah, and I'd like to say a  
13 couple of things. So I think that, I want to  
14 make sure that my comments and my assessment or  
15 stuff is in line and it's not misunderstood.  
16 Errors and omissions is never good. And, yeah,  
17 it's taxpayers' money on jobs like this. And I  
18 think the message or the comments that we have  
19 and what seems to be absurd or is not, it looks  
20 like a bad situation in terms of the changes,  
21 it's true on renovation jobs you're always going  
22 to have changes. They're renovation projects.  
23 That's what I'm trying to say. You're never  
24 going to get a renovation -- this is why the  
25 level of risk on those jobs is set up at 5 or 7

1 percent. That's what the industry goes to do;  
2 yeah? Is it good? No. But that's what the  
3 reality of the industry is. My message is, if  
4 you're at 1.2, hopefully, we can get to zero.  
5 Yeah, hopefully you all can do that. Well, it's  
6 probably not going to happen because it's what  
7 the industry has. The one percent, I'm not 100  
8 percent aware of the program, don't know it well,  
9 I'm not sure if I would support it. I'm not sure  
10 if I would be willing to tell the architects,  
11 well, you have one percent, play with it, if you  
12 have a problem. I think what it does is tell the  
13 architects that it's really more about the  
14 business decision, how do you want to treat your  
15 partners so that they come back and do work with  
16 you. Because at the end of the day, if  
17 contractors feel and architects feel that every  
18 time they make a mistake they're going to get  
19 slammed, they're going to charge you more when  
20 they come to work for you. And the board and the  
21 school district has to look at the relationship  
22 long-term. This is why people didn't want to  
23 come work here, because of that. So the reason  
24 why architects are happy about it is because they  
25 know they captured their risk, they're not going

1 to be slammed every time there's an issue and  
2 they can at least have confidence that they're  
3 working with a partner; yeah? And that's kind of  
4 what, that's what it does. It kind of tells  
5 them, relax, I'm not going to kill you all the  
6 time.

7 Every -- I like the idea of knowing what each  
8 individual case is and the cases where you say,  
9 look, this was really a gross error and omission,  
10 we've got to go after them. This is -- we're not  
11 tolerating this one; yeah? In the cases where  
12 you're talking about a company or an architect  
13 that has done 10 jobs for you or nine jobs for  
14 you, if you have an issue on one job, you know,  
15 it's a business decision.

16 I think that Robert and TaxWatch is doing an  
17 outstanding job in highlighting the moneys and  
18 the expenses. It's up to the board and to the  
19 people who are working on this to make good  
20 business decisions with the information in a way  
21 that helps the bond program the way it is today  
22 and the long-term. And I think that, yes, it's  
23 700-and, whatever the amount is, 789,000, it's  
24 contemplated within the numbers that you would  
25 typically expect. If the bond program, and I did

1 the numbers myself, if the bond program, you have  
2 \$6 million right now. If this bond had the five  
3 percent amount that typically in the industry you  
4 have on projects like this, you would be paying  
5 \$75 million. It's 1.5 billion; yeah? 75.  
6 You're at 6. And with that, all I'm saying now,  
7 I think there's this idea of -- they say that in  
8 families that people -- the better families that  
9 do better are those who not only reprimand kids  
10 but also give them good thank-yous and good  
11 things when things are good. I think it's a good  
12 number. Do we have to accept that the 700 that  
13 is there, we have to pay for it? That's not what  
14 I'm saying. I'm not saying, hey, don't worry  
15 about it, it's a good number. What I'm saying  
16 is, it has to be evaluated in a way where if you  
17 look at the metric, itself, on its own, it's not  
18 a bad metric. And should all your focus be on  
19 that knowing that you have other stuff to be  
20 concerned about? And do you want to take a bond  
21 program that is doing so well compared to what  
22 the rest of the industry is doing and turn that  
23 into the issue that you want to get everybody's  
24 attention here? And, you know, 700-something  
25 maybe those are three cases, I don't know. And



1 that's all I'm trying to say is that, in the  
2 cases where it merits to go after the money,  
3 let's go after it. The numbers, themselves, when  
4 you compare it to the industry, are really good  
5 and I think you should feel proud of it and make  
6 sure that, you know, it stays there and keep  
7 reducing and reducing. And that's my message.  
8 I'm not saying that I'm happy with the  
9 700-something. The reality is that in every  
10 renovation job that you do there's a portion of  
11 money that's allocated because that is expected.  
12 And you say, well, it's supposed to -- it's  
13 costing the taxpayers, yeah, it's part of the  
14 cost of doing renovation jobs. There is a  
15 portion of the projects that will have things  
16 that are not expected. And the question is, do  
17 you want to go after every architect every time?  
18 Well, it's your business decision, the  
19 district's; yeah?

20 It looks good in terms of telling the  
21 community, yeah, I went after 300, and, public,  
22 look, I'm looking after your money. Your numbers  
23 right now are good numbers for what the industry  
24 has and you have to make the decision on how you  
25 want to handle it. And I think Bob is doing his

1 job in telling you, hey, this is what it is, you  
2 have to decide. And that's my message. I'm not  
3 praising the moneys that we spent on errors and  
4 omissions, but it's money that is spent and that  
5 is expected. And if it was going to be the right  
6 number, it would have been 75. You're at 6.

7 That's my point.

8 MR. HILLBERG: Okay. Thank you.

9 Mr. Nave, you had something?

10 MR. NAVE: Yeah, just so there's, there's no  
11 misunderstanding, TaxWatch understands and  
12 appreciates that there are going to be change  
13 orders and the ones that are due to unforeseen  
14 circumstances or because the owner changed their  
15 mind, those are fine, I have no problem with  
16 those. But the fact that the last quarter 45  
17 percent of all the change orders were a result of  
18 consultant errors and omissions, that concerns  
19 me. I hope it concerns you guys.

20 MR. CORTES: Yes, and it does and we have to  
21 look into that.

22 MR. NAVE: Then we're cool.

23 MR. HILLBERG: Okay. Yes, sir?

24 MR. PATEL: I guess my point, and I hear all  
25 the sides to it and this might be a little bit

1 because I'm a little bit newer, too, so, please,  
2 take it with a grain of salt, but are there  
3 strategies or ideas in place to help reduce the  
4 like the omissions and the errors to like some of  
5 the projects moving forward?

6 MS. LANGAN: I can say that we've put  
7 standard operating procedures in place to work on  
8 that to make sure that the drawings are more  
9 complete. Our challenge is, obviously, is we  
10 really don't have any design projects left. So  
11 our attitude is AECOM is not going to be here  
12 forever. The district will have another bond.  
13 And should they, you know, go to manage that bond  
14 themselves, they need the best practices in place  
15 with which to manage those jobs. So we have put  
16 those in place and, you know, expect that the  
17 future would look -- would look better.

18 MR. PATEL: Thank you.

19 MS. LANGAN: I would also just like to  
20 address Bob's thoughts on the two reports. And I  
21 totally agree with him. And since the buck stops  
22 with me, I take responsibility, and I am quite  
23 embarrassed. So I will work harder to make sure  
24 that doesn't happen again.

25 MR. HILLBERG: All right. Let's go to the

1 budget portion, the Summary of SMART Program  
2 Expenditures and Balance of Funds and Reserve  
3 Funds.

4 Before you get started, I'm sorry, I'm trying  
5 to figure out where, what to do with the  
6 comments. I went through the Spotlights, the  
7 School Spotlights, and some things that caught my  
8 eye were -- well, one, I didn't see a definition  
9 between construction 5A and 5B. And that's very  
10 minor, but you I didn't.

11 MS. LANGAN: No, it -- yeah, it's -- it's a  
12 tracking mechanism of how we track projects that  
13 are coming, for example, the roofing carveouts,  
14 we don't -- we don't put those necessarily in a  
15 bid phase, we put them into a phase where it's  
16 design, it's a combination. So I bet Ashley  
17 could do a better job of explaining it. So I'm  
18 going to let her do that.

19 MR. HILLBERG: She's smiling, so I think  
20 she's got it.

21 MS. CARPENTER: So Phase 4 is bidding. So  
22 that's between when it gets a letter of  
23 recommendation to permit and when the project has  
24 been awarded to a contractor. Phase 5A is after  
25 it's been awarded but prior to receiving the

1 notice to proceed. And Phase 5B is when it gets  
2 the notice to proceed.

3 MS. LANGAN: And we did that in order to be  
4 able to better track the NTP process. We've had  
5 our challenges and we thought we had changed the  
6 contract to not require a detailed schedule to  
7 get your NTP or a detailed schedule of value. So  
8 we changed the way we bid the work and we require  
9 a breakdown now with the bids. So -- and it  
10 helps us analyze the bids better. And then on  
11 the schedule side we require a milestone schedule  
12 rather than a detailed schedule, and then within  
13 45 days the contractors, or before they turn in  
14 their first requisition, are required to provide  
15 both a detailed SOV and a detailed schedule. The  
16 problem is, as you guys know, you can't really --  
17 you've got to work with your subs. If you don't  
18 have notice to proceed on an award, you can't  
19 really finish the buyout, you can't really work  
20 with your subs to get the schedule and the, you  
21 know, the SOV, so it was -- it was just  
22 preventing. So we still track it, though,  
23 because we had an issue where we -- when we  
24 changed, the district changed from giving the  
25 builders risk, they used to have it, now it's a

1 contractor requirement, so that took time to get  
2 those changes made so -- but, anyway, that's why  
3 we sort of changed the phases.

4 MR. CORTES: So, Kathleen -- I'm sorry. Are  
5 you done?

6 MR. HILLBERG: Go ahead. No, I'm done.

7 MR. CORTES: So you're doing two notices to  
8 proceed, one to get started and then the real one  
9 where they give you everything or it's just one?

10 MS. LANGAN: No, it's just one.

11 MR. CORTES: Just one with the caveat that  
12 they have X amount of days to review?

13 MS. LANGAN: Baby steps. Baby steps.

14 MR. HILLBERG: Okay. Just to finish up, I  
15 have a list of comments, I've given them to  
16 Victoria, I think that would be distribution and  
17 still in following the Sunshine Act, but I didn't  
18 want to go over them one by one, I think that we  
19 would be here until tomorrow, but I would -- I  
20 just want to know what the most efficient way to  
21 address this is. And one thing, I don't really  
22 see that the program is going to benefit for me  
23 proofreading the report, so I don't want to point  
24 out typos and things, but there is a level of  
25 view that we need to look at, and, like, I guess

1 if the Big 3 is not agreeing with the School  
2 Spotlights, maybe that's something. And I've  
3 pointed out some financial issues in the past.  
4 But I'm just struggling with how to review these  
5 -- these reports and how to add or not create too  
6 much work for everybody else, but also add  
7 benefit. So I don't know what to do with the  
8 report, but I have a copy, I can hand it out, but  
9 --

10 MS. LANGAN: I would think Jeff would be the  
11 transmitter of the information.

12 MR. WHITNEY: Yeah, so you emailed it  
13 earlier; right?

14 MR. HILLBERG: Yeah.

15 MR. WHITNEY: We can share that with the  
16 whole group and then it's actually in this  
17 section where I'm going to talk about it, I mean,  
18 we can talk about it now.

19 MR. HILLBERG: Well, no, we'll wait for your  
20 presentation and we'll cover it.

21 MR. WHITNEY: No, no, it's all right.  
22 Because we actually had Recommendation 4 in the  
23 TaxWatch report was, Florida TaxWatch recommends  
24 that the agenda, you know, we review and  
25 discussion of the district's failure to provide

1 materials requested by BOC members and the  
2 district's limited response to public comments.  
3 So what I'm going to commit to in the capital  
4 budget department, because we kind of coordinate  
5 the whole, put this quarterly report together,  
6 the organization and communication to this  
7 committee, we're going to assign tracking numbers  
8 to these things and we're going to ensure that we  
9 have a timely response that goes back to the  
10 committee members, it'll go back to TaxWatch. If  
11 it's a public comment it will go back to the  
12 members of public that made the comment, too,  
13 right, so that we have a database more or less of  
14 these are the requests we have and here's what  
15 they are and here's our timely response. Some  
16 things may take longer, so I don't want to --

17 MR. HILLBERG: Some things you may say, no,  
18 we don't feel comfortable giving that, it's  
19 beyond the scope of the committee.

20 MR. WHITNEY: Of course. But if we determine  
21 that we owe you, at least that determination, to  
22 say, yeah, thanks for the question, we're not  
23 going to respond to that. It may be a safety  
24 concern or whatever, it may be just a consumption  
25 of time or resources it takes to do that reply,



1 but we owe you an explanation of why we're doing  
2 that. So we absolutely --

3 MR. HILLBERG: Okay. I appreciate that.  
4 That's great news. Thank you. And I'm sorry I  
5 interrupted your start.

6 MR. WHITNEY: -- are going to do that and  
7 should have been doing that and will be doing a  
8 better job of that.

9 MR. HILLBERG: Okay.

10 MR. WHITNEY: It was in the Communications  
11 section but is actually something that, as the  
12 coordinator of what's going on here, the capital  
13 budget department is going to take responsibility  
14 to make sure that we coordinate that for the  
15 whole group here, the communication back to you  
16 all and the public; if they come make comments.

17 MR. HILLBERG: Okay. Thank you.

18 MR. WHITNEY: All right. So we want to go  
19 back to the beginning of the Budget Activity  
20 Report. We can kind of slam through this a  
21 little quickly.

22 All right. So we're up to \$1.6 million, we  
23 talked about that. Our -- the balance of the  
24 program that isn't already encumbered or spent,  
25 right, so there's a lot of encumbrances still

1 because there's a lot of projects still going on,  
2 but the balances is \$210 million.

3 We -- go to the next slide.

4 We spent \$66.8 million this quarter. That's  
5 the highest quarter we've had since the program  
6 began. So it's indicative of the fact that  
7 there's a lot of projects ongoing. It's also  
8 indicative of the fact that we're really moving  
9 things through. In my department we are the last  
10 reviewers before the things go to accounts  
11 payable on the payments to the contractors. And  
12 so what I've noticed that I see is like the  
13 roofing carveout program that we've talked about  
14 a couple times tonight has really pushed things  
15 along and those roof portions move quicker and I  
16 think that's helped bump this expenditure number  
17 up because we're getting things done.

18 You know, so our net expenditures through the  
19 quarter were over a billion dollars in total  
20 expenditures. Now, that includes, you know,  
21 things that were completed earlier on in the  
22 program like technology, and the music & arts  
23 program and those things and the athletics, too.  
24 That's all part of this program, too, but that's  
25 also a big portion of the construction program as

1 we're moving forward here.

2 We've got 400 -- \$350 million of active  
3 purchase orders, and, you know, that's kind of  
4 what's out there now.

5 MR. HILLBERG: Encumbered?

6 MR. WHITNEY: Encumbered, yeah. Uh-huh.

7 And if we want to go to the next page we can  
8 talk a little bit here about the reserves. So  
9 the current -- the current total reserves that  
10 the district has committed to set aside at  
11 different points in time, and there's a bullet, I  
12 don't know where it went -- the old animations,  
13 they keep getting stuck in my presentation.  
14 Anyway, it's on your printouts. There is a list  
15 there that shows the different times that the  
16 board has added, okay, that the board has given  
17 us authority to add moneys to the reserves, that  
18 brings it up to 691. As of the end of the third  
19 quarter our reserve balance was 93 million. As  
20 we discussed earlier in order to continue forward  
21 and stay on schedule to complete by 2025 we're  
22 going to have to add during this DEFP process our  
23 budget adoption this year about 47 million, of  
24 which we then expect to recover another 23  
25 million from projects as they continue closing

1 out over the next two and a half years.

2 And then we went through, the next slide was  
3 the Recommendation Number 4.

4 And if there's any questions, other comments,  
5 we can go on to EDDC.

6 MR. HILLBERG: No, you covered everything. I  
7 was going to ask about the reserves decreasing,  
8 but you covered it. So, thank you.

9 Anybody else?

10 MR. NAVE: Can I make one comment --

11 MR. HILLBERG: Certainly.

12 MR. NAVE: -- or recommendation?

13 I appreciate the district's attention to  
14 this. In looking back, in putting this part of  
15 the report together I went back through a lot of  
16 our previous reports where you all had asked for  
17 things and not gotten it. Latha had asked at at  
18 least two different meetings for a list of  
19 schools that don't have music programs. That  
20 doesn't require any extensive data mining or  
21 analysis to do and it shouldn't take 20 months to  
22 get it. You've asked for audits, the Rickards  
23 Middle School roofing collapse audit. There have  
24 been requests for those things and to my  
25 knowledge those have never been provided.

1           So, you know, assigning a tracking number  
2 just seems a bit too bureaucratic.

3           You guys aren't asking for stuff that  
4 requires extensive data mining and analysis.  
5 It's stuff that exists that the district staff  
6 could put their hands on it and get to you guys  
7 in a couple of days.

8           So when Jeff says in a timely manner, I don't  
9 know what "timely" means to the district. But if  
10 it's just a commitment to turn this stuff around  
11 in a couple of days, that's all we're  
12 recommending.

13           MR. WHITNEY: So specific to the list of  
14 schools that don't have music programs, it was in  
15 the report when the question was asked. It  
16 actually shows which schools don't have programs.  
17 I approached Latha after the meeting and told her  
18 that that's where it was and that's as far as it  
19 went. Maybe it should have been a more formal  
20 response to the entire group. I apologize. But  
21 it was already in the report. It existed and  
22 said, Bright Horizon Center, no program; Collins  
23 Elementary School, no program. And it clearly  
24 listed in the music section which schools didn't  
25 have programs. Maybe it didn't come out during

1 the presentation from the group who was here  
2 representing music, but it was in there. So  
3 maybe that's why that --

4 MR. HILLBERG: Okay. Is that issue resolved?

5 MS. KRISHNAIYER: Sort of, but there's a lot  
6 of community concern.

7 MR. WHITNEY: There is. And so --

8 MS. KRISHNAIYER: I mean, it's not out there.

9 MR. WHITNEY: I just want to say, beyond  
10 that, recently I had a meeting, we were in a  
11 meeting with Dr. Smiley kind of going through  
12 what we were getting ready to talk about in the  
13 budget update and she had a question about the  
14 music program, and her point was that, so at some  
15 point in time the school board took official  
16 action to say these schools don't have programs,  
17 we're going to put that money back in the  
18 reserve. The commitment was made when that  
19 happened that if a school created a program, and  
20 two schools have since done that, created a  
21 program, we would put the money back and let them  
22 get their allotment of their music instruments.  
23 Dr. Smiley's point was, it's been so long since  
24 the program started, administration's going to  
25 change at schools, and they may not know that

1 they have this opportunity. So we're going to  
2 send a communication out specifically to those  
3 schools and say, hey, this is still out there, it  
4 may -- it may still not be a priority at those  
5 schools, at which point the superintendent, who  
6 will be a different superintendent in a little --  
7 in a short period window now, may have some  
8 influence over the principal to say, I want to  
9 push you harder to create a program; right? Just  
10 because you're -- because Dr. Smiley's point was,  
11 as a high school principal when she was here at  
12 the district at Blanche Ely High School for many  
13 years, it was hard to have a program if the  
14 elementary school and middle schools that fed  
15 into her school didn't also have a program, if  
16 they didn't learn how to play an instrument in  
17 elementary and middle school, it was hard to have  
18 a band program at high school. So she wants to  
19 make sure that these principals that didn't have  
20 programs know kind of what happened because they  
21 may not know that there was money that the board  
22 took away.

23 MS. KRISHNAIYER: As a person that was around  
24 when Dr. Smiley was Deputy Superintendent for  
25 Curriculum and Instruction I'm aware of what, you

1 know, what happened in the district at that time,  
2 and we were much better than this.

3 But just going to the principal isn't enough.  
4 The principal should not make that decision. The  
5 decision should be made by the parents at the  
6 school who want that program. That's where I'm  
7 going. Because principals should not be making  
8 that decision. Parents want this.

9 MR. WHITNEY: And maybe I said that unfairly  
10 because I know that the PTA SAC committees work  
11 with the principals and, you know, there's some  
12 give and take --

13 MS. KRISHNAIYER: Sometimes.

14 MR. WHITNEY: -- sometimes there. And  
15 sometimes -- because my mom was a school teacher  
16 and I know that she was at schools where the PTA  
17 and the principal worked well together and she  
18 was at schools where the PTA was swimming  
19 upstream and not getting anywhere. So I know  
20 that that's the reality of what exists out there.

21 What I can tell you is that Dr. Smiley is  
22 committed to trying to get that message out there  
23 so that there's some ability to respond and reply  
24 to it.

25 MS. KRISHNAIYER: And, you know, as I said, I



1 worked closely with Dr. Smiley at that time and I  
2 know where she's coming from. And I think it's  
3 important that the school community, the parents  
4 be involved in the decision making and not just  
5 the principals. Because many children, as we  
6 know, that is what moves them forward, either  
7 academically or in the future. So it's important  
8 that that well-rounded education includes the  
9 arts.

10 MR. WHITNEY: Yeah, I was a choir guy. I was  
11 -- I moved from Kansas City where I did a lot  
12 more choral work and then we got to Orlando and  
13 they said, oh, it's show choirs down here, you've  
14 got to dance, too, and I went, whoa, what? So,  
15 yeah.

16 MS. KRISHNAIYER: A lot more teachers like  
17 our South Plantation teacher that got the Tony  
18 award two days ago. So --

19 MR. WHITNEY: Yeah.

20 MS. KRISHNAIYER: -- thank you.

21 MR. HILLBERG: Okay. Moving to the next, the  
22 Actions Taken by the District to Award More SMART  
23 Program Contracts to Women-Owned and  
24 African-American-Owned Companies.

25 MS. FREEMAN: Good evening. Can you hear me?

1 MR. HILLBERG: Yes.

2 MS. FREEMAN: Hi, I'm Lavinia Freeman,  
3 representing Economic Development & Diversity  
4 Compliance Department. Thank you for this  
5 opportunity to share our achievements in Q3 as  
6 well as our data. Through this presentation I'll  
7 refer to our department as EDDC.

8 EDDC and TaxWatch are aligned in the ongoing  
9 goal of increasing district awards to businesses  
10 owned by African American, Caucasian women and  
11 non-minority small business enterprise firms.

12 In Q3 our efforts to engage these specific  
13 suppliers resulted in three African-American  
14 firms and one Caucasian woman-owned firm  
15 participating in the single pre-bid meeting held  
16 during the reporting period. They represented 57  
17 percent of all certified firms in attendance.

18 And certified firms represented half the firms in  
19 attendance at the pre-bid meeting. Also, of the  
20 five awarded contracts during the reporting  
21 period D. Stephenson Construction, an MBE  
22 certified African-American owned firm was awarded  
23 a \$5.7 million contract for Deerfield Beach High.

24 In addition subcontractor commitments account  
25 for an additional 2.4 million for Caucasian

1 women-owned firms and \$20,000 for non-minority  
2 small business enterprises.

3 EDDC undertakes numerous efforts to appeal to  
4 African-American, Caucasian women and  
5 non-minority SBEs. To name a few, we promote all  
6 BCPS procurement opportunities on our social  
7 media platforms. During the quarter EDDC  
8 completed 160 solicitation notification  
9 campaigns, which included target email marketing  
10 as well as social media post sharing  
11 opportunities to do business with Broward  
12 Schools.

13 We also make a concerted effort to retain our  
14 certified firms by sending renewal notifications  
15 at 90, 60 and 30-day intervals.

16 EDDC also collaborates on an ongoing basis  
17 with our partner agencies to invite their  
18 certified suppliers to get certified with Broward  
19 Schools. Our electronic tri-county reciprocal  
20 certification application is accessible using the  
21 B2Gnow platform. Partners include but are not  
22 limited to Miami-Dade County Public Schools and  
23 the School District of Palm Beach County.

24 During the reporting period the EDDC  
25 certification and the marketing sections planned

1 for the launch of ongoing reciprocal  
2 certification workshops for eligible suppliers.

3 This slide reflects BCPS Contractor  
4 Pre-Qualification Data and drills down to the  
5 number of unique S/M/WBE certified bidders in Q3.

6 To put it succinctly, of the 97 total  
7 pre-qualified and certified firms, 52 or 40  
8 percent are general contractors. During Q3 five  
9 of the 52 pre-qualified and certified GCs, five  
10 submitted bid proposals to the district, one of  
11 which was an African-American firm, S3S  
12 Construction, and two WBE firms, women-owned  
13 firms, HB Hoffman and DL Fills.

14 It is important to note there are numerous  
15 factors that affect a firm's participation on a  
16 prime level, which also determines the available  
17 supply base. Factors include completion of  
18 similar-sized projects, financing, bonding  
19 limits, prompt payment and others.

20 This is a breakdown of the pre-bid meeting  
21 held in Q3. S/M/WBE attendance equated to 7  
22 firms or 50 percent of all firms in attendance.  
23 EDDC team members attended each SMART project  
24 pre-bid meeting to present the S/M/WBE bid  
25 requirements and also to share information with

1 interested attendees. We also help facilitate  
2 networking between the potential primes and subs  
3 at pre-bid meetings to help enable firms meet  
4 S/M/WBE goal requirements.

5 Between the five awarded contracts in Q3 the  
6 S/M/WBE commitment total was 8.3 million,  
7 amounting to 27 percent subcontractor  
8 participation. This slide also shows sample bid  
9 language outlining S/M/WBE contracting  
10 participation goals.

11 Here we illustrated EDDC's seven-point  
12 marketing and outreach strategy as it relates to  
13 our continual efforts to increase utilization and  
14 awards to African-American, Caucasian female and  
15 non-minority small business enterprise firms.

16 One key partner initiative that expands our  
17 reach, visibility and access to new suppliers is  
18 the South Florida Anchor Alliance Regional  
19 Marketplace. This exciting pilot project uses a  
20 single platform known as Avisare to house all  
21 certified firms among the anchors. It also  
22 houses all contracting opportunities between the  
23 10 anchors. Also, we are able -- we, as an  
24 anchor, are able to access suppliers and view  
25 their products, services and capabilities in

1 Avisare. And more information will be coming to  
2 you next quarter about the South Florida Regional  
3 Marketplace.

4 Finally, here is an overview of our  
5 certification activities, compliance marketing,  
6 in-reach and outreach activities. And that  
7 concludes our presentation and I'll be happy to  
8 answer any questions. Thank you.

9 MR. HILLBERG: Does the committee have any  
10 questions?

11 (No response.)

12 MR. HILLBERG: I had a question on the  
13 Avisare and the other was the Tri-County  
14 Cooperation. That's just like the -- Avisare is  
15 more the private entities, the educational  
16 facilities?

17 MS. FREEMAN: It's actually a software  
18 platform where the anchor alliance members, all  
19 of our certified firms are housed in that  
20 database. And it also includes information about  
21 each firm so that the anchors can identify and  
22 target firms to bring in to their certification  
23 programs. And then all of the participating  
24 certified suppliers are able to look in one place  
25 at 10 agencies' procurement opportunities as

1       opposed to on a, you know, agency-by-agency  
2       basis.

3             Is that -- is that clear?

4             MR. HILLBERG: Yes. So Avisare sounds like  
5       it's a bigger thing, a broader, multi, multi-user  
6       contribution? So -- and I'm getting at the  
7       district has a goal of zero for indigenous people  
8       and I'm kind of challenged to find an indigenous  
9       vendor to add to the school board. And I was  
10      thinking that might be a place to go and see if  
11      another agency has an indigenous vendor and could  
12      the school board use that vendor?

13            MS. FREEMAN: Sure, we definitely could use  
14      that platform to identify an indigenous vendor.  
15      We formerly had one in our program. I can't  
16      remember right now what business category they  
17      were involved in. But, absolutely, we're able to  
18      research and identify where we have a need for  
19      additional suppliers, whether it's based on their  
20      business category or ethnic status or if they're  
21      a non-minority small business. But, yes, so the  
22      program is beneficial -- is a benefit to the  
23      agencies as well as the suppliers, and especially  
24      the suppliers because of all of the legwork  
25      involved, you know, with identifying

1 procurements. So they're able to see all of our  
2 opportunities in one place and then we're able to  
3 see who's missing -- you know, who can we  
4 approach and spark interest in coming to do  
5 business with Broward Schools.

6 MR. HILLBERG: Thank you.

7 MS. FREEMAN: You're welcome.

8 MR. HILLBERG: Any other questions?

9 MR. CORTES: Just quick. So the percentage  
10 right now is 27 percent?

11 MS. FREEMAN: Yes, in Q3.

12 MR. CORTES: In just the quarter?

13 MS. FREEMAN: Yes.

14 MR. CORTES: And what about total? Do you  
15 know what the total is for the whole program  
16 or --

17 MS. FREEMAN: As far as spend or commitment?

18 MR. CORTES: The percent accomplished. The  
19 reason I ask is, first, I'm interested to know.  
20 Secondly, when I went to the board meeting and  
21 talked about it there was a lot of -- I don't  
22 think the board was expressing a lot of, they  
23 were not too pleased on the percentage. They  
24 were expecting a little bit more. And I think  
25 the gap right now seems to be two percent, yeah,



1 from what the goal is for the whole program?

2 MS. FREEMAN: I'm sorry, can you repeat that?

3 MR. CORTES: So I'm saying when I went to the  
4 board, I had to do the presentation for what the  
5 last meeting was, and when I gave the description  
6 and kind of the optics on the numbers, which I  
7 think Mr. Ballou, the last time there were some  
8 good numbers and stuff, they showed extreme  
9 dissatisfaction with those numbers, so I'm trying  
10 to understand why that is. So this quarter is 27  
11 percent and the total for the whole program is  
12 29?

13 MS. FREEMAN: That is the overall goal for  
14 the program; yes.

15 MR. CORTES: So when you do this report we're  
16 looking at the quarter or we're looking at the  
17 whole program?

18 MS. FREEMAN: We're looking at the quarter  
19 for the commitment numbers.

20 MR. CORTES: So what is the whole program?  
21 Do you know the whole -- you don't need to have  
22 it now. I guess at the end of the day you're  
23 really trying to understand what the whole goal  
24 is for the program. The quarter could be high,  
25 low, but what is the overall program percentage,

1 because that's what's going to tell you whether  
2 you accomplished the expected numbers, so --

3 MS. FREEMAN: Yes, that is a number that I  
4 don't have with me, but we would be able to  
5 provide that at the next meeting.

6 MR. HILLBERG: Mr. Nave, do you have any  
7 input?

8 MR. NAVE: At the end of the previous quarter  
9 the cumulative was 27 percent and it's been  
10 trending about that. I could not find a  
11 cumulative number in this report or I would have  
12 had a cumulative percentage.

13 MR. CORTES: Okay. That's it for me.

14 MR. HILLBERG: Okay. So that brings us to  
15 the Update on Communications.

16 MS. GARTH: Thank you. Good evening. I'm  
17 Yvonne Garth. I am president of Garth Solutions  
18 and the communications liaison for the SMART  
19 Program.

20 So for the quarter ending March we actually  
21 had a theme centered around reading. We took  
22 advantage of the fact that March is national  
23 reading month. And we took the opportunity to  
24 celebrate all of the investment that the district  
25 has made to improve media centers across all the

1 -- hundred schools, actually, and to celebrate  
2 some of the completed media centers. So we  
3 launched a campaign called Sparking the Joy of  
4 Reading. It was a multifaceted campaign with  
5 social media posts, a blog on the website, a blog  
6 that was sent out to subscribers and to parents  
7 as well as some digital media content. We had  
8 great views on it. Actually, across all  
9 platforms we had, for us it's fantastic, it's,  
10 you know, 5.8, 5,800 views of the video alone.

11 So next slide, we actually have the video to  
12 share with you this evening.

13 (Video played.)

14 MR. WHITNEY: And now it's 5,801.

15 MS. GARTH: There you go. Thank you, Jeff.

16 So the campaign is part of our What Smart Means  
17 to Me initiative where we try to connect the dots  
18 between, not just showing all the construction  
19 pictures, but really connect the dots to how it's  
20 impacting the students and how it's impacting the  
21 kids in the schools.

22 So in addition to the media campaign we also  
23 had a ribbon cutting ceremony at North Lauderdale  
24 Elementary School. We had one after the quarter  
25 actually at Boyd Estates, as well. And when we

1 go back to school we're going to continue to  
2 celebrate as the media centers are completed and  
3 allow the kids and the community to celebrate the  
4 accomplishment.

5 Next slide.

6 We also continue to try to get coverage.  
7 We're working closely with the district's  
8 communication team to get coverage in local  
9 community papers. We had five articles published  
10 in the last quarter and very excited to have had  
11 our Tamagram story also run. Thank you. Run a  
12 story featuring the three schools in that  
13 community.

14 Next.

15 As Kathleen mentioned earlier on, we do try  
16 to go out in the community. We had a couple SAC  
17 meetings, just, you know, as the projects  
18 mobilized, at Coconut Creek High School and  
19 Riverside Elementary School, the Mary Bethune  
20 Elementary Community Meeting, and the Prime  
21 Contractors Onboarding Conference we participated  
22 in.

23 A quick look ahead for this quarter that  
24 we're in, we're launching a new theme campaign  
25 called Building Champions. This celebrates the

1 athletics program, the tracks, the weight rooms  
2 that were completed. So we are actually  
3 actively, that's actively underway.

4 And then, really, over the summer we're going  
5 to be focused on capturing the activities that  
6 are going on. We're working with Kathleen and  
7 her team to make sure that we're capturing the  
8 work that's underway during the summer months.  
9 And that is our quarterly communication update.  
10 I'm happy to answer any questions that you might  
11 have.

12 CHIEF DEMOPOULOS: Good job.

13 MR. HILLBERG: Any questions?

14 (No response.)

15 MR. HILLBERG: I had one comment. I have  
16 talked to our, the City of Fort Lauderdale, the  
17 -- they call it the PIO, Public Information  
18 Office or the Public Affairs Office, either one,  
19 and I said that, the cities are reaching out or  
20 communicating with the board, but they had no  
21 notice, they didn't know anything about the  
22 program. So -- I think that's a lead you might  
23 want to pursue. And I would guess that the City  
24 of Fort Lauderdale has probably the most schools.  
25 I don't know, maybe Pembroke Pines might be more

1 in the burbs and might have more. I don't know,  
2 but, anyway --

3 MS. GARTH: So apparently we do have a road  
4 show that we're implementing with Commissioner  
5 Holness and one of our stops is the City of Fort  
6 Lauderdale and we'll be going there this summer.  
7 He has one scheduled. So we'll share that  
8 information. But we'll make a note of that just  
9 to see if moving forward we can perhaps send out  
10 a notice or some sort of notification to the PIO  
11 office at the city just to let them know.

12 MR. HILLBERG: Okay. If you want me to give  
13 you the contact people, whatever, I'll be glad  
14 to.

15 MS. GARTH: That would be great. Because the  
16 website does feature each city and municipality  
17 has their on web page on the SMART website where  
18 they can keep track of the schools in their  
19 municipality and the current status.

20 MR. HILLBERG: Okay.

21 MS. GARTH: Thank you.

22 MR. HILLBERG: Anything else? Anyone?

23 (No response.)

24 MR. HILLBERG: No? That brings us to the  
25 Next School Board Workshop, August 22nd, 9:00

1 a.m. I was up for the last one and I didn't get  
2 to present, so I guess I'm still on the list to  
3 do that.

4 I will remind the committee members to try to  
5 come up with items to take to the board, the  
6 school board, that we want to push.

7 We were very successful in getting the policy  
8 of the change orders pushed through. It took two  
9 or three times. The first time I brought it up  
10 it was not well received at all, but we -- I  
11 think we wore them down and now it's an active  
12 policy and I think the program's benefiting. So  
13 I'm glad that the committee can have a positive  
14 impact on this group and not just a lot of extra  
15 time and a lot of work that is just that.

16 But -- okay. So we can move on to the  
17 Proposed Future Dates. They're so far out for me  
18 that I don't know. I don't see any conflicts.

19 MR. WHITNEY: One thing I'd like to add here  
20 at this point and it's something that Vicki kind  
21 of pointed out to me as we were scheduling this  
22 one this time is the every other meeting kind of  
23 that we've fallen into we've ended up getting  
24 into the schools, like, right now, school's out,  
25 so we've actually kind of made it difficult for

1 the schools to let us be at, so what she was  
2 saying is we should really be looking at the  
3 September meeting and the March meeting rather  
4 than our December meeting and our June meeting as  
5 the meetings that we're going to try to have in  
6 schools. So we'd be looking to do September in a  
7 school and March in a school, that it allows the  
8 students to be a little bit more involved and  
9 might have their ROTCs be, you know, on the  
10 campus helping us find the location so we don't  
11 have to look for the little signs that Vicki and  
12 Millie worked so hard today to put out.

13 MR. HILLBERG: They were great. They led me  
14 right in here.

15 MR. WHITNEY: Those little bread crumbs for  
16 us. But it's a little bit easier for the school  
17 staff when they've got a full staff in session  
18 and working rather than dragging them in, you  
19 know, interrupting the custodians when they're in  
20 their summer work mode right now where they're  
21 cleaning schools and getting ready for next year  
22 and now they're -- so I just wanted to point that  
23 out?

24 MR. HILLBERG: Okay. Any comments;  
25 suggestions; praise?



1 MR. PATEL: I just want to say, thank you for  
2 all the work you do. I work for the budget  
3 office at the City of Fort Lauderdale so I know  
4 it takes a lot of -- a lot of prep work to get  
5 everything going and provide all these updates.  
6 So thank you.

7 MR. HILLBERG: With no further comments we  
8 can recess the business meeting.

9 Can I get a motion?

10 MR. PATEL: So moved.

11 MR. HILLBERG: And a second?

12 MR. WHITNEY: There's no public speakers.

13 MR. HILLBERG: So we don't have to convene a  
14 public hearing, we don't have to adjourn the  
15 public hearing. So we can reconvene the business  
16 meeting which we didn't recess. Sorry about  
17 that.

18 Anything, discussion for the committee? I  
19 would like to have some point to take to the  
20 board. What do we need? What would help?

21 CHIEF DEMOPOULOS: So I jotted down I think  
22 one of the things that is a positive, the school  
23 choice projects is anticipated to be done by the  
24 end of the summer. I think that's a great  
25 highlight.

1 MS. LANGAN: End of June.

2 CHIEF DEMOPOULOS: So good job.

3 MR. HILLBERG: So it'll be done by the time  
4 the meeting's in session. Okay. Very good.

5 Kudos then for that one.

6 CHIEF DEMOPOULOS: Do you want to bring up  
7 anything about that policy that's in draft mode  
8 circulating, I think that was for errors and  
9 omissions.

10 MS. LANGAN: That would be great.

11 MR. HILLBERG: Yeah, error E&O penalty. And  
12 that's really for, like you said, going forward  
13 because the design pretty much is drained out,  
14 but it's good to have.

15 MR. CORTES: It's not penalty, it's a percent  
16 allowance or something. It's an allowance.

17 MS. MELONI: A threshold.

18 MR. CORTES: A threshold, I guess, percentage  
19 threshold. That doesn't mean that you're not  
20 doing well, we have --

21 MS. LANGAN: We can send it out to you if  
22 that would help kind of organize your thoughts.

23 MR. HILLBERG: Okay.

24 MS. LANGAN: But, Jeff, you have to remind  
25 me.

1 MR. WHITNEY: Anything else?

2 CHIEF DEMOPOULOS: I like the video. Great  
3 job with the reading communications part and then  
4 teaming the next one with the track or the  
5 athletics.

6 MS. GARTH: Building Champions.

7 CHIEF DEMOPOULOS: Yeah, I thought that was  
8 pretty fun. See, I'm not all negative; all  
9 right?

10 MR. HILLBERG: Reading video, those are good.  
11 The progress videos, I like those. So, yeah,  
12 videos. And Building Champions; right?

13 MS. GARTH: Yep.

14 MR. HILLBERG: Okay.

15 MS. LANGAN: When is the next meeting, is  
16 that August, the end of August?

17 MR. HILLBERG: Future meeting is September  
18 19th.

19 MR. WHITNEY: The end of August will be the  
20 board workshop.

21 MR. HILLBERG: Workshop. And you go to  
22 those, too?

23 MS. LANGAN: Yeah. My thought is that we  
24 will have probably the results of our summer  
25 efforts, which is huge. Last year we -- working

1 with the Building Department we opened all of our  
2 buildings that we had -- it was a really  
3 successful summer. This summer we have many more  
4 projects than we had last year. So it's a  
5 yeoman's effort this year. So it might be a  
6 good, you know, thing to talk about all of the  
7 summer projects that got completed and how we're  
8 able to open all schools. That's always a good  
9 thing.

10 MR. HILLBERG: Yeah. Yeah, this is the big  
11 push season. Okay. Very good. That will --  
12 I'll leave that. I won't steal your thunder on  
13 that one. That one's for you.

14 Okay?

15 With no further issues --

16 CHIEF DEMOPOULOS: I have another.

17 MR. HILLBERG: With no further issues --

18 CHIEF DEMOPOULOS: Oh, come on.

19 MR. HILLBERG: All right.

20 CHIEF DEMOPOULOS: I'll try not to make this  
21 an issue. So question, in our resolution, and I  
22 know we don't have a full board and we're talking  
23 about, I guess, this is your last meeting and, so  
24 in our resolution it talks about having no more  
25 than nine members, but I remember a while ago

1 putting on the agenda to review this to see, do  
2 we need to make more positions, less positions,  
3 fill these vacant positions? It's a waste of  
4 everyone's time to come here and not be able to  
5 do business and I think we're doing a disservice  
6 -- I'm sorry, and I think we're doing a  
7 disservice if we don't have all these  
8 representatives being here to give you their  
9 input. I'm only one for fire, but we're missing  
10 some of the other experts in these fields, so I'd  
11 love to see all these vacant seats filled.

12 MR. PATEL: I agree.

13 MR. HILLBERG: I think -- I hesitate for a  
14 little bit because it's a legal type document and  
15 it's best, I think, with Adam's influence to help  
16 us decide how to modify this legal document,  
17 which is our charter, if I called it even the  
18 right name. But that's my only hesitation. And  
19 I agree. I've asked if we need somebody from the  
20 building officials organization to, since we're  
21 all in construction now and all these issues come  
22 up, maybe we need someone of that background to  
23 help us.

24 I do have to say, though, I am optimistic  
25 from what I've heard tonight that the perceived

1 issues between the Building Department and the  
2 construction effort, they seem to be going away  
3 and that's very good. But still, what kind of  
4 person would we need on the board, I don't -- I  
5 mean, the committee, I don't know how to answer  
6 that really.

7 But I'm ready to reach out to building  
8 officials. I know they have a support  
9 organization and I can canvas and even our own  
10 building official has indicated that he either  
11 could be a member or help find someone. So,  
12 yeah, that is a valid concern and we need to fix  
13 it.

14 So is it really your last meeting?

15 MR. CORTES: Uh-huh.

16 MR. HILLBERG: No. Oh, that's terrible.

17 Just when we got to know you.

18 MR. CORTES: Kind of.

19 MR. HILLBERG: Yeah.

20 CHIEF DEMOPOULOS: My last thing, which  
21 should not be controversial, I promise.

22 MR. HILLBERG: Okay.

23 CHIEF DEMOPOULOS: Is it possible going  
24 forward to use less acronyms? And I appreciate,  
25 Jeff, you kind of spelling some of those out, and

1 if I sat up here and gave you all the fire  
2 acronyms you'd be asleep.

3 MR. WHITNEY: We will try. I mean, we are a  
4 very acronym oriented organization --

5 CHIEF DEMOPOULOS: I get it. But as we lose  
6 members and get new ones -- I've been here a  
7 little bit and I'm still cross-eyed.

8 MR. WHITNEY: One of my roles -- one of my  
9 roles in the finance department is reviewing a  
10 lot of the board items that get prepared and go  
11 out and that's one of the things that I get  
12 hyperaware of as I'm reviewing some of those is  
13 that, you know, even in board items where we're  
14 sending it to a board member who probably knows  
15 the acronym, I know that the public is trying to  
16 read it and they don't know what ESSER is, they  
17 don't know who PPO is, you know.

18 MS. MOTIWALA: But if it helps the committee  
19 we can add a glossary or something in the back.

20 MR. HILLBERG: There's a glossary.

21 MS. MOTIWALA: Yeah, but keep it running so  
22 any acronyms that come up, like ESSER today, that  
23 we can find out and just keep it there.

24 MR. HILLBERG: Okay. So if we wanted an  
25 acronym put in and a definition it would be you

1 that we talk to? Because I asked before and I  
2 think I asked the wrong person. I didn't know  
3 what KPI was. Everybody's wincing like I should  
4 have known that.

5 Okay. I won't miss any more. Let's just go  
6 ahead, do we have any more to discuss about  
7 adding a member?

8 (No response.)

9 MR. HILLBERG: Let's get Adam here, let's try  
10 to get him involved and --

11 CHIEF DEMOPOULOS: Is that a district --  
12 that's a district initiative, I would imagine, to  
13 fill vacant seats. Not modifying the legal  
14 document, but vacant seats, that's a --

15 MR. WHITNEY: I think there's some  
16 coordination collaboration required for that,  
17 but, you know, it's something that, and the way  
18 that this has sort of been operating, Omar, who  
19 is still the director of the capital budget, he  
20 just -- he just -- he went to Jamaica, what are  
21 you going to do? That's why I'm here on my  
22 anniversary at 8:00. So -- -

23 CHIEF DEMOPOULOS: Oh, meeting adjourned.

24 MR. WHITNEY: It just means tomorrow's  
25 celebration of the anniversary is going to cost



1 me more than it would have today.

2 MS. LANGAN: A change order.

3 MR. WHITNEY: It's a change directive, I  
4 think would be the word. So I'll make sure that  
5 he's aware that it's a concern. I think he knows  
6 that it's a concern. And, you know, we'll put  
7 some effort into it, especially knowing that, you  
8 know, we're going to lose a good construction  
9 advocate with Jose leaving the board and we want  
10 to continue the progress that we've made there.  
11 You know, recently on the school board we had a  
12 very strong construction advocate in one of the  
13 board members and it, you know -- in the time  
14 that I've been with the school district for 26  
15 years it was really nice to have somebody with  
16 that perspective even though he was only on the  
17 board for a handful of months. It was -- you  
18 know, it really -- we talked about the change  
19 order policy, it really helped push that through  
20 having somebody who could speak that language  
21 with a board member with a colleague to help get  
22 that where it was.

23 So you will be missed, Jose, but we'll be  
24 working to find someone who can even begin to  
25 approach what you brought to us, so --

1 MR. CORTES: Appreciate you. Thank you all.

2 MR. HILLBERG: Okay. With that, can I have a  
3 move to adjourn?

4 CHIEF DEMOPOULOS: So moved.

5 MR. HILLBERG: Second?

6 MR. PATEL: Second.

7 MR. HILLBERG: Anybody opposed?

8 (No response.)

9 MR. HILLBERG: No? It's adjourned.

10 (Meeting was concluded at 8:02 p.m.)

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REPORTER'S CERTIFICATE

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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 26th day of June, 2023, Fort Lauderdale, Broward County, Florida.



TIMOTHY R. BASS  
Court Reporter

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