## BROWARD COUNTY PUBLIC SCHOOLS BOND OVERSIGHT COMMITTEE

STRANAHAN HIGH SCHOOL MEDIA CENTER 1800 SW 5TH PLACE FORT LAUDERDALE, FLORIDA 33312 SEPTEMBER 21, 2023 5:39 P.M. - 6:56 P.M.

## ATTENDANCE:

Omar Shim, SBBC Capital Budget Director Robert Nave, Florida TaxWatch, VP of Research Kathleen Langan, Senior Program Director, AECOM Cody Kiess, 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

Bond Oversight Committee Members:

Steve Hillberg, P.E., Civil Engineer Tommy Demopoulos, Fire Chiefs Association of Broward County Parth Patel, CGFO Latha Krishnaiyer, Broward County Parent Teachers Association

Public Speaker: Esthel Brennan

Reported by: Timothy R. Bass Bass Reporting Service, Inc. 633 South Andrews Avenue, Suite 500 Fort Lauderdale, FL 33301 954-463-3326

PROCEEDINGS

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2 3 MR. HILLBERG: Good evening everyone. I'm 4 going to open the meeting on the Bond Oversight 5 Committee. We do not have a quorum. That's the 6 first thing. So we can't really conduct any 7 business. We can't make any determinations, vote 8 on much. We can't approve the minutes. So this 9 will be an abbreviated meeting. And I have a 10 misbehaving mike. 11 Okay. So let's jump in with a call to order. 12 Approval of meeting minutes, we can't do. 13 Membership, we can't really discuss it. We don't 14 have a quorum, so that's kind of pointing to the 15 problem that we have, currently. Presentations, we'll go ahead with that as 16 17 quickly as possible since nothing can be done and there's no action available. 18 19 Omar? 20 MR. SHIM: Yes, I just want to make a 21 suggestion on the membership portion, that if 22 there are any recommendations from the committee, 23 itself, that you can forward to me any -- anyone 24 for any of the positions, open positions, and I 25 will pursue them.

Page 3 MR. HILLBERG: Okay. So any recommendations 1 2 we would know? 3 MR. SHIM: Right, from the committee. If the 4 committee has any recommendations. I've gone 5 through and I've made calls on my own with no, 6 without success, but I'm always looking for input 7 from the committee or anybody for that matter who 8 has somebody that would fit one of those rules. 9 MR. HILLBERG: Okay. Yes, Latha. 10 MS. KRISHNAIYER: Just a quick question. 11 They are specific positions; right? 12 MR. SHIM: Right. 13 MS. KRISHNAIYER: So could you tell us what 14 they are? Because we can't just -- what needs to 15 be filled, which organizations? 16 MR. SHIM: Right. So off the top of my head 17 and --18 MR. HILLBERG: I've got a list. 19 MR. SHIM: Okay. 20 MR. HILLBERG: It was, actually, I don't want 21 to steal his thunder, Chief "Organized" 22 Demopoulos. 23 CHIEF DEMOPOULOS: I have no thunder. 24 So a member form the Florida Bar Association, 25 Adam; a member from the Florida Government

Finance Officer's Association, Parth; Broward County Parent Teacher Association.

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MS. KRISHNAIYER: I'm here.

CHIEF DEMOPOULOS: Broward County Minority Builders Coalition I think is no; right? Disability Rights Florida; NAACP; Fire Chiefs Association, I'm here; Engineering Contractors Association of Florida; and South Florida Technology Alliance.

10 MR. SHIM: I believe two of those categories 11 we had changed in an update to be more general. 12 One, I think the -- we changed one to be a 13 minority builder and I forgot what the other one 14 But it was more general and it wasn't a was. 15 part of an association. It was just experience 16 as a minority builder and the other was having to 17 do with construction. And I think it was broader 18 instead of being -- we had issues about getting 19 people involved in construction that wouldn't do 20 business with the district. And so we made it 21 more general, those two categories. 2.2 CHIEF DEMOPOULOS: And this was resolution

23 15-106, so I'm assuming there's something more 24 recent?

MR. SHIM: Right, it was -- it was a revision

to that version of the resolution.

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MR. HILLBERG: Okay. So -- and that's also extended to the members of the people present, that if they have someone to suggest or a position to suggest, that they should contact Omar with the suggestion.

7 MR. SHIM: Yes, so it's -- I think you're the 8 position with experience with engineering, so 9 that one, actually, was made that you didn't have 10 to, actually, be a part of the organization, so 11 -- and then experience with construction 12 contracting. So, again, it's just experience 13 with construction contracting. And then the 14 other one was a minority builder. So they were 15 altered and the ones that were taken out were the 16 Broward County Minority Builders Coalition, the 17 NAACP, because they declined to participate, and 18 then the Engineering Contractors Association was 19 converted just to have the engineering 20 experience. 21 MS. KRISHNAIYER: Where do we find the --

MR. SHIM: It's on the actual website. It's on the actual website under documents. And we can send out the link again so you can have that. MR. HILLBERG: Okay. Moving on to

	Page 6
1	presentations by the district staff, TaxWatch, as
2	always, will provide comments following each
3	presentation.
4	MS. GARTH: Could we advance the slide? Next
5	slide, please.
б	MS. MELONI: Good evening, Shelley Meloni,
7	acting chief facilities officer.
8	So for Recommendation Number 1 to the
9	TaxWatch recommendations the response that the
10	district has provided is that the district
11	intends to comply with Resolution 23-109 by first
12	expending all bond dollars before October 2025.
13	So I think that is an important note to make.
14	And by delivering projects for beneficial
15	occupancy. What that means is that we are
16	delivering the projects for the intended use of
17	you know, like, for instance, this space for
18	instance, we're using it as it was intended, a
19	media center.
20	The program manager along with district staff
21	has employed strategies such as providing swing
22	space, which is, swing space meaning that we've
23	brought portables on to a site to allow for the
24	renovation of the space so we can relocate
25	students into the swing space, the portables.

And we're also doing things, the term that we 1 2 use is carveouts, meaning that we've taken, say, 3 the roof portion, the roof scope of a project, 4 and we're delivering it through a different 5 delivery method, like a construction services 6 minor projects delivery method, as opposed to 7 keeping it within the project and going through, 8 you know, holding it -- say the roof is done, but 9 then keeping that part of the bigger project, so 10 it sort of delays things, we can get that work 11 done a lot faster breaking it out of the bigger 12 project. So that's what we mean by a strategy 13 such as carveouts. And we do that for roofing, 14 for HVAC, we do it for media centers. And, you 15 know, we get a lot of benefit time-wise and cost.

And then so those are some strategies that we're employing to be able to meet the commitment of the resolution.

Further to that, I just want to make it very clear that we do have a group of projects where we're still -- you know, we started, we embarked on the project as the original intent from 2014, however, as we developed the project we realized that is not the best use of -- of the funds. Because we may be -- the scope may have called

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for renovating a very old portion of a building that probably is not fully utilized. So projects like that we've had -- we have a group of them, a sort of well-known group, that we have set aside to further evaluate. And so that's -- that's a group that still needs some conversation with leadership, conversation with the board, to determine how best to -- to move forward with those projects. It doesn't make sense to go with the original scope, but what do we do next is the scope that we're trying to define. And so that's one. That's one small group.

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13 Then there's another group where the board 14 has actually given us approval to do something 15 different, as in Parkway Middle School, instead 16 of renovating the old buildings the board gave us 17 approval to demolish those buildings because they 18 were underutilized, and that helped to fix some 19 of the enrollment issues. And then we -- and 20 then they, actually, funded for a much larger 21 project. So that's changed considerably from 22 what we had originally planned to do in 2014.

23 So those types of projects, Parkway is one, 24 we have Bethune and Markham Elementary are 25 projects that we know are not going to be able to

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fit in the mold of the SMART projects that we started off with and to be able to meet the commitment of October 2025.

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So that's Recommendation Number 1, the response that the district has formulated.

6 As far as Recommendation Number 2, so 7 Markham, as we just mentioned is one of those 8 projects that we changed the scope of work. 9 Instead of renovating all the buildings that were 10 in the original scope the board agreed and 11 approved replacement of building number 1. We 12 still have some renovations in some of the other, 13 but minor renovations in some of the other 14 buildings, but building number 1 is significant 15 because it encapsulates a lot of the program of that school. And because of the condition of 16 17 that building and the structural needs that we 18 would have had to address, the building -- the 19 board agreed that it made sense to replace that 20 building.

21 So we have been given some funding and we 22 have started that whole process. The first phase 23 of that project was to actually bring in 24 portables so we can vacate building 1, move all 25 the staff and students out of that building, and

then put them into the portables. And we have done that so they are, actually, in the portables now. That was completed over the summer and the staff and student have relocated in the portables. We have some minor work to finish there, but for all intents and purposes that phase is done.

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8 The second phase, which is phase 1B, is where 9 we were going to go to the board a few months ago 10 for approval of the first GMP. And that GMP, 11 that scope is to build an FP&L vault, we have a 12 lot of other, some side work. We had the chiller 13 yard, generator room, parking. So that was, you 14 know, a scope of work defined for that phase.

15 However, at the time when we had put it on 16 the initial board agenda, this hasn't even 17 reached the board at this point, this is an 18 internal group that reviews board items, the 19 superintendent, the former superintendent was 20 present, and she had asked for us to pause it at 21 the time because she wanted to review it. There 22 had been some discussions, you know, in the 23 community about what to do with that school, what 24 to do with the project, so she wanted to give --25 hear to that -- to those comments and she asked

us to put the project, to hold on the GMP for 1 2 phase 1B. So we have done that. We had the 3 conversations. And more recently while we were 4 speaking with Dr. Licata, Ms. Langan from AECOM, 5 Mrs. Marte, Deputy Superintendent Operation & Finances and Dr. Licata and I talked about that 6 7 project and what to do, you know, trying to move 8 it forward. And he agreed that, yes, let's go 9 forward. Because we are going to proceed with 10 the project, so let's go forward with the 11 approval of the GMP for phase 1B, which, as I 12 mentioned, is the utility building, parking, you 13 know, the vault, all of those things. So that's 14 our plan going forward. We hope to take it to 15 the October 17th board meeting, regular school 16 board meeting, and that will give us the, you 17 know, the momentum then to continue and proceed 18 with the project.

So I also want to point out that this particular project was funded through a certificate of participation issued. So it's sort of outside of the SMART dollars. And, certainly, Mr. Shim can add to and clarify it if I'm saying something not quite correct. But just to point that out, that it's outside of the

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Page 12 1 SMART. 2 So this project, like some of the others I 3 mentioned before, are not going to meet the October 2025 deadline. 4 5 MS. KRISHNAIYER: How long would the children 6 be in portables then? And the entire school is 7 in portables as I understand it. 8 MS. MELONI: That is correct. 9 MS. KRISHNAIYER: How many? 10 MS. MELONI: Well, building 1, yeah. I mean, 11 not the entire school, building 1, the one that 12 we're replacing. 13 MS. KRISHNAIYER: How many students? 14 MS. MELONI: 266. 15 MS. KRISHNAIYER: And what's their 16 enrollment? It can't be very high. 17 MS. MELONI: I can look it up. I don't have it offhand. 18 19 MS. KRISHNAIYER: And are there particular 20 grades that are in these portables? 21 MS. MELONI: I don't know the exact makeup of 22 who's in the portables. That was all determined 23 with the principal. The principal is the one who 24 gave us which grades needed to go into the 25 portables.

	Page 13
1	MS. KRISHNAIYER: If it is only building 1,
2	it should have been the grades that were in
3	building 1 originally.
4	MS. MELONI: Well, principals have the
5	ability to shift population.
6	MS. KRISHNAIYER: Okay. So I just want to
7	know if it's the little ones, the fourth graders,
8	fifth graders.
9	MS. MELONI: I don't know offhand. Again, we
10	worked closely with the principal to provide the
11	best options for his student population.
12	MS. KRISHNAIYER: Yeah, I would like that
13	information, please
14	MS. MELONI: Sure.
15	MS. KRISHNAIYER: as to who exactly is in
16	the portables, what age, what grades.
17	MS. MELONI: Okay. Sure.
18	MS. KRISHNAIYER: Thank you.
19	MS. LANGAN: Okay. If you will switch the
20	slide to the next slide we are going to Quarterly
21	Highlights. Good evening, Kathleen Langan, AECOM
22	program director. We've had a busy quarter
23	preparing for the summer. As you can see from
24	the slide, this quarter the number of projects in
25	construction closeout went up by 17 projects

through June. I think the board will see -- the committee will see a large influx from the next series after this summer.

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We moved three projects out of design into hire contractor. Bid and award phase 4. Now we have a total number of delayed projects decreased. So if you watch that in the report it decreased this quarter by 6 projects, down to 22 projects that are delayed. And this is delayed by the reset schedule that was approved by the board in February of '21.

We have 47 projects that remain ahead of schedule based on, again, that reset schedule that the board approved in '21.

We've had one ribbon cutting ceremony, excuse me, at Lloyd Estates Elementary, and that's their media center.

18 And then we wanted to give, while not exactly 19 in the -- in the entire quarter, but we wanted to 20 give an update on the accomplishments and a nod 21 to the teams. We completed work at 117 schools 22 this summer, for a total of \$51,800,000. These 23 are projects that are obviously parts of other 24 projects but those were completed. Things like 25 switchgears, HVAC equipment, roofs. So it's not

all the projects that we're working on. I think Mr. Shim can confirm that we're running about \$60 million a month in billing. So a very busy summer. If you'd like to show the video, please. Go to the video, as they say.

(Video played.)

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MS. LANGAN: Thank you. So when we talk about the schools, as the video mentioned, or showed, I should say, we opened every single school this year after working in 171 buildings. So it was quite an accomplishment of the team.

12 Moving to the next slide is, again, just 13 Quarterly Highlights. As you'll note, we have 4 14 projects back in planning. And as Ms. Meloni had 15 indicated these are some of the newer projects 16 that we have been asked to manage, projects like 17 Coral Glades High School auditorium, Parkway 18 Middle School, Bethune, some of those projects 19 that have been held and now we're into the 20 planning phases.

21 We only have three projects left in design 22 from the original SMART Program. We have taken 23 some of those, three of those projects, and 24 broken them up, as Ms. Meloni alluded to, into 25 your carveouts.

We have 7 projects that we're hiring contractors, 203 in construction, and we have 97 projects in closeout.

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To review Recommendation Number 4, Florida 4 TaxWatch recommended that the district include in 5 6 this evening's facilities report scheduled 7 completion dates of the remaining SCEP projects 8 that I should say that have not been completed by 9 There's only two of those projects and one then. 10 is at Riverglades Elementary for \$82,405. That's 11 a card reader system. We anticipate being 12 completed by the end of the calendar year 2023 13 for that project. And then Stoneman Douglas we 14 have an electric arm gate that is 61 percent 15 complete, and, again, we anticipate completing the first quarter of calendar year 2024. 16

17 Next slide is the Status & Timeframes of 18 Remaining Safety and Security Projects, so we'll 19 start with the safety status. And, as the 20 committee can see from the presentation, we have 21 a total of fire alarm projects and I will just 22 focus on the 81 under construction, you can see 23 the numbers there totalling 100 between planning 24 and complete closeout. And then the fire 25 sprinkler we have 68 in construction, 17 in

closeout, for a total of 89 projects.

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The detail of the safety status of each of those projects, so that the committee can understand where those are, is shown on the next two slides. And it's small so you would have to look on your hard copies. But that explains to the committee the percent -- each school, the percent complete, and then the status of the specific details of work. I won't go through all of those unless asked.

11 Next slide, please. This is pretty standard 12 that we share with the committee and certainly in 13 our report quarterly. It, again, talks about the 2020 reset schedule, the 47 projects ahead of 14 15 that schedule. And you can see from the graph 16 here that at the end of the reporting period 22 17 projects were delayed in the master project schedule, 12.75 of the 22 delayed have completed 18 19 their contract work, so that leaves outstanding 20 change order work in order to get the 110b and 21 the breakdown is on the right-hand side. It's 22 pretty consistent with the reporting that we've 23 provided before, with the exception of we've been 24 able to reduce the number down to 22. And that's 25 really based on working closely with the building

department and with the district to make sure that as questions are asked or inspections are made, that everybody is aware of what's happening during those inspections and how we can move the projects forward.

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Moving to the Big 3 Status, hopefully -- I 6 7 don't know if you all have had an opportunity to 8 review the report. There's a lot of detail in 9 this recommendation response and the Florida 10 TaxWatch recommended that the district facilities 11 report identify the proposed completion dates, 12 item 1, for ongoing primary renovations at the 13 Big 3 schools; identify and explain any schedule 14 or budget flags; identify and explain the nature 15 of any required change order work; and identify 16 and explain any other issues that are relevant to 17 the completion; and, finally, item 4 of the 18 primary renovation projects.

So we've done that in detail. If the committee -- if it pleases the committee, if you would want me to hit on any particulars, maybe we talk about the proposed completion dates. Blanche Ely High School, the contract work was completed in October of 2021. And as you look through your document you will see that we have

had an issue that the building department brought up concerns about an additional ADA ramp, and so we are working with them to address that. That is -- that will go in as a change order.

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Northeast High School, the GOB, the contract work is -- was August 30th of 2023. The contractor received an approved extension of 285 days at the September 23rd board meeting. And, actually, the contractor is preparing an additional impact analysis to extend it through February 1st of 2024. And in the detail we have provided by each building the percent complete and any other comments identified.

14 Then we have Northeast High School new 15 addition, and we expect for the overall contract 16 work to be complete in January of 2024. We are 17 actually working to schedule a ribbon cutting for the new addition sometime late October and early 18 19 And just to add, congrats to board November. 20 member Leonardi. She had her baby so we couldn't 21 do the ribbon cutting early October as we 22 thought.

Blanche Ely -- I'm sorry, Northeast High
School did have a budget flag which was the
budget was increased by 35,827 and that was

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approved by the board in a change order on June 2023. Change order number 2.

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Stranahan had no flags and Blanche Ely had no flags.

5 The other one was identify and explain the 6 nature of any required change order work. We 7 have done that in detail. Probably the one I'll 8 highlight is the one here for Stranahan High 9 School. That probably has the most issues with 10 change orders. As the committee may know that we 11 terminated the contractor from this project at 12 the board meeting. They were not interested in 13 completing the change order work. We had two 14 areas of roof that they could not do because they 15 needed to do change order work. In any event, we 16 are negotiating with them to close out the 17 funding so that we can finish up the change order work here at Stranahan. 18 It's basically roofing 19 And there is in building 6, there's some work. 20 art equipment that has to be installed. So 21 that's, those are the change orders that we're 22 working towards finishing as soon as we can get 23 our funding released. It's -- those pieces of 24 equipment are for the kiln room.

Relevant to the completion, identifying any

other issues, we spoke briefly about the ADA ramp at Blanche Ely. We're addressing that.

We have had delays at Northeast, as I mentioned to you, that the school board approved. Those are attributable to the architect and engineer not prosecuting their work because they felt that the district owed them money. Obviously, that's in violation of their contract, and so we have addressed it accordingly and working with legal on that.

Again, Stranahan, the district terminated the contract and the board approved that termination. We have bid the change order work. We're ready to go. And we just have to come to a conclusion with the contractor on resolving the outstanding funds.

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MR. HILLBERG: Okay.

18 MS. LANGAN: I think that's everything. 19 Change Order Revised Policy, it has the actions 20 taken by the district to reduce, minimize. This 21 one you all have seen many times before. We've 22 left it in for you. What the new information, we talked briefly about it at our last meeting, and 23 24 that was regarding errors and omissions. And a 25 policy that we are recommending that the school

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board develop and execute to have a better understanding of the error and omissions process, so we've highlighted some elements. This policy is in draft and we, as always, appreciate this committee's support when talking about those things that will help facilitate the completion of the program.

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So we're saying that consideration should be given in development of a policy addressing architectural and engineering errors and/or omissions.

We actually have identified that Palm Beach County Public Schools does have an error and/or omission policy. Obviously, it has some other elements in there which we have addressed in our draft policy for the board.

17 The purpose of the policy is to provide quidelines for the review of change orders that 18 19 cause the district to sustain costs attributed to 20 design errors and/or omissions. And, clearly, 21 when AECOM is gone and the district continues 22 with their, a new bond program, new capital work, 23 this will be an important element to make sure 24 that the direction is given to the staff to be 25 able to manage the projects.

These guidelines should assume a reasonable level of imperfection in the A/E plans and allow that construction can and will reveal items in the design that must be modified, added or deleted. And, again, talking about our very old buildings and the type of work which we address more as stabilizing buildings, that you're always going to have these kinds of challenges.

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9 We're also recommending as the Palm Beach 10 County Public Schools has in their policy that 11 the combined associated costs of errors and 12 omissions for a project exceed 2 percent. So 13 anything over 2 percent of the construction cost 14 the district would be able to pursue a reimbursement for the difference in the cost 15 16 between bid day and the change order value.

Now, Palm Beach County has 1 percent in their policy. Because of the type of work that we're doing, we are recommending 2 right now. That can certainly be addressed and discussed by the board. Whatever their will is is what they would approve, obviously.

And then just to reiterate so it's very clear, the recommendation for cost recovery shall be the difference between the estimated cost of

errors and/or omissions less 2 percent of the construction cost and less the value of documented additional uncompensated services provided by the design professional.

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And just to reiterate, I know we've talked about this quite a bit, and that is, as my team and myself, personally, are working on a series of claims by A&Es, all of these things are taken into consideration. If they have a lot of change orders with errors and/or omissions, all of these things we go back to the A&Es right now to make sure that the district is compensated. It's in a lot of different ways. So it's not just cash on hand.

15 Finally, I'll turn it over to Ashley and she 16 can talk a little bit about the change orders. 17 Yes?

MS. KRISHNAIYER: I just have a quick question. When do you expect this policy to go before the board?

21 MS. LANGAN: Policy adds or changes is quite 22 a process. We would work with Mrs. Marte and 23 Mrs. Meloni as soon as we can. So it typically 24 would be at a workshop, obviously, the first 25 couple, because it has to be public meetings

announced. There's a policy on how to change or add policies. So we would follow that policy.

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MS. KRISHNAIYER: Okay. Thank you.

MS. CARPENTER: Hi. Good evening. Ashley Carpenter with Atkins. Just looking at this next slide here, so this is just change orders that were approved in the quarter. It amounts to just over \$1.5 million. There's a breakdown here of the different categories that were ascribed to each of those change orders and the total amounts by category.

12 Then on the next slide it gives the 13 cumulative so far for the program with what we're 14 looking at for change orders right now. So while 15 it is a lot of money, you know, what we've talked 16 about here before is, as a percentage of 17 construction dollars, we're still looking at 18 about under 1.5 percent. Sorry. Under 1.5 19 percent of the construction dollars.

And just to kind of piggyback on what Kathleen was saying about the errors and omissions policy, the -- what we would pursue is sort of the difference between the cost of the work that we -- if it had been in the plans, right, cost of the work on bid day versus the

1 cost of the work when they had to price the 2 change order, because that is a lot of times 3 different in a market like ours where 4 construction's always going up, up, up. And then 5 if there was any error that actually required 6 rework, of course, we would pursue the full 7 amount of the rework that had to be done. But. 8 when we look at, analyze all the errors and 9 omissions so far on the program, still over 99 10 percent of what we've paid for is value that the district has received. You know, we needed that 11 12 thing that they forgot to put in the plan and 13 they provided it. We had to pay a slight 14 increase in cost because of the time delay in 15 getting the price and that accounts for -- I 16 mean, that's less than 1 percent of the change 17 order amount. So I just wanted to point that 18 out.

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Moving on to --

20 MR. HILLBERG: May I add something? I was 21 surprised to see the amount of owner initiated or 22 caused changes to be so low. I mean, it's still 23 a huge amount of money, \$250,000, but in relation 24 to everything else it's very low and we've been 25 talking about it at length and have really gone

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over that subject and it's such a small item, relatively speaking, that I don't know that we need to talk about it much. Although, the next page in the report showed another 180,000, which I don't know whether the 250,000 included the 180,000 or they were different. But still, add them all, it's still pretty low.

8 MS. CARPENTER: Right. The 250,000 is the 9 total cumulatively on the program for owner 10 requested change orders, at least how they've 11 been categorized. That is for a couple of 12 Number one, we have had quite a few reasons. 13 credit change orders that have been categorized 14 as owner requests.

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MR. HILLBERG: Okay.

16 MS. CARPENTER: So, for whatever reason, 17 either -- I can think of a couple of examples 18 where between the period of design and 19 construction PPO went out and replaced something; 20 right? It was in the plan, it ended up being a 21 credit back to the district because the 22 contractor had priced it and it had already been 23 replaced. That got categorized as an owner 24 request and that's a credit. So because we've 25 had a lot of credits it does make the overall

value look low.

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MR. HILLBERG: Uh-huh.

3 MS. CARPENTER: So, looking at the budget 4 flags for the quarter, I just want to, I guess, 5 reiterate, I mean, you guys can read this and I 6 think I read it out last time, so I probably 7 don't need to again, but just as a reminder, 8 there are a few types of budget flags, when we 9 award construction, when we have change orders 10 but we've already expended the change order 11 allowance that was built into the project budget 12 at the start, then we have to, you know, take 13 money out of SMART Reserve to cover any 14 additional change orders at that time, which 15 causes a budget increase. And then in financial 16 closeout when we're actually sweeping the 17 remaining dollars from the project at the end and 18 the budget goes down. So those are the three 19 main reasons why we have budget increases or 20 decreases in the quarter. In this quarter we had 21 3 construction award budget adjustments that 22 totalled almost \$11 million, 10 change order 23 budget adjustments that totalled 360,000, 10 24 financial closeout credit adjustments that totalled a credit of 1.8 million, and then one 25

consultant amendment that increased the budget by about \$60,000.

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And then moving on to the financial risk, this is the -- this graphic is the same one that was in the previous report. While we have prepared a draft risk assessment, it's still under review by the district leadership so it hasn't been released yet to the board or the public. I mean, yeah, so it's still the same.

That concludes my portion of the report. MR. HILLBERG: Okay. Mr. Nave, would you care to jump in?

I'll be brief. 13 MR. NAVE: Yeah. I want to 14 thank Ms. Meloni for her response to 15 Recommendations Number 1 and 2. It was the kind 16 of thoughtful and a considerate response to 17 recommendations that we've been looking for since 18 we started making recommendations. So I hope 19 this sets a standard going forward for the type 20 of response we get.

21 Recommendation 3, the reason there's a Big 3 22 section in the report is because this committee 23 asked the district to put it in there because 24 they were the three schools that you all were 25 getting the most questions about from the

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taxpayers. And when I review that section of the report I review it with the assumption that if taxpayers are likely to read one section in that report, what's it going to be, and it's going to be that section. In that section, mostly it's 6, 8 pages of really pretty pictures and very little detail on what's going on at the schools.

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So Kathleen and Omar and I, and with Judith's help, I think, have kind of come to an understanding of what an appropriate level of detail is for what's going on in that section and I've gotten a commitment from the district that the next report will be a lot beefier in terms of 14 substance. So a lot of progress there.

15 Recommendation 4, I apologize to the district for Recommendation Number 4. 16 I'm a little 17 embarrassed. I got the numbers wrong. At the end of Q3 there were 204 completed School Choice 18 19 Enhancement projects. At the end of quarter 4 20 there were 225. That's out of 230. And the O3 21 report made mention that they thought all the 22 projects would be done by the end of the summer. 23 So I'm thinking, okay, there's 26 projects that 24 are going to be done here in the next little bit. So it seemed like a fair recommendation at the 25

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	Page 31
1	time. Had I caught my own error and realized
2	that there were only five incomplete projects, I
3	would have never made that recommendation.
4	So, my bad.
5	MR. HILLBERG: Didn't see it that way, but,
6	okay. Anything else?
7	MR. NAVE: On the first four recommendations;
8	no.
9	MR. HILLBERG: Okay. Let's move to the
10	MS. LANGAN: Excuse me. Through the Chair?
11	Through the Chair, excuse me.
12	MR. HILLBERG: Yes. Yes.
13	MS. LANGAN: We did have one more slide that
14	we wanted to bring to your attention. Some of
15	you may recall that when we got approval of our
16	extension for year 4 we talked about the
17	importance of the participation, the minority
18	participation of our subconsultants on our
19	contract, and so we have we are reporting that
20	monthly in our monthly report to the district,
21	but we have also included it here in your final
22	page, the AECOM S/M/WBE Reporting. So that gives
23	you a snapshot showing that as of June we were
24	projecting 42.46 percent participation in our
25	contract.

Page 32 MR. HILLBERG: Okay. 1 Thank you. 2 Did you want to ask if we can get a copy of 3 that presentation? Because I don't have one. 4 MR. PATEL: Hi, guys, just a guick guestion 5 and comment, really. Can we get a copy of the 6 presentation afterwards? 7 MS. LANGAN: Yes, sir. I apologize for you 8 not having it. 9 MR. HILLBERG: Okay. I believe it's the 10 budget issue. 11 Hi. Good afternoon. MR. SHIM: Omar Shim, 12 Director of Capital Budget. This quarter's 13 Budget Activity Report is for the guarter ended 14 June 30th, 2023. The total SMART Program budget 15 increased by 9.1 million over the last quarter from 1 billion 585.7 million to 1 billion 594.8 16 17 million, which is shown on page 15 of the 18 quarterly report. A detailed list that shows 19 each project and the budget increases is shown on 20 427 to 452 of the report. So that gives you each 21 transaction that -- that increased the budget. 22 From the total of the 1 billion 594.8 23 million, one billion 428.9 million is either 24 committed or spent. And the balance of those 25 funds that are not encumbered or spent is 165.9

million. Out of that 165.9 million, the balance of 13.9 million is in completed projects that are being financially closed out and 152 million in balances on financially active projects.

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Expenditures through the fourth quarter are 1 billion 98.7 million as shown on page 475. This is a \$77.1 million increase in expenditures over the previous quarter, which is, as Ms. Langan said, pretty significant and the largest actual quarter that we've had in expenditures. Purchase orders in place are 330.2 million.

12 Next slide. In addition to SMART Program 13 funding that's identified in the project budgets the district also set aside reserves in the 14 amount of 738 million for additional costs 15 identified in the Atkins Risk Assessment. 16 The 17 district's finance team worked with Atkins to 18 adjust the reserve to address risks so that the 19 SMART Program is financially feasible. The 20 balance was 118 million.

21 So to address Recommendation Number 5 in the 22 TaxWatch report, first I'd like to thank Bob Nave 23 and the TaxWatch team for providing this report 24 and his analysis. So for Recommendation 5 25 TaxWatch recommends that the district staff brief

Page 34 the BOC on its plan to move another 22 to 36 1 2 million to the reserve to mitigate the risks. 3 So on September 5th, 2023 the board adopted 4 our district educational facilities plan. Now, 5 this increased the SMART Reserve by 47 million to meet the level of the risk outlined in that risk 6 7 assessment. 8 Now, this is also expected, that the 9 projects, as they're completed, project balances 10 would be recovered in the financial closeout 11 phase of the project and we'll put that money 12 back into our reserve. The unallocated reserve 13 as shown in the DFP at the time it was adopted was 120.3 million. 14 15 And that concludes the budget portion; if you 16 have questions? 17 MR. HILLBERG: Any questions? 18 (No response.) 19 MR. HILLBERG: No? 20 Mr. Nave? 21 MR. NAVE: No comments. 22 MR. HILLBERG: No? Okay. 23 MR. NAVE: Exactly what we wanted to hear. 24 MR. HILLBERG: Thank you, Mr. Shim. 25 Okay. Moving on to the actions taken by the

district to award more SMART program contracts to women owned and African-American owned companies.

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3 MS. FREEMAN: Good evening. Lavinia Freeman, 4 Economic Development & Diversity Compliance 5 Department. In Q4 our efforts to engage the African-American, Non-Minority, SBEs and 6 7 Caucasian Owned Women Firms included many, many 8 outreach events and numerous targeted marketing 9 efforts, which I'll elaborate on. Our efforts in 10 this guarter resulted in six African-American 11 firms and five Caucasian women owned firms 12 participating in six pre-bid meetings which were 13 held during the reporting period. They 14 represented 42 percent of all certified firms in attendance. And certified firms as a whole 15 represented 45 percent of firms attending 16 17 mandatory pre-bid meetings. In Q4 D. Stephenson construction an MBE certified African-American 18 owned firm was awarded a \$9.1 million contract 19 20 for Cooper City High School. In addition 21 subcontractor commitments account for an 2.2 additional 2 million for African-American owned 23 firms.

24Next slide. Some of our methods to engage25certified suppliers and appeal to them to

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participate in district procurements includes promoting all BCP procurement opportunities on all of our social media platforms. During the quarter. EDDC completed 160 solicitation notification campaigns which included targeted marketing and social media posts, as well as sharing opportunities to do business with Broward Schools. And we also make a routine concerted effort to retain your certified firms by sending renewal notifications on 90, 60 and 30-day intervals and we also highlight business theme months, several of which are shown here, some of our notifications about bid opportunities that are on DemandStar.

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Next slide.

16 We also collaborate with our agency partners 17 on an ongoing basis to invite their certified suppliers to get certified with us and using our 18 19 tri-county reciprocal application in the B2GNow 20 platform. And our partners, of course, include 21 Miami-Dade Public Schools, the School District of 22 Palm Beach County, and a number of others which I'll talk about related to the South Florida 23 24 Anchor Alliance.

25

During this reporting period EDDC

certification and marketing planned for the launch of the reciprocal certification module and we attended many events, including the Broward Health Annual Supplier Diversity Business and Health Expo. We also partner with the City of Coconut Creek who is considering and working towards developing their economic development department and they wanted to glean from what we were doing here in Broward schools.

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Next slide.

Now we also partner with Score, where they provide access to education and resources for our firms and increase the number of firms doing business with the district. We also participated with the City of Miramar on a virtual minority business spotlight meeting and numerous other events.

This slide reflects our contractor 18 Okav. 19 pre-qualification data and it drills down to the 20 number of unique certified bidders. During this 21 reporting period the total number of 22 pre-qualified certified contractors was 90; 47, 23 or 39 percent, are general contractors. Also, 6 24 unique general contractors submitted bid 25 proposals to the district, three of which were

African American.

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2	And just to note, there are numerous factors
3	that affect a firm's participation on a prime
4	level and in effect touches the availability of
5	that supplier base. So similar sized projects,
6	financing, bonding limits, prompt payment and
7	other issues do affect whether a firm chooses to
8	try to do business with us.
9	Next slide.
10	This slide is a breakdown of the quarter's
11	pre-bid meeting and S/M/WBE attendance which
12	equated to 7 firms in Q4 or 45 percent of all the
13	firms in attendance. And follow up to target
14	marketing email campaigns of SMART bid
15	opportunities, our team members attend each SMART
16	bid pre-bid meeting and we present the S/M/WBE
17	bid requirements to make sure the primes are very
18	clear on what the requirements are. And we also
19	share the certification requirements for
20	attendees who are interested in getting certified
21	with us. And we help facilitate networking
22	between the primes and the subs that are there.
23	Between the two awarded contracts in Q4 the
24	S/M/WBE commitment total was 5.7 million out of
25	16.3 million, and that amounted to 35 percent.

	Page 39
1	And this slide you've seen before, just is an
2	example of bid language that you can find in
3	solicitations.
4	And you've also seen this slide which spells
5	out the different steps for marketing, which are
6	numerous for our small but mighty team.
7	Next slide.
8	This slide also this talks about the South
9	Florida Anchor Alliance, which I mentioned
10	before. It includes 11 major institutions
11	between Dade County and Broward County including
12	both school districts. This is a platform that
13	is really pretty revolutionary for the suppliers
14	and small businesses in the region because it
15	gives them access to all of our solicitations in
16	one place, whereas, they're not having to go to
17	each one and spending the time and energy. This
18	is funded by the Health Foundation of South
19	Florida through a \$2 million grant. And we are
20	working with the Alliance to it's actually a
21	\$10 billion marketplace between all of the
22	anchors, and right now we're really working to,
23	you know, iron out some of the kinks because this
24	is a new initiative and it's something that
25	hasn't been done before here, and so we're just

working with the platform, Avisare, to make sure that Broward Schools procurements are linked to Avisare. So, through DemandStar, which is what we use for our bids, they had to -- they had to enter into a contract with the vendor to do integration work. So it's a work in progress, but we're really excited about the promise that it holds.

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9 And, finally, these are just some of our
10 program metrics, talking about our applications,
11 contract review, and participation, and bid
12 activities, and community meetings, et cetera.
13 And that's the conclusion of our presentation.

14 If there are any questions I'll be happy to15 answer them. Thank you.

16 MR. HILLBERG: Okay. Parth? 17 MR. PATEL: I'm sorry, I don't know 18 everyone's name. I just had a question on the 19 percentages for commitments on, I think, the 20 first slide that you showed for the Q4 21 information, is it like a year-to-date percentage 22 or is it just for that quarter. 23 MS. FREEMAN: This is for Q4. 24 MR. PATEL: Just for 04? 25 MS. FREEMAN: Yes.

	Page 41
1	MR. PATEL: Is it possible to add like the
2	previous quarter's information moving forward?
3	MS. FREEMAN: Absolutely.
4	MR. PATEL: Just to have a nice side-by-side
5	comparison.
6	MS. FREEMAN: So you would like the previous
7	quarter?
8	MR. PATEL: Correct.
9	MS. FREEMAN: Okay. Sure thing.
10	MR. PATEL: Thank you.
11	MS. FREEMAN: You're welcome.
12	MR. HILLBERG: Thank you.
13	Okay. Next is Communications.
14	MS. GARTH: Good evening everyone. I'm
15	Yvonne Garth with Garth Solutions. We are the
16	communications liaison for the SMART Program.
17	For the quarter you can see, with so many
18	schools under construction, we have been busy out
19	visiting the schools and capturing the
20	activities, construction activities, as best as
21	we can. Because a lot of the work was behind the
22	scenes, so we're capturing content and making
23	sure that it's posted on the website. Just a
24	reminder that we do have the BCPS SMART Futures
25	website and every school has its own dedicated

web page that we update the individual school pages as we get new content.

For this quarter we're really excited in that we got 6,000 -- 6.8,000 -- 6,800, thank you, new visitors to the website. A lot of our social media posts are pushing and encouraging visitors to the website so that they can get realtime updates. So we're very proud of the increased activity on the site.

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Next slide, please.

11 We're also, for this guarter, had continued 12 to maintain good relationships with the local 13 media, with Our City Media and Tap Into Coconut 14 Creek. We had three stories that were picked up for three schools, Hallandale High School, 15 16 Monarch High School and Miramar High School. So 17 it's nice, it's local community papers, and we have been working very closely with the Office of 18 19 Communications, the district's Office of 20 Communication to keep this -- keep this going. 21 Next slide. 22 So a little sneak peek, a look ahead. You 23 know, you heard Kathleen talk about all of the 24 work that was happening over the summer, we were

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out in the field capturing content, as I

Page 42

mentioned, but also wanted to make sure that we leveraged back to school and open houses to remind parents, to remind students, about the SMART Program, what's happening at their school. So we were there, we had tables at the open houses, and some swag materials that we handed out. But more importantly we were encouraging students and parents to go to the website. We were giving out information, letting them know where they can follow the progress.

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Next slide, please.

12 And one other campaign we also wanted to 13 highlight is the Business to Broward. So we 14 worked closely with EDDC to identify small 15 minority and local businesses that have had an 16 opportunity to work on the SMART Program. We 17 captured their experiences through some short We interviewed them. 18 videos. And posted the 19 videos on social media. But also we sent out a 20 press release to the local media, just, again, 21 highlighting those businesses, highlighting the 22 economic impact the program has had in the local 23 communities.

24 We are excited to announce that the South 25 Florida Business -- I'm sorry, South Florida

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Page 43

Business Journal, picked up the story as well as the Fort Lauderdale Chamber of Commerce distributed the story to all of their members. So it was good coverage and it's nice to -- one of the challenges I know we've had on this program is just the image of the business and businesses wanting to do business here, and we thought hearing from, you know, local firms that have had good experiences with the district was a positive message and story to get out.

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So that is the Communications update. I'm happy to answer any questions you might have.

MS. KRISHNAIYER: Not a question, but I think it was a great idea to go to the open houses, because, generally, parents don't visit the schools after that or not look at anything the children bring home. So I congratulate you on that. That was really a great idea. Thank you.

MR. HILLBERG: With no further questions we'll move to E, Resolution. I don't think we can discuss that.

Next School Board -- F, Item F is Next School
Board Workshop. It's November 28th. I'm not
sure if I can make that or not, but I'll look at
my schedule. I was supposed to attend the last

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1	board workshop but ended up catching a cold the
2	night before and had to cancel. So I'm back on
3	the list for the next one.
4	Yes, Omar.
5	MR. SHIM: Yeah, I was just going to say that
б	we sort of are going to look at how we're doing
7	the workshops and we're probably going to present
8	like a briefing, like a staff briefing like we do
9	here as a basis for the workshop, and then, you
10	know, the committee member can go ahead of us or
11	behind us or whatever.
12	MR. HILLBERG: Okay.
13	MR. SHIM: Just so we're prepared to provide,
14	you know, information to the board.
15	MR. HILLBERG: Okay.
16	MR. SHIM: And just so you know, there is a
17	public speaker.
18	MR. HILLBERG: Yes.
19	So that moves us to future meeting dates.
20	Any issues, future meeting dates?
21	(No response.)
22	MR. HILLBERG: No?
23	Okay. Moving ahead to recess the business
24	meeting, we didn't couldn't start the business
25	meeting, but, however, we'll convene the public

1 hearing. We do have a public speaker. 2 Please -- is there a microphone or --3 One question I have -- if the -- if you 4 signed in, I've seen in previous speakers it's 5 hard to reach them, that we didn't ask for 6 something like an email address or something. Ι 7 had the impression --8 MR. SHIM: Yeah, there is. 9 MR. NAVE: We have an email address, a phone contact, so we can get you a response is what --10 11 Sure. I only -- I've only MS. BRENNAN: 12 provided my email. If you need my phone number, 13 I'm happy to give it. 14 MR. HILLBERG: Okay. 15 MS. BRENNAN: My name's Esthel Brennan. I'm the president of Riverside Park Residents' 16 17 Association. Riverside Park is the neighborhood 18 where you are right now. This is where Stranahan 19 We're big advocates of the high school. lives. 20 We feel like it's, you know, one of the crowning 21 jewels of our neighborhood. It sits right in the 22 middle. It's our, you know, little diamond in 23 our -- in our neighborhood. 24 I'm coming here tonight because I have some 25 concerns about the Stranahan culinary lab. Our

1 District 3 representative Sarah Leonardi had 2 brought up the question, what is the status of 3 upgrading electrical equipment facilities in the 4 Stranahan culinary lab so that students can use 5 the culinary equipment? And the response from 6 staff was, Applied Learning is collaborating 7 closely with Physical Plant Operations to conduct 8 a comprehensive assessment of the electrical and 9 plumbing systems in and around room 190, adhering 10 to the county's building requirements while 11 remaining within the confines of the Magnet 12 Schools Assistance Program grants. The original 13 drawings did not address the full scope of the 14 culinary lab's electrical, plumbing and 15 refrigeration needs and it will be necessary to 16 obtain new drawings if the assessment allows for 17 continuation of the project.

18 As a community we see this as a huge issue 19 and we're concerned -- I'm sorry I have notes in 20 two places, we're concerned with why it was not 21 included in the needs assessment list of 2.2 deficiencies. And why there is insufficient 23 funding and funds haven't been properly allocated 24 based on the needs assessment. And since this wasn't noted as a deficiency it wasn't in the 25

SMART Bond.

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2	So we want to know, I don't know how many of
3	you, I'm sure you've toured the school many
4	times, it has like beautiful potential in there
5	for the kids to really, really learn and grow in
6	that culinary lab, but they're unable to do so if
7	their needs aren't being met and they don't have
8	the proper equipment to use, refrigeration,
9	ovens, baking equipment, whatever else is needed
10	to properly run a culinary program.
11	So we ask that you look into what's going on
12	with that; how we can get those needs addressed
13	and get them properly funded.
14	And, again, I just want to reiterate that it
15	was not listed in the deficiencies.
16	MR. HILLBERG: Thank you.
17	MS. KRISHNAIYER: I have a question.
18	Is there a culinary program at Stranahan
19	right now or
20	MS. BRENNAN: As far as I know there was, at
21	least before COVID. I haven't convened with Ms.
22	Dora. I don't know if there's anybody here that
23	knows. But I do know that they have two rooms.
24	They have one that's more of a home economics
25	room and one that has industrial culinary

Page 49 capabilities. And I know that they were running 1 2 a culinary program here. And we are in a 3 hospitality mecca here, so it's kind of one of 4 those things that could provide job security 5 right out of school if college isn't someone's 6 path. 7 MS. KRISHNAIYER: So could we get that 8 answer? Because if the lack of equipment is 9 stopping the students from having a program, I 10 think it would --11 MS. BRENNAN: We do have a culinary program? 12 We do have a culinary program here at Stranahan. 13 MS. KRISHNAIYER: But you need --14 MS. BRENNAN: We need equipment to run it. 15 Right now if you go in there, there's no -- they 16 can't -- they can't properly learn. 17 MS. KRISHNAIYER: Thank you. MR. HILLBERG: So we would like to see what 18 19 the status of the funding and scoping of the 20 electrical and -- Omar, go ahead. 21 MR. SHIM: No, I just was going to say, 22 although, that's not a part of the SMART Program dollars, I believe it's part of a grant. 23 So 24 we'll -- we'll -- we'll get back to the speaker 25 via email and I'll get a phone number so we can

Page 50 exchange information. 1 2 MR. HILLBERG: Okay. 3 MS. KRISHNAIYER: Can you update us also? 4 Because that's one of the things parents -- you 5 know, I think our culinary programs are 6 wonderful. I've tasted the food many times and 7 it's impossible to differentiate between a master 8 chef and what the students produce. So it would 9 be good. 10 MR. HILLBERG: Okay. So let's -- okay. 11 Let's adjourn the public hearing and then 12 reconvene the business meeting. 13 Any additional discussion? 14 (No response.) 15 MR. HILLBERG: No? Go ahead. 16 CHIEF DEMOPOULOS: I would like to just --17 Tommy Demopoulos. I'd like to say, thank you, 18 good job. From what I've seen, we're heading in 19 the right direction in many aspects of this. So, 20 good job. 21 I would like to express some concern really 22 about membership, which we've kind of talked 23 about, and you all are tasked with trying to 24 figure out how to properly get the membership, 25 but, also, I don't want to call it a direct waste

Page 51 of time not having a quorum, but not having a 1 2 quorum, people do drive from very far places and 3 do, whether it's not go to kids' events or not go 4 to different events to be here, and to not have a 5 quorum, to me, is not acceptable. We do make phone calls. I know if I don't hit "accept" I 6 7 get a phone call and an email saying, will you be 8 there? And I would imagine we all do. So, 9 understanding there are emergencies that do 10 happen last minute, I understand that, but if 11 there is something the day before or so, that way 12 we don't waste people's time, that would be much 13 appreciated. 14 Thank you. 15 MR. HILLBERG: Mr. Nave, could you provide a 16 cutoff time? I think you're the furthest 17 commuter to this meeting from Jacksonville; right? Jacksonville or Tallahassee? 18 19 MR. NAVE: Tallahassee. 20 MR. HILLBERG: One of those. One of those 21 faraway places. 2.2 What is your cutoff time, really, a realistic 23 time, if we don't have a quorum? 24 MR. NAVE: I pick up my rental car at about 25 8:00 in the morning. I've gotten as far as I-75

Page 52 and the turnpike to find out that a meeting is 1 2 being canceled for lack of a quorum. So, I don't 3 It's mostly tied to my hotel reservation. know. 4 If I get time to cancel the hotel reservation, so 5 that would be probably late morning. 6 MR. HILLBERG: The day before I would think 7 close of business; right? 8 MR. NAVE: That's better. 9 MR. HILLBERG: Yeah, 5 p.m. the day prior to the meeting is your cutoff, should be cutoff time 10 11 whether we make it or not. MR. NAVE: That works great for me. Thank

12MR. NAVE: That works great for me. Thank13you.

MR. HILLBERG: If there's any disadvantages or reasons why we can't do that, please, let me know so we can have some informal policy so that people don't go to incredible inconveniences to get here for no reason.

Mr. Shim?

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20 MR. SHIM: Yeah, so I just wanted to clarify 21 that if you do not have a quorum are you saying 22 that we should not have the meeting; or try to 23 reschedule the meeting; or we should do it like 24 this and do it without a quorum? 25 MR. HILLBERG: That has been a problem in the

past with not having a meeting and I hate -- I don't want to repeat that.

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I would, at the very minimum, release Mr. Nave from coming. You could phone in. We've had people do that before and that was okay.

So we could try something like that as a first step. As abbreviated as the meeting is, there may be some benefit for us being here and discussing the issues. I don't want to call it off completely.

MR. NAVE: It's important. It's a good opportunity for us to discuss our findings and our recommendations. And it is an inconvenience, but it's not -- I mean, I've done it a number of times. It's -- but I will talk to my leadership and see what their thoughts are.

MR. HILLBERG: Is that a good option though,
5 p.m. the prior day and then you phone it in;
Zoom call or whatever? Talk to your management.

20 MR. NAVE: I appreciate that. I would 21 appreciate that option, but let's make that an 22 option.

MR. HILLBERG: Okay. So, to be determined.
 MS. KRISHNAIYER: I have a question. I've
 asked this before. I know we need a quorum to

vote. However, I think it's important, I agree that these presentations be made, because it's not just for us, but it's for the community also. And that is very important that we are here.

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5 Can it be done virtually? Because we're not 6 voting and the law says voting you have to be in 7 person. But if we are not voting it will help 8 everybody if they could do it -- I hate Teams, it 9 screws up my computer all the time. It does. Ι 10 mean, I have to do it on the iPad. I can't do it 11 on my desktop. But that's an option. And it 12 should be, and Steve mentioned calling in and 13 that's also an option, board members call in all 14 the time and they are able to vote. But I know 15 that's because there's a quorum present, you 16 know, physically. But I think that's an option. 17 I mean, I'm happy to come, but thinking of Mr. 18 Nave --

But we do need a meeting of some kind. I agree with Steve. I think it's important for the presentations to be made and everyone be able to see it. MR. HILLBERG: Mr. Nave?

24 MR. NAVE: And, again, I appreciate you all 25 looking out for me. I really do. But it's kind

	Page 55
1	of a Band-Aid type approach. The problem is that
2	the resolution of the membership that constitutes
3	the Bond Oversight Committee, I think we have to
4	take a good, hard look at that and if we have to
5	go back and amend 15-106 yet again to
6	reconstitute the Bond Oversight Committee, then
7	maybe that's that's, I think, a better way to
8	go. We have nine or so, then, you know, you only
9	need six or so to have a quorum or five. So
10	MR. HILLBERG: Okay. So we have guidance to
11	move forward. Hopefully, it won't be an issue
12	because we'll have a robust membership.
13	Okay. Anything else?
14	(No response.)
15	MR. HILLBERG: I had one that I hesitate to
16	mention but the resolution by the board states,
17	it looks clear to me that they expect all the
18	projects in the bond to be wrapped up,
19	financially completed, the final step, by October
20	of 2025. And then in the report it says
21	substantial completion is the goal. And I think
22	that's a that has the potential for being a
23	it could be as much as a year difference. So
24	that needs to be addressed moving forward.
25	Go ahead, Mr. Shim.

Page 56 MR. SHIM: Yeah, and I think that, you know, 1 2 it's important when I look at the resolution that 3 the resolution is clear that we spend all the 4 bond dollars and we deliver the projects. And I 5 think that, that how it is perceived of how we 6 deliver the projects is really the key. You 7 know, we've been -- like, for example, this 8 building, you know, it's being used and one would 9 view it as a completed project, yet, you know, 10 there's still a warranty period and there's still 11 the financial closeout piece of it. 12 So the real question is, if all the bonds 13 dollars are spent and all of the pieces are being 14 used for its intended purpose, and that's what 15 the resolution says, is that an indication that 16 we have fulfilled the obligation that was 17 promised to the voters? 18 And that's -- that's -- you know, a lot of 19 people would say, no, you have to spend every 20 dollar in any project. But if you look at, for 21 example, Markham, we've expanded that project and 22 it's in the SMART Program, there's no bond 23 dollars on it, and it's virtually -- it's very 24 difficult based upon how you've expanded it to 25 meet that resolution.

So, you know, you could have other scope of projects that are ongoing and there's a change order to do a restroom that's looking forward on what the needs are for today and not what was promised in 2014.

So I think that it's just those nuances of 6 7 how you view the project and how you state it 8 that's important that how you meet the 9 resolution. And I think the intent of the 10 resolution is that we deliver these projects and 11 that we spend all the dollars that we raised with 12 the public. And, you know, if we read the letter 13 of the resolution and the intent, I think that 14 that's what we're trying to do.

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MR. HILLBERG: Okay. Agreed.

16 If there's no further comments, and I don't 17 think there are, let's adjourn. Hopefully, the 18 rain will let us get out of here.

Thank you.

20 MR. SHIM: Can I just also say that this is 21 Vicki's last meeting and so I just wanted to 22 thank her for all of the years of what she has 23 done?

> MR. HILLBERG: Yes, thank you, Vicki. (Meeting was concluded at 6:56 p.m.)

	Page 58
1	REPORTER'S CERTIFICATE
2	STATE OF FLORIDA
3	COUNTY OF BROWARD
4	I, Timothy R. Bass, Court Reporter and Notary
5	Public in and for the State of Florida at Large,
6	hereby certify that I was authorized to and did
7	stenographically report the foregoing proceedings, and
8	that the transcript is a true and complete record of
9	my stenographic notes thereof.
10	Dated this 5th day of October, 2023, Fort
11	Lauderdale, Broward County, Florida
12	I to R R R R R R R R R R R R R R R R R R
13	
14	TIMOTHY R. BASS Court Reporter
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	1		1	
A	AECOM 1:10,10	applications 40:10	availability 38:4	billion 32:16,16,22
<b>A&amp;Es</b> 24:8,11	11:4 13:21 22:21	Applied 47:6	available 2:18	32:23 33:6 39:21
A/E 23:2	31:22	appreciate 22:4	Avenue 1:24	<b>bit</b> 24:6,16 30:24
abbreviated 2:9 53:7	affect 38:3,7	53:20,21 54:24	<b>Avisare</b> 40:1,3	Blanche 18:23 19:23
ability 13:5	African 38:1	appreciated 51:13	award 14:5 28:9,21	20:3 21:2
able 7:17 8:25 9:2	African-American	approach 55:1	35:1	<b>board</b> 8:7,13,16 9:10
17:24 22:25 23:14	35:2,6,10,18,22	appropriate 30:10	awarded 35:19 38:23	9:19 10:9,16,17,18
54:14,21	afternoon 32:11	approval 2:12 8:14	<b>aware</b> 18:3	11:15,16 14:1,11
Absolutely 41:3	<b>age</b> 13:16	8:17 10:10 11:11		14:14 19:8,19 20:1
accept 51:6	agency 36:16	31:15	B	20:12 21:4,12 22:1
acceptable 51:5	<b>agenda</b> 10:16	<b>approve</b> 2:8 23:22	<b>B2GNow</b> 36:19	22:16 23:21 24:20
access 37:12 39:15	<b>ago</b> 10:9	approved 9:11 14:10	<b>baby</b> 19:20	29:8 34:3 44:22,23
accomplishment	<b>agree</b> 54:1,20	14:14 19:7 20:1	back 15:14 24:11	45:1,14 54:13
15:11	agreed 9:10,19 11:8	21:4,12 25:7	27:21 34:12 43:2	55:16
accomplishments	57:15	architect 21:5	45:2 49:24 55:5	<b>Bob</b> 33:22
14:20	ahead 2:16 14:12	architectural 22:10	<b>bad</b> 31:4	<b>BOC</b> 34:1
account 35:21	17:14 42:22 45:10	<b>areas</b> 20:14	baking 48:9	<b>bond</b> 1:1,14 2:4 6:12
accounts 26:15	45:23 49:20 50:15	<b>arm</b> 16:14	balance 32:24 33:1	22:22 48:1 55:3,6
acting 6:7	55:25	<b>art</b> 20:20	33:20	55:18 56:4,22
action 2:18	<b>alarm</b> 16:21	ascribed 25:9	<b>balances</b> 33:4 34:9	bonding 38:6
actions 21:19 34:25	Alliance 4:9 36:24	Ashley 1:11 24:15	Band-Aid 55:1	<b>bonds</b> 56:12
active 33:4	39:9,20	25:4	<b>Bar</b> 3:24	breakdown 17:21
activities 40:12 41:20	allocated 47:23	<b>aside</b> 8:4 33:14	base 38:5	25:8 38:10
41:20	<b>allow</b> 6:23 23:2	asked 10:20,25 15:16	based 14:13 17:25	breaking 7:11
activity 32:13 42:9	allowance 28:11	17:10 18:2 29:23	47:24 56:24	Brennan 1:19 46:11
actual 5:22,23 33:9	allows 47:16	53:25	<b>basically</b> 20:18	46:15,15 48:20
ADA 19:2 21:1	alluded 15:24	aspects 50:19	<b>basis</b> 36:17 45:9	49:11,14
Adam 3:25	altered 5:15	assessment 29:6	<b>Bass</b> 1:23,23 58:4,14	brief 29:13 33:25
add 11:23 19:19 25:2	amend 55:5	33:16 34:7 47:8,16	BCP 36:2	briefing 45:8,8
26:20 27:6 41:1	amendment 29:1	47:21,24	BCPS 41:24 Baseb 22:12 22:0 17	briefly 21:1,23
added 23:4	American 38:1	Assistance 47:12	Beach 22:12 23:9,17 36:22	bring 9:23 31:14
addition 19:15,18	amount 26:7,17,21	associated 23:11	<b>beautiful</b> 48:4	44:17
33:12 35:20	26:23 33:15	association 1:16,18	beefier 30:13	broader 4:17
additional 19:2,10	amounted 38:25	3:24 4:1,2,7,8,15	<b>believe</b> 4:10 32:9	broken 15:24
24:3 28:14 33:15	<b>amounts</b> 25:7,10 <b>analysis</b> 19:10 33:24	5:18 46:17 <b>assume</b> 23:1	49:23	<b>brought</b> 6:23 19:1 47:2
35:22 50:13	e e		beneficial 6:14	
address 9:18 19:3	<b>analyze</b> 26:8 <b>Anchor</b> 36:24 39:9	assuming 4:23	benefit 7:15 53:8	<b>Broward</b> 1:1,16,17 4:1,4 5:16 36:7
23:6 33:18,21 46:6	anchors 39:22	<b>assumption</b> 30:2 <b>Atkins</b> 1:11 25:5	best 7:24 8:8 13:11	
46:9 47:13		33:16,17	41:20	37:3,9 39:11 40:2 43:13 58:3,11
addressed 21:9 22:15	and/or 22:10,13,20 24:1,10	attend 38:15 44:25	Bethune 8:24 15:18	<b>budget</b> 1:9 18:14
23:20 48:12 55:24	Andrews 1:24	attendance 1:8 35:15	better 22:1 52:8 55:7	19:24,25 28:3,8,11
addressing 21:2 22:9	announce 43:24	38:11,13	<b>bid</b> 14:5 21:13 23:16	28:15,18,19,21,23
adds 24:21	announced 25:1	attended 37:3	25:25 36:13 37:24	29:1 32:10,12,13
adhering 47:9	Annual 37:4	attendees 38:20	38:14,16,17 39:2	32:14,19,21 34:15
adjourn 50:11 57:17	answer 40:15 44:12	attending 35:16	40:11	<b>budgets</b> 33:13
adjust 33:18	49:8	attention 31:14	<b>bidders</b> 37:20	<b>build</b> 10:11
adjustments 28:21	<b>anticipate</b> 16:11,15	attributable 21:5	<b>bids</b> 40:4	<b>builder</b> 4:13,16 5:14
28:23,24	anybody 3:7 48:22	attributed 22:19	<b>big</b> 18:6,13 29:21	<b>Builders</b> 4:5 5:16
adopted 34:3,13	apologize 30:15 32:7	auditorium 15:17	46:19	<b>building</b> 8:1 9:11,14
advance 6:4	appeal 35:25	August 19:6	<b>bigger</b> 7:9,11	9:17,18,20,24,25
advocates 46:19	application 36:19	authorized 58:6	billing 15:3	11:12 12:10,11
	-PPiceton 50.17			11112 12110,11

,	1	1	I	1
13:1,3 17:25 19:1	caused 26:22	28:24 34:10 56:11	22:6 55:21	contracts 35:1 38:23
19:12 20:19 47:10	causes 28:15	Coalition 4:5 5:16	Compliance 35:4	Control 1:11
56:8	center 1:4 6:19 14:17	Coconut 37:6 42:13	comply 6:11	convene 45:25
<b>buildings</b> 8:16,17 9:9	centers 7:14	Cody 1:10	comprehensive 47:8	convened 48:21
9:14 15:10 23:6,7	ceremony 14:15	<b>cold</b> 45:1	computer 54:9	conversation 8:6,7
<b>built</b> 28:11	certainly 11:23 17:12	collaborate 36:16	concern 50:21	conversations 11:3
<b>business</b> 2:7 4:20	23:20	collaborating 47:6	<b>concerned</b> 47:19,20	converted 5:19
36:7,11 37:4,14,16	certificate 11:21 58:1	college 49:5	concerns 19:2 46:25	<b>Cooper</b> 35:20
38:8 43:13,25 44:1	certification 37:1,2	combined 23:11	concerted 36:8	copies 17:6
44:6,7 45:23,24	38:19	come 21:14 30:9	concluded 57:25	<b>copy</b> 32:2,5
50:12 52:7	certified 35:14,15,18	54:17	concludes 29:10	<b>Coral</b> 15:17
businesses 39:14	35:25 36:9,17,18	coming 46:24 53:4	34:15	correct 11:24 12:8
43:15,21 44:7	37:20,22 38:20	comment 32:5	conclusion 21:14	41:8
busy 13:22 15:3	certify 58:6	comments 6:2 10:25	40:13	<b>cost</b> 7:15 23:13,15,24
41:18	<b>cetera</b> 40:12	19:13 34:21 57:16	condition 9:16	23:25 24:2 25:23
	<b>CGFO</b> 1:17	Commerce 44:2	conduct 2:6 47:7	25:25 26:1,14
C	<b>Chair</b> 31:10,11	commitment 7:17	confines 47:11	costs 22:19 23:11
<b>C</b> 2:1	challenges 23:8 44:5	9:3 30:12 38:24	confirm 15:2	33:15
calendar 16:12,16	Chamber 44:2	commitments 35:21	congrats 19:19	<b>County</b> 1:1,16,17 4:2
call 2:11 50:25 51:7	change 17:20 18:15	40:19	congratulate 44:17	4:4 5:16 22:13
53:9,19 54:13	19:4 20:1,2,6,10,13	committed 32:24	considerably 8:21	23:10,17 36:22
called 7:25	20:15,17,21 21:13	<b>committee</b> 1:1,14 2:5	considerate 29:16	39:11,11 58:3,11
calling 54:12	21:19 22:18 23:16	2:22 3:3,4,7 14:2	consideration 22:8	county's 47:10
calls 3:5 51:6	24:9,16 25:1,6,10	16:20 17:3,7,12	24:9	couple 24:25 27:11
campaign 43:12	25:14 26:2,16	18:20,20 20:10	considering 37:6	27:17
campaigns 36:5	27:10,13 28:9,10	29:22 45:10 55:3,6	consistent 17:22	course 26:6 36:20
38:14	28:14,22 57:2	committee's 22:5	constitutes 55:2	<b>Court</b> 58:4,14
cancel 45:2 52:4	changed 4:11,12 8:21	Communication	construction 4:17,19	cover 28:13
canceled 52:2	9:8	42:20	5:11,13 7:5 13:25	coverage 44:4
capabilities 49:1	changes 24:21 26:22	communications	16:2,22,25 23:3,13	<b>COVID</b> 48:21
capital 1:9 22:22	<b>chef</b> 50:8	41:13,16 42:19	24:2 25:17,19	<b>credit</b> 27:13,21,24
32:12	<b>chief</b> 1:12 3:21,23 4:4	44:11	27:19 28:9,21	28:24,25
captured 43:17	4:22 6:7 50:16	communities 43:23	35:18 41:18,20	credits 27:25
<b>capturing</b> 41:19,22	Chiefs 1:16 4:6	community 10:23	construction's 26:4	Creek 37:6 42:14
42:25	children 12:5 44:17	40:12 42:17 47:18	consultant 29:1	crowning 46:20
<b>car</b> 51:24	<b>chiller</b> 10:12	54:3	<b>contact</b> 5:5 46:10	<b>culinary</b> 46:25 47:4,5
<b>card</b> 16:11	<b>Choice</b> 30:18	commuter 51:17	<b>content</b> 41:22 42:2	47:14 48:6,10,18
care 29:12	chooses 38:7	companies 35:2	42:25	48:25 49:2,11,12
<b>Carpenter</b> 1:11 25:4	<b>City</b> 35:20 37:5,15	comparison 41:5	continuation 47:17	50:5
25:5 27:8,16 28:3	42:13	compensated 24:12	continue 11:17	cumulative 25:13
carveouts 7:2,13	<b>Civil</b> 1:15	<b>complete</b> 16:15,24	continued 42:11	cumulatively 27:9
15:25	claims 24:8	17:8 19:12,16 58:8	continues 22:21	currently 2:15
<b>cash</b> 24:13	clarify 11:23 52:20	completed 10:3	<b>contract</b> 17:19 18:23	<b>cutoff</b> 51:16,22 52:10
catching 45:1	<b>clear</b> 7:20 23:24	14:21,24 16:8,12	19:5,15 21:8,12	52:10
categories 4:10,21	38:18 55:17 56:3	17:18 18:24 30:18	31:19,25 35:19	cutting 14:15 19:17
25:9	clearly 22:20	33:2 34:9 36:4	40:5,11	19:21
categorized 27:11,13	<b>close</b> 20:16 52:7	55:19 56:9	contracting 5:12,13	D
27:23	closed 33:3	completely 53:10	contractor 14:5 19:7	
category 25:11	closely 13:10 17:25	completing 16:15	19:9 20:11 21:15	<b>D</b> 2:1 35:17
<b>Caucasian</b> 35:7,11	42:18 43:14 47:7	20:13	27:22 37:18	<b>Dade</b> 39:11
caught 31:1	closeout 13:25 16:3	<b>completion</b> 16:7	<b>contractors</b> 4:7 5:18	data 37:19
<b>cause</b> 22:19	16:24 17:1 28:16	18:11,17,22 20:25	16:2 37:22,23,24	<b>Dated</b> 58:10
	•		•	•

	•			
dates 16:7 18:11,22	diamond 46:22	<b>E</b> 2:1,1 44:20	22:20 23:11 24:1	facilitate 22:6 38:21
45:19,20	difference 23:15,25	early 19:18,21	24:10 25:21 26:8	<b>facilities</b> 6:7 16:6
day 23:16 25:25	25:23 55:23	economic 35:4 37:7	<b>Erum</b> 1:12	18:10 34:4 47:3
51:11 52:6,9 53:18	different 7:4 8:15	43:22	Estates 14:16	factors 38:2
58:10	24:13 25:9 26:3	economics 48:24	<b>Esthel</b> 1:19 46:15	fair 30:25
days 19:8	27:6 39:5 51:4	<b>EDDC</b> 36:4,25 43:14	estimated 23:25	far 9:6 25:13 26:9
deadline 12:4	differentiate 50:7	education 37:12	et 40:12	48:20 51:2,25
declined 5:17	difficult 56:24	educational 34:4	evaluate 8:5	faraway 51:21
decreased 14:7,8	direct 50:25	effect 38:4	evening 2:3 6:6 13:21	<b>faster</b> 7:11
decreases 28:20	direction 22:24 50:19	effort 36:9	25:4 35:3 41:14	feasible 33:19
dedicated 41:25	director 1:9,10,11	efforts 35:5,9,9	evening's 16:6	February 14:11
deficiencies 47:22	13:22 32:12	either 27:17 32:23	event 20:15	19:11
48:15	<b>Disability</b> 4:6	elaborate 35:9	events 35:8 37:3,17	<b>feel</b> 46:20
deficiency 47:25	disadvantages 52:14	electric 16:14	51:3,4	felt 21:7
define 8:11	discuss 2:13 44:21	electrical 47:3,8,14	everybody 18:3 54:8	field 42:25
defined 10:14	53:12	49:20	everyone's 40:18	<b>fifth</b> 13:8
	discussed 23:20	element 22:23	everyone \$ 40.18 exact 12:21	figure 50:24
<b>delay</b> 26:14				filled 3:15
<b>delayed</b> 14:6,9,9 17:17,18	discussing 53:9 discussion 50:13	Elementary 8:24 14:16 16:10	exactly 13:15 14:18 34:23	<b>final</b> 31:21 55:19
<b>delays</b> 7:10 21:3	discussions 10:22	elements 22:3,15	<b>example</b> 39:2 56:7,21	<b>finally</b> 18:17 24:15
<b>deleted</b> 23:5	distributed 44:3	Ely 18:23 19:23 20:3	examples 27:17	40:9
<b>deliver</b> 56:4,6 57:10	<b>district</b> 4:20 6:1,10	21:2	exceed 23:12	<b>finance</b> 4:1 33:17
delivering 6:14,16	6:10,20 9:5 16:5	email 38:14 46:6,9,12	exception 17:23	<b>Finances</b> 11:6
7:4	18:1,10 21:7,11,20	49:25 51:7	exchange 50:1	financial 1:12 28:15
delivery 7:5,6	22:19,21 23:14	embarked 7:21	excited 40:7 42:3	28:24 29:3 34:10
DemandStar 36:14	24:12 26:11 27:21	embarrassed 30:17	43:24	56:11
40:3	29:7,23 30:12,15	emergencies 51:9	excuse 14:15 31:10	financially 33:3,4,19
demolish 8:17	31:20 33:14,25	employed 6:21	31:11	55:19
<b>Demopoulos</b> 1:16	34:4 35:1 36:1,21	employing 7:17	execute 22:1	financing 38:6
3:22,23 4:4,22	37:14,25 44:9 47:1	encapsulates 9:15	expanded 56:21,24	find 5:21 39:2 52:1
50:16,17	district's 33:17 42:19	encouraging 42:6	expect 19:15 24:19	findings 53:12
department 18:1	districts 39:12	43:7	55:17	finish 10:5 20:17
19:1 35:5 37:8	<b>Diversity</b> 35:4 37:4	encumbered 32:25	expected 34:8	finishing 20:22
Deputy 11:5	document 18:25	ended 27:20 32:13	expended 28:10	<b>fire</b> 1:16 4:6 16:21,24
<b>design</b> 14:4 15:21	documented 24:3	45:1	expending 6:12	<b>firm</b> 35:19 38:7
22:20 23:4 24:4	documents 5:23	<b>energy</b> 39:17	expenditures 33:5,7	<b>firm's</b> 38:3
27:18	doing 7:1 23:19 37:9	<b>engage</b> 35:5,24	33:10	<b>firms</b> 35:7,11,11,14
desktop 54:11	37:13 45:6	engineer 1:15 21:6	experience 4:15 5:8	35:15,16,23 36:9
<b>detail</b> 17:2 18:8,19	<b>dollar</b> 56:20	engineering 4:7 5:8	5:11,12,20	37:13,13 38:12,13
19:11 20:7 30:7,11	dollars 6:12 11:22	5:18,19 22:10	experiences 43:17	44:8
detailed 32:18	25:17,19 28:17	Enhancement 30:19	44:9	first 2:6 6:11 9:22
details 17:9	49:23 56:4,13,23	enrollment 8:19	explain 18:13,14,16	10:10 16:16 24:24
determinations 2:7	57:11	12:16	20:5	31:7 33:22 40:20
determine 8:8	<b>Dora</b> 48:22	<b>enter</b> 40:5	explains 17:6	53:7
determined 12:22	<b>Douglas</b> 16:13	entire 12:6,11 14:19	Ехро 37:5	<b>fit</b> 3:8 9:1
53:23	<b>Dr</b> 11:4,6	equated 38:12	express 50:21	five 31:2 35:11 55:9
develop 22:1	draft 22:4,16 29:6	equipment 14:25	<b>extend</b> 19:10	<b>fix</b> 8:18
developed 7:23	drawings 47:13,16	20:20,24 47:3,5	extended 5:3	<b>FL</b> 1:24
developing 37:7	<b>drills</b> 37:19	48:8,9 49:8,14	extension 19:7 31:16	flag 19:24
development 22:9	<b>drive</b> 51:2	error 22:2,13 26:5		flags 18:14 20:3,4
35:4 37:7		31:1	F	28:4,8
<b>DFP</b> 34:13	E	errors 21:24 22:10	<b>F</b> 44:22,22	<b>Florida</b> 1:5,9 3:24,25
	l		-	

## 4:6,8,8 16:4 18:9 29:25 38:20 hold 11:1 informal 52:16 Η give 10:24 11:16 36:23 39:9,19 holding 7:8 information 13:13 Hallandale 42:15 holds 40:8 21:22 40:21 41:2 43:25,25 58:2,5,11 14:18.20 46:13 hand 24:14 home 44:17 48:24 43:9 45:14 50:1 focus 16:22 given 8:14 9:21 22:9 handed 43:6 follow 25:2 38:13 22:24 hope 11:14 29:18 **initial** 10:16 happen 51:10 hopefully 18:6 55:11 initiated 26:21 43:10 gives 25:12 31:22 happening 18:3 initiative 39:24 following 6:2 32:20 39:15 57:17 42:24 43:4 hospitality 49:3 food 50:6 **giving** 43:9 **input** 3:6 happy 40:14 44:12 **Glades** 15:17 inspections 18:2,4 foregoing 58:7 **hotel** 52:3.4 46:13 54:17 forgot 4:13 26:12 installed 20:20 glean 37:8 houses 43:2,6 44:14 hard 17:6 46:5 55:4 form 3:24 **GMP** 10:10,10 11:1 huge 26:23 47:18 **instance** 6:17.18 hate 53:1 54:8 former 10:19 **HVAC** 7:14 14:25 institutions 39:10 11:11 head 3:16 go 2:16 8:9 10:9 11:8 insufficient 47:22 formulated 9:5 heading 50:18 Ι Fort 1:5,24 44:2 11:10 12:24 15:5 integration 40:6 Health 37:4.5 39:18 I-75 51:25 58:10 17:9 19:4 21:14 **intended** 6:16.18 hear 10:25 34:23 idea 44:14.18 forward 2:23 8:8 24:11,19 39:16 56:14 **heard** 42:23 identified 19:13 11:8,9,10,14 18:5 43:8 44:14 45:10 intends 6:11 hearing 44:8 46:1 22:12 33:13,16 29:19 41:2 55:11 49:15,20 50:15 **intent** 7:22 57:9,13 50:11 identify 18:11,13,14 55:24 57:3 51:3,3 52:17 55:5.8 intents 10:6 held 15:19 35:13 18:15 20:5 43:14 Foundation 39:18 55:25 interested 20:12 help 22:6 30:9 38:21 identifying 20:25 goal 55:21 four 31:7 38:2054:7 **III** 1:12 fourth 13:7 33:5 **GOB** 19:5 internal 10:18 **helped** 8:18 **image** 44:6 **FP&L** 10:11 intervals 36:11 goes 28:18 hesitate 55:15 imagine 51:8 Freeman 1:12 35:3.3 interviewed 43:18 going 2:4 7:7 8:25 **Hi** 25:4 32:4,11 **impact** 19:10 43:22 40:23.25 41:3.6.9 10:9 11:9.14 12:3 **invite** 36:17 high 1:3 12:16 15:17 41:11 13:20 23:8 26:4 **imperfection** 23:2 involved 4:19 18:23 19:5,14,23 importance 31:17 fulfilled 56:16 29:19 30:4,4,7,11 iPad 54:10 20:8 35:20 42:15 important 6:13 22:23 30:24 42:20 45:5.6 iron 39:23 **full** 26:6 47:13 42:16,16 46:19 53:11 54:1,4,20 **fully** 8:2 45:7 48:11 49:21 **issue** 19:1 32:10 highlight 20:8 36:11 funded 8:20 11:20 good 2:3 6:6 13:21 56:2 57:8 47:18 55:11 43:13 importantly 43:7 39:18 48:13 25:4 32:11 35:3 **issued** 11:21 highlighted 22:3 impossible 50:7 **funding** 9:21 20:17 41:14 42:12 44:4.9 **issues** 4:18 8:19 highlighting 43:21 impression 46:7 20:23 33:13 47:23 50:9,18,20 53:11 18:16 20:9 21:1 43:21 **include** 16:5 36:20 49:19 53:17 55:4 38:7 45:20 53:9 Highlights 13:21 **included** 27:5 31:21 funds 7:24 21:16 gotten 30:12 51:25 item 18:12,17 27:1 15:13 35:7 36:5 47:21 32:25 47:23 **Government** 3:25 44:22 Hillberg 1:15 2:3 3:1 **includes** 36:1 39:10 further 7:19 8:5 graders 13:7.8 items 10:18 23:3 3:9,18,20 5:2,25 including 37:3 39:11 44:19 57:16 grades 12:20,24 13:2 21:17 26:20 27:15 J furthest 51:16 incomplete 31:2 13:16 28:2 29:11 31:5,9 Jacksonville 51:17 inconvenience 53:13 **future** 45:19.20 grant 39:19 49:23 31:12 32:1,9 34:17 inconveniences 52:17 51:18 **Futures** 41:24 grants 47:12 34:19,22,24 40:16 increase 26:14 28:15 **January** 19:16 graph 17:15 41:12 44:19 45:12 G graphic 29:4 33:7 37:13 jewels 46:21 45:15,18,22 46:14 G 2:1 increased 19:25 29:1 **job** 49:4 50:18,20 great 44:14,18 52:12 48:16 49:18 50:2 Garth 1:13.13 6:4 32:15.21 34:5 42:8 Journal 44:1 group 7:20 8:3,4,6,12 50:10,15 51:15,20 increases 28:19 32:19 Judith's 30:8 41:14,15,15 8:13 10:18 52:6,9,14,25 53:17 gate 16:14 incredible 52:17 jump 2:11 29:12 grow 48:5 53:23 54:23 55:10 general 4:11,14,21 indicated 15:15 June 14:1 20:1 31:23 guess 28:4 55:15 57:15,24 indication 56:15 37:23,24 32:14 guidance 55:10 hire 14:5 generally 44:15 guidelines 22:18 23:1 individual 42:1 **hiring** 16:1 K generator 10:13 industrial 48:25 guys 28:5 32:4 hit 18:21 51:6 Kathleen 1:10 13:21 **influx** 14:2 getting 4:18 26:15

,			I	
25:21 30:8 42:23	Lavinia 1:12 35:3	Μ	38:15 44:3 54:13	<b>moves</b> 45:19
keep 42:20,20	<b>law</b> 54:6	<b>M/WBE</b> 1:12	membership 2:13,21	moving 5:25 15:12
keeping 7:7,9	leadership 8:7 29:7	Magnet 47:11	50:22,24 55:2,12	18:6 26:19 29:3
<b>key</b> 56:6	53:15	main 28:19	mention 30:21 55:16	34:25 41:2 45:23
<b>kids</b> 48:5	<b>learn</b> 48:5 49:16	maintain 42:12	mentioned 9:7 11:12	55:24
<b>kids'</b> 51:3	Learning 47:6	<b>major</b> 39:10	12:3 15:8 21:4 39:9	
<b>Kiess</b> 1:10	leaves 17:19	makeup 12:21	43:1 54:12	N N N N N N N N N N N N N N N N N N N N
kiln 20:24	left 15:21 21:22	making 29:18 41:22	message 44:10	N 1:11 2:1
kind 2:14 25:20	legal 21:10	manage 15:16 22:25	<b>met</b> 48:7	NAACP 4:6 5:17
29:15 30:9 49:3	length 26:25	management 53:19	<b>method</b> 7:5,6	name 40:18
50:22 54:19,25	<b>Leonardi</b> 19:20 47:1	manager 1:11 6:20	methods 35:24	name's 46:15
kinds 23:8	let's 2:11 11:8,10	mandatory 35:17	metrics 40:10	<b>nature</b> 18:14 20:6
kinks 39:23	31:9 50:10,11	market 26:3	Miami-Dade 36:21	Nave 1:9 29:11,13 31:7 33:22 34:20
know 3:2 6:17 7:8,15	53:21 57:17	marketing 35:8 36:6	microphone 46:2	
7:21 8:25 10:14,22	<b>letter</b> 57:12	37:1 38:14 39:5	middle 8:15 15:18	34:21,23 46:9 51:15,19,24 52:8
11:7,13,17 12:21	<b>letting</b> 43:9	marketplace 39:21	46:22	52:12 53:4,11,20
13:7,9 18:7 20:10	level 23:2 30:10 34:6 38:4	Markham 8:24 9:7	<b>mighty</b> 39:6 <b>mike</b> 2:10	54:18,23,24
24:5 25:15 26:11		56:21		necessary 47:15
27:2,5 28:12 39:23 40:17 42:23 43:9	leveraged 43:2 liaison 41:16	Marte 11:5 24:22	million 15:3 25:8	need 27:3 28:7 46:12
40:17 42:23 43:9 44:5,8 45:10,14,16	<b>Licata</b> 11:4,6	master 17:17 50:7	28:22,25 32:15,16 32:17,23,23 33:1,1	49:13,14 53:25
46:20,22 48:2,2,20	limits 38:6	materials 43:6	33:2,3,6,7,11,15,20	54:19 55:9
48:22,23 49:1 50:5	link 5:24	matter 3:7	34:2,5,14 35:19,22	needed 12:24 20:15
48.22,23 49.1 50.5 51:6 52:3,16 53:25	link 3.24 linked 40:2	<b>MBE</b> 35:18	38:24,25 39:19	26:11 48:9
54:14,16 55:8 56:1	list 3:18 32:18 45:3	mean 7:12 12:10	minimize 21:20	needs 3:14 8:6 9:17
56:7,8,9,18 57:1,12	47:21	26:16,22 28:5 29:9	minimum 53:3	47:15,21,24 48:7
knows 48:23	listed 48:15	53:14 54:10,17	minor 7:6 9:13 10:5	48:12 55:24 57:4
Kilows 48.25 Krishnaiyer 1:17	little 13:7 24:16 30:6	meaning 6:22 7:2	minority 4:4,13,16	negotiating 20:16
3:10,13 4:3 5:21	30:16,24 42:22	means 6:15	5:14,16 31:17	neighborhood 46:17
12:5,9,13,15,19	46:22	<b>mecca</b> 49:3	37:15 43:15	46:21,23
13:1,6,12,15,18	lives 46:19	<b>media</b> 1:4 6:19 7:14	<b>minute</b> 51:10	networking 38:21
24:18 25:3 44:13	Lloyd 14:16	14:17 36:3,6 42:6 42:13,13 43:19,20	minutes 2:8,12	never 31:3
48:17 49:7,13,17	local 42:12,17 43:15	<b>meet</b> 7:17 9:2 12:3	<b>Miramar</b> 37:15	new 19:14,18 21:22
50:3 53:24	43:20,22 44:8	34:6 56:25 57:8	42:16	22:22,22 39:24
	long 12:5	meeting 2:4,9,12	misbehaving 2:10	42:2,4 47:16
L	look 12:17 17:6	11:15,16 19:8	mitigate 34:2	newer 15:15
lab 46:25 47:4 48:6	18:24 26:8 28:1	20:12 21:23 37:16	modified 23:4	nice 41:4 42:17 44:4
<b>lab's</b> 47:14	42:22 44:16,24	38:11,16 45:19,20	module 37:2	<b>night</b> 45:2
lack 49:8 52:2	45:6 48:11 55:4	45:24,25 50:12	<b>mold</b> 9:1	nine 55:8
Langan 1:10 11:4	56:2,20	51:17 52:1,10,22	momentum 11:17	<b>nod</b> 14:20
13:19,21 15:7	looking 3:6 25:5,14	52:23 53:1,7 54:19	Monarch 42:16	Non-Minority 35:6
21:18 24:21 31:10	25:17 28:3 29:17	57:21,25	money 21:7 25:15	Northeast 19:5,14,23
31:13 32:7 33:8	54:25 57:3	meetings 24:25 35:12	26:23 28:13 34:11	21:3
language 39:2	looks 55:17	35:17 40:12	month 15:3	Notary 58:4
large 14:2 58:5	lot 7:11,15 9:15	<b>Meloni</b> 1:11 6:6,6	monthly 31:20,20	<b>note</b> 6:13 15:13 38:2
larger 8:20	10:12 18:8 24:9,13	12:8,10,14,17,21	months 10:9 36:12	noted 47:25
largest 33:9	25:15 26:2 27:25	13:4,9,14,17 15:14	morning 51:25 52:5	notes 47:19 58:9
late 19:18 52:5	30:13,14 41:21	15:24 24:23 29:14	Motiwala 1:12	notification 36:5
Latha 1:17 3:9	42:5 56:18	member 3:24,25	move 8:8 9:24 11:7	notifications 36:10
Lauderdale 1:5,24	low 26:22,24 27:7	19:20 45:10	18:4 31:9 34:1	36:13
44:2 58:11	28:1	members 1:14 5:3	44:20 55:11	November 19:19
launch 37:2			<b>moved</b> 14:4	44:23
	1	1	1	1

				rage 01
nuances 57:6	<b>Operations</b> 47:7	papers 42:17	<b>phone</b> 46:9,12 49:25	pre-bid 35:12,17
number 6:8 9:4,6,11	opportunities 36:2,7	<b>Parent</b> 1:17 4:2	51:6,7 53:4,18	38:11,16
9:14 13:24 14:6	36:13 38:15	parents 43:3,8 44:15	Physical 47:7	<b>Pre-Construction</b>
16:4 17:24 20:2	opportunity 18:7	50:4	physically 54:16	1:11
27:12 29:15 30:16	43:16 53:12	<b>Park</b> 46:16,17	pick 51:24	pre-qualification
33:21 36:22 37:13	opposed 7:6	parking 10:13 11:12	<b>picked</b> 42:14 44:1	37:19
37:20,21 46:12	<b>option</b> 53:17,21,22	<b>Parkway</b> 8:15,23	pictures 30:6	pre-qualified 37:22
49:25 53:14	54:11,13,16	15:17	<b>piece</b> 56:11	prepared 29:6 45:13
numbers 16:23 30:17	options 13:11	part 4:15 5:10 7:9	pieces 20:23 56:13	preparing 13:23 19:9
numerous 35:8 37:16	order 2:11 17:20,20	49:22,23	piggyback 25:20	present 5:3 10:20
38:2 39:6	18:15 19:4 20:1,2,6	Parth 1:17 4:1 40:16	place 1:4 33:11 39:16	38:16 45:7 54:15
	20:13,15,17 21:13	participate 5:17 36:1	places 47:20 51:2,21	presentation 6:3
0	21:19 23:16 26:2	participated 37:14	<b>plan</b> 11:14 26:12	16:20 32:3,6 40:13
<b>O</b> 2:1	26:17 28:10,22	participating 35:12	27:20 34:1,4	presentations 2:16
obligation 56:16	57:3	participation 11:21	planned 8:22 37:1	6:1 54:2,21
<b>obtain</b> 47:16	orders 20:10,21	31:17,18,24 38:3	planning 15:14,20	president 46:16
obviously 14:23 21:8	22:18 24:10,16	40:11	16:23	President/CEO 1:13
22:14 23:22 24:24	25:6,10,14 27:10	particular 11:20	plans 23:2 25:24	press 43:20
occupancy 6:15	27:13 28:9,14	12:19	Plant 47:7	pretty 17:11,22 27:7
<b>October</b> 6:12 9:3	33:11	particulars 18:21	platform 36:20 39:12	30:6 33:9 39:13
11:15 12:4 18:24	organization 5:10	partner 37:5,11	40:1	previous 29:5 33:8
19:18,21 55:19	organizations 3:15	partners 36:16,20	platforms 36:3	41:2,6 46:4
58:10	Organized 3:21	parts 14:23	played 15:6	<b>price</b> 26:1,15
offhand 12:18 13:9	original 7:22 8:10	<b>Patel</b> 1:17 32:4 40:17	please 6:5 13:13 15:4	priced 27:22
Office 42:18,19	9:10 15:22 47:12	40:24 41:1,4,8,10	17:11 42:10 43:11	primary 18:12,18
officer 1:12 6:7	originally 8:22 13:3	<b>path</b> 49:6	46:2 52:15	prime 38:3
Officer's 4:1	outlined 34:6	pause 10:20	pleases 18:20	prime 38:17,22
okay 2:11 3:1,9,19	outreach 35:8	pause 10.20 pay 26:13	plumbing 47:9,14	principal 12:23,23
5:2,25 13:6,17,19	outside 11:22,25	payment 38:6	<b>point</b> 10:17 11:19,25	13:10
21:17 25:3 27:15	outstanding 17:19	peek 42:22	26:17	principals 13:4
29:11 30:23 31:6,9	21:15	<b>people</b> 4:19 5:3 51:2	pointing 2:14	prior 52:9 53:18
32:1,9 34:22,25	ovens 48:9	52:17 53:5 56:19	policies 25:2	probably 8:2 20:7,9
37:18 40:16 41:9	overall 19:15 27:25	people's 51:12	policy 21:19,25 22:3	28:6 45:7 52:5
41:13 45:12,15,23	Oversight 1:1,14 2:4	perceived 56:5	22:9,14,16,17	problem 2:15 52:25
46:14 50:2,10,10	55:3,6	percent 16:14 17:7,8	23:10,18 24:19,21	55:1
53:5,23 55:10,13	owed 21:7	19:12 23:12,13,17	25:1,2,22 52:16	proceed 11:9,17
57:15	owned 35:2,2,7,11,19	24:1 25:18,19	<b>population</b> 13:5,11	proceedings 58:7
old 8:1,16 23:5	35:22	26:10,16 31:24	<b>population</b> 15.5,11 <b>portables</b> 6:23,25	process 9:22 22:2
<b>Omar</b> 1:9 2:19 5:6		-	± ,	24:22
30:8 32:11 45:4	owner 26:21 27:9,14	35:14,16 37:23	9:24 10:1,2,5 12:6	
49:20	27:23	38:12,25	12:7,20,22,25	procurement 36:2
omission 22:14	P	percentage 25:16	13:16	procurements 36:1
omissions 21:24 22:2	<b>P</b> 2:1	40:21	portion 2:21 7:3 8:1	40:2
22:11,20 23:12	<b>P</b> 2.1 <b>P.E</b> 1:15	percentages 40:19	29:10 34:15	produce 50:8
24:1,10 25:22 26:9		<b>period</b> 17:16 27:18	position 5:5,8	professional 24:4
ones 5:15 13:7	<b>p.m</b> 1:6,6 52:9 53:18	35:13 36:25 37:21	<b>positions</b> 2:24,24	program 1:10 6:20
	57:25	56:10	3:11	9:15 13:22 15:22
ongoing 18:12 36:17	page 27:4 31:22	<b>person</b> 54:7	<b>positive</b> 44:10	22:7,22 25:13 26:9
57:2	32:17 33:6 42:1	personally 24:7	possible 2:17 41:1	27:9 32:14 33:12
<b>open</b> 2:4,24 43:2,5 44:14	pages 30:6 42:2	<b>phase</b> 9:22 10:7,8,8	posted 41:23 43:18	33:19 35:1 40:10
/1/1 1 /1	<b>paid</b> 26:10	10:14 11:2,11 14:5	<b>posts</b> 36:6 42:6	41:16 43:4,16,22
	-	04.11		
opened 15:9 Operation 11:5	Palm 22:12 23:9,17 36:22	34:11 <b>phases</b> 15:20	<b>potential</b> 48:4 55:22 <b>PPO</b> 27:19	44:6 47:12 48:10 48:18 49:2,9,11,12

49:22 56:22	pursue 2:25 23:14	26:25 30:6 32:5	relocated 10:4	resources 37:12	
programs 50:5	25:22 26:6	39:13,22 40:7 42:3	remain 14:12	response 6:9 9:5 18:9	
progress 30:14 40:6	pushing 42:6	44:18 48:5,5 50:21	remaining 16:7,18	29:14,16,20 34:18	
43:10	put 10:1,15 11:1	51:22 54:25 56:6	28:17 47:11	45:21 46:10 47:5	
project 1:11 7:3,7,9	26:12 29:23 34:11	realtime 42:7	remind 43:3,3	50:14 55:14	
7:12,22,23 8:21		reason 27:16 29:21	reminder 28:7 41:24	restroom 57:3	
9:23 10:24 11:1,7	Q	52:18	renewal 36:10	resulted 35:10	
11:10,18,20 12:2	<b>Q3</b> 30:18,20	reasonable 23:1	renovating 8:1,16 9:9	retain 36:9	
16:13 17:17 20:11	<b>Q4</b> 35:5,17 38:12,23	reasons 27:12 28:19	renovation 6:24	reveal 23:3	
23:12 28:11,17	40:20,23,24	52:15	18:18	review 10:21 16:4	
32:19 33:13 34:9	quarter 13:22,24	recall 31:15	renovations 9:12,13	18:8 22:18 29:7	
34:11 47:17 56:9	14:8,19 16:16 25:7	received 19:7 26:11	18:12	30:1,2 40:11	
56:20,21 57:7	28:4,20,20 30:19	<b>recess</b> 45:23	<b>rental</b> 51:24	reviews 10:18	
projecting 31:24	32:13,15 33:5,8,10	reciprocal 36:19 37:2	repeat 53:2	<b>Revised</b> 21:19	
projects 6:14,16 7:6	35:10 36:4 40:22	recommendation 6:8	replace 9:19	revision 4:25	
7:20 8:2,9,23,25	41:7,17 42:3,11	9:4,6 16:4 18:9	replaced 27:19,23	revolutionary 39:13	
9:1,8 13:24,25 14:4	quarter's 32:12	23:24 29:21 30:15	replacement 9:11	rework 26:6,7	
14:6,8,9,12,23,24	38:10 41:2	30:16,25 31:3	replacing 12:12	<b>ribbon</b> 14:15 19:17	
15:1,14,15,16,18	quarterly 13:20	33:21,24	<b>report</b> 14:7 16:6	19:21	
15:21,23 16:1,3,7,9	15:13 17:13 32:18	recommendations	17:13 18:8,11 27:4	<b>right</b> 3:3,11,12,16	
16:18,21 17:1,3,14	question 3:10 24:19	2:22 3:1,4 6:9	29:5,10,22 30:2,4	4:5,25 23:19 24:11	
17:17 18:5,18	32:4 40:18 44:13	29:15,17,18 31:7	30:13,21 31:20	25:14,25 27:8,20	
22:25 30:19,22,23	46:3 47:2 48:17	53:13	32:13,18,20 33:22	39:22 46:18,21	
31:2 33:2,4 34:9	53:24 56:12	recommended 16:5	33:23 55:20 58:7	48:19 49:5,15	
38:5 55:18 56:4,6	questions 18:2 29:25	18:10	Reported 1:22	50:19 51:18 52:7	
57:2,10	34:16,17 40:14	recommending 21:25	<b>Reporter</b> 58:4,14	right-hand 17:21	
promise 40:7	44:12,19	23:9,19	<b>REPORTER'S</b> 58:1	Rights 4:6	
promised 56:17 57:5	quick 3:10 24:18	recommends 33:25	reporting 1:23 17:16	risk 29:3,6 33:16	
promoting 36:2	32:4	reconstitute 55:6	17:22 31:19,22	34:6,6	
<b>prompt</b> 38:6	quickly 2:17	reconvene 50:12	35:13 36:25 37:21	<b>risks</b> 33:18 34:2	
<b>proper</b> 48:8	quite 11:24 15:11	record 58:8	representative 47:1	Riverglades 16:10	
properly 47:23 48:10	24:6,21 27:12	recovered 34:10	represented 35:14,16	<b>Riverside</b> 46:16,17	
48:13 49:16 50:24	<b>quorum</b> 2:5,14 51:1	recovery 23:24	request 27:24	Robert 1:9	
proposals 37:25	51:2,5,23 52:2,21	reduce 17:24 21:20	requested 27:10	<b>robust</b> 55:12	
proposed 18:11,22	52:24 53:25 54:15	reflects 37:18	requests 27:14	roof 7:3,3,8 20:14	
prosecuting 21:6	55:9	refrigeration 47:15	required 18:15 20:6	roofing 7:13 20:18	
<b>proud</b> 42:8	R	48:8	26:5	roofs 14:25	
<b>provide</b> 6:2 13:10		regarding 21:24	requirements 38:17	room 10:13 20:24	
22:17 37:12 45:13	<b>R</b> 1:12,23 2:1 58:4,14 <b>rain</b> 57:18	<b>region</b> 39:14	38:18,19 47:10	47:9 48:25	
49:4 51:15	raised 57:11	regular 11:15	reschedule 52:23	<b>rooms</b> 48:23	
provided 6:10 17:23	ramp 19:2 21:1	reimbursement	Research 1:9	routine 36:8	
19:12 24:4 26:13	ramp 19.2 21.1 reach 46:5	23:15	reservation 52:3,4	<b>rules</b> 3:8	
46:12	reached 10:17	reiterate 23:23 24:5	reserve 28:13 33:18	<b>run</b> 48:10 49:14	
providing 6:21 33:23	read 28:5,6 30:3	28:5 48:14	34:2,5,12,12	running 15:2 49:1	
<b>public</b> 1:1,19 22:13	57:12	related 36:23	reserves 33:14	<u> </u>	
23:10 24:25 29:9	reader 16:11	relation 26:23	reset 14:10,13 17:14		
36:21 45:17,25	ready 21:13	relationships 42:12	Residents' 46:16	<b>S</b> 2:1 <b>S/M/WBE</b> 31:22	
46:1 50:11 57:12	real 56:12	relatively 27:2	resolution 4:22 5:1	<b>S/M/WBE</b> 31:22 38:11,16,24	
58:5 Dunahaga 22:10	realistic 51:22	release 43:20 53:3	6:11 7:18 44:20	safety 16:18,19 17:2	
<b>Purchase</b> 33:10	realized 7:23 31:1	released 20:23 29:8	55:2,16 56:2,3,15	Sarety 10:18,19 17:2 Sarah 47:1	
<b>purpose</b> 22:17 56:14	really 2:6,13 17:25	relevant 18:16 20:25	56:25 57:9,10,13	saying 11:24 22:8	
purposes 10:6	2.0,10 17.20	relocate 6:24	resolving 21:15	54 Jung 11.27 22.0	
L					

			<b>a</b> .		
25:21 51:7 52:21	services 7:5 24:3	sneak 42:22	Stoneman 16:13	tables 43:5	
says 54:6 55:20 56:15	set 8:4 33:14	social 36:3,6 42:5	stopping 49:9	take 11:14 28:12 55:4	
<b>SBBC</b> 1:9	sets 29:19	43:19	<b>stories</b> 42:14	taken 5:15 7:2 15:22	
<b>SBEs</b> 35:6	share 17:12 38:19	solicitation 36:4	story 44:1,3,10	21:20 24:8 34:25	
scenes 41:22	sharing 36:7	solicitations 39:3,15	<b>Stranahan</b> 1:3 20:3,8	talk 15:7 18:22 24:16	
SCEP 16:7	Shelley 1:11 6:6	<b>Solutions</b> 1:13 41:15	20:18 21:11 46:18	27:3 36:23 42:23	
schedule 14:10,13,13	<b>shift</b> 13:5	somebody 3:8	46:25 47:4 48:18	53:15,19	
17:14,15,18 18:13	<b>Shim</b> 1:9 2:20 3:3,12	someone's 49:5	49:12	talked 11:6 21:23	
19:17 44:25	3:16,19 4:10,25 5:7	soon 20:22 24:23	strategies 6:21 7:16	24:5 25:15 31:16	
scheduled 16:6	5:22 11:23 15:2	sorry 19:23 25:18	strategy 7:12	50:22	
school 1:3 8:15 9:16	32:11,11 34:24	40:17 43:25 47:19	structural 9:17	talking 22:5 23:5	
10:23 11:15 12:6	45:5,13,16 46:8	sort 7:10 8:4 11:22	student 10:4 13:11	26:25 40:10	
12:11 15:10,17,18	49:21 52:19,20	25:23 45:6	students 6:25 9:25	talks 17:13 39:8	
17:7 18:23 19:5,14	55:25 56:1 57:20	South 1:24 4:8 36:23	12:13 43:3,8 47:4	Tallahassee 51:18,19	
19:24 20:9 21:4,25	<b>short</b> 43:17	39:8,18 43:24,25	49:9 50:8	<b>Tap</b> 42:13	
30:18 35:20 36:21	<b>show</b> 15:4	<b>space</b> 6:17,22,22,24	subconsultants 31:18	target 38:13	
39:12 41:25 42:1	<b>showed</b> 15:9 27:4	6:25	subcontractor 35:21	targeted 35:8 36:5	
42:15,16,16 43:2,4	40:20	speaker 1:19 45:17	subject 27:1	tasked 50:23	
44:22,22 46:19	showing 31:23	46:1 49:24	submitted 37:24	tasted 50:6	
48:3 49:5	<b>shown</b> 17:4 32:17,19	speakers 46:4	<b>subs</b> 38:22	taxpayers 30:1,3	
schools 1:1 14:21	33:6 34:13 36:12	speaking 11:4 27:2	substance 30:14	<b>TaxWatch</b> 1:9 6:1,9	
15:8 18:13 22:13	<b>shows</b> 32:18	Specialist 1:12	substantial 55:21	16:5 18:10 33:22	
23:10 29:24 30:7	side 10:12 17:21	<b>specific</b> 3:11 17:9	success 3:6	33:23,25	
36:8,21 37:9 40:2	side-by-side 41:4	spells 39:4	suggest 5:4,5	Teacher 4:2	
41:18,19 42:15	signed 46:4	spend 56:3,19 57:11	suggestion 2:21 5:6	Teachers 1:17	
44:16 47:12	significant 9:14 33:9	spending 39:17	<b>Suite</b> 1:24	team 15:11 24:6	
<b>scope</b> 7:3,25 8:10,11	similar 38:5	spent 32:24,25 56:13	summer 10:3 13:23	33:17,23 38:15	
9:8,10 10:11,14	single 15:9	<b>spoke</b> 21:1	14:3,22 15:4 30:22	39:6	
47:13 57:1	<b>sir</b> 32:7	spotlight 37:16	42:24	teams 14:21 54:8	
scoping 49:19	<b>site</b> 6:23 42:9	sprinkler 16:25	superintendent	Technology 4:9	
Score 37:11	<b>sits</b> 46:21	stabilizing 23:7	10:19,19 11:5	<b>tell</b> 3:13	
screws 54:9	six 35:10,12 55:9	<b>staff</b> 6:1,20 9:25 10:4	supplier 37:4 38:5	<b>term</b> 7:1	
second 10:8	<b>sized</b> 38:5	22:24 33:25 45:8	suppliers 35:25	terminated 20:11	
section 29:22 30:1,3	<b>slide</b> 6:4,5 13:20,20	47:6	36:18 39:13	21:11	
30:5,5,11	13:24 15:12 16:17	standard 17:11 29:19	support 22:5	termination 21:12	
security 16:18 49:4	17:11 25:6,12	start 16:19 28:12	supposed 44:25	<b>terms</b> 30:13	
<b>see</b> 13:23 14:1,2	31:13 33:12 35:24	45:24	sure 13:14,17 18:1	thank 13:18 15:7	
16:20,22 17:15	36:15 37:10,18	started 7:21 9:2,22	22:23 24:12 38:17	25:3 29:14 32:1	
18:25 26:21 31:5	38:9,10 39:1,4,7,8	29:18	40:1 41:9,23 43:1	33:22 34:24 40:15	
41:17 47:18 49:18	40:20 42:10,21	state 57:7 58:2,5	44:24 46:11 48:3	41:10,12 42:4	
53:16 54:22	43:11	states 55:16	surprised 26:21	44:18 48:16 49:17	
seen 21:21 39:1,4	slides 17:5	status 16:17,19 17:2	sustain 22:19	50:17 51:14 52:12	
46:4 50:18	slight 26:13	17:8 18:6 47:2	SW 1:4	57:19,22,24	
send 5:24	small 8:12 17:5 27:1	49:19	swag 43:6	theme 36:11	
sending 36:9	39:6,14 43:14	steal 3:21	sweeping 28:16	thereof 58:9	
Senior 1:10	SMART 9:1 11:22	stenographic 58:9	swing 6:21,22,25	thing 2:6 26:12 41:9	
sense 8:9 9:19	12:1 15:22 28:13	stenographically	switch 13:19	things 7:1,10 11:13	
sent 43:19	32:14 33:12,19	58:7	switchgears 14:25	14:24 22:6 24:8,11	
September 1:5 19:8	34:5 35:1 38:14,15	step 53:7 55:19	system 16:11	49:4 50:4	
34:3	41:16,24 43:4,16	Stephenson 35:17	systems 47:9	think 4:5,12,17 5:7	
series 14:3 24:7	48:1 49:22 56:22	steps 39:5	T	6:13 14:1 15:1	
Service 1:23	snapshot 31:23	Steve 1:15 54:12,20	<u>1</u>	21:18 27:17 28:6	
	1	1	1	1	

			•		
30:9 40:19 44:13	types 8:23 28:8	53:9	worked 13:10 33:17	<b>152</b> 33:3	
44:20 49:10 50:5	typically 24:23	wanted 10:21,24	43:14	<b>16.3</b> 38:25	
51:16 52:6 54:1,16	cypically 21.25	14:18,19 26:17	working 15:1,10	<b>160</b> 36:4	
54:20 55:3,7,21	U	31:14 34:23 37:8	17:25 19:3,17	<b>165.9</b> 32:25 33:1	
56:1,5 57:6,9,13,17	<b>Uh-huh</b> 28:2	43:1,12 52:20	20:22 21:10 24:7	<b>17</b> 13:25 16:25	
thinking 30:23 54:17	<b>unable</b> 48:6	57:21	37:6 39:20,22 40:1	<b>17</b> 15:25 10:25 <b>171</b> 15:10	
thought 19:22 30:21	unallocated 34:12	wanting 44:7	42:18	171 15.10 17th 11:15	
44:8	uncompensated 24:3	warranty 56:10	works 52:12	<b>180,000</b> 27:4,6	
thoughtful 29:16	understand 12:7	wasn't 4:14 47:25,25	workshop 24:24	<b>180,000</b> 27.4,0 <b>1800</b> 1:4	
thoughts 53:16	17:4 51:10	wash t 4:14 47:25,25 waste 50:25 51:12		<b>1900</b> 1:4 <b>190</b> 47:9	
0	understanding 22:2		44:23 45:1,9		
<b>three</b> 14:4 15:21,23	30:10 51:9	watch 14:7	workshops 45:7	<b>1B</b> 10:8 11:2,11	
28:18 29:24 37:25	underutilized 8:18	way 31:5 51:11 55:7	wouldn't 4:19	<b>1st</b> 19:11	
42:14,15		ways 24:13	wrapped 55:18	2	
thunder 3:21,23	<b>unique</b> 37:20,24	we'll 2:16 16:18	wrong 30:17		
tied 52:3	update 4:11 14:20	34:11 44:20 45:25	<u> </u>	<b>2</b> 9:6 20:2 23:12,13	
time 10:15,21 26:14	42:1 44:11 50:3	49:24,24,24 55:12	A	23:19 24:1 29:15	
28:6,14 31:1 34:13	updates 42:8	<b>we're</b> 6:18 7:1,4,17	Y	35:22 39:19	
39:17 51:1,12,16	upgrading 47:3	7:21 8:11 12:12		<b>2014</b> 7:22 8:22 57:5	
51:22,23 52:4,10	<b>use</b> 6:16 7:2,24 40:4	15:1,2,19 16:1	yard 10:13	<b>2020</b> 17:14	
54:9,14	47:4 48:8	20:21 21:2,13 22:8	<b>yeah</b> 12:10 13:12	<b>2021</b> 18:24	
time-wise 7:15	utility 11:12	23:9,18 25:13,17	29:9,13 45:5 46:8	<b>2023</b> 1:5 16:12 19:6	
Timeframes 16:17	utilized 8:2	28:16 39:22,25	52:9,20 56:1	20:2 32:14 34:3	
<b>times</b> 21:21 26:2 48:4	V	40:7 41:22 42:3,8	<b>year</b> 15:10 16:12,16	58:10	
50:6 53:15		42:11 45:6,7,13	31:16 55:23	<b>2024</b> 16:16 19:11,16	
<b>Timothy</b> 1:23 58:4	vacate 9:24	46:19 47:19,20	year-to-date 40:21	<b>2025</b> 6:12 9:3 12:4	
58:14	value 23:16 24:2	50:18 54:5 57:14	<b>years</b> 57:22	55:20	
today 57:4	26:10 28:1	we've 6:22 7:2 8:3	<b>Yvonne</b> 1:13 41:15	<b>203</b> 16:2	
<b>Tommy</b> 1:16 50:17	vault 10:11 11:13	13:22 14:15 17:22		<b>204</b> 30:18	
tonight 46:24	<b>vendor</b> 40:5	17:23 18:19 21:21	$\frac{\mathbf{Z}}{\mathbf{Z}}$	<b>21</b> 1:5 14:11,14	
<b>top</b> 3:16	version 5:1	22:3 24:5 25:15	<b>Zoom</b> 53:19	<b>22</b> 14:8 17:16,18,24	
total 14:6,22 16:21	<b>versus</b> 25:25	26:10,24 27:24	0	34:1	
17:1 25:10 27:9	Vicki 57:24	28:10 29:17 33:10	U	<b>225</b> 30:20	
32:14,22 37:21	Vicki's 57:21	44:5 50:22 53:4	1	<b>23-109</b> 6:11	
38:24	<b>video</b> 15:4,5,6,8	56:7,21		<b>230</b> 30:20	
totalled 28:22,23,25	videos 43:18,19	web 42:1	<b>1</b> 6:8 9:4,11,14,24	<b>23rd</b> 19:8	
totalling 16:23	view 56:9 57:7	website 5:22,23	12:10,11 13:1,3	<b>250,000</b> 26:23 27:5,8	
touches 38:4	violation 21:8	41:23,25 42:5,7	18:12 23:17 26:16	<b>26</b> 30:23	
toured 48:3	virtual 37:15	43:8	29:15 32:16,16,22	<b>266</b> 12:14	
transaction 32:21	virtually 54:5 56:23	welcome 41:11	33:5	<b>285</b> 19:7	
transcript 58:8	<b>visit</b> 44:15	well-known 8:4	<b>1.5</b> 25:8,18,18	<b>28th</b> 44:23	
tri-county 36:19	visiting 41:19	went 13:25 27:19	<b>1.8</b> 28:25		
true 58:8	<b>visitors</b> 42:5,6	women 35:2,7,11	<b>10</b> 28:22,23 39:21	3	
try 38:8 52:22 53:6	vote 2:7 54:1,14	wonderful 50:6	<b>100</b> 16:23	<b>3</b> 18:6,13 28:21 29:21	
trying 8:11 11:7	voters 56:17	work 7:10 9:8 10:5	<b>11</b> 28:22 39:10	29:21 47:1	
50:23 57:14	voting 54:6,6,7	10:12,14 14:21	<b>110b</b> 17:20	<b>30-day</b> 36:10	
turn 24:15	<b>VP</b> 1:9	17:9,19,20 18:15	<b>117</b> 14:21	<b>30th</b> 19:6 32:14	
turnpike 52:1		18:23 19:6,16 20:6	<b>118</b> 33:20	<b>330.2</b> 33:11	
<b>two</b> 4:10,21 16:9 17:5	W	20:13,15,18,19	<b>12.75</b> 17:18	<b>33301</b> 1:24	
20:13 38:23 47:20	want 2:20 3:20 7:19	21:6,13 22:22 23:6	<b>120.3</b> 34:14	<b>33312</b> 1:5	
48:23	11:19 13:6 18:21	23:18 24:22 25:24	<b>13.9</b> 33:2	<b>35</b> 38:25	
type 23:6,18 29:19	28:4 29:13 32:2	25:25 26:1 40:6,6	<b>15</b> 32:17	<b>35,827</b> 19:25	
55:1	48:2,14 50:25 53:2	41:21 42:24 43:16	<b>15-106</b> 4:23 55:5	<b>36</b> 34:1	
55.1		F1.21 72.27 73.10			

		1 1	1
<b>360,000</b> 28:23	9		
<b>39</b> 37:23	<b>9.1</b> 32:15 35:19		
	<b>90</b> 36:10 37:22		
4	<b>954-463-3326</b> 1:25		
<b>4</b> 14:5 15:13 16:4	<b>97</b> 16:2		
18:17 30:15,16,19	<b>98.7</b> 33:6		
31:16	<b>99</b> 26:9		
<b>42</b> 35:14	<b>33</b> 20.3		
<b>42.46</b> 31:24			
<b>427</b> 32:20			
<b>428.9</b> 32:23			
<b>45</b> 35:16 38:12			
<b>452</b> 32:20			
<b>47</b> 14:12 17:14 34:5			
37:22			
<b>475</b> 33:6			
<b>JJ.</b> U			
5			
<b>5</b> 33:21,24 52:9 53:18			
<b>5.7</b> 38:24			
<b>5:39</b> 1:6			
<b>500</b> 1:24			
<b>51,800,000</b> 14:22			
<b>585.7</b> 32:16			
<b>594.8</b> 32:16,22			
<b>5th</b> 1:4 34:3 58:10			
6			
<b>6</b> 14:8 20:19 30:5			
37:23			
<b>6,000</b> 42:4			
<b>6,800</b> 42:4			
<b>6.8,000</b> 42:4			
<b>6:56</b> 1:6 57:25			
<b>60</b> 15:2 36:10			
<b>60,000</b> 29:2			
<b>61</b> 16:14			
<b>633</b> 1:24			
<b>68</b> 16:25			
7			
7 16:1 38:12			
<b>738</b> 33:15			
<b>77.1</b> 33:7			
8			
<b>8</b> 30:6			
<b>8:00</b> 51:25			
<b>81</b> 16:22			
<b>82,405</b> 16:10			
<b>89</b> 17:1			