

SCHOOL BOARD OF BROWARD COUNTY

AUDIT COMMITTEE MEETING

Monday, September 14th, 2020

2:00 p.m. - 4:25 p.m.

HELD VIA MICROSOFT TEAMS
all attendees present via virtual platform

Court Reporter:

Emily Scott, stenographic reporter

Bass Reporting Service, Inc.

633 SE 3rd Avenue, Ste. 200

Fort Lauderdale, Florida 33316

SCHOOL BOARD MEMBERS:

MS. SARAH LEONARDI, School Board Member-Elect

COMMITTEE MEMBERS IN ATTENDANCE:

MR. ROBERT MAYERSOHN, CHAIR

MR. ANDREW MEDVIN, VICE CHAIR

MR. ANTHONY DE MEO, CPA

MR. MOSES BARNES

MS. REBECCA DAHL

MS. MARY FERTIG

DR. NATHALIE LYNCH-WALSH

MS. CONNIE POU

MS. PHYLLIS SHAW

OFFICE OF THE CHIEF AUDIT STAFF:

MR. JORIS JABOUIN, Chief Auditor

MS. ALI ARCESE, Manager, Property and Inventory Audits

MR. REYNALDO TUNNERMANN, Manager, Charter School Audits

MR. ERIC SEIFER, Auditor III

MS. KASHAMA PATEL, Auditor III

MS. MICHELE MARQUARDT, Executive Secretary

MR. BRYAN ERHARD, System Support Specialist II

MR. JONATHAN TOLENTINO, Confidential Clerk Specialist C

DISTRICT STAFF:

MR. JEFF MOQUIN, Chief of Staff

MR. DANIEL GOHL, Chief Academic Officer

MR. JOHN SULLIVAN, Chief Portfolio Services Office

MR. THOMAS COONEY, Assistant General Counsel, Office of
the General Counsel

MR. ROBERT F. HAMBERGER, Chief Building Official

MR. RONALD MORGAN, Asst. Chief, Building Official -
Inspections

MR. FRANK GIRARDI, Executive Director, Office of Chief
Facilities & Construction Management

MS. SHELLEY MELONI, Director, Pre-Construction

MR. PHILLIP D. KAUFOLD, Director, Construction

MR. DAVE ARCHER, Director, Program Controls

DR. DONTE COLLINS, Director, Charter Schools Support

MS. RHONDA STEPHANIK, Coordinator, Charter Schools
Support

MS. BRENDA RIVERA, Charter Schools Support

MS. DIVINE AMOAH, Manager, Architectural Engineering

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INVITED GUESTS:

MR. DAVID LUKER, Director, RSM
MR. MATTHEW BLONDELL, COA, Business Risk Consulting, RSM
MR. LUCKIE KAUFMAN, Risk Consulting Sr. Associate, RSM
MR. CHRIS GUMS, RSM
MS. YVONNE GARTH, President, Garth Solutions, Inc.
MS. DENIECE WILLIAMS, Garth Solutions, Inc.
MR. DANIEL JARDINE, Program Director, CBRE/HEERY
MR. MICHAEL BOBBY, CBRE/HEERY
MS. ASHLEY CARPENTER, Atkins
MS. KATHLEEN LANGAN, AECOM
MS. EMILY SCOTT, Court Reporter, Bass Reporting

ADDITIONAL GUESTS:

MR. SCOTT TRAVIS, Reporter, Sun-Sentinel
MR. ANDREW GRUB, Student
MS. CHARLOTTE GREENBARG
MS. STACY GROSSMAN

1 Thereupon, the following proceedings were had:

2 MR. MAYERSOHN: All right. We have a quorum,
3 I believe, so can we call -- can we call this
4 meeting to order and then take attendance?

5 MR. JABOUIN: Yes, we can, Mr. Chair.

6 MR. MAYERSOHN: Okay. Are we recording?

7 MR. JABOUIN: Mr. Chair, I count seven
8 members.

9 MR. MAYERSOHN: Okay. So are we recording the
10 meeting?

11 MR. JABOUIN: Yes, the meeting is being
12 recorded.

13 MR. MEDVIN: Okay. All right.

14 MR. JABOUIN: Bryan, can you make sure that
15 that's done?

16 Thank you.

17 MR. MAYERSOHN: All right. So let's call the
18 Monday, September 14th, special audit committee
19 meeting to order. Let's just rise for the pledge.

20 (Whereupon the pledge of allegiance was
21 recited.)

22 MR. MAYERSOHN: All right. You can take the
23 flag down. There you go.

24 Moving on to -- the first item is the approval
25 of the agenda. Do we have a motion to approve the

1 agenda?

2 MR. JABOUIN: Mr. Chair, did you wish to take
3 attendance first or after that?

4 MR. MAYERSOHN: We can take attendance after
5 the approval of the agenda.

6 MR. JABOUIN: Okay.

7 MR. MAYERSOHN: So do I have a motion to
8 approve the agenda?

9 MR. JABOUIN: Mr. Chair, before, if I may,
10 there were some changes to the original published
11 agenda. I'm not sure --

12 MR. MAYERSOHN: Okay.

13 MR. JABOUIN: -- if you would like me to go
14 through that with this meeting?

15 MR. MAYERSOHN: Yeah, you can start with that.
16 Go ahead.

17 MR. JABOUIN: Thank you.

18 Mr. Chair, there -- there were some changes
19 that were done in the agenda since I originally
20 published it on Friday, September 4th. Agenda item
21 number one, which is the current agenda item that's
22 being reviewed right now, the approval of the
23 September 14th audit committee meeting, was added.

24 In addition to that, agenda item number two,
25 the chief auditor's administrative matters were

1 also added.

2 And with respect to agenda item number three,
3 the addendum to the original response, capital
4 programs department, an email was sent to the
5 committee on Friday morning, September 11th, with
6 an updated document that had some new information
7 for observation eight; and then the audit committee
8 questions were also revised to indicate the proper
9 departments that should be answering some the
10 questions and some minor changes, and those were
11 also -- had a purple font for the changes, and
12 those were revised.

13 Mr. Chair, there were no changes to the agenda
14 besides those.

15 MR. MAYERSOHN: Okay. Thank you.

16 So do I have a motion to approve the agenda
17 with those changes?

18 MR. MEDVIN: So moved.

19 MR. MAYERSOHN: Mr. Medvin.

20 Do I need a second?

21 MR. BARNES: Second.

22 MR. MAYERSOHN: Second by --

23 MR. BARNES: Barnes.

24 MR. MAYERSOHN: -- Mr. Barnes.

25 All those in favor, signify by saying "aye."

1 ALL PRESENT: Aye.

2 MR. MAYERSOHN: Any opposed?

3 The ayes have it.

4 Moving on to item number two, the chief
5 auditor -- chief auditor administrative matters.

6 MR. JABOUIN: Mr. Chair, did you wish to take
7 attendance before this one?

8 MR. MAYERSOHN: You keep on wanting to take
9 attendance. Yeah, we can take attendance.

10 MR. JABOUIN: Thank you.

11 Should I call their names, or would you like
12 to do that?

13 MR. MAYERSOHN: Yeah, call the roll, and then
14 we can determine who's here and who is not.

15 MR. JABOUIN: Thank you.

16 Mr. Moses Barnes.

17 MR. BARNES: Here.

18 MR. JABOUIN: Ms. Rebecca Dahl.

19 MS. DAHL: Here.

20 MR. JABOUIN: Mr. Anthony De Meo.

21 MR. DE MEO: Here.

22 MR. JABOUIN: Ms. Hagen Disch called to say
23 that she would not be attending the meeting.

24 Mrs. Mary Fertig?

25 Mr. Michael Gauci indicated that he would not

1 be attending the meeting.

2 Dr. Natalie Lynch-Walsh?

3 DR. LYNCH-WALSH: Here, but I am going to hang
4 up and come back in, because I don't have chat or
5 the ability -- I guess I can raise my hand. Sorry.
6 This looks different today, I think because it's
7 the first time we are doing it as a team, but I am
8 definitely here.

9 MR. JABOUIN: Mr. Mayersohn, you are here?

10 MR. MAYERSOHN: I'm here.

11 MR. JABOUIN: Mr. Andrew Medvin?

12 MR. MEDVIN: Here.

13 MR. JABOUIN: Ms. Connie Pou?

14 MS. POU: Here.

15 MR. JABOUIN: Ms. Phyllis Shaw?

16 And Ms. Stephanie Shimm?

17 Thank you.

18 I'm Joris Jabouin, the chief auditor. I do
19 have a few administrative matters for the
20 committee. First, I like to acknowledge members
21 from the Superintendent's cabinet, if you are in
22 the meeting, if you can kindly identify yourself?

23 MR. MOQUIN: Good afternoon. Jeff Moquin on
24 behalf of the Superintendent.

25 MR. JABOUIN: Thank you.

1 We also have with us the court reporter,
2 Ms. Scott is with us. She is a court reporter that
3 took the minutes at the August 13th meeting.

4 During some of my conversations with her, she
5 indicated that there were some issues with some of
6 the members talking over when they were speaking.
7 We would like to ask everybody to please state
8 their name throughout the course of the meeting.

9 I did ask Ms. Scott to jump in if there is any
10 confusion, so she may need to interrupt; and given
11 that she has to take her hands off the court
12 reporting device and unmute herself, there may be a
13 little bit of a lag.

14 In addition to that, the agenda does have some
15 time guides. These are not required time guides.
16 They are being provided because we've had some
17 instances where some of the meetings have gone a
18 little bit longer. We hope to be able to make up
19 some of that time, if we do surpass them in some of
20 the different sections.

21 Some of the committee members have
22 communicated to me that they have some time
23 constraints, so we do appreciate the time that you
24 have spent. We are also very grateful and thankful
25 that you are able to be here at this meeting in

1 addition to the previous meeting that you were in
2 in August and the next meeting that you will be in
3 in October.

4 We have also provided these times to district
5 staff, so that, that way, they can attend the
6 meeting at certain times and be able to know when
7 the matters that affect them are being discussed.

8 I did email to the committee members
9 CE Form 8B, memorandum of voting conflict for
10 community municipal and local public officers. If
11 applicable, in cases of voting conflict, I will
12 need those back, signed.

13 And, also, the acknowledgment of school board
14 advisory committee member's responsibility needs to
15 be completed. Those were emailed to the committee
16 members on Friday, August 14th. Please let us know
17 in the chat if you did not receive them, and we can
18 go ahead and send those back to you.

19 And then, with respect to the annual training
20 for School Board established advisory committee
21 members, the link was also sent out on Friday,
22 August 14th. Please let us know in the chat if you
23 did not receive it. We would like to get those
24 back by Friday, September 25th, so that at the
25 committee's next meeting, on October 8th, I can go

1 over the statistics with the members.

2 I do understand that there are a couple of
3 members that are having some concerns. Ms. Dahl, I
4 have your concern on because you are supposed to
5 complete the short training and it's leading you to
6 do the longer training, so we'll work with you on
7 that. And I also received some emails from two
8 different members of some challenges that they
9 have, as well.

10 There were some documents that the audit
11 committee members emailed to me that I have
12 forwarded to the entire committee. There were some
13 documents from Dr. Nathalie Lynch-Walsh that had
14 some attachments. I emailed those to the committee
15 on Thursday, September 10th; and then there were
16 also some documents from Committee Member Mary
17 Fertig that were received, and I forwarded those to
18 the committee this morning. I will check the chat
19 to see if people did not receive them so I can go
20 ahead and forward them again.

21 I do want to take a moment to, again, thank
22 the committee for this special meeting. I realize
23 that this takes time from matters that you need to
24 attend to.

25 I want to thank the committee for your ongoing

1 comments. They are important to me. They are very
2 serious. Changes and comments that you have under
3 the program, I do evaluate them and put them into
4 our program. The committee itself is a group of
5 distinguished persons, attorneys, CPAs, members of
6 the municipalities, former principals, managing
7 partners, members of other school districts and
8 community leaders. All of your comments are very
9 important to me. I know that there has been some
10 discussion that I had at the Board level about the
11 advisory nature of the comments, but they are very
12 serious, and they are all part of what I evaluate
13 as I establish the program, so thank you very much.

14 With respect to the committee's next meeting,
15 the Governor's executive order allowing remote
16 meetings is set to expire at the end of the month;
17 thus, for the next scheduled meeting on
18 October 8th, I may need to have a commitment from
19 the members to have a quorum in the KCW Board room;
20 and then, once quorum is reached, members can
21 participate virtually, but a quorum would be needed
22 to conduct business, unless the executive order is
23 extended.

24 We would also need to design the room for
25 public access and ensure that the public can view

1 the meeting, and we will go ahead and set that up;
2 but I just wanted to let the members know that the
3 ability to have these virtual meetings we are doing
4 today may not be possible and more information will
5 be forthcoming.

6 Mr. Mayersohn, this concludes my
7 administrative comments to the committee.

8 MR. MAYERSOHN: Thank you, Mr. Jabouin.

9 Dr. Lynch-Walsh, did you have any questions?
10 Because your hand was raised.

11 DR. LYNCH-WALSH: Well, sort of.

12 The District is supposed to be looking into
13 the fact that the original executive order
14 suspending in-person quorum requirements was
15 Executive Order Number 69. That is actually tied
16 to Executive Order 52, which is the state of
17 emergency; and last week, the District was going to
18 look into that. I believe someone was trying to
19 get with Mr. Moquin. Because there doesn't appear
20 to be anything rescinding 69, and somehow they seem
21 to keep extending it without acknowledging that it
22 was tied to the state of emergency, as an FYI --
23 and there have been problems trying to get
24 in-person quorums. So if we don't have to -- if we
25 don't have to forego virtual meetings, it would be

1 good to know that ASAP.

2 Secondly, I don't see how we are ever getting
3 to the charter school investigation report today,
4 but we'll see, because we are already at 2:12. And
5 the whole point of this meeting, unless my memory
6 is failing me again, was to discuss this audit
7 report.

8 MR. MAYERSOHN: Are those all the questions or
9 comments?

10 DR. LYNCH-WALSH: Yes. I believe we have
11 Mr. Moquin, so if they are looking into the
12 executive-order issue and the virtual-versus-quorum
13 issue, it would be nice to know that.

14 MR. MOQUIN: Yeah, I'll be working with
15 Mr. Sullivan to get some conclusion on that; but as
16 of right now, I don't have any additional
17 information to add.

18 MR. MAYERSOHN: Mr. Moquin, there was some
19 discussion about possibly the Board instituting,
20 under Policy 1001, Item Number 4, which is
21 emergency rule policy, which relates back to
22 quorum, not necessarily to having an open and
23 public meeting, but controlling the quorum to
24 allow, I guess, virtual meetings, or to have one
25 person present and, you know, twelve others

1 virtually, so I don't know where -- whether or not
2 the Superintendent or the Board is willing to take
3 up that discussion.

4 MR. MOQUIN: I'll have conversation with
5 Mr. Runcie and Ms. Myrick on that issue. If it's
6 something we can do to accommodate the advisories
7 for a few months, I don't see why they wouldn't --
8 wouldn't consider that.

9 MR. MAYERSOHN: Okay.

10 And I also -- and I also see that Ms. Marte
11 and Mr. Woods are also on this call, as well, so I
12 just want to recognize them.

13 MR. MOQUIN: Yeah, and I also would like,
14 Mr. Chair, if I can acknowledge the fact that Board
15 Member Elect Leonardi appears to be joining us, as
16 well, in the meeting.

17 MR. MAYERSOHN: Okay. All right.

18 Dr. Lynch-Walsh, do you have another followup
19 question?

20 DR. LYNCH-WALSH: No, can you just -- sort of.
21 Can you restate what policy and section that
22 was, 1001?

23 MR. MAYERSOHN: 1001, Section 4, under
24 emergency policies, I think A more pertains to the
25 Board determines the public health, safety and

1 welfare is endangered and that immediate action is
2 required to protect the public interest, so --

3 DR. LYNCH-WALSH: Okay. Thank you, I'll
4 incorporate that tomorrow when I give the task
5 force committee report.

6 MR. MAYERSOHN: Okay.

7 DR. LYNCH-WALSH: Thank you.

8 MR. MAYERSOHN: All right. With that being
9 said, do we have any public comments?

10 MR. JABOUIN: Mr. Chair, we do not have any
11 public comments.

12 MR. MAYERSOHN: Okay. All right. Moving on
13 now to the RSM Roofing process analysis.

14 Do we have RSM here?

15 MR. JABOUIN: Yes, they are here. Mr. Luker
16 is here.

17 Mr. Chair, if I can please mention a few
18 things before Mr. Luker speaks?

19 MR. MAYERSOHN: Sure.

20 MR. JABOUIN: Thank you.

21 So the roofing process analysis, which was
22 prepared by RSM, the scope of the work involved was
23 the roof sub permitting application process, the
24 usage of the ISS software for tracking and
25 submission and the resolution of comments,

1 benchmarking, comparison of District standards to
2 the building code, and the pay application process.
3 RSM spent time meeting with individuals and
4 facilities, buildings, the roofers and the design
5 firms. Their work concluded with nine
6 observations.

7 Mr. Luker and his team that are part of this
8 meeting, they have already discussed and summarized
9 the findings of the analysis at the
10 August 13th meeting. Since that time, I went
11 through the notes from the Board member comments at
12 the August 11th workshop. I identified some
13 questions from those, and I prepared a document for
14 both the building department and the capital
15 programs department, and they've returned those,
16 and they serve as addendums to their original
17 responses, and those were part of the meeting
18 documents.

19 Also included in the section are the audit
20 committee member questions that were received from
21 Ms. Pou and Dr. Lynch-Walsh, and they are included
22 in the documents.

23 Would you prefer, Mr. Chair, that you go
24 through the different observations, as well as the
25 responses that began on page 11?

1 MR. MAYERSOHN: Yes, I would prefer to go
2 through the observations one by one, taking, you
3 know, one through nine, and discussing those
4 observations and asking if, you know, the committee
5 has any questions or anything that we need to
6 discuss before we submit the report.

7 MR. JABOUIN: With respect to observation one,
8 Mr. Luker, would you be able to describe that in
9 about 60 seconds for the committee?

10 UNIDENTIFIED SPEAKER: He needs to be unmuted.

11 MR. JABOUIN: One moment, please.

12 UNIDENTIFIED SPEAKER: He's called in by
13 phone. I think he needs to -- I don't know if it
14 is star six or pound six?

15 UNIDENTIFIED SPEAKER: Yeah, yeah, he is going
16 to have to unmute.

17 MR. LUKER: Hi, this is David. I just unmuted
18 myself. Can everybody hear me?

19 MR. MAYERSOHN: Yes, we can.

20 MR. LUKER: Thanks, and apologies for that.

21 Joris, to answer your question, 60 seconds or
22 less, observation number one relates to that
23 roofing design and plan review process, and there
24 were several key components of the process that
25 were cited as either missing or perhaps commonly

1 overstepped or overlooked, and we've included a
2 series of recommendations that kind of correlated
3 to each of those areas.

4 So lack of roofing knowledge; lack of, you
5 know, detailed site visits, you know; response or
6 resolution of review comments for plans; but there
7 is a list included in the observation that I've
8 been through with this group before and am happy to
9 go through it again, if needed, or if there are
10 specific questions about each one; but that was the
11 nature of the finding.

12 MR. JABOUIN: I wanted to bring the
13 committee's attention to, in addition to what
14 Mr. Luker summarized on Page 12, you probably read
15 the management response that follows this
16 observation, and then there are also the -- the
17 Board -- the audit committee member questions that
18 also follow that, as well.

19 Mr. Chair, there are two hands that are up.

20 MR. MAYERSOHN: Okay. So I believe number --
21 the first one is Dr. Lynch-Walsh and then Ms. Mary
22 Fertig.

23 DR. LYNCH-WALSH: Okay. So it would probably
24 have been better for Staff to have provided written
25 responses, considering the sheer number of

1 questions I asked, especially since my questions
2 have text surrounding them.

3 So observation number one, and this question
4 was directed to the Office of Capital Programs
5 and/or CBRE/HEERY, because all these things are
6 occurring under HEERY, not under AECOM: The RFP
7 from 2015 is part -- is part of the contractual
8 obligations to which HEERY agreed in August 2015.
9 It was light in defining the importance of the
10 building department and related processes, a
11 weakness that was addressed in this year's PMOR
12 RFQ. It did, however, contain some language that
13 suggests HEERY should have addressed design issues
14 at the front end of their involvement, rather than
15 at the back end, specifically, Section 6.3 --
16 6.4.3.5 design management, that they are supposed
17 to provide day-to-day management of the design
18 process and then also 6.4.3.6, regarding master
19 project specifications and guidelines.

20 We already know from an earlier RSM review
21 that the plan reviews were being done, I believe,
22 in Atlanta, and that they were largely not
23 beneficial to the process. I forget which RSM
24 report that was, but that probably should have been
25 factored in here, because it was an earlier

1 finding.

2 But, anyway, my questions are the following:
3 Given that the contractual obligation above has
4 existed since 2015, why weren't the issues
5 identified in observation number one on page 11
6 proactively addressed prior to 2018?

7 See management response on page 12, because it
8 seems like they didn't respond until 2018.

9 So that's the first question; and although --
10 and second question: Although roofing is the only
11 area requiring a sub permit, it is not the only
12 discipline requiring additional drawings. Are
13 there similar challenges, obstacles, delays, et
14 cetera, due to HVAC and fire safety projects and
15 explain.

16 So I'd like -- I hope that there is an answer
17 forthcoming from either HEERY or the Office of
18 Capital Programs to these two questions.

19 MR. MAYERSOHN: So who -- who was going to
20 address those questions?

21 MR. GIRARDI: It's Frank Girardi, executive
22 director of Capital Programs. I don't know if
23 HEERY is on this call, either Mike Bobby or Danny
24 Jardine; I know Danny was at the airport and just
25 getting in town, because they are the better ones

1 to answer these, on why they did that prior to
2 2018, that they didn't do it. I would hope that
3 they would be on here to explain their actions on
4 that.

5 DR. LYNCH-WALSH: Wait a minute. Why aren't
6 they here, then, or why didn't someone have them
7 prepare a written response? Is the answer to all
8 of my questions going to be "HEERY is not here and
9 we don't have an answer"?

10 MR. GIRARDI: No. HEERY should be here. We
11 are trying to find out why Mike Bobby is not on
12 here at the time -- at this time, but they were
13 supposed to be --

14 DR. LYNCH-WALSH: I don't think he signed the
15 contract so --

16 MR. GIRARDI: Excuse me?

17 UNIDENTIFIED SPEAKER: Hang on a second.

18 DR. LYNCH-WALSH: I don't believe Mike Bobby
19 signed the contract -- he is not the program
20 director. I believe currently Danny is, but Danny
21 wasn't the program director prior to 2018, so --

22 MR. GIRARDI: I guess we have to talk to Rob
23 Chomiak or --

24 DR. LYNCH-WALSH: And why wouldn't that have
25 been done -- how long ago did I send this email

1 with all these questions? August 25th. Did no one
2 take these questions seriously and think that I
3 expected an answer of some sort today?

4 MR. GIRARDI: Yes, I looked at them, and then
5 Danny has been looking at them.

6 DR. LYNCH-WALSH: Well, looking and answering
7 are not the same two things.

8 MR. GIRARDI: Well, he was going to answer
9 them here. We were not requested to answer these
10 and return them back in writing. We were given
11 them to be prepared for today, and that is --

12 DR. LYNCH-WALSH: However, we have neither
13 happening right now. So we don't have --

14 MR. MAYERSOHN: Dr. Walsh, because I -- if we
15 go back and forth, we are not going to get an
16 answer anyway.

17 So at this point in time, Frank, can you
18 contact or somebody contact Danny, or whoever it
19 is, so that we know -- I mean, we've got until
20 4 o'clock; hopefully we can get some answers.
21 Because if this is going to be situation where we
22 are going to have questions and HEERY is not here
23 to answer them, then that's problematic.

24 MR. GIRARDI: Hold on. The phone is finally
25 ringing. He must have landed because he was flying

1 in from Georgia.

2 DR. LYNCH-WALSH: I don't need him trying to
3 answer this as he is getting off of a plane.
4 That's just insanity.

5 MR. GIRARDI: Hey, can you get on this
6 meeting?

7 DR. LYNCH-WALSH: Frank, can answer the
8 question, because in addition to being the
9 executive director for two years --

10 MR. GIRARDI: Okay.

11 DR. LYNCH-WALSH: -- he was the director of
12 construction for three before that, so he should
13 know the answer to Question 1B.

14 MR. GIRARDI: Well, the question to 1B is also
15 part of the building department, because they are
16 the ones that set what permits --

17 DR. LYNCH-WALSH: No, no, no, but you should
18 know the answer. That's why I directed --

19 MR. GAUCI: Will you let me talk, please?

20 DR. LYNCH-WALSH: Uh, no, because --

21 MR. GAUCI: If you want to talk, go ahead;
22 I'll listen.

23 DR. LYNCH-WALSH: Well, you are telling me the
24 building department has to answer the question. I
25 am --

1 MR. GIRARDI: No, I am not.

2 DR. LYNCH-WALSH: -- asking you the question.

3 MR. MAYERSOHN: Dr. Walsh, let Frank answer
4 the question, please.

5 DR. LYNCH-WALSH: He is not answering it.

6 MR. MAYERSOHN: He is going to.

7 MR. GIRARDI: I am going to, but you --

8 DR. LYNCH-WALSH: Okay.

9 MR. GAUCI: -- keep talking over me, so I am
10 going to sit here until I have some silence to be
11 able to talk.

12 MR. MAYERSOHN: Go ahead, Frank. You are
13 recognized.

14 MR. GIRARDI: The roofing is the only thing
15 the building department requires a sub permit on.
16 Are there other areas that require additional
17 drawings? Absolutely.

18 Fire sprinklers need additional drawings.
19 They need to be engineered by the fire sprinkler
20 company.

21 Fire alarm drawings need additional drawings.
22 They need to submit shop drawings where they
23 engineer the fire alarm. The --

24 DR. LYNCH-WALSH: That's not the question.
25 The question is: Are there similar challenges,

1 obstacles and delays due to HVAC and fire safety
2 projects?

3 MR. GIRARDI: Okay. Quick answer: No.

4 DR. LYNCH-WALSH: There are no -- there is no
5 delays due to HVAC?

6 MR. GIRARDI: Nothing that I know of.

7 We do -- I don't know of any delays
8 specifically due to HVAC on any problems. Are
9 there some issues with possibly --

10 UNIDENTIFIED SPEAKER: Hello?

11 MR. GAUCI: -- getting equipment? Yes,
12 there --

13 UNIDENTIFIED SPEAKER: Hello?

14 MR. GIRARDI: -- could be; but the delays are
15 not anything that I know of that are holding up
16 projects.

17 DR. LYNCH-WALSH: Okay. We'll look into that.
18 So you are positive, no delays, nothing -- it's
19 HVAC --

20 MR. GIRARDI: Is there a delay out there? We
21 have 75 projects going; there could possibly be a
22 delay. Has it reached to me on any delays? No.

23 DR. LYNCH-WALSH: But you should be able to
24 tell from the reports that you look at, the ones
25 that have HVAC in it.

1 So I guess we are going to need written
2 responses that put -- where some more thought is
3 put into the answer. So I am willing to move --

4 MR. GIRARDI: Danny will be on in a few
5 minutes. As soon as he gets off the plane, he is
6 going to join us.

7 DR. LYNCH-WALSH: We can double back to the
8 first question, because I don't want to hold
9 everyone else up, and I believe Mary has her hand
10 up, and Robert is muted.

11 MR. MAYERSOHN: Yes, are you done, Dr. Walsh,
12 with questions for observation number one at this
13 point?

14 DR. LYNCH-WALSH: For now.

15 MR. MAYERSOHN: We can still --

16 DR. LYNCH-WALSH: So as --

17 MR. MAYERSOHN: -- go back.

18 DR. LYNCH-WALSH: -- not to hold it up for
19 now --

20 MR. MAYERSOHN: Okay.

21 DR. LYNCH-WALSH: -- but I really would like
22 written responses, because these
23 shoot-from-the-hip, off-the-top-my-head responses
24 are not going to work for me.

25 MR. MAYERSOHN: Okay.

1 Ms. Fertig?

2 MS. FERTIG: Thanks, Bob.

3 Listen, can I ask a question that is in the
4 analysis section, before we get to observation one,
5 and it's going to come back on another observation?

6 So if I could, I wanted to ask Mr. Luker:
7 They've chosen ten schools here that they've
8 analyzed. They have the total data for 80. Am I
9 understanding that correctly?

10 MR. LUKER: Yes, ma'am, that's correct. We --

11 MS. FERTIG: Okay.

12 MR. LUKER: -- selected the ten schools, and
13 we had the data from ISS for 80 projects.

14 MS. FERTIG: Okay. And you are showing the
15 number of days of delay?

16 MR. LUKER: I wouldn't say the term "delay"
17 is --

18 MS. FERTIG: Let me take that out.

19 MR. LUKER: -- appropriate.

20 MS. FERTIG: I'm sorry, I'm sorry, let me
21 change that. Let me take the word "delay" away.

22 You are showing the number of days that they
23 are in the two categories?

24 MR. LUKER: Yes, ma'am, the length of time to
25 review and to revise and resubmit the responses to

1 those review comments. That's what this is
2 showing.

3 You're on page seven, I think?

4 MS. FERTIG: I am on page seven, and I'm --
5 looking at this chart, something struck me. Some
6 of these are schools that I'm very familiar with
7 and have followed for years on issues that were --
8 on repairs that were needed.

9 Is there -- did you look to see if there is
10 any disparity by race in the total number of days
11 that they are spending in the building department
12 review and in the queue afterwards?

13 MR. LUKER: I'm sorry, can you repeat that
14 question? I didn't quite get it.

15 MS. FERTIG: Yes. Is there any disparity by
16 race? I'm looking at these schools that you chose.
17 Seven of the schools are predominantly black
18 schools; three are not. Is there -- did you notice
19 any disparity -- and I don't know about the other
20 70, so maybe I should just get the data and look at
21 it myself.

22 I am wondering if there is any disparity on
23 how long it's taking to get the roofs on certain
24 schools and if that -- if that correlates to
25 predominantly black schools or predominantly white

1 or majority minority.

2 MR. LUKER: Our -- our procedures and analysis
3 of this data did not contemplate or factor in any
4 considerations with respect to the demographics of
5 the school, so, unfortunately, I couldn't comment
6 on that.

7 MS. FERTIG: Okay. Well, let me just follow
8 up by saying, One of the ten is Stoneman Douglas,
9 which does not appear to be following the same
10 process as some of the others; is that correct or
11 not correct?

12 MR. LUKER: That is -- that is correct. It
13 actually -- I believe that project has not
14 completed this process. I'll have to open up the
15 work papers, and I also would welcome if any of my
16 colleagues who are listening have the answer to
17 that question. I am -- help me out, but I'll have
18 to open the work papers to see.

19 But, yes, it's my understanding that that
20 project has not gone all the way through the
21 process but had started the process, and I believe
22 there was some -- some testing we did around the
23 first round of review for that to obtain an
24 understanding of what was communicated back and
25 forth, but I apologize for kind of batting that

1 answer back at you.

2 MS. FERTIG: No, no, that's fine. My point
3 is -- is that, if it's not -- you know, if it's not
4 following in the same process, that it's not in the
5 same loop, then it's skewing the data because
6 you've got, you know, one day and building
7 department review and you don't have any days here
8 for the other.

9 So I was wondering -- and I know it's probably
10 late, but I think -- I think another school might
11 have been a better -- a better choice.

12 MR. LUKER: Yes, ma'am. I can comment. I am
13 in the work paper now, and it is -- it did follow
14 the same process, but those -- those review
15 comments were resolved in -- in -- in a single day
16 based on the data provided from ISS.

17 MS. FERTIG: Okay. Whereas Dillard took 396
18 days? If I'm reading this correctly; I just want
19 to make sure I'm reading it correctly.

20 MR. LUKER: Yes, ma'am, you are reading it
21 correctly. That is correct.

22 MS. FERTIG: Okay. And Lake Forest took
23 300 -- 400-some days?

24 MR. LUKER: Yes, ma'am, that's correct.

25 MS. FERTIG: Okay. All right. So now I thank

1 you for that.

2 I'll comment on that at the end, Bob.

3 So I -- I find that your observation that many
4 designers lack the knowledge is somewhat alarming,
5 but I want to go to management response, which
6 is --

7 MR. GIRARDI: Can I get some clarification
8 real quick?

9 On Stoneman Douglas, is that the renovation or
10 is that the new addition, because I don't think the
11 renovation has gone through --

12 COURT REPORTER: I'm sorry, who is speaking
13 right now? This is the court reporter. I'm sorry,
14 who was saying that?

15 MR. GIRARDI: Frank Girardi. Frank Girardi.

16 COURT REPORTER: Thank you.

17 MR. LUKER: Frank, this is the new -- this is
18 the new classroom addition, Building 12.

19 MR. GIRARDI: Okay. That's why your numbers
20 are skewed, because that's a new roof; that's not a
21 renovation.

22 MS. FERTIG: So my point -- my point, Frank, I
23 think, is that I understand that, in looking at the
24 chart, I thought that might be the explanation, is
25 that it seems like that might have been put in the

1 wrong category here. I don't think -- and I think
2 it skews the data, so it's just going to mean that
3 they are even -- in a summary, to me, that just
4 means that it's taking even longer than what we are
5 seeing, if you have 10 schools and one takes a day
6 and another one takes 400 days.

7 MR. MAYERSOHN: Ms. Fertig, is your
8 recommendation to remove that from the report? I
9 mean, if it's not a reroofing project --

10 MS. FERTIG: Yeah, that's a good point.
11 Thanks, Bob. That's good. I like it.

12 Yes, I feel like it skews the data, and I
13 don't think that -- I don't think that is helpful.
14 It's pretty -- it's pretty alarming data anyways,
15 but I think it would be more realistic to have the
16 real number of days there.

17 MR. MAYERSOHN: So are you -- are you
18 recommending that they, A, remove that and choose
19 another school for analysis purposes?

20 MS. FERTIG: I am recommending that they
21 either do it on nine schools or they pick a tenth
22 school that follows the same processes as the other
23 nine.

24 MR. MAYERSOHN: Is that a motion?

25 MS. FERTIG: Oh, yes, that's a motion.

1 UNIDENTIFIED SPEAKER: Second.

2 MS. FERTIG: Thank you.

3 MR. MAYERSOHN: All those -- is there any
4 discussion on the motion?

5 I guess, seeing none, all those in favor,
6 signify by saying "aye."

7 ALL PRESENT: Aye.

8 MR. MAYERSOHN: Anybody opposed?

9 So you guys have some direction.

10 All right. Go ahead, Ms. Fertig.

11 MS. FERTIG: Again, on management's action
12 plan, as we all now have a better understanding of
13 the requirements necessary for successful
14 implementation, I have to tell you, I feel like
15 that could be written a little differently. It's
16 been six years, and how, after six years, do you
17 say we now have a better understanding of the
18 requirements necessary for successful
19 implementation?

20 So, with that, let me look here, I am on to
21 number two when you are.

22 MR. MAYERSOHN: Dr. Walsh, you wanted a
23 followup on this?

24 DR. LYNCH-WALSH: Yes, thank you.

25 Just getting back to that table for a second,

1 since I started looking at it, the last column is
2 the total days in the architect's queue after
3 building department review, and this -- so this
4 means -- just so I am clear, Mr. Luker, those
5 numbers represent what?

6 MR. LUKER: The -- you are talking about the
7 far column on page seven?

8 DR. LYNCH-WALSH: The far right, last column
9 on the right on page seven, total days in
10 architect/engineer queue after building department
11 review.

12 MR. LUKER: So, as you know, the architect
13 submits plans and waits, and then the building
14 department submits comments back to them and waits.

15 So the far right column represents the
16 cumulative amount of time that the architect or
17 engineer was not advancing the ball forward;
18 they -- they had review comments from the building
19 department, and they were revising and addressing
20 those comments before they could return. So the
21 far right is the total aggregate amount of time in
22 the AE's queue, versus the center column is the
23 total aggregate time that the building department
24 was holding the plans.

25 Hopefully, that's helpful.

1 DR. LYNCH-WALSH: Okay. And these -- all of
2 these sample -- these sample projects were pulled
3 and represent what time period in terms of the
4 program years, I mean, as opposed -- 2015 or 16, as
5 opposed to more recent?

6 MR. LUKER: So, in all of our plan review
7 sample projects, the samples that we have are from
8 2018 and 2019 plan review completion. We also
9 looked at those same projects for permitting, which
10 is, obviously, a different timeline subsequent to
11 that; but those projects were in plan review in
12 2018, primarily.

13 DR. LYNCH-WALSH: Okay. All right. So, then,
14 I don't know if this came up in another RSM and I'm
15 going to have to go back, although, I mentioned
16 earlier the plan review process and the problem
17 with the HEERY plan review process; but given that
18 this has been going on for at least the past two
19 years, I guess my followup question is: Who would
20 be making sure that the architects weren't spending
21 so much time?

22 I mean, in some cases, the highest number on
23 here is 304 days in total, divided by four. That
24 starts to get to be a big number. I mean, we are
25 looking at they could have something sitting around

1 for 75 days without giving it back to the building
2 department. Is that normal? And whose job would
3 it have been to follow up on that?

4 And I don't know if you know that, Mr. Luker;
5 but I do believe Mr. Girardi should know that
6 answer.

7 MR. GIRARDI: Yes, Frank Girardi again.

8 Danny is on the call now, but I will start
9 with the answer to that.

10 A lot of that is part of project management,
11 getting on the architects to make sure they get
12 them submitted back to the building department.
13 There should be no reason that an architect should
14 hold it as long as they have, and I don't know if
15 Danny wants to add to that.

16 MR. JARDINE: Yeah, this is Danny Jardine,
17 CBRE/HEERY.

18 Reiterating what Frank said, the architects
19 are responsible for turning the comments around
20 with their consultants. RPMs were the ones who
21 were trying to keep them on task and keeping them
22 moving and -- and assisting, if there were issues
23 or problems with the comments.

24 MR. MAYERSOHN: So I don't think that
25 answers -- Dr. Walsh's question is: Who is

1 ultimately responsible?

2 MR. JARDINE: The PM -- I mean, the architect
3 has a contractual obligation to turn this stuff
4 around, and their contract says they have 21 days
5 to respond after revision one and two and then 14
6 days; and when they don't comply, we enforce the
7 terms of the contract in regards to the delays.

8 DR. LYNCH-WALSH: The PM reports to whom?

9 MR. JARDINE: The PM reports to their team
10 leader, who is -- ultimately reports to me.

11 DR. LYNCH-WALSH: Okay. And what report would
12 you guys have been reviewing that showed you that
13 these took so long.

14 MR. JARDINE: We gave -- we gave the team
15 leaders -- basically, every week we got a report
16 from the building department that we were able to
17 extrapolate that shows where we were with each one
18 of the revise and resubmit on plans going through
19 permitting.

20 DR. LYNCH-WALSH: Okay. So the building
21 department gave you guys reports --

22 MR. JARDINE: No, no, no, no, no, no, that's
23 not what I said.

24 We have access to ISS, their system, and we
25 extrapolate a report that we use to share with the

1 PM.

2 DR. LYNCH-WALSH: As you should as the program
3 manager, I would imagine, but okay.

4 So -- so you guys pulled it out of ISS, and
5 what -- was there any action? Well, I guess not,
6 because then we wouldn't have had this sample, I
7 guess is the point, that these just happen to be
8 delays that occurred.

9 But since we have you here and we have eight
10 other observations to get through, Question 1A
11 Frank has decided to punt to you, even though you
12 weren't in charge back then; but, again, these
13 questions were submitted on August 25th, and I did
14 copy Frank, so he's had them since the 25th of
15 August.

16 So I'm looking for a really good answer, or
17 else we are going to have to revert to written
18 responses where people put some thought into these
19 things.

20 So 1-A: Given that the contractual obligation
21 above -- and I'm hoping that Frank forwarded you
22 these questions -- oh, no, wait. I -- it looks
23 like I did, because I knew better.

24 So given that the contractual obligation
25 above, which is coming out of the RFP, which is

1 part of the contract HEERY has with the District,
2 the contractual obligation existed since 2015, why
3 weren't the issues identified in observation number
4 one proactively addressed prior to 2018?

5 MR. JARDINE: Okay. Nathalie, pardon me, but
6 I don't have the information in front of me. Ask
7 me the question. Okay?

8 DR. LYNCH-WALSH: That was the question. I
9 guess it's the contractual obligation, which --

10 MR. JARDINE: Uh-huh.

11 DR. LYNCH-WALSH: -- that you wouldn't have in
12 front of you, and those have to do with design
13 management and master --

14 MR. JARDINE: Right.

15 DR. LYNCH-WALSH: -- project specifications
16 and guidelines, and I definitely included this --

17 MR. JARDINE: Yes.

18 DR. LYNCH-WALSH: -- in my questions.

19 MR. JARDINE: Okay. And we -- we did a review
20 of the District's guidelines and design standards
21 and gave a report to the District in -- I believe
22 it was September of 2016.

23 DR. LYNCH-WALSH: I've never actually seen
24 that, so I guess I'll have to request that from
25 Frank.

1 However, let me -- let me read it to you,
2 because the one -- and you've mentioned doing it
3 the one time --

4 MR. JARDINE: Uh-huh.

5 DR. LYNCH-WALSH: -- but the idea is that the
6 OR is expected to actively contribute to the
7 District's initiative to continuously improve the
8 master program standards to avail itself of current
9 industry standards and evolving best practices.
10 The process of developing these standards is
11 expected to be iterative and collaborative between
12 the OR, FCM, PPO, Design Professionals, and other
13 applicable District departments for the duration of
14 the program.

15 So that's where I asked the question. If
16 that's yes, you gave it in 2016, but then --

17 MR. JARDINE: Yep.

18 DR. LYNCH-WALSH: -- it was supposed to be a
19 continuous thing, and the question is: Given that
20 the contractual obligation existed since 2015, why
21 weren't the issues proactively addressed prior to
22 2018?

23 And it may not be fair to be --

24 MR. JARDINE: Well --

25 DR. LYNCH-WALSH: -- asking you this question.

1 MR. JARDINE: -- yeah, and, Nathalie, there
2 has only been several minor changes to the
3 District's design standards over the last several
4 years, you know. We updated the fire alarm
5 specifications in 2018. There has been some other
6 minor tweaks and revisions; I know we are going
7 through the process of updating the roofing system
8 specification now to allow for another vendor as
9 soon as they can get tested. And then the roofing
10 specification got changed, what, middle -- end of
11 2017, so that was done, you know, after our initial
12 review; and the District says, these are our
13 standards, these are our specifications and this is
14 what we want.

15 DR. LYNCH-WALSH: Okay. So is -- so you're
16 saying there was no need to address them prior to
17 2018?

18 MR. JARDINE: No, no, no, no, that's not what
19 I said. I said we did it. We did our reviews, and
20 since that time, there's only been a couple of
21 changes to the systems design standards.

22 DR. LYNCH-WALSH: Okay. So, then, everybody
23 should have been clear on what the design standards
24 are, then, is what I seem to be hearing. Because
25 if there haven't been changes and you did a review,

1 then that would suggest that everyone should have
2 known what the design standards are. I guess
3 that's my answer, is, there was no need to do it
4 prior and --

5 MR. JARDINE: I can't answer for how
6 architects or engineers or other people interpret
7 the documents; but we -- we did a review of the
8 documents, and we continually look at them and
9 review them, but we've not made any significant
10 changes to them because we've only had -- we've
11 only made those several minor -- I don't want to
12 call them minor. We've only made those several
13 changes over the past couple years.

14 DR. LYNCH-WALSH: So just to -- so let me read
15 you the other section from the RFP, then, because
16 it pertains to design management.

17 MR. JARDINE: Uh-huh.

18 DR. LYNCH-WALSH: As discussed in Sections 3.2
19 and 3.05, the OR shall provide day-to-day
20 management of the design process from project
21 definition through the completion of
22 preconstruction. Of critical import is that the OR
23 team be fully capable of developing design criteria
24 packages -- which I know we threw out the whole
25 design-build concept at --

1 MR. JARDINE: Yep, yep.

2 (Multiple voices.)

3 DR. LYNCH-WALSH: -- (unintelligible). So we
4 can skip that for the most part.

5 As part of the budgeting the process, the OR
6 shall -- let's see -- shall ensure that the design
7 professional or other design entity produces a
8 design that is within the established budget for
9 construction of the project in question.

10 The OR shall implement the District's robust
11 process to control changes during the design that
12 necessitate a change in the project budget.

13 Furthermore, the OR shall establish a clear
14 understanding of the cost drivers of the project
15 prior to development of completed construction
16 drawings. This should include understanding the
17 risk related to the scope of work in question and
18 taking the appropriate steps to assess such risk,
19 such as destructive testing and environmental
20 sampling.

21 Furthermore, the OR shall incorporate
22 collaborative constructability reviews into their
23 design review process to further mitigate the
24 occurrence of the foreseeable changes during
25 construction.

1 So that is the entire section that I pulled
2 out of the RFP, which is, of course, part of the
3 CBRE contract, which is why I'm asking these
4 questions, because based on the contract, they
5 shouldn't have really had observation one as an
6 observation; but I think I have a better sense of
7 what the answer is here based on your explanation.

8 So I'm good, Mr. Mayersohn.

9 MR. MAYERSOHN: Okay. Ms. Fertig, did you
10 have a followup on this observation?

11 I guess that's "no," because you put your hand
12 down.

13 Are there any --

14 MS. FERTIG: Yes, I'm sorry. I didn't catch
15 this right away, but I meant to ask this: It says
16 evidence of a site visit should be retained to
17 verify that the designer -- this is on page 11 --
18 performed an inspection.

19 Is it not -- is it not expected that your
20 designers would look at this beforehand? Has that
21 not been the District practice?

22 MR. JARDINE: Ms. Fertig, I don't know how
23 they can do a design without going out and visiting
24 the jobsite. Now, whether we have gotten formal
25 documents, like we are doing now, if we move

1 forward, or as we've been doing over the last
2 couple months ...

3 But in discussions with them, they've all
4 said, Yeah, we've been going out to job sites. We
5 are doing our observations. We are getting out and
6 looking at things.

7 It just may not be in the presence of other
8 individuals.

9 MS. FERTIG: There would be pictures or some
10 photographs?

11 MR. JARDINE: You would think so. There would
12 be a report. There would be some kind of
13 documentation somewhere that we could go back to.

14 MS. FERTIG: Yeah, I would think there would
15 be, yes.

16 MR. JARDINE: Yes.

17 MS. FERTIG: Okay. Thank you.

18 Thanks, Mr. Mayersohn.

19 MR. MAYERSOHN: Are there any other questions
20 regarding observation one?

21 All right. Just for the record, Ms. Shaw has
22 joined us, and she has requested if we are going to
23 talk about points, just refer to the page number to
24 kind of help us all out.

25 Moving forward to observation number two,

1 Ms. Fertig, you have a question?

2 MS. FERTIG: I have a comment. Is this the
3 right time?

4 MR. MAYERSOHN: Go ahead. Comment.

5 MS. FERTIG: Okay. I -- I have a problem with
6 this. There is no strategic roofing plan, and I've
7 sent you all an exhibit which I'll be referring to
8 a couple times today from the 2013 DEFP, which as
9 you know, the District publishes, the Board adopts,
10 and it's the five-year plan. And you can see
11 that -- and they had an absolute plan for 2013,
12 which they did not follow, if you are looking at
13 this thing.

14 And I also -- I also, as we are going through
15 this, wanted to introduce, because it's going to be
16 coming up other times, the document showing that in
17 2013, the District designated Northeast High School
18 as an emergency on that main building.

19 And Frank -- or whoever best can answer --
20 that roof didn't get done, did it?

21 MR. GIRARDI: The Northeast -- again, this is
22 Frank Girardi.

23 The Northeast buildings did not get done.
24 They are in the process of getting done now. We
25 are in for permitting for the roofs.

1 We did do temporary roofs after -- I believe
2 it was Hurricane Irma, where we put another ply
3 down; but the actual roofs, they are -- they are
4 planned on over the next year or so.

5 MS. FERTIG: So as you can see from the
6 document I sent you, in 2013, this is well after
7 Irma, there was a -- there was -- that roof was
8 designated an emergency; and, in fact, it was in
9 the plan.

10 So I -- I guess my comment is: You can have
11 long-range plans, as we did have before the SMART
12 program, but if you don't follow that plan, it does
13 not help. It really won't solve nothing, and that
14 Northeast roof has been a problem for a lot of
15 years. It's just unfortunate that it's taken so
16 long to get where we are.

17 Sorry for editorializing, but there we go.

18 MR. GIRARDI: And I think you said the
19 hurricane was years prior; that was Wilma.

20 MS. FERTIG: You are right. You are right.

21 MR. GIRARDI: The temporary roofs were Irma.

22 MS. FERTIG: I apologize. You did get
23 those -- you did get those federal dollars from
24 Irma, right? Did you get the FEMA dollars?

25 MR. GIRARDI: Capital would have to say that.

1 I don't know if they got it.

2 MS. FERTIG: I just was questioning whether
3 they were spent on the Northeast roof.

4 Okay. Thank you.

5 MR. MAYERSOHN: All right. Dr. Walsh and then
6 Ms. Pou.

7 DR. LYNCH-WALSH: Okay. So my question is on
8 the memo that Mary Fertig shared dated July 30th,
9 2013, because I understand it didn't get done, but
10 what I can't tell from just this one memo, and it
11 begs some forensic -- some forensic actions here,
12 is what happened next, because this is saying due
13 to the extremely poor condition of the roof -- and
14 are we talking about the building that's currently
15 being reroofed or the building that's being
16 replaced?

17 MR. GIRARDI: I don't think it's any of the
18 ones that were replaced. I believe the two
19 buildings -- again, Frank Girardi, sorry about
20 that.

21 The two buildings that we put the temporary
22 roofs on, I believe, was the auditorium and either
23 the gymnasium or the cafeteria, and those are
24 not -- well, the cafeteria is fairly new. That's
25 one of the newer buildings, so it had to be the

1 gymnasium.

2 DR. LYNCH-WALSH: Because I would like to find
3 out why this didn't happen, and if not here, then
4 I'm sure the facilities task force would like to
5 trace the history of why this never actually
6 happened, because I can't imagine this roof got --
7 and it was -- and we'll have to look at how this
8 played into -- Mary, you may remember -- the high
9 FCI building report that Messier did back in the
10 summer of 2014. I went and looked at it, and I
11 want to say that it was either Northeast or
12 Deerfield, we have to see if they were actually on
13 there, because how do you go from having a roof
14 that's in critical condition, that's in an
15 emergency status, and then it doesn't get addressed
16 and, in fact, they have to fight to get it reroofed
17 at all? So I'm kind of curious what happened after
18 that memo.

19 So observation number two, when I went through
20 this analysis, most of the questions -- most of the
21 observations are tied to lack of program
22 management. Observation number two is tied to lack
23 of a plan at all, and in management's initial
24 response, because this entire observation cited the
25 lack of a strategic roofing plan in place for

1 prioritizing, selecting or scheduling roofing
2 projects to develop a long-term plan for each of
3 the 241 school facilities managed by BCPS and that
4 while the DEFP is critical to capital outlay
5 planning, it does not contemplate the long-term
6 plans for each BCPS school.

7 The thing is that this wasn't -- they didn't
8 just cite a lack of a roofing plan. They cited the
9 lack of a long-term plan altogether and, in fact,
10 said that without proper tracking after long-term
11 plans related to each building's life cycle,
12 resources may be utilized ineffectively, leading to
13 financial, operational and reputational damage.
14 Because they are looking at there is no plan
15 whatsoever, and any of us who were here back in
16 2014 know that.

17 So a question 2A: Is the lack of the
18 aforementioned strategic roofing plan and long-term
19 plan overall a primary reason why we are discussing
20 all of these roofing issues now, instead of back in
21 2015 or '16 or even '17? Meaning, if we had a
22 plan, would we have been discussing these issues
23 back then? That's the first question.

24 My second question, why did -- and maybe I
25 should just do these one at a time. So question

1 2A --

2 MR. GIRARDI: Yes, want to do the first one?
3 Frank Girardi.

4 With your comment about would a long-term plan
5 have benefited --

6 DR. LYNCH-WALSH: Is the lack -- the question
7 is: Is the lack of the aforementioned strategic
8 roofing plan and long-term plan overall a primary
9 reason we are discussing all of these roofing
10 issues now, as opposed to discussing them in 2015,
11 '16 or even '17?

12 MR. GIRARDI: I would say yes.

13 DR. LYNCH-WALSH: Okay. 2B: Why did the
14 management response on page 14 -- so that's at the
15 bottom of page 14 -- fail to address the RSM
16 recommendation that BCPS develop and maintain a
17 long-range plan for all facilities managed?

18 You addressed the roofing part of the
19 recommendation but not the first part of the
20 recommendation; it's just -- just ignored. Because
21 they said, We recommend BCPS develop and maintain a
22 long-range plan for all facilities managed. And
23 your response, Frank, is --

24 MR. GIRARDI: For the roof.

25 DR. LYNCH-WALSH: Right. So why didn't you

1 respond to the first part of their recommendation,
2 which is actually a longer recommendation than the
3 one about roofing?

4 MR. GIRARDI: Because I think it was answered
5 by a board member in one of the board meetings,
6 that we have no money to look at long-term plans --

7 DR. LYNCH-WALSH: That -- that --

8 MR. GIRARDI: -- so we were looking at the
9 roofing, since this was a roofing analysis, and
10 that we are doing something regarding the roofing.
11 The older roofs that are not done were not -- will
12 not be done as part of this program, but I can't
13 answer anything on the long-term facility --

14 DR. LYNCH-WALSH: Are you not -- okay. So let
15 me back up.

16 This report was done prior to the hasty
17 flinging of this thing in front of the Board prior
18 to it going to the audit committee. So the fact
19 that a board member, namely, the chair, said we
20 don't have money, and a couple others, which is --
21 not having money is not why you don't do long-term
22 planning, and I can't even get into the -- the
23 nonsensical nature of that comment.

24 But the question is: Why didn't you address
25 it? You are currently the executive director of

1 capital programs. Why is long-term planning not
2 part of what you would be thinking? Why didn't you
3 address the recommendation with some sort of
4 answer? You just omitted an answer altogether.

5 MR. JABOUIN: Excuse me, Mr. Chair.

6 It might be important to bring some
7 information that the chair of the board indicated
8 that the Board, themselves, would need to give that
9 direction to district staff with respect to
10 creating a strategic plan.

11 Mr. Girardi, do --

12 DR. LYNCH-WALSH: And that's --

13 MR. JABOUIN: -- you want to expand on that?

14 DR. LYNCH-WALSH: I'm sorry, I don't want to
15 get off of my question.

16 So the thing is, he could have provided --
17 someone should have told Frank to put that in as
18 his answer. I'm asking why he didn't answer it.
19 I'm not asking why people suddenly came up with a
20 bunch of excuses to try to explain away the fact
21 that they failed to have a long-term plan.

22 MR. GIRARDI: Because I read it as this was
23 part of roofing, because this was the roofing
24 audit; I did not take it as the whole district and
25 program regarding --

1 DR. LYNCH-WALSH: Okay.

2 MR. GIRARDI: -- all the facilities. It was
3 strictly --

4 DR. LYNCH-WALSH: Even though --

5 MR. GIRARDI: -- looked at --

6 DR. LYNCH-WALSH: -- that's exactly --

7 MR. GIRARDI: -- as roofing.

8 DR. LYNCH-WALSH: So you made a mistake, and
9 just -- you just missed that whole first paragraph.
10 Okay. So --

11 MR. GIRARDI: Absolutely.

12 DR. LYNCH-WALSH: -- moving on. All right.
13 So you'll say that you just missed it.

14 MR. GIRARDI: Absolutely. Put it in writing.
15 I'll sign it. I missed it.

16 DR. LYNCH-WALSH: Question 2C, given that the
17 council -- and this question was directed at the
18 Superintendent: Given that the Council of Great
19 City Schools PPO report made the same
20 recommendation, a recommendation similarly ignored,
21 please explain why the District attempted a general
22 obligation bond program without an underlying
23 long-term plan to guide it -- and, no, people, a
24 five-year DEFP is not a long-term plan -- and why,
25 now, given lack of planning has led to so many

1 unnecessary delays and costs, why the District
2 seems so unwilling to engage in what amounts to be
3 best business practices? Is the problem a failure
4 to understand the difference between a five-year
5 DEFP and long-term facilities planning?

6 And I don't believe the Superintendent is
7 here, so I don't know if Mr. Moquin wants to take
8 that one?

9 MR. MAYERSOHN: Mr. Moquin?

10 DR. LYNCH-WALSH: I'm just -- is he there?

11 MR. GIRARDI: On the Office of Capital Program
12 side -- Frank Girardi again -- we were not asked to
13 look at a long-term for the program before the --

14 DR. LYNCH-WALSH: Well, you weren't in charge
15 at the time. You weren't in charge in 2014.
16 That's why I was asking the Superintendent, because
17 you weren't the one that decided to go out for a
18 bond and skip the whole year of analysis and
19 planning, for instance, lack of planning to make
20 sure that the cost for roofing met building -- the
21 current building standards and building code, as
22 opposed to just repairs. So there is a whole host
23 of things that would have occurred, had there been
24 planning and analysis.

25 Okay. So I'm glad most of my questions are

1 actually rhetorical ones, because it doesn't look
2 like I am going to get too many answers.

3 All right. 2D, this one I think we should
4 have an answer for: What steps have been taken to
5 ensure the asset management company will be
6 mobilized by early 2021?

7 This is in response to the assertion at the
8 bottom of page 14, that the recommendation moving
9 forward and for the longer term is to procure and
10 contract with a third asset management company to
11 develop a comprehensive plan for the ongoing
12 management.

13 So that's why I am asking this question, is,
14 what steps have actually been taken to ensure that
15 they will be mobilized by early 2021; and as the
16 people in this committee may not know, there are
17 roofs that are due for inspection so that they
18 would -- to be under warranty and not fall out of
19 warranty, as have been all the other roofs in the
20 District.

21 So, one, what steps have been taken? Where is
22 it -- where are you guys in the process? And have
23 you actually gotten the roofs inspected that need
24 to be inspected ASAP?

25 MR. GIRARDI: Frank Girardi.

1 The second part was the roofs are planned to
2 be inspected within -- I don't know the timeline,
3 but the next few weeks we are doing the inspections
4 of the new roofs through a continuing contract with
5 PPO, hiring -- we have three of our top roofers
6 that are on continuing contracts. So we are taking
7 a contract from them to inspect the two roofs that
8 are due now. I believe we have three more roofs
9 that are due by the end of the year.

10 So on the new roofs, we have those covered
11 with the inspections. What we need to do is get
12 the asset management company, of which we've
13 received, or we've researched a few of the RFPs,
14 one of them through Washington, D.C., for hiring a
15 asset management company. We are putting an RFP
16 together to get that out so we can bring someone
17 in, more so to look at the existing roofs that are
18 not part of the program, or even some of the
19 existing roofs that are part of the program that
20 are down the road a little bit to see if there is
21 anything to extend their lifetime until we actually
22 get to reroofing them.

23 So we are moving forward with an RFP to hire a
24 asset management company that will be working
25 through us and PPO.

1 DR. LYNCH-WALSH: So you are piggybacking on
2 an RFP or you are writing one?

3 MR. GIRARDI: No, we are writing one.

4 DR. LYNCH-WALSH: And that will be -- and we
5 are into September.

6 So followup question, then: Back in April of
7 2015, there was a roofing symposium, and I believe
8 one of the companies, because I keep hearing the
9 name "Blue Fin" thrown about. Were they one of the
10 attendees back in 2015? I mean, this was something
11 people talked about in 2015.

12 MR. GIRARDI: I was not part of that
13 symposium, so I don't know if they were there. I
14 don't know if Shelley Meloni was there for that, if
15 she could answer that; but I cannot. I cannot
16 answer that. I was not there.

17 DR. LYNCH-WALSH: Because I am trying to
18 understand, if there was a roofing symposium back
19 in 2015 that looked at roofing specifications, new
20 warranty format, and M/WBE certifications and
21 prequalification, and it was open to architects,
22 engineers, contractors, and manufacturers, why we
23 never put an asset management, as far as roofing
24 goes, in place so that the roofs didn't fall out of
25 the warranty? And why was -- and I guess this

1 might be a question for Mr. Moquin, because Derek
2 Messier is no longer here. Leo Bobadilla is no
3 longer here, but it seems as though that the
4 warranty was a topic that was covered, and I'm
5 trying to understand when -- what happened when
6 HEERY came on board, because this was something
7 that predated HEERY and predated Bobadilla, but
8 seems to have fallen into some sort of black hole
9 in terms of being followed up on.

10 I see Shelley.

11 MS. MELONI: Yes, Dr. Lynch-Walsh.

12 Yes, I was -- at the time, in 2015,
13 April 2015, I had, along with the -- the standards
14 committee, had coordinated this symposium; and Blue
15 Fin was present, because in addition to the topics
16 that you had indicated, there -- there was a
17 presentation segment of the symposium, and Blue Fin
18 had introduced the concept of asset management to
19 us, the standards committee, as well as to speak
20 about the benefits of having such a program in
21 place.

22 Subsequent to that, we had asked Blue Fin,
23 along with a couple other companies that had
24 offered to provide us with some asset management
25 data, we asked the three companies if they could

1 give us sort of like a pro bono analysis of three
2 schools each. Each one of the companies had -- we
3 selected three schools that they would go out and
4 analyze, and we have since -- we had received the
5 data.

6 Based on the committee's evaluation of the
7 data, including bringing in other departments to
8 review the data with us, we had come to the
9 conclusion that Blue Fin offered us the best
10 product overall. It was the most comprehensive,
11 most forward-thinking, and the -- the data itself,
12 the data collected, seemed to -- to speak to many
13 aspects in terms of -- of the current conditions,
14 as well as -- as opportunities to extend the
15 lifespan of those roofs and to -- to look forward
16 into a long-range master plan.

17 So we did really, you know, favor that -- that
18 product overall, and we continued to try to -- to
19 bring attention to it. It -- we were never quite
20 successful in gaining -- in it gaining -- gaining
21 traction to be able to implement such a program.

22 DR. LYNCH-WALSH: Okay. Thank you.

23 So I guess this takes me back to HEERY and
24 what they would have turned in in September of
25 2016, as far as their review, because I'm trying to

1 understand. We have, you know, tangible -- I'm
2 holding -- I'm holding a document. We have
3 tangible evidence that this -- that the District
4 was, in fact, thinking about roofing in 2015, and
5 I'm trying to understand how it -- we stopped
6 thinking about roofing and until largely 2018, '19,
7 '20, to the point where we are having these
8 discussions today.

9 So I guess the question -- the next question
10 is: What did HEERY do -- HEERY, the program
11 manager, who has been paid close to \$70 million
12 since 2015 --

13 UNIDENTIFIED SPEAKER: (Unintelligible.)

14 DR. LYNCH-WALSH: What did they do -- what's
15 that? Did somebody die over the amount?

16 But, yeah, what did they do with all of the --
17 this initiative? Because it sounds like they did
18 nothing.

19 MR. JARDINE: That's not --

20 DR. LYNCH-WALSH: So I guess --

21 MR. JARDINE: Dr. Lynch-Walsh, can you please
22 give me about two seconds to take care of something
23 while I get in the car and then I can answer these
24 questions, please?

25 DR. LYNCH-WALSH: Sure. I'm -- again, you

1 weren't the one in charge, Danny, if that's who --
2 I believe that's who I am talking to, and I'm not
3 trying to put you on the spot, but -- because I'm
4 not sure you had the answer to this.

5 If nobody took these questions seriously and
6 put some thought into answering them, then I'm
7 never going to get any real answers here, because
8 the question is -- and we -- we are never going to
9 get through all of these observations if there is
10 no answer to the question: What happened in
11 between 2015 -- granted, this was not a written --
12 an original one, but I think we have discussed this
13 roofing symposium, and this goes back to what
14 happened in between 2015 and 2018.

15 So I'm not sure I'm clear on the steps that
16 have been taken, other than you're writing an
17 RFP -- and is there a timeline, Frank, for
18 mobilizing by early 2021? Because we know it takes
19 several weeks to put out an RFP, and it takes, in
20 average, about a month to write one; I know that,
21 and that's just to write -- this one should be a
22 lot less, but let's say a month.

23 So there have been meetings to discuss putting
24 that out there and there is a timeline?

25 MR. GIRARDI: We don't have -- Frank Girardi.

1 We don't have an exact timeline right now. We
2 are just putting all the information together, and
3 once we look at it, we'll put a timeline -- or,
4 again, we are hoping for the first quarter of 2021
5 to be able to have someone onboard.

6 Again, it's not so much for the new roofs.
7 It's for the roofs that are not being completed
8 during the bond. So we have a long-term plan.

9 DR. LYNCH-WALSH: Well, if it's not for the
10 new roofs, then who is doing the new roofs as they
11 get completed? Why would --

12 MR. GIRARDI: They are -- it will be part for
13 the new roofs, but we have so many few new roofs
14 that are 18 months old, because, again, the first
15 year is under the general contractor's review, and
16 then, after that 12-month warranty, it's six months
17 after that. So we've got three, maybe, by the end
18 of the year and, again, maybe a handful through the
19 next half of next year. Because if we finish a
20 product now -- a roof now, it's 18 months before we
21 have to inspect it, so --

22 DR. LYNCH-WALSH: Okay. So I got it. It's
23 not that it won't be for the roofs that are being
24 completed; it's just that there is so few that have
25 actually been completed?

1 MR. GIRARDI: Correct.

2 DR. LYNCH-WALSH: Okay. I'm good,
3 Mr. Mayersohn. Thank you.

4 MR. MAYERSOHN: Okay. Ms. Fertig, did you
5 have a followup? And then, after you, I just need
6 to just keep us on track, so go ahead.

7 You are muted. Ms. Fertig, you are muted.

8 MS. FERTIG: Well, I did turn the camera on,
9 though. I'm making progress.

10 So I -- I wanted to comment on developing the
11 long-range plan and looking at the conditions of
12 existing facilities' roofs and include a life cycle
13 analysis to assist in the planning.

14 Just one thing that I think that we should
15 note in some of these plans is that Stranahan,
16 Northeast, Hollywood Hills and other schools have
17 these; they have had them for years, and so at one
18 point they weren't doing anything to those schools,
19 because they were going to be replaced, and I -- I
20 just -- I just think that the one thing that I've
21 probably learned in the last ten years is that it
22 can -- we can be told it's going to be replaced,
23 but it isn't necessarily, so it's important to keep
24 the kids under the roof dry.

25 And I just wanted to comment back on something

1 Dr. Lynch-Walsh mentioned. I believe -- and I
2 didn't say this very eloquently, but with the
3 changes in the facilities department in 2013, I
4 think some of the shift on planning for the roofs
5 occurred. We had a lot of project managers who
6 knew their schools, knew when things were going to
7 be needed, and suddenly we adopted another method
8 of management.

9 And so, I -- I think this -- I think you
10 should have a long-range plan. I'm not sure where
11 you put that funding, if you are not putting it in
12 the DEFP, but I think you should have a long-range
13 plan. I think that needs to consider the fact that
14 we sometimes want to replace schools but can't
15 replace schools and we still have an obligation to
16 make sure that we have a sound roof over the heads
17 of our kids.

18 Thank you.

19 MR. MAYERSOHN: All right. Ms. Pou, you had a
20 comment, as well?

21 MS. POU: Yes, Mr. Mayersohn.

22 My comment was -- my comment is directed to
23 RSM. I just wanted to know that, in addition to
24 the required five-year District -- facility plan,
25 did RSM look at other districts to see if they have

1 long-term plans or -- and if they do, do they have
2 an asset management company or do they do it
3 in-house?

4 MR. LUKER: David Luker, RSM.

5 As a part of this engagement, we did not
6 conduct specific benchmarking with respect to
7 long-term strategic planning. That said, having
8 worked with many jurisdictions in the State of
9 Florida, as well as around the country, we do know
10 that many of our clients do execute upon these
11 types of plans; and for what it's worth, I know
12 Cannon Design is a firm that recently performed a
13 similar function for one of our Central Florida
14 jurisdictions. So I know these are being performed
15 and being followed in the State of Florida.

16 Hopefully, that's a little bit helpful.

17 MS. POU: Okay. Thank you.

18 MR. MAYERSOHN: Does that answer your
19 question, Ms. Pou?

20 MS. POU: Yes. Thank you.

21 MR. MAYERSOHN: Okay.

22 MR. JABOUIN: Mr. Mayersohn?

23 MR. MAYERSOHN: Yes.

24 MR. JABOUIN: I'm doing a quick quorum check,
25 and I just wanted to double-check on the members

1 still in attendance for the meeting.

2 We have Ms. Pou, Ms. Fertig, Mr. Medvin,
3 Mr. De Meo, Mr. Mayersohn, Ms. Dahl and Ms. Shaw.
4 So we are just at the quorum level. So if any --
5 if I missed a member, if you could please let us
6 know; but if a member departs, if you could please
7 let us know before you depart. Thank you.

8 MR. MAYERSOHN: Okay. Thank you, Mr. Jabouin.

9 Just a couple of things that I just want to
10 express. First of all, it's about 3:15. So we
11 have approximately 45 minutes or so to finish this
12 analysis, and we have seven more observations to
13 continue.

14 The part that I want to kind of voice my
15 opinion on, and this is something that I brought up
16 when I brought my report to the -- the annual audit
17 report to the Board, is that a lot of these answers
18 are just surface answers in response by management
19 action plans. They are not actually plans. They
20 are not actually something that is -- is concise
21 and detailed.

22 Mr. Girardi, you had mentioned a couple of
23 things as far as short- and long-term plans, and
24 even, you know, the idea of mobilizing a timeframe
25 to have an asset management company, you know, in

1 early '20/'21. I believe -- and Dr. Lynch-Walsh
2 had expressed this -- is that it shouldn't prohibit
3 us or prevent us from having a plan because of
4 budgetary constraints. That's up to the Board to
5 figure out where they are going to get the funding
6 or how they are going to spend it.

7 I think the important part is that we need to
8 have a plan. We need to have some actions. We
9 need to have some timeframes so that when we get
10 this report and submit it, the Board knows the
11 expectations that are there from staff, which is
12 very helpful; and we've -- consistently, over the
13 years, have seen reports of, you know, admitting
14 that, yes, what we did, we need to make a change,
15 but as well as: We won't do it again. And some of
16 these things seem to consistently happen.

17 So I'm -- I would like to see more detail in
18 responses. If it asks for a timeline and asks for,
19 you know, a, kind of, some action, is to create
20 what that action is and the timeline for that
21 action. I think that would be very helpful. You
22 know, we can go back and look at what challenges
23 were there, some of the observations, and how to
24 improve; but I think, moving forward, we really
25 need to look at what the action plan is based on

1 the observations and based upon what we learned.

2 So those are just my comments.

3 MR. JABOUIN: Okay.

4 MR. MAYERSOHN: Moving on to item number -- or
5 observation number three, do we have any questions,
6 concerns, comments?

7 Dr. Lynch-Walsh?

8 DR. LYNCH-WALSH: Thank you.

9 I don't think I missed any of the
10 observations. I did combine some of them, so I
11 have one here.

12 Why is it, when I ask a question, we have the
13 report but not my question and we had Ms. Pou's
14 questions up? Just asking.

15 Okay. So observation number three, which had
16 to do with utilizing alternative/separate
17 contracting for roofing scopes; and, basically, it
18 boiled down to trying to pull roofing, which is the
19 exact opposite of what the Board was sold back in
20 2014 when Derek Messier bundled, packaged,
21 combined -- whatever you want to call it, which
22 Frank did reiterate in his response, so --

23 But my question is: Given that, the sheer
24 volume of roofing that's being done, if you extract
25 roofing, HVAC, and mechanical scopes, what's left

1 in terms of a project? Because in the response,
2 it's talking about looking at -- or perhaps in the
3 recommendations. Let's see, roofing only so -- but
4 the extraction of roofing scopes -- I am on page
5 18, Phyllis, to keep in your good graces.

6 Page 18, the recommendation says, In addition,
7 the extraction of roofing scopes may require the
8 carving out of HVAC and mechanical scopes, since
9 roofing is often done in conjunction with both
10 disciplines. So hence the question, if you extract
11 roofing, HVAC, and mechanical scopes, what in the
12 world is left of those projects that have been
13 awarded designers, awarded -- they have been
14 designed. They have potentially been awarded to CM
15 at-risk firms. They have been put out.

16 What is the point based on what would be left?
17 Is there anything to be gained in terms of saving
18 time and money, or was the goal to create more CSMP
19 opportunities, given the threshold recently
20 increased to 4 million?

21 That's the first question, and these are for
22 Frank and/or Danny.

23 MR. GIRARDI: Do you want to go question by
24 question, or do you want to read them all?

25 DR. LYNCH-WALSH: No, no, I think I am safer

1 going one at a time.

2 MR. GIRARDI: Okay. With regards to your
3 first one, I'll start off. If Danny wants to add
4 anything, that's fine.

5 Just looking through the DEFP at all the
6 different other areas that are part of the SMART
7 program, we do have fire alarms. We do have
8 interior renovations. We have medias. We have
9 fire sprinklers. There are other aspects of the
10 SMART, other than just the mechanical, roofing, and
11 the other things you've mentioned.

12 With regards to the separation, there is so
13 much mechanical work that is part of this, and the
14 ones we've been able to carve out have very, very
15 little mechanical on the roofs. If there is a lot
16 of mechanical on the roofs, a roofing contractor
17 cannot hire a HVAC contractor as a subcontractor.

18 So what would have to happen is if we use the
19 CSMP, we would have to go out to a roofing CSMP,
20 get a roofing project. We would have to then go to
21 a mechanical and have the mechanical do the same
22 thing. We'd have to then oversee and coordinate
23 both of them, because there is a lot of heavy
24 coordination between when you pull the units off,
25 when you replace curbs, when you reroof, you put

1 the units on.

2 That's a big part of why we haven't been able
3 to, and maybe this is why Derek Messier bumbled
4 them in the beginning, is that you needed someone,
5 a general contractor, whomever; or we do it
6 ourselves, where we play general contractor and we
7 hire them out separately.

8 That -- that really doesn't help us, but you
9 mentioned the \$4 million. Now, prior to that, most
10 of our roofing was over \$2 million so we couldn't
11 use the CSMP. We have -- as of July 1st, the state
12 statute changed to \$4 million. Now, we can't just
13 go out and hire the ones we've got now for over the
14 \$2 million -- between the 2 and 4 million.

15 We've got procurement working on -- and I
16 believe they are out already, and I don't think
17 procurement is on this, and I don't have the answer
18 on when the bids are coming in for that 2 to 4
19 million.

20 So until we get Board approval with contracts
21 for the 2 to 4 million, we can't use that -- that
22 part of the statute. We have to stick with what
23 we've got right now, which is up to 2 million.

24 DR. LYNCH-WALSH: Okay. So followup question,
25 let's say you had \$100, this -- a project was \$100.

1 How much of that \$100 would be wrapped up in
2 roofing, HVAC, and mechanical, versus fire alarms
3 and media centers and all the other fluffy things
4 that are not all the roofing, mechanical, and HVAC?

5 MR. GIRARDI: Well, without giving you any
6 exact numbers, right from the start, we've been
7 saying it's been about a third roofing, a third
8 HVAC, and a third is all the other items. So
9 roofing is about a third, and HVAC is about a
10 third.

11 DR. LYNCH-WALSH: So -- okay. So we are now
12 two-thirds, and how much would mechanical be? So
13 we are -- of the \$100, we are at 66 bucks out of
14 the 100; and mechanical would be how much of that
15 remaining third?

16 MR. JARDINE: I don't believe --

17 MR. GIRARDI: I don't know.

18 MR. JARDINE: -- there is two-thirds on
19 roofing, Frank.

20 DR. LYNCH-WALSH: But my point is that a
21 significant portion would be getting carved out,
22 which then begs the question: Seeing the
23 challenges that the District and the PMOR have
24 faced with program -- with project managers, when
25 you carve all of this out, it seems like it would

1 present challenges, the question is, is there
2 anything to be gained, in terms of saving time and
3 money by doing this?

4 MR. GIRARDI: I don't know if you would save
5 time, because those same roofers have to go for
6 their permits. We've seen what's happened with
7 some of those permits. So that -- that, I don't
8 think is going to save time.

9 Money-wise, you -- you probably would save --
10 if you didn't -- if you didn't have the need for a
11 general contractor, you would save their
12 percentages; but a lot of the areas require that
13 management to oversee both the mechanical and
14 roofing.

15 DR. LYNCH-WALSH: Okay.

16 MR. GIRARDI: We've got roofers that are
17 general contractors --

18 DR. LYNCH-WALSH: Yes.

19 MR. GIRARDI: -- and they are only going for
20 the ones that are 80 percent roofing and 20 percent
21 HVAC, so ...

22 DR. LYNCH-WALSH: So there is a potential GC
23 overhead savings.

24 So on the flip side, what's the potential
25 impact on procurement of extracting roofing?

1 Because procurement did their job and procured all
2 of these services based on a different set of
3 assumptions. If you carve all of this out, do they
4 have the personnel to do this additional workload?

5 MR. GIRARDI: Well, I think if you carve it
6 out, and we are using CSMP, they are really not
7 involved in it. Because once we have the CSMP
8 contract, capital programs are the ones that get
9 the estimates, put everything together. So I
10 don't -- I don't think there would be a hard hit on
11 procurement once we got the contracts in place.

12 DR. LYNCH-WALSH: So you wouldn't have to put
13 any of these projects back out to bid or cancel
14 things that were already put out?

15 MR. GIRARDI: Well, it depends. If we are
16 using CSMP, no. If we are doing hard bids, then
17 absolutely; we would end up by taking one project
18 with one bid and possibly having -- turning it into
19 two projects with two bids. So it would double
20 what they need to do, which would definitely affect
21 their capability of doing it if we had to hard-bid.

22 DR. LYNCH-WALSH: Okay. And I guess what I'm
23 asking is: Have things already been put out to bid
24 but potentially haven't been awarded, or have been
25 awarded, that would then be getting canceled; or is

1 this just on projects that haven't been put out to
2 bid in any way, shape, or form post-design?

3 MR. GIRARDI: It would be that last part. It
4 would be projects that have not gone out to bid.

5 MR. JARDINE: Right.

6 DR. LYNCH-WALSH: Okay. And do we know how
7 many projects those are? Because I think, at one
8 point, they were talking about -- because time
9 doesn't stand still. When this was originally
10 done, there were -- it sounded like a ton of
11 projects, but I think that number would have
12 changed by now.

13 MR. JARDINE: There is not -- there is
14 probably less than 30, 35 projects that would serve
15 as potential carve-outs under the conditions of
16 which we have to work right now. Depending on how
17 quick we can get the CSMP contractors up to the
18 4-million level, that should -- that should open up
19 a couple more opportunities.

20 MR. GIRARDI: And the one thing with using the
21 CSMP, that is not really a bid. That is a
22 negotiation, compared to a hard bid. So you are
23 going to get better pricing if you hard-bid it than
24 using the CSMP.

25 DR. LYNCH-WALSH: Okay. Well, yes. All

1 right. So I guess that answers the question would
2 they then be hard-bid.

3 So, yes, it would double procurement's work,
4 because you want to put it out to hard bid to get a
5 better -- better price.

6 MR. GIRARDI: Yes, correct.

7 DR. LYNCH-WALSH: Did you guys think this all
8 through before I asked the question? Because it's
9 kind of sounding like we are thinking it through
10 and now --

11 MR. GIRARDI: No. No, we've thought this
12 through for a while, and we've been saying for a
13 while the answer we've -- we've given.

14 DR. LYNCH-WALSH: Okay. That it won't be
15 CSMP, most likely?

16 MR. GIRARDI: Correct.

17 DR. LYNCH-WALSH: Okay. All right. So that
18 sort of answers 3C: Are there contracts and
19 contractors who would be impacted by extracting
20 roofing scopes? Because you would only be doing it
21 for projects that haven't gone out to bid, so it's
22 not like you would be -- there would be no
23 canceling of contracts at all.

24 MR. JARDINE: Correct.

25 DR. LYNCH-WALSH: Okay.

1 MR. GIRARDI: If I may, Kathleen from AECOM
2 has her hand up, if she has something to add?

3 MS. LANGAN: Thank you, Frank.

4 I just want to let folks know that in moving
5 to pulling out the scope like that, the management
6 associated with that is going to increase. So
7 right now, for the PMOR, we are already reduced in
8 staff from what the CBRE/HEERY team had, and to
9 manage the pull-out of the these projects would
10 increase the staffing requirements that much more.

11 So, as Frank said, I think we've looked at
12 this a lot. We can certainly study it more with
13 our folks. I know Danny and his folks have done a
14 lot of work on it and Frank, but I would caution us
15 to say that, you know, the staffing and the
16 resources are critical for us to continue the
17 program; and taking these -- breaking these out
18 doesn't help the staffing reduction that we are
19 faced with.

20 That's it. Thank you.

21 DR. LYNCH-WALSH: Thank you for that,
22 actually, Kathleen, because I believe I brought
23 that up at a facility task force meeting, because
24 it just seemed, mathematic-wise, that if you are
25 pulling out and now have double the amount of

1 projects, that you would need additional staffing
2 on the POMR side. So thank you for confirming
3 that.

4 Mr. Mayersohn, I think that this was one of my
5 lighter questions, so I'm done.

6 MR. MAYERSOHN: Okay.

7 Ms. Fertig, did you have a question?

8 MS. FERTIG: Yes, I have several questions.
9 Thank you.

10 Just on the recommendation with all of the
11 things that have gone into cost, I am just going to
12 make this comment before I start with my questions.

13 You know, we sat and watched the news teams
14 called out to Northeast High School in 2013 when
15 the rain was pouring into the classroom buildings,
16 and I don't know how much the cost of that has gone
17 up -- maybe it's more, maybe it's less -- but there
18 is no circumstance, in my mind, under which
19 students should be sitting under roofs that are
20 leaking right on them and expected to perform.

21 So I think when we are considering this
22 recommendation, which I obviously think is good, I
23 think it's a good idea to break out some.

24 You say you have -- only two projects are
25 roofing-only scope. Which two projects are those?

1 MR. GIRARDI: I don't know if they were two
2 that are roofing only.

3 MS. FERTIG: Okay. Well, that's page 17.

4 Okay. I --

5 MR. GIRARDI: Maybe Danny has that
6 information, page 17?

7 MS. FERTIG: Page 17, the opportunity exists
8 to extract 132 roofing scopes into individual
9 projects; you are saying that number is more like
10 35, Danny?

11 MR. JARDINE: That we could -- that's not
12 roofing only, no, ma'am. I am talking about ones
13 that we could potentially pull the roofing out and
14 do separately at this point that would fit within
15 the \$2 million CSMP limit that we currently have to
16 work under.

17 MS. FERTIG: Okay. That's what I was asking.
18 Again, I am on page 17, and which says that there
19 could be potential savings, and I'm gathering that
20 you all say that you don't think that's true.

21 How many have not applied on page 18 for the
22 sub permit?

23 MR. GIRARDI: What was your question regarding
24 page 18?

25 MS. FERTIG: Page 18, at the top

1 recommendation: We recommend management -- roofing
2 projects that have not yet applied for a sub permit
3 and identify candidates for extraction. How many
4 have not applied for a sub permit?

5 MR. JARDINE: Okay. Let me get the question
6 straight, Ms. Fertig. Because the issue is they
7 can't apply for a roof sub permit until we've
8 awarded the contract, whether it's a hard bid or a
9 CBAR.

10 So once that process is started, the
11 contractor has to give the roofer a contract
12 saying, Okay, you are going to be doing my project.
13 At that point, the roofing subcontractor has to go
14 out and do his own engineering that's required by
15 code and doing his nondestructive testing and doing
16 his roof details. That typically takes -- when I
17 talk to a couple of our better roofers, they say
18 it's usually about three months from when they are
19 given a contract to when they are ready to submit
20 to the binder for the first time.

21 There are others who have done a miserable job
22 on trying to get them in, and we continually reach
23 out them and see what we can do to help.

24 But it's typically about three months after
25 the roofer has been given a contract.

1 MS. FERTIG: Okay. Well, I was asking the
2 question on reference to the recommendation. Maybe
3 Mr. Luker wants to answer? We recommend -- I'm
4 going to that sentence: But have not yet applied
5 for a sub permit.

6 MR. LUKER: Sure. So this is David Luker.

7 That comment was noted specifically to address
8 projects that had not been through what we have, I
9 would say, identified through this process as the
10 lengthiest part of getting approved to build a
11 roof, and that would be the sub permitting process.

12 So to Danny's point, there are procurement and
13 contracting steps that have to happen prior to a
14 roofing contractor developing and submitting a sub
15 permit; but, I think, getting to the point of your
16 overall question as to how many projects are -- you
17 know, does that opportunity potentially exist for,
18 as of May 1st, 58 projects were in pre-award and
19 did not have final designs answered, and then 74
20 projects were in the bidding and award phase. So
21 as of that point in time, all of those projects
22 would have not had a sub permitting binder
23 submitted or application applied for.

24 So there, obviously, are a great deal of
25 complexities associated with an effort like this to

1 extract a project, but to be -- to provide the most
2 conservative view of it in terms of improving
3 timelines, you know, we did -- we did think that
4 any project that hadn't yet had a sub permit
5 application submitted would have been a candidate.

6 But as you've heard from Frank and Danny,
7 there are various considerations as to why that --
8 that number of 132 options is probably not reality
9 and probably smaller, hopefully not much.

10 MS. FERTIG: Okay. On page -- thank you.

11 On page 19: Based on our review, roofers have
12 experienced significant difficulties with the
13 process of obtaining the sub permit. It references
14 eight roofing projects that have been completed.
15 What are those eight roofing projects?

16 MR. JARDINE: Ms. Fertig, I do not have that
17 information at my fingertips. I will get it to
18 Joris this afternoon for him to send it to the
19 committee.

20 MS. FERTIG: Okay. Reading on: During the
21 analysis of the 80 roofing projects, we noted that
22 26 of the 48 roofing sub permits were obtained but
23 to one contractor. Who is that one contractor?

24 MR. JARDINE: Atlas Apex Roofing.

25 MS. FERTIG: And it says -- and follow up on,

1 why are other -- why are other roofers having a
2 problem obtaining the roofing permit?

3 MR. JARDINE: There is not a good answer.
4 When you talk to both the roofers and the building
5 department, sometimes -- sometimes they are dealing
6 with new people who have not been involved on a
7 Broward project before trying to put the roof
8 binder together. That's been one of the comments
9 that I've heard recently.

10 Sometimes it's a change of details, but
11 everybody is working on getting those turned around
12 in a much more timely fashion.

13 MS. FERTIG: Okay. So it says, Only a small
14 group of roofing subcontractors have been able to
15 consistently obtain a roofing permit. Is there
16 another one, other than the one you mentioned that
17 has 26 contracts?

18 MR. JARDINE: RSM wrote that comment. I know
19 Atlas Apex has been very successful in getting roof
20 sub permits in a timely fashion.

21 MS. FERTIG: Okay. And -- and if you could
22 provide me -- I know you are not going to have it
23 here, so I just would be interested on a followup
24 on what 26 schools are being done by the one
25 contractor and what the other schools are,

1 particularly those that are having problems getting
2 a permit.

3 On the next page, page 20 --

4 MR. MAYERSOHN: Ms. Fertig, I think you are
5 onto observation number four; but if it's okay with
6 the committee -- I'm fine with it. I just don't
7 want to lose track of where we are.

8 MS. FERTIG: Yeah, I know. It's just kind of
9 goes -- the analysis kind of flows so -- but I'll
10 stop, Bob, if you want me to.

11 MR. MAYERSOHN: Well, I just don't want to
12 lose track where --

13 MS. FERTIG: I have number four starting --
14 well --

15 UNIDENTIFIED SPEAKER: Page 23.

16 MS. FERTIG: Yeah, and --

17 MR. MAYERSOHN: So let me -- let me -- let me
18 do this --

19 MS. FERTIG: -- I'm on page 20.

20 MR. MAYERSOHN: Right. Let me do this, if I
21 can: Dr. Walsh, do you have any comments on -- any
22 further comments on observation number three?

23 DR. LYNCH-WALSH: Yes.

24 MR. MAYERSOHN: Okay.

25 MS. FERTIG: Well, observation number four

1 doesn't begin until page 23.

2 MR. MAYERSOHN: No, because it says, "sub
3 permitting process," so it's all part of the
4 analysis, I believe.

5 MS. FERTIG: Okay.

6 MR. JARDINE: Excuse me.

7 MS. FERTIG: I'm on page 20 when she is done.

8 MR. MAYERSOHN: Okay.

9 Go ahead, Dr. Walsh.

10 DR. LYNCH-WALSH: Okay. It's because you
11 jogged my memory, Ms. Fertig.

12 So on page -- back on page 18, so if -- in
13 order to apply for a sub permit, what's the
14 definition of -- what does "sub" mean?

15 This would be Frank -- I guess Mr. Luker --

16 MR. GIRARDI: Sub permit is anyone that is
17 under the general contractor.

18 DR. LYNCH-WALSH: Okay.

19 MR. GIRARDI: Out in the private sector, every
20 subcontractor on the major subcontractors --
21 electrical, mechanical, plumbing -- have to pull
22 separate permits. That is not so with the School
23 Board. The only one that has a sub permit, and
24 really you might as well just call it "roofing
25 permit," because that's the only sub-permit request

1 that you are required by the building department.

2 DR. LYNCH-WALSH: Okay. The reason I asked
3 that is, when I asked before, and then when
4 Mr. Luker reread that as of May 1st there were 74
5 in the bidding and award phase, in order for it to
6 be a sub permit, that means the roofer is a sub, as
7 you said, to the GC. So that would suggest if we
8 are carving out -- if we are pulling roofing out,
9 and it's already under a GC, then you would be
10 canceling contracts with --

11 MR. GIRARDI: Yes.

12 DR. LYNCH-WALSH: Pardon?

13 MR. GIRARDI: Correct.

14 DR. LYNCH-WALSH: Except that you just told me
15 ten minutes ago you wouldn't be doing that.

16 MR. GIRARDI: If we did pull it out. We are
17 not pulling it out. If we were to pull it out from
18 a GC, it would have to be removed from their
19 contract and --

20 DR. LYNCH-WALSH: Right, and to Ms. Fertig's
21 point -- that's why I am asking the question,
22 because she -- because the recommendation is: We
23 recommend management and the PMOR perform an
24 evaluation of roofing projects that have not yet
25 applied for a sub permit and identify candidates

1 for extraction from GC to roofing-only scopes of
2 work.

3 So what you are saying is that whatever the
4 ones that were in bid and award back on May 1st,
5 you are not going to touch any of the ones -- you
6 are not going to be canceling GC contracts?

7 MR. GIRARDI: Anything that's been awarded to
8 a general contractor, we would not be touching.

9 DR. LYNCH-WALSH: That's actually been
10 awarded, but sometimes we have a lag time where all
11 the work has been done by procurement; it just
12 hasn't gone to the Board for award.

13 So I guess I am trying to determine whether
14 there are, in fact, contracts sitting out there
15 that have gone through the solicitation process but
16 just haven't gone to the Board for award.

17 MR. GAUCI: The ones that are sitting out
18 there that haven't gone to the Board for award are
19 the ones that procurement is waiting on contracts
20 to come back signed. If -- if all the paperwork is
21 done and we've got the signed contract, it will go
22 to the next available Board meeting. So if it's --
23 if it's not already on a Board meeting, then we are
24 waiting on or -- not "we," but procurement is
25 waiting for the contract to come back signed from

1 the general contractor.

2 DR. LYNCH-WALSH: Okay. So I guess the
3 followup question is: How -- well, we know what
4 the number was as of May 1st that RSM was looking
5 at. I guess the question is: What's the number
6 now?

7 Mr. Mayersohn, would it be possible to get an
8 answer to that question? I mean, I'll get it one
9 way or another, but it -- it's a little murky as to
10 what the current number is and what the impact
11 would be on the contractors who haven't been
12 awarded but may have already responded to put in a
13 bid or, you know, if it's CM at risk. I don't know
14 what the projects were, specifically, but I'm not
15 clear on whether they would be canceling -- if not
16 canceling contracts, it seems like procurement will
17 have to do the work twice, depending on where it is
18 in the process.

19 I mean, there were, back in May, 74 in the bid
20 and award phase, unless that's not accurate; but I
21 don't think RSM would be inaccurate. The question
22 is: What's that number today?

23 MR. MAYERSOHN: So do we -- do we have a
24 number, Frank, or no?

25 MR. GIRARDI: I don't know if Danny has an

1 updated number?

2 MR. JARDINE: I am adding -- I am adding that
3 up right now. Bear with me.

4 MR. GIRARDI: He is looking to see if he can
5 find it right now.

6 MR. JARDINE: There is about 37 projects that
7 have not gone through -- wait a minute, that
8 have -- that have not gone to procurement yet for
9 bid and award or negotiations. There are currently
10 53 projects that have cleared through the design
11 phase that we are now ready to start the
12 procurement side of it.

13 So, look, if you -- if you've not opened -- if
14 you've not publically bid the job, it's not too
15 late to make a change. If we bid the job and we
16 now want to say, Okay, I want to do the roof
17 separately from everything else, I believe, at that
18 point, you have to reject all the bids, because you
19 are changing the way the project was procured --

20 DR. LYNCH-WALSH: And that's the answer --

21 MR. JARDINE: -- so --

22 DR. LYNCH-WALSH: And that's the question that
23 I'm trying to get an answer to, is --

24 MR. JARDINE: Right, yes.

25 DR. LYNCH-WALSH: -- how many of those

1 situations are there?

2 MR. JARDINE: Dr. Lynch-Walsh, we have -- the
3 list I have from August, and it's probably off a
4 little bit, there is probably 40 -- I think it's 43
5 projects that are currently in -- that we have LORs
6 on that are ready to go to the procurement side.
7 Now, I can -- you know, I'll see if I can fine-tune
8 that, but it should be --

9 DR. LYNCH-WALSH: Well, I mean the ones that
10 have --

11 MR. JARDINE: -- about --

12 DR. LYNCH-WALSH: I am asking --

13 MR. JARDINE: -- 40.

14 DR. LYNCH-WALSH: I am trying to get a feel
15 for the number that have gone out that haven't been
16 awarded but have gone into procurement.

17 MR. GIRARDI: Yeah, Danny, you are -- you are
18 giving her information -- this is Frank Girardi --
19 information on what we are ready to bring to
20 procurement to put out to bid.

21 I believe what she is asking for, and correct
22 me if I am wrong, is what's gone out to bid but
23 hasn't been awarded by the Board yet.

24 MR. JARDINE: Right.

25 MR. GIRARDI: We've opened the bids, we have a

1 low bidder, and we are now doing the paperwork to
2 bring it to the Board to get awarded.

3 Is that what you were asking?

4 DR. LYNCH-WALSH: That is actually what I'm
5 asking, yes.

6 MR. GIRARDI: So that would --

7 MR. JARDINE: I'll have --

8 MR. GIRARDI: I don't know if Chris Barnett is
9 on here. If he -- if he is, he's the one that
10 works on bringing everything to the Board and works
11 with procurement. He might be able to give us an
12 answer. If not, we can get that answer.

13 DR. LYNCH-WALSH: Because that would answer
14 3C.

15 MR. GAUCI: While we're moving on, I'll see if
16 I can get that information, or Kathleen is
17 listening, if she can see if Chris has that
18 information?

19 MS. LANGAN: I will follow up and see if he
20 has it, but our team is currently working on that.
21 The roofing team, in coordination with just the
22 contracting of all the scopes, are currently
23 working on that so -- but I can -- I can check with
24 Chris to see what he has currently. Be right back.

25 MR. JABOUIN: I just wanted to say that if

1 there is anything being forwarded to me for further
2 forwarding to the committee, if you can please
3 indicate what observation number and, in the case,
4 the sub observation numbers in Dr. Lynch-Walsh's
5 questions, so that way I can address them
6 correctly.

7 Thank you.

8 MR. MAYERSOHN: Dr. Lynch-Walsh, any further
9 questions on observation number three?

10 DR. LYNCH-WALSH: No, sir. Thank you.

11 MR. MAYERSOHN: Okay. I just -- I want to
12 remind the committee is that it's 3:48. We are
13 scheduled to end at 4 o'clock. I guess my question
14 is: Is there anybody that is on the committee that
15 has to jump off at 4 in order to maintain a quorum?
16 If there is --

17 MS. POU: Mr. Mayersohn?

18 MR. MAYERSOHN: Yes.

19 MS. POU: I have to leave about 4:20.

20 MR. MAYERSOHN: 4:20. Okay.

21 So around 4:15, we will see -- actually, we
22 have to have a motion to extend the meeting. Then
23 we'll see where we are at at about 4:15. Does that
24 work?

25 MS. SHAW: Mr. Mayersohn?

1 MR. MAYERSOHN: Yes.

2 MS. SHIMM: Phyllis Shaw, I do have a
3 commission meeting today.

4 MR. MAYERSOHN: Yeah, I have one --

5 MS. SHAW: I need to be out by five.

6 MR. MAYERSOHN: Ms. Shaw, what time do you
7 have --

8 MS. FERTIG: Are you looking for a motion to
9 extend?

10 MR. MAYERSOHN: Motion by Ms. Fertig to extend
11 the meeting.

12 DR. LYNCH-WALSH: Second.

13 MS. SHAW: Is there a time?

14 MR. MAYERSOHN: Ms. Fertig, do you want to
15 make a time?

16 MS. FERTIG: I am going to say, from what I
17 just heard, that the maximum is going to be 4:30,
18 but I don't know if Ms. Pou is on, so it's really
19 going to be until we have -- don't have a quorum.

20 MR. MAYERSOHN: Okay.

21 MS. FERTIG: And I'll be joining her in
22 leaving soon after.

23 MR. MAYERSOHN: Okay.

24 MR. JABOUIN: We currently have seven members,
25 and I did not pick up when Ms. Shaw needs to

1 depart.

2 MS. SHAW: By 4:30.

3 MR. JABOUIN: Thank you.

4 MS. SHAW: I have a commission meeting at
5 5:30, and I need to prepare.

6 MR. MAYERSOHN: Okay. All right. So we have
7 a motion to extend the meeting by Ms. Fertig, a
8 second by Dr. Lynch-Walsh. All in favor, signify
9 by saying "aye."

10 ALL PRESENT: Aye.

11 MR. MAYERSOHN: Anybody opposed?

12 Okay. If -- if -- and I don't want to -- I
13 don't want to minimize our questions, because this
14 is, you know, very important; but if we can be a
15 little bit more succinct, that would be helpful so
16 we can get as much covered as possible on this
17 report.

18 So, Ms. Fertig, you have the floor, because
19 you were on -- you were stemming into observation
20 number four.

21 You have to unmute yourself.

22 MS. FERTIG: I'm on page 20, and if Mr. Luker
23 could just comment on these -- on these -- I guess
24 this is my question, bottom line, without going and
25 adding this to what's previous: Do you have to

1 add -- how do you come up with a total number of
2 days that it takes to get through this process?

3 We saw the previous chart. The numbers are
4 different than this chart, so I'm just looking for
5 a timeframe.

6 MR. LUKER: Yes, ma'am. Sure.

7 So if you are looking at the first chart, the
8 first row on page 20, Sandpiper Elementary School,
9 six rounds of review, within those six rounds, 67
10 days were spent in the building department's queue;
11 while 243 days, the permit comments sat in the
12 roofer's queue for a total of 310 days to go from
13 the initial submission of the sub permit binder to
14 it -- until its approval.

15 MS. FERTIG: All right. Just --

16 MR. JARDINE: In the far right column is the
17 math. It's just the math of the first two.

18 MS. FERTIG: Okay. And at the beginning of
19 the report, you have what it takes to get to the
20 sub permit?

21 MR. LUKER: Yes, ma'am. On the executive
22 summary page?

23 MS. FERTIG: Yeah, I'm just it trying to
24 get -- let me go back to that.

25 So on some of these projects, I got -- I know

1 Lake Forest was in excess of a hundred -- was 400
2 days on that first chart. Would you --

3 MR. LUKER: Which -- which page are you
4 talking about on the first --

5 MS. FERTIG: I'm sorry. I'm trying to get
6 back, because, of course, now I took them all
7 apart.

8 This just seems like a very lengthy process
9 over --

10 MR. LUKER: Are you referring to page seven --

11 MR. GIRARDI: Page seven.

12 MR. LUKER: -- with the --

13 MS. FERTIG: I think it picks up --

14 MR. LUKER: -- building --

15 MS. FERTIG: -- with the subject building --

16 MR. LUKER: Yes, ma'am.

17 In order for you to get a complete picture of
18 how long it took to get from the initial plans that
19 were submitted, which this chart on page seven
20 covers, to the end of the -- the actual approval of
21 the sub permit, you have to add the two numbers
22 together but --

23 UNIDENTIFIED SPEAKER: Oh, my God.

24 MR. LUKER: -- I'm not even -- I'm not even
25 sure that that is accurately capturing any time in

1 between the final approval of plans and procuring
2 of the contractors to eventually submit a sub
3 permit binder. So I think it's actually quite
4 longer than those two added together, but those are
5 the two days, or the two time periods, that are
6 capturing connectivity with the building
7 department, if that helps. I'm sorry for being so
8 verbose.

9 MS. FERTIG: Thank you. That is what I was
10 assuming, but I didn't want to assume it and be
11 incorrect.

12 So I guess -- I guess a question I have, after
13 all of that: Is there a simple chart that shows us
14 how long this process is taking to get a roof on
15 Lake Forest Elementary School?

16 MR. LUKER: We can certainly produce that
17 simple chart, but it does not exist in this report.

18 MS. FERTIG: Okay. That, I think, would be
19 very helpful.

20 Also, Dillard has had ten rounds of building
21 department review. I just -- I'm just kind of
22 wondering -- and then you say you have 26 projects
23 done by the same roofer; can you tell us, is that
24 roofer finishing these projects in a more
25 expeditious manner, or are they -- some of these --

1 like, who is doing Dillard? Who is doing Lake
2 Forest? Who -- how are you evaluating the time
3 it's taking these people to complete the project,
4 whether it's the roofer or the architect, engineer?
5 How is that evaluation going -- being used to
6 determine who you are using on your projects?

7 MR. LUKER: So David Luker, RSM.

8 I am going to assume that question was
9 directed to Frank and/or Danny.

10 MS. FERTIG: I am going -- that's probably
11 good. Thank you.

12 MR. JARDINE: The designers -- it's -- how
13 long it takes the designers to respond, to get a
14 LOR, gets reflected in their evaluations; and
15 conversely, when a contractor has been brought
16 onboard, his ability -- or his roofer's ability to
17 get a permit, a roofing permit, gets reflected in
18 his evaluation.

19 MS. FERTIG: And how do you use those results?

20 MR. JARDINE: The information goes to
21 procurement that they use as they look at hiring
22 firms in the future.

23 MS. FERTIG: Okay. I -- I have to tell you, I
24 find this unbelievable. I am just looking at -- I
25 am just picking out a couple of most obvious

1 between page 7 and page 20. Dillard was at 396
2 days on page 7 and 353 on page -- that's two years.

3 I -- okay. I don't think there is anything
4 anybody could say that would probably make any
5 sense at this point.

6 Again, I'm asking this question, I'm going to
7 want to see -- and I can do this, if it's not
8 appropriate, Mr. Jabouin, just tell me; but I would
9 like to see what projects have been completed and
10 who the contractors were, and this is -- thank
11 you -- thank you all for doing this audit. I think
12 it probably provided a lot of really useful
13 information to the District.

14 Bob, I'm taking a break.

15 MR. MAYERSOHN: You are taking a break?

16 MS. FERTIG: I'm taking a break. I'm still in
17 the meeting, but I am taking a break.

18 MR. MAYERSOHN: Let me ask the committee a
19 question, because we still have the charter school
20 investigation report. It's scheduled for 15
21 minutes, and Mr. Jabouin can probably speak to it.

22 Do we want to -- because we are not going to
23 finish this analysis today, do we want to go to the
24 charter school report and see if we can submit
25 that, or do we want to continue along the roofing

1 audit?

2 So I'll throw that out to the committee for a
3 response.

4 MR. JABOUIN: As the committee evaluates it, I
5 would like to maybe provide some information that
6 could help you with your decision with respect to
7 the charter school investigation.

8 There is no financial impact on the District.
9 It's just that the Office of the Inspector General
10 for the Florida Department of Education has asked
11 us to complete this, and we do need to move it
12 along, because they are expecting it.

13 But as I -- as I would go through the report
14 and the allegations, there is no financial impact
15 on the District, our FTE, our SMART bonds, and so
16 forth.

17 That's -- that's all I wanted to add in the
18 decision process.

19 MR. MAYERSOHN: So somebody has a question?

20 Dr. Walsh?

21 DR. LYNCH-WALSH: Yes. I'm confused. This
22 was a special meeting to address the RSM roofing
23 analysis, and somehow this other thing snuck its
24 way onto the agenda.

25 If we didn't have the special meeting, pray

1 tell, what agenda would this charter school
2 investigation have gone to?

3 MR. JABOUIN: The answer to your question is:
4 I thought that we would have been done with the
5 meeting with sufficient time to be able to get this
6 report in.

7 DR. LYNCH-WALSH: No, that's not the question
8 I am asking. I am asking you: If we didn't have
9 this, today, meeting, then there would have been no
10 agenda to sneak it on to; so my question is, what
11 agenda should this report be on? Because it's not
12 today, since today did not exist normally. I'm
13 guessing it would have been in October, so why
14 don't we put that there?

15 MR. MAYERSOHN: My -- my only -- my only
16 suggestion would be -- and I understand, Dr. Walsh,
17 your question -- is that we are going to need more
18 than 15 or 20 minutes to finish this --

19 DR. LYNCH-WALSH: Absolutely.

20 MR. MAYERSOHN: -- if we at least -- if we at
21 least accomplish one thing, which, as Mr. Jabouin
22 said, is not -- there is no financial impact; but,
23 again, it does meet the requirements of what the
24 Auditor General is looking for, I think we would at
25 least have some productivity to submit something,

1 because we are only on, like I said, observation
2 four. We have five, six, seven, eight, nine. I
3 don't know what's scheduled for our next
4 October 8th meeting, but we are -- you know, we are
5 obviously asking a line of questioning that I think
6 we are expecting, probably even -- we may even have
7 more questions that we'd like responses to, so I
8 think --

9 I got you, Ms. Dahl.

10 -- I would suggest that, you know, we consider
11 it. Now, it's -- again, it's up to the committee
12 so --

13 DR. LYNCH-WALSH: Can I respond?

14 MR. MAYERSOHN: Yes, you can --

15 DR. LYNCH-WALSH: Okay.

16 MR. MAYERSOHN: -- and then Ms. Dahl.

17 DR. LYNCH-WALSH: I absolutely agree, and I
18 figured that's where you were going with this.

19 I guess my question is, when would we then
20 continue this? Because in the interim, then
21 perhaps Staff could provide written responses to my
22 question, because that would have sped me along a
23 lot, significantly, today, to have actually had
24 questions answered.

25 So if we would then be covering this at the

1 September -- October 8th meeting, then the -- and
2 they provide written responses, but then the issue
3 is, we would have to curb the chief auditor's
4 tendency towards packing the agenda with things
5 that are not as salacious and juicy as this. We
6 would need practically most of the meeting to
7 finish discussing this. And I think it was --
8 P-Card audit took us three meetings.

9 MR. MAYERSOHN: Right. I have no problem,
10 like I said, you know, continuing the line of --
11 you know, continuing our discussion on this; but,
12 again, to be productive, it's just my commentary is
13 let's move something that we know is only going to
14 take about 15 minutes, or at least -- or possibly
15 take 15 minutes; but, again, it's up to the will of
16 the committee.

17 Ms. Dahl, did you have a comment?

18 MS. DAHL: Yes, I do. Thank you.

19 I agree to go ahead to the charter, but I just
20 want to make -- I just want to let you all know
21 that I'm very alarmed by the things that we have
22 learned today, that it's taking up to two years or
23 more to get some of these roofs done, and we
24 absolutely need to continue on this audit.

25 And, Mr. Jabouin, I agree with Dr. Lynch-Walsh

1 that you -- that we need another meeting to go over
2 this, because as we look at different things, it
3 has brought up other questions for myself, and how
4 many years are we into this SMART bond now? I
5 don't know.

6 DR. LYNCH-WALSH: Seven.

7 MS. DAHL: Dr. Walsh can tell us.

8 But I just -- I just don't understand why
9 these things are happening. Thank you.

10 MR. MAYERSOHN: Ms. Shaw?

11 MS. SHAW: Good afternoon.

12 So 30 minutes is not enough time to continue
13 this discussion, number one.

14 Number two, I think it behooves us to move the
15 item and carry it, and I would love to move the
16 item; but the third thing is, I would rather not
17 carry this into our next meeting, because I'm not
18 sure what is on our next meeting, but I have a
19 feeling that we are also going to have -- hear from
20 staff at the next meeting, so I would rather not
21 carry it to the next meeting.

22 I would rather, if we are going to continue
23 this discussion, we continue it in a special
24 meeting, allowing our regular meeting to discuss
25 whatever matter that comes to the Board at that

1 time.

2 MR. JABOUIN: If I can please add some
3 information to Ms. Shaw?

4 So the November 19th meeting is very critical
5 for the comprehensive annual financial report, so
6 the October meeting may be the last chance to be
7 able to get this all done. Because the way that
8 the meetings are set up -- and as I mentioned
9 before, the ability to do virtual meetings is going
10 to be more challenging; it's not that easy to set
11 up these special meetings. So time is running out,
12 but maybe the goal would be to review it in
13 October.

14 I will work with management to get written
15 responses to the questions from Ms. Pou and from
16 Dr. Lynch-Walsh and maybe ask the committee if
17 there are any additional questions, to please
18 provide them to me by this Friday so we can go
19 ahead and get some additional responses from
20 management and thus have a meeting in October that
21 would finish this all.

22 That would be my recommendation to the
23 committee.

24 MS. FERTIG: I'm adding my name in on
25 questions, because I've mentioned a number of

1 things of that I was hoping for some more
2 information on.

3 So I'm sorry, Bob; I am jumping in, but can I
4 move that we defer this audit --

5 MS. SHAW: Mr. Chair?

6 MR. MAYERSOHN: Yes.

7 MS. SHAW: I do move so we -- I do make a
8 motion that we move the report.

9 MR. MAYERSOHN: We move -- Ms. Fertig I
10 believe had the floor, Ms. Shaw.

11 MS. FERTIG: Ms. Shaw, I -- just so we can
12 maybe be in agreement here, because we are taking
13 so much time on this that we won't get to anything,
14 can I move that we defer this item and see if we
15 can do a special-set meeting before the Governor's
16 order expires to finish this?

17 I agree with Ms. Shaw about trying to add it
18 to an October meeting when we don't know what's
19 going on, but I think we need to finish this
20 conversation. It needs to be as close proximity to
21 what we are doing.

22 So my actual motion is to defer it until a
23 special-set meeting hopefully before the end of the
24 month.

25 MS. SHAW: I second, Phyllis.

1 MR. MAYERSOHN: Second, Ms. Shaw.

2 Is there any discussion on the item, Dr. --

3 DR. LYNCH-WALSH: Yes.

4 MR. MAYERSOHN: Dr. Lynch-Walsh?

5 DR. LYNCH-WALSH: Two things -- well, yes,
6 because I wrote it in the chat.

7 I believe the District has an update on
8 virtual meetings, because I saw an email that got
9 forwarded to me -- I don't know if we still have
10 Mr. Moquin -- that virtual meetings may not be an
11 issue in October.

12 But beyond that, I would have expected a
13 special meeting before the end of September, since
14 we are halfway -- it's 9/14, and if it is in
15 October, not too far into October. I don't know
16 what everyone else's schedule is, but sooner,
17 rather than later, on this.

18 MS. FERTIG: My intent was September or the
19 end of September.

20 MS. SHAW: That was my second.

21 MS. FERTIG: Maybe I didn't say that. I
22 thought I did. Sorry.

23 MR. MAYERSOHN: I heard Ms. Fertig say
24 something about September 30th?

25 MS. FERTIG: Yes, you did. You absolutely

1 heard that.

2 DR. LYNCH-WALSH: That's a Wednesday.

3 MR. JABOUIN: I cannot confirm. All I can say
4 is that I will try. There are many factors to be
5 able to set these meetings up.

6 MR. MAYERSOHN: So, Mr. Jabouin, I believe --
7 I believe the motion was by Ms. Fertig to defer
8 this meeting to a September 30th meeting, provided
9 that we can have a quorum or that people are
10 available. I believe Ms. Shaw seconded.

11 Is that correct, Ms. Fertig?

12 MS. FERTIG: Yes, that sounds like it's
13 correct to me.

14 Is that what you thought, Ms. Shaw?

15 MS. SHAW: Yes, I second it.

16 MR. MAYERSOHN: Okay.

17 MR. JABOUIN: What we'll do is we'll try our
18 best to try to set it up around then. If for some
19 reason we cannot, we will try to set up a special
20 meeting at some point before the other meeting; but
21 please keep in mind that the packages for the
22 October 8th meeting go out on October 1st. So it
23 is something that -- this requires a scheduling
24 effort. So even setting up this meeting required a
25 challenging schedule effort. So we can try,

1 obviously.

2 MR. MAYERSOHN: We have confidence in you,
3 Mr. Jabouin.

4 MR. JABOUIN: Thank you, Mr. Mayersohn.

5 MR. MAYERSOHN: So the motion on the floor has
6 been made and seconded. Is there any more
7 discussion?

8 Seeing no more hands, I guess.

9 All those in favor, signify by saying "aye."

10 ALL PRESENT: Aye.

11 MR. MAYERSOHN: Anybody opposed?

12 All right. So we will now move on to item
13 number five.

14 Mr. Jabouin?

15 MR. JABOUIN: Thank you very much.

16 The time is currently 4:09. I will summarize
17 the situation in enough time to be able to close
18 out the meeting at 4:20.

19 So agenda item number five is an investigation
20 that was requested by the Florida Department of
21 Education's Office of Inspector General. Now, this
22 is not a project that we would have done, because
23 we have a lot on our plate, but this is something
24 that the Office of Inspector General requested, and
25 we pretty much needed to get this done.

1 They requested this over a year ago, so -- and
2 there is actually a 30-day requirement to get this
3 done, but the amount of work that needed to be done
4 to be able to perform an investigation was one that
5 was far in excess of the 30 days. So we did get
6 quite a few extensions, but as long as we let them
7 know what is going on and what the progress of the
8 work is, then this is fine.

9 Ultimately, this is an issue that has to deal
10 with the control environment at Championship
11 Academy Charter Schools, the management company
12 that they engaged to run the schools, and the
13 governing board's oversight of the management
14 company.

15 So this is a case where the management company
16 was not looking at the activities of their main
17 employee, the former CEO, Mr. Gustavo Prats. So
18 when they were able to detect that there were some
19 issues, they did not inform the District of these
20 issues, of the changes in the management company,
21 until months after these occurred.

22 So the management companies that run the
23 schools, this Charter School Management, LLC, and
24 this is Championship Academy of Distinction, LLC --
25 and if you go to page four of the report, I briefly

1 show the name of the companies and the schools
2 involved, and you can see that 5219 is the only
3 school that is managed by Charter School Management
4 Solutions. I am going to refer to those companies
5 as the "management companies."

6 So of the five schools, we were told at a
7 meeting that we had on October 27th that two of the
8 schools, which is 5219 and 5234, they no longer
9 would be managed by the management companies; and
10 then, about an hour before this meeting, I received
11 a letter from the charter schools, from their --
12 from the governing boards, indicating that the
13 remaining three schools would no longer be managed
14 by the management companies.

15 Now, overall, there were eight allegations;
16 and based on the work that we did in looking at
17 these allegations, we did receive responses. And
18 as I mentioned, this situation doesn't impact the
19 District, because this is not an FTE matter. It's
20 not related to the purchases that were done under
21 the SMART bond.

22 But we do -- as a District, and my team, we
23 have an obligation to determine if the schools have
24 adequate standards of fiscal management, and this
25 is in accordance with the terms of the charter

1 school agreements, the Florida Statutes and the
2 Florida Administrative Codes.

3 So during the meeting that we had with them on
4 July 29th, Cynthia Dotson, the CEO of the
5 management companies, she mentioned that she was
6 the one that completed the anonymous complaint to
7 the Office of Inspector General, 413.

8 Let me go ahead and focus on the allegations.
9 If you would please go over to page seven, where
10 allegation number one is mentioned.

11 We did receive their general ledger. We went
12 through their general ledger to be able to
13 determine some of the recommendations that we have.
14 What we are looking for right now is that they do a
15 deeper dive. So we've asked them to do that and
16 agreed upon procedures.

17 We met with their auditors a couple weeks ago,
18 and I gave them specific instructions on the -- on
19 the deeper dive -- deeper dive that they are to do.
20 So if -- if it appears that there are monies that
21 were acted inappropriately by the management
22 companies or Mr. Prats, those are things that we
23 are going to want to see that the school gets
24 reimbursed for.

25 If you move on over to page eight, on

1 allegation number two, we do agree that the CEO's
2 mother was paid a compensation that is in excess of
3 what a similar district position would call for.

4 Now, the contract, that, as well as allegation
5 number four, those were not approved by the
6 governing board. The charter school department
7 today pointed out in the bylaws that the former
8 CEO -- actually, he is listed as an executive
9 director in the school's bylaws -- he could sign
10 such contracts, but that's something that we think
11 should be brought up, specifically these
12 significant contracts, in front of the governing
13 board.

14 On page 11, on allegation number three, I
15 believe that the way that the allegation was
16 worded -- and that's the way that they found the
17 issue, in which the fact that Ms. Alvare, which is
18 the CEO's mother, was being paid at different
19 locations, my focus was more on a holistic, whether
20 or not she was getting paid excessively, and based
21 on previous allegation, her compensation was more
22 than what you would expect for somebody with those
23 types of responsibilities.

24 On page 12, is the other person that was
25 claimed in the allegation. It was listed that she

1 was a secretary, but her role is really more of a
2 director of compliance. I did not have an
3 exception to the level of her compensation; it was
4 more on the approval process.

5 And then, if you go on to page -- allegation
6 number five, that's already addressed in
7 allegations two and four.

8 And then on allegation six, on page 16, we did
9 see that there were delays in the payment of the
10 compensation, and we did see that some of it was
11 done after we entered the school.

12 And then on page 18, allegation number seven,
13 this has to deal with the -- the name change of the
14 schools. So the school was opened and approved as
15 "Championship Academy of Distinction Broward."
16 Ms. Dotson, during our meeting, was concerned that
17 her credentials and her name was being used to open
18 the schools.

19 We went through the application, and we didn't
20 find any connection to her name. It was applied
21 under a separate company. So we didn't
22 particularly have an issue with that, and we did
23 check to see if the name change was proper, there
24 was documentation that was provided for that.

25 And then on allegation number eight, on

1 page 20, this makes reference to the relationship
2 that the former CEO, Mr. Prats, had with the former
3 director of charter school management support here.
4 We didn't see any basis of that, and just taking --
5 taking a look at the situation at the schools, it's
6 not the District's responsibility to have a proper
7 internal control environment at the school; it's up
8 to the school to have such an environment, and we
9 didn't find any basis in that particular
10 allegation.

11 It's currently 4:17, and that will conclude my
12 summary, pending any questions from the audit
13 committee members.

14 MR. MAYERSOHN: Do we have any questions?

15 MR. JABOUIN: Mr. Medvin?

16 MR. MEDVIN: Yes. Can you hear me?

17 MR. JABOUIN: Yes.

18 MR. MEDVIN: I would like to know why you, as
19 the audit department, had to waste your time with
20 this? This, to me, smells of pure politics. When
21 something is done on an allegation that's
22 anonymous, I give anything like that very little
23 credence anyway.

24 And I think your scope is limited on what you
25 could audit. If you want to go into the details of

1 the schools, go to it; but you didn't have the
2 ability to do this.

3 I think this was a waste of time, as, you
4 know, you found nothing -- no allegations being
5 substantiated, and I don't think it's -- I think
6 it's unfortunate that the State had to force you to
7 do this and waste your time and resources.

8 MR. JABOUIN: Thank you, Mr. Medvin. I concur
9 with much of what you are saying. This did take a
10 good amount of time.

11 It is good to know that there was no financial
12 impact on the District, and I would like to
13 conclude on that and send the report up to the
14 State.

15 MR. MAYERSOHN: Are there any other further
16 questions?

17 MS. SHAW: So moved.

18 MR. MAYERSOHN: Who is that? Ms. Dahl?

19 MS. SHAW: Phyllis Shaw.

20 MR. MAYERSOHN: Oh, Ms. Shaw. Go ahead,
21 Ms. Shaw.

22 MS. SHAW: I would like to move it.

23 MR. MAYERSOHN: Oh. Do I have a second?

24 MS. FERTIG: Second, Mary Fertig.

25 MR. MAYERSOHN: Wait. So a motion by

1 Ms. Shaw, a second by Ms. Fertig.

2 All those in favor, signify by saying "aye."

3 ALL PRESENT: Aye.

4 MR. MAYERSOHN: Are there any opposes?

5 Seeing none, we move it for transmission.

6 It is now 4:19. I would just like to say -- I
7 guess this is my first official, official meeting,
8 and I want to thank you for your indulgence and
9 participation.

10 Hopefully we will be able to have our
11 continuation of the roofing analysis prior to our
12 October 8th meeting. I know that Mr. Jabouin will
13 work his magic so we'll be able to have that.

14 Is there any other further discussion before
15 we make a motion to adjourn?

16 Dr. Walsh?

17 DR. LYNCH-WALSH: Just to a quick question,
18 just because I'm getting a headache and I can't
19 remember.

20 Were we getting written responses to --

21 MR. JABOUIN: Dr. Lynch-Walsh cut off, but I
22 believe her question, I know the answer to answer
23 it.

24 What I will seek to do is get responses from
25 management on the questions from Dr. Lynch-Walsh

1 and Mrs. Pou. And I've also asked the committee to
2 please -- if there are any additional questions,
3 please provide them to me by this Friday, so I can
4 also seek to get those questions answered so we can
5 have an efficient meeting.

6 DR. LYNCH-WALSH: Written -- written
7 responses, you are saying?

8 MR. MAYERSOHN: Right.

9 So, Mr. Jabouin, for -- I guess for future
10 meetings, because I know sometimes, to obviously
11 expedite our meeting and our time, if there are
12 questions that committee members have -- and I'm
13 not talking about -- I'm just talking about
14 questions on a -- on a specific audit prior to the
15 meeting, and obviously timeline would be important,
16 as well, but can we have those submitted, if
17 possible, in writing -- so I guess that would be a
18 motion from the committee -- as opposed to somebody
19 coming up with the question and going back later on
20 to go, yeah, we'll get an answer?

21 MR. JABOUIN: Mr. Mayersohn --

22 DR. LYNCH-WALSH: I think -- did you call for
23 a motion?

24 MR. MAYERSOHN: Well, I didn't. I was waiting
25 for a response, first of all.

1 DR. LYNCH-WALSH: Okay.

2 MR. JABOUIN: Mr. Mayersohn, operationally, it
3 would be very challenging to do this, because the
4 reports themselves are finalized like probably the
5 night before they are posted. So there are
6 actually changes that are being made until the very
7 last minute. So it's -- it's not really possible
8 to turn that around between that timeframe and when
9 the meeting occurs.

10 So I can see that you were hoping to have some
11 advance questions similar to what we have now, but
12 I don't think that we would be able to achieve that
13 operationally.

14 MR. MAYERSOHN: Okay.

15 Dr. Walsh, you had a question?

16 DR. LYNCH-WALSH: A couple, real quick.

17 Okay. So, one, where you were going with that
18 is if we -- well, there is -- it's a separate
19 issue.

20 In this case, though, I submitted my questions
21 on August 25th, and I think if we have special
22 meetings, if there is more than the usual amount of
23 time and we do have questions, it would definitely
24 be beneficial. Today is the 14th, so they had
25 these questions two weeks ago.

1 And then, also -- and this has come up before
2 and it's a related issue -- if there is a
3 question -- if committee members have questions, if
4 we -- if -- it sounds as though what you are saying
5 is if we have questions and we can get answers
6 ahead of time, if we need a motion, to pass a
7 motion so that we only have to ask the question
8 once, and then part of the standard operating
9 procedures going forward is that we expect
10 questions to be answered. Because multiple times
11 I've been told by the chief auditor that he does
12 not respond to individual committee member
13 questions.

14 So if we could clear that up as a standard
15 operating procedure, that would be very helpful and
16 save time in the future, because we wouldn't have
17 to pass motions at each meeting if we want
18 something answered.

19 MR. MAYERSOHN: Well, I -- Dr. Walsh, I think
20 in -- I mean, my question in bringing it up is that
21 if there was time -- and I understand Mr. Jabouin's
22 point is that if -- for example, our October 8th
23 meeting, if I had a question on October 7th at
24 6 o'clock at night, that may not be answered in
25 writing. It may take time to respond to staff.

1 I agree with you in respect to if I've asked a
2 question July 1st and still haven't gotten a
3 response, that's something that could be provided
4 in writing.

5 But I think where -- I think we'll move
6 forward at least to hopefully have responses to --
7 in writing to those questions that we have asked
8 and include them, hopefully, as part of the audit
9 report so that they are documented. I think
10 Ms. Fertig had some questions, as well. I know you
11 had some questions, and there may be others. I
12 know Ms. Pou had some questions.

13 So hopefully those will be answered in writing
14 and be made part of the report, not just
15 necessarily documentation from the person who is
16 taking -- the court stenographer who is taking the
17 verbatim commentary.

18 So with that being said --

19 MS. FERTIG: Motion to adjourn.

20 MR. MAYERSOHN: You read my mind.

21 MS. SHAW: Second.

22 MR. MAYERSOHN: All right. So motion by
23 Ms. Fertig, second by Ms. Shaw.

24 All those in favor, signify by saying "aye."

25 ALL PRESENT: Aye.

1 MR. MAYERSOHN: All right. Motion is --
2 anyway, anybody opposed?

3 I guess not.

4 Motion is accepted to adjourn, and we will try
5 to get a meeting before the end of September, if
6 possible. I'll use the words "if possible."

7 Thank you.


8 (Whereupon, the video-conference proceedings
9 were concluded at 4:25 p.m.)

C E R T I F I C A T E

THE STATE OF FLORIDA)
COUNTY OF BROWARD)

I, EMILY SCOTT, certify that I was
authorized to and did stenographically report the
foregoing video-conference proceedings and that the
transcript is a true and complete record of my
stenographic notes.

Dated this 27th day of September, 2020.



EMILY SCOTT



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