

**MINUTES
LAS VEGAS-CLARK COUNTY LIBRARY DISTRICT
BOARD OF TRUSTEES' MEETING
LAS VEGAS, NEVADA
JANUARY 19, 2023
(Approved February 9, 2023)**

The Board of Trustees of the Las Vegas-Clark County Library District met in regular session at the Whitney Library, Las Vegas, Nevada, at 5:00 p.m., Thursday, January 19, 2023.

Present: Board: B. Wilson, Chair N. Waugh
E. Foyt J. Melendrez
K. Rogers J. Jiron
F. Ortiz S. Ramaker
K. Whiteley

Counsel: G. Welt

Absent: K. Benavidez (Excused)

Staff: Kelvin Watson, Executive Director
Numerous Staff

Guests: None.

The meeting began at 5:02 p.m.

Roll Call and Pledge of Allegiance (Item I.) All members listed present above represent a quorum. Appendix A. Chair Wilson led attendees in the Pledge of Allegiance.

Public Comment (Item II) None.

Agenda (Item III.) Vice Chair Waugh moved to approve the Agenda as proposed.
There was no opposition and the motion carried.

Approval of Proposed Minutes of the Regular Board of Trustees Meetings on December 8, 2022. (Item IV.) Vice Chair Waugh moved to approve the Minutes of the Regular Board of Trustees Meeting on December 8, 2022.
There was no opposition and the motion carried.

Chair's Report (Item V.) During the Chair's Report Counsel Welt read a letter that he and Lauri S. Thompson, Esq. of Greenberg Traurig, submitted to the Board of Trustees in regards to questions asked by Trustee Whiteley from a prior meeting, regarding the compliance with the Foundation Agreement. During a meeting with Chair Wilson, Executive Director Watson,

Trustee Benavidez, Trustee Ortiz, and President Sanchez of the Foundation concerns the Foundation had with the Agreement and asked for clarity.

[Counsel Welt read attached letter into the record]

Trustee Ortiz asked that this be added to next month's agenda because the presentation is not open for discussion. Counsel Welt responded that the reading of the letter is informational only.

Counsel Welt explained he wanted an independent lawyer to review the agreement and issue a report of her findings. Counsel Welt also explained that law changed during COVID that now allows the Library District to sell its used books in any manner it deems advisable and does not have to go through a nonprofit. The funds can be kept and used to meet the needs of the library.

Vice Chair Waugh asked Chair Wilson what his intent with the letter will be in regards to the next steps. Chair Wilson responded that he wanted to report the findings to the Foundation but was not able to get on the Foundation agenda. A copy of the letter will be forwarded to the Library District's Board, as well as the Foundation Board and will wait for a meeting invitation. An agenda item will come in the near future to discuss the partnership moving forward.

Trustee Rogers wanted to know why the letter was not presented to the Board for review before being presented at the meeting because of the distinct actionable items within the letter. Counsel Welt responded that any actions that should be taken would need to be requested for a future meeting.

**Library Reports
(Item VI.)**

**Executive Director's
Report
(Item VI.A.)**

Director Watson reported that an email was sent to the Trustees regarding the Whitney public restroom safety concern that was submitted by a staff member. Director Watson stated that there has been no changes in the Library District's position from his office regarding branch refreshes. He also stated that the West Las Vegas Library Project has not put a hold on any refresh or remodeling plans. An update was given on the Whitney refresh project during the December Town Hall Meeting for the Strategic Playbook. The update was not just about the restroom refresh, but included the refresh for the entire youth area at Whitney, which is scheduled for the third quarter of the year.

John Vino, General Services Director took some responsibility for the miscommunication of the project to the Whitney staff. Architects were hired and the new design was created. It has been budgeted in for this fiscal year and additional funds were added for a full refresh for Whitney Library.

The staff person was not present to speak on the matter.

**Library Operations,
Security Reports
and Monthly
Statistics
(Item VI.A.1.a)**

Vice Chair Waugh acknowledged appreciation to Director Watson and Leo Segura, Library Operations Director for facilitating his visits to Moapa Town Library, Moapa Valley Library, and Mesquite Library. He was able to meet and speak with staff to discuss their concerns.

**Branding and
Marketing Report
and Electronic
Resources Statistics
(Item VI.A.2.a.)**

Trustee Whiteley acknowledge the BAM team for the terrific job of engagement of social media, such as Twitter and TikTok. The engagement is bringing in young people to the Library District.

**Community
Engagement Report
and Monthly
Statistics
(Item VI.A.2.b.)**

No questions.

**Development and
Planning Report
(Item VI.A.2.c.)**

No questions.

**Information
Technology Report
(Item VI.A.2.d.)**

No questions.

**Financial Services
Report
(Item VI.A.3.a.)**

[Insert from December 8, 2022 Minutes]

Trustee Ortiz directed everyone to page 207 of the November Budget Report, to question the increase in the General Fund Administration Library Operations of \$992,376. Trustee Ortiz stated that he remembers the amount being under \$500,000 and wanted to know where the extra expense came from. Floresto Cabias, Chief Financial Officer was given time to review the report in order to give a response.

It was decided by Chair Wilson and Trustee Ortiz to give Mr. Cabias time to thoroughly research to provide in the financial report to the Executive Director for the upcoming month.

Follow up: Trustee Ortiz stated that he received the answer to the question asked and is satisfied with the response given.

**General Services
Report
(Item VI.A.3.b.)**

No questions.

**Human Resources
Report
(Item VI.A.3.c.)**

No questions.

Chair Wilson accepted the Library Reports.

**Executive Session
(Item VII.)**

[Closed Executive session off record from 5:30pm to 6:04pm]

Regular session resumed at 6:05pm

**Unfinished Business
(Item VIII.)**

None.

**New Business
(Item IX.)**

**Consent Agenda
(Item IX.A.)**

Vice Chair Waugh moved to approve the consent agenda. Trustee Whiteley second the motion.

There was no opposition and the motion carried.

**Discussion and
possible Board
action regarding
contract award for
Branding
Implementation
Signage.
(Item IX.A.1.)**

No question.

**Discussion and
possible Board
action regarding
contract award for
the HVAC system
chiller replacement
at the Enterprise
Library.
(Item IX.A.2.)**

No question.

**Discussion and
possible Board
action regarding
approval of the
schematic design
phase for the West
Las Vegas Library.
(Item IX.A.3.)**

No question.

Discussion and possible Board action regarding a retainer agreement for the District's General Counsel. (Item IX.A.4.)

No question.

Regular Agenda (Item VIII.B.)

Discussion and possible Board action regarding approval of Settlement Agreement and Release to resolve litigation filed by former employee, upon recommendation by counsel. (Item IX.B.1.)

[Chair Wilson read Agenda Item # IX.B.1. into the record]

Vice Chair Waugh stated that he discussed the agenda item with Director Watson prior to the meeting and disagreed with the strategy, however he respects the Executive Director's judgment and analysis on the situation.

Chair Wilson also addressed his concerns stating that the decision is allowing at-will employees that are separated from the District, to find a contingency lawyer and sue the Library District for a check to be given. He stated he did not like the decision and does not support it.

Vice Chair Waugh made a motion to approve the Settlement Agreement and Release and direct the Executive Director to execute the Agreement on behalf of the District.

Chair Wilson was not in favor of the motion. The motion carried.

Discussion and possible Board action to nominate and appoint a new Las Vegas-Clark County Library District Board Trustee, as a Director for the Las Vegas-Clark County Library District Foundation Board of Directors. (Item IX.B.2.)

Counsel Welt reported as part of his analysis, the bylaws require that the Board of Trustees appoint two of its Trustees to represent the District while serving on the Foundation Board. Trustee Ortiz was directly appointed by the Foundation which leaves one remaining slot to be filled along with Trustee Benavidez.

Vice Chair Waugh made a motion to nominate and appoint Trustee Kate Turner Whiteley as the additional Las Vegas-Clark County Foundation Board Director. Chair Wilson second the motion.

There was no opposition and the motion carried.

Announcements (Item X.)

The February Board meeting will be held on Thursday, February 9, 2023, at 5:00pm. Location: Windmill Library, 7060 W Windmill Lane, Las Vegas, NV 89113.

The March Board meeting will be held on Thursday, March 9, 2023, at

5:00pm. Location: West Las Vegas Library, 951 W Lake Mead Blvd, Las Vegas, NV 89106.

Trustee Foyt thanked the trustees and Counsel Welt for participating in the Socks for the Unhoused in the Community project.

**Public Comment
(Item XI.)**

Richard Manhattan, 5757 Wayne Newton Boulevard 11211, Las Vegas Nevada 89111

Mr. Manhattan commented that he was confused with the vote of the consent agenda. He thought there would be a discussion about the items in that section. He suggested that the Board state the Consent Agenda will be voted on as a block with no discussion.

**Adjournment
(Item XII.)**

Chair Wilson adjourned the meeting at 6:15p.m.

Respectfully submitted,

Elizabeth Foyt, Secretary

2023 ATTENDANCE

		2023	January 19 Regular Board Mtg	February 9 Regular Board Mtg	February 23 Finance and Audit Comm. Mtg	March 9 Regular Board Mtg	April Finance and Audit Comm. Mtg	April 20 Regular Board Mtg	May 18 Regular Board Mtg	June Risk Management Comm. Mtg	June Nominations Comm. Mtg	June 1 Regular Board Mtg	July Finance and Audit Comm. Mtg	July 13 Regular Board Mtg	AUGUST	September 14 Regular Board Mtg	September Finance and Audit Comm Mtg	October 12 Regular Board Mtg	November Finance and Audit Comm. Mtg	November 9 Regular Board Mtg	December 14 Regular Board Mtg										
Benavidez	Kelly	A-E																													
Foyt	Elizabeth	P																													
Meléndrez	José	P																													
Ortiz	Felipe	P																													
Ramaker	Sandra	P																													
Wilson	Brian	P																													
Rogers	Keith	P																													
Waugh**	Nathaniel	P																													
Jiron****	Jennifer	P																													
Turner Whiteley****	Kate	P																													

P	Present
A-E	Excused Absence
A-U	Unexcused Absence
	attended Committee meeting but not a member
	Term Ended