WorkforceCONNECTIONS

Local Elected Officials Consortium AGENDA

June 6, 2012 3:00 pm

WorkforceCONNECTIONS

Conference Room 7251 W. Lake Mead Blvd., Ste. 200 Las Vegas, NV 89128

Voice Stream Link: http://www.nvworkforceconnections.org/mis/listen.php
(this link provides listening capabilities only)

This meeting has been properly noticed and posted in the following locations:

City of North Las Vegas, 2200 Civic Center Dr., North Las Vegas, NV Clark County, County Clerk's Office 500 S. Grand Central Parkway, Las Vegas, NV Esmeralda County Courthouse, 233 Crook Street, Goldfield, NV

Henderson City Hall, 240 Water Street, Henderson, NV

City Hall, Boulder City, 401 California Ave., Boulder City, NV

WorkforceCONNECTIONS, 7251 W. Lake Mead Blvd., Las Vegas, NV

Nevada JobConnect, 3405 S. Maryland Pkwy., Las Vegas, NV

Lincoln County 181 Main Street Courthouse, Pioche, NV

Nye County School District, 484 S. West St., Pahrump, NV

Pahrump Chamber of Commerce, 1302 S. Highway 160, Pahrump, NV

This Agenda is also available at www.nvworkforceconnections.org

COMMENTARY BY THE GENERAL PUBLIC

This Board complies with Nevada's Open Meeting Law, by taking Public Comment at the beginning of the meeting immediately after the Board approves the Agenda and before any other action is taken and again before the adjournment of the meeting." The Board also has discretion to take Public Comment after any item on the agenda, after the item has been discussed by the Board, but before the Board takes action on the item.

Each person participating in Public Comment will be limited to three minutes of comment. If any member of the Board wishes to extend the length of a comment, then the Board member may do so through a majority vote of the Board.

The Board chair has the right to end any Public Comment which: (1) is not related to any matter within the authority of the Board; or (2) is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational, making personal attacks, or interfering with the rights of other speakers. Members of the public: please comply with the requests of the Board chair and do not be disruptive, otherwise you may be removed.

Auxiliary aids and services are available upon request to individuals with disabilities by notifying Dianne Tracy, in writing at 7251 W. Lake Mead, #200, Las Vegas, NV 89128; or by calling (702) 638-8750; or by fax (702) 638-8774. The TTY/TDD access number is (800) 326-6868 / Nevada Relay 711. A sign language interpreter may also be made available with twenty-four (24) hour advance notice. An Equal Opportunity Employer/Program.

NOTE: MATTERS IN THIS AGENDA MAY BE TAKEN OUT OF ORDER.

Local Elected Officials Consortium Members: Commissioner Lawrence Weekly, Chair; Councilwoman Anita Wood, Vice-Chair; Councilwoman Peggy Leavitt; Councilwoman Gerri Schroder; Commissioner William "Bill" Kirby; Commissioner Andrew Borasky; Councilman Bob Coffin; Commissioner George T. Rowe

All items listed on this Agenda are for action by the Local Elected Officials Consortium unless otherwise noted. Action may consist of any of the following: approve, deny, condition, hold or table. Public Hearings may be declared open by the Chairperson, as required for any of the items on this Agenda designated for discussion or possible action or to provide direction and recommendations to Workforce Connections.

AGENDA

1. Call to order, confirmation of posting and roll call 2. DISCUSSION and POSSIBLE ACTION: Approve the agenda with inclusions of any emergency items and deletion of any items 3. FIRST PUBLIC COMMENT SESSION: Members of the public may now comment on any matter posted on this Agenda, which is before this Board for consideration and action today. Please clearly state and spell your name and state your address for the record. Each public comment will be limited to 4. **DISCUSSION and POSSIBLE ACTION:** Approve the Minutes from the Local Elected Officials 5. **DISCUSSION and POSSIBLE ACTION:** LEO Consortium's position regarding the State of Nevada DISCUSSION and POSSIBLE ACTION: LEO Consortium Closed Session: Pursuant to NRS 6. 241.015(2)(b)(2), the LEO Consortium may have a closed session to receive information from the Counsel for Workforce Connections Board regarding potential or existing litigation involving matters over which the LEO Consortium has supervision, control, jurisdiction or advisory power, and to 7. SECOND PUBLIC COMMENT SESSION: Members of the public may now comment on any matter or topic, which is relevant to or within the authority or jurisdiction of the Board. You may comment now even if you commented earlier, however, please do not simply repeat the same comment you previously made. Please clearly state and spell your name and state your address for the record. Each 8. 9. Adjournment

1.	Call to Order, confirmation of posting and roll call:

Approve the agenda with inclusions of any emergency items and deletion of any items

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Members of the public may now comment on any matter posted on this Agenda, which is before this Board for consideration and action today. Please clearly state and spell your name and state your address for the record. Each public comment will be limited to three (3) minutes

Approve the Minutes from the Local Elected Officials Consortium meeting on May 8, 2012

WorkforceCONNECTIONS

Local Elected Officials Consortium MINUTES

May 8, 2012 1:00 p.m.

Workforce CONNECTIONS
7251 W. Lake Mead Blvd.
Suite 200 Conference Room
Las Vegas, NV 89128

Members Present

Councilwoman Gerri Schroder Commissioner Bill Kirby (phone) Councilwoman Peggy Leavitt Councilwoman Anita Wood Commissioner Lawrence Weekly Commissioner Butch Borasky Commissioner Tommy Rowe

Members Absent

Councilman Bob Coffin

Staff Present

Ardell Galbreth Heather DeSart Suzanne Potter Carol Turner Madelin Arazoza Jim Kostecki

Others Present

Sandra Douglas Morgan, Legal Counsel Jack Eslinger, City of Las Vegas

Tracey Torrence, SNRHA

Tom Wilson, Clark County Earl McDowell, DETR

Teri Ponticello, City of Las Vegas Dr. Tiffany Tyler, Nevada Partners George Knapp, KLAS TV Kammy Bridge, TMT

Nield Montgomery, The Learning Center

LeVerne Kelley, DETR

John Chamberlin, Consultant/Attorney Stephen Harsin, City of Las Vegas

Steve Chartrand, Goodwill Stacey Smith, NYECC Matt Adams, KLAS TV

(It should be noted that not all attendees may be listed above)

1. CALL TO ORDER, confirmation of posting, roll call

The meeting was called to order by Chair Commissioner Lawrence Weekly at 1:08 p.m. Staff confirmed the meeting had been properly noticed and posted in accordance with the Nevada Open Meeting Law. Roll call was taken and a quorum was present.

2. <u>DISCUSSION and POSSIBLE ACTION: Approve the Agenda with inclusions of any emergency items and deletion of any items</u>

A motion was made to approve the agenda as presented by Councilwoman Gerri Schroder and seconded by Commissioner Butch Borasky. Motion carried.

3. FIRST PUBLIC COMMENT SESSION

Doug Geinzer, CEO, Southern Nevada Medical Industry Coalition, commented on Agenda Item 5 regarding the presentation by John Chamberlain. Mr. Geinzer stated that John Ball

received guidance and counsel from Mr. Chamberlain over the past couple of years and expects that Mr. Chamberlain's presentation will be based on information that Mr. Ball has been guiding the agency with.

Mr. Chamberlain replied to Mr. Geinzer's public comment: Mr. Chamberlain stated that he has known Mr. Ball for a number of years but he has never seen him outside of a business setting and he doesn't believe he has spoken to Mr. Ball for six months or more. Mr. Chamberlain stated that if he is providing guidance it must be from mental telepathy.

4. <u>DISCUSSION and POSSIBLE ACTION: Approval of the Local Elected Consortium meeting minutes of April 5, 2012</u>

A motion was made to approve the Local Elected Consortium meeting minutes of April 5, 2012 by Commissioner Butch Borasky and seconded by Councilwoman Anita Wood. Motion carried.

5. <u>DISCUSSION and POSSIBLE ACTION: Reappointment to the Workforce Connections Board</u>

A motion was made to Reappoint Maggie Arias-Petrel to the Workforce Connections Board as presented by Commissioner Tommy Rowe and seconded by Councilwoman Peggy Leavitt. Motion carried.

6. PRESENTATION: Benefits of a Local WIB Compared to a Single State Board ~ John Chamberlain

John Chamberlain provided an overview of how workforce areas are created, how they function, and WIA law. Mr. Chamberlain's PowerPoint presentation, titled WIA and Workforce Areas, Southern Nevada, May 2012, is attached. Discussion ensued.

7. <u>DISCUSSION and POSSIBLE ACTION: PY2011 Budget Revision – April 2012 and PY2011 Budget Narrative</u>

Jim Kostecki provided an overview of the revised PY2011 Budget and Budget Narrative, which was also presented at the last meeting. The recent reduction in force reduced the budget approximately \$200K for the remainder of the year, which has been put aside in the Strategic Initiative account. The board requested staff to print future reports in a larger font if possible.

Councilwoman Gerri Schroder stated that the Budget Committee requested changes to the Budget, which Ardell Galbreth confirmed, will be reflected in the next Budget revision, including: (1) the Budget will be broken out by categories regarding the expenditures and the allocation thereof. For example, the cost of the audit will be broken out and compared to the professional services/consultant services; (2) Line I tem 6200 will be broken out by janitorial services and repairs to the green training vehicle, and (3) Line item 6310 - Travel will be decreased.

In response to Councilwoman Schroder's question, Mr. Galbreth stated that in some instances janitorial costs are not included in the lease. For example, the clean-up from the recent flood in the building that caused water damage in Suite 200 was not covered in the lease.

A motion was made to approve the PY2011 Budget Revision – April 2012 and PY2011 Budget Narrative by Councilwoman Peggy Leavitt and seconded by Commissioner Butch Borasky. Motion carried.

8. <u>DISCUSSION and POSSIBLE ACTION: PY2012 WIA Formula Budget July 1, 2012 through June 30, 2013 and PY2012 Narrative</u>

Mr. Kostecki provided an overview of the PY2012 WIA Formula Budget and Budget Narrative. Mr. Kostecki stated that the revisions noted above by Councilwoman Schroder are regarding this budget, as discussed during the last Budget & Finance Committee meeting. Mr. Kostecki stated that this Budget was presented at the last Board meeting; however, it was without the narrative that's being presented today.

Mr. Galbreth commented that staff will remain engaged with the business community and continue providing program oversight - with the reduced budget, staff may have to work harder and smarter but service delivery to the community and funded partners will continue.

A motion was made to approve the PY2012 WIA Formula Budget July 1, 2012 through June 30, 2013 and PY2012 Narrative by Commissioner Tommy Rowe and seconded by Commissioner Butch Borasky. Motion carried.

9. REVIEW, DISCUSS, and ACCEPT

a. <u>Budget vs. Actual Finance Report (Workforce Connections' Operations) for the Period July 1, 2011 through June 30, 2012 (Formula WIA)</u>

Mr. Kostecki provided an overview of the Budget vs. Actual report for the period July 1, 2011 – June 30, 2012. Mr. Kostecki stated that this is the same report presented at the Board meeting and commented the final payment for the A-133 audit services was paid in March and skewed the YTD number for line item 6100 Audit/Accounting Services, but staff does not foresee an issue with this line item.

A motion was made to accept the Budget vs. Actual Finance Report (Workforce Connections' Operations) for the Period July 1, 2011 through June 30, 2012 (Formula WIA) by Commissioner Butch Borasky and seconded by Councilwoman Anita Wood. Motion carried.

b. PY2011 Awards & Expenditures Report - Monthly Update

Mr. Kostecki provided an overview of the Awards and Expenditures reports for Adult, Youth, and external grants, which includes all invoices through March. Mr. Kostecki stated that the Adult funded partners are expending at a good rate; however, Nevada Hospital Association is underspent because they started late, at the end of January, and have only submitted two-months of invoices so far. Mr. Kostecki commented that Desert Rose is serving their current clients but not enrolling new clients as directed by staff.

Councilwoman Leavitt asked staff if the number of people served can be added to this report. Mr. Kostecki replied that it will be difficult due to carry-over clients, etc., but staff is working on a way to properly present the information. Heather DeSart stated that she will start providing a report to all the committees, including this board, as backup to the Awards & Expenditures report until the information can be combined in one report.

Mr. Kostecki stated that the Youth funded partners are expending at a good rate and Desert Rose is serving existing clients and not enrolling new clients.

Councilwoman Woods asked if and when Desert Rose will begin to enroll new clients. Mr. Galbreth replied that staff will continue to work with them and help them improve; however, Desert Rose may not continue to be a service provider, rather a training provider, wherein another service provider would handle the case management functions.

Mr. Kostecki commented that HELP of Southern Nevada, Nevada Partners and Nye Communities Coalition have low expenditure rates because of the additional money each of the providers received. HELP received an additional \$1.2 million, which they have until September 2012 to spend. The other providers have until June 30, 2012 to expend.

Mr. Galbreth added that expenditures will increase significantly because of the summer program, including summer employment and summer school activities for the youth.

Commissioner Weekly expressed concern that the deadline to enroll youth in summer school activities is quickly approaching and the providers must make contact with the schools to meet this deadline.

Dr. Tiffany Tyler, Nevada Partner's stated that they are partnering with the families and the school district to identify youth that need tuition assistance as well as assistance with the proficiency exam and GED testing.

Stacey Smith, Nye Communities Coalition, stated that they network with and have reached out to the Nye County School District; however, a decision has not been made whether or not a full summer school schedule will be offered. Typically in the past, if a full summer school is not offered, Nye Communities will provide tutoring and GED preparation to the youth.

Commissioner Bill Kirby stated that Esmeralda has a mobile tutoring program, but the grant is scheduled to end this year. Ms. Smith stated that she will contact the Commissioner to further discuss the matter.

Mr. Kostecki stated that the Latin Chamber – Green Consortium was awarded \$500,000 which was moved from *to be allocated* up to the provider.

A motion was made to accept the PY2011 Awards & Expenditures Report – Monthly Update by Councilwoman Anita Wood and seconded by Commissioner Tommy Rowe. Motion carried.

c. <u>Audit Findings for Program Year 2010 (Year Ended June 30, 2011) Monthly Status</u> Report - May 2012

Mr. Kostecki provided an overview of the audit findings for PY2010. Staff is working on resolving each finding and will indicate whether it is likely that the findings will reoccur in the next audit.

A motion was made to accept the Audit Findings for Program Year 2010 (Year Ended June 30, 2011) Monthly Status Report – May 2012 by Commissioner Tommy Rowe and seconded by Commissioner Butch Borasky. Motion carried.

d. <u>Financial Edge System Implementation Status Report - May 2012</u>

Mr. Kostecki provided a FE status update. Four weeks ago, all transactions from QuickBooks were entered into the FE system and trial balances for each system were balanced through December. Due to a glitch in the FE system progress was delayed for a couple of weeks; however, the software company has fixed the issue and the FE system is running at full

capacity as of last Friday. The software company has agreed to stay on guard and will respond to issues more expeditiously in the future.

A motion was made to accept the Financial Edge System Implementation Status Report - May 2012 by Commissioner Butch Borasky and seconded by Councilwoman Anita Wood. Motion carried.

10. <u>INFORMATION: Schedule June Meeting to Act on Awarding Auditing Services to Conduct PY2011 Annual OMB A-133 Audit</u>

This is an information item only to remind the Board that another meeting will be scheduled this month.

11. <u>DISCUSSION and INFORMATION REVIEW: LEO Consortium Closed Session.</u>

Pursuant to NRS 241.015(2)(b)(2), the LEO Consortium may have a closed session to receive information from the counsel for Workforce Connections Board regarding potential or existing litigation involving matters over which the LEO Consortium has supervision, control, jurisdiction or advisory power, and to deliberate toward a decision on the matter

Following a break, the LEO Consortium went into a closed session at 2:45 p.m.

12. SECOND PUBLIC COMMENT SESSION:

None

13. LEO Consortium Member Comments

The LEOs requested staff to schedule a special meeting to receive DETR's presentation regarding their proposal for a unified statewide board.

14. Adjournment

The meeting adjourned at 3:31 p.m.

WIA and Workforce Areas Southern Nevada, May 2012	
 Local Workforce Areas The Workforce Investment Act of 1998 was to be reauthorized by Congress in 2005. Due to a lack of consensus, reauthorization has never occurred. WIA required Governors to create "local workforce development areas ("LWDA's"). There are about 600 nationally, two in Nevada and 49 in California. 	
Restructuring Workforce Areas • WIA prohibits "single workforce area States." See WIA Section 116, 20 CFR 661.250 (d) and Training and Employment Guidance Letter (TEGL) 37-10 issued June, 2011. • The Governor has proposed retaining the two Nevada workforce areas while eliminating the local workforce investment boards ("WIB's), the local elected official consortium and local grant management.	

Restructuring Workforce Areas

- Under WIA, every local workforce area must have a consortium agreement defining the roles and responsibilities of the local elected officials ("LEO's") and a WIB.
- The WIB/LEO partnership is at the heart of WIA. The effect of eliminating local oversight is to create a single Nevada workforce area.

Restructuring Workforce Areas

- Utah and Idaho took a similar approach. The effect over time was to run almost all WIA funds through the State Employment Service.
- LEO's opposed this approach initially but were "persuaded" to give up.
- The change was permanent.

Getting Rid of a Local Workforce Area

TEGL 37-10 lists several circumstances under which a local workforce area can be abolished or restructured:

- 1) The local elected officials ("LEO's") give up local control;
- 2) WIA rules and requirements have been "substantially violated;"
- 3) The local area has "substantially failed" to / meet WIA performance standards.

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The Consortium Agreement

- The Southern Nevada workforce area was created many years ago, prior to WIA.
- The Consortium Agreement was revised on June 20, 2007 by Clark, Lincoln, Nye and Esmeralda Counties and by the Cities of Handerson, Boulder City, Las Vegas and North Las Vegas. It can be dissolved by a 2/3 vote of the member governments.

Liability

 If costs are disallowed and must be repaid, the eight member governments are liable IF the workforce area 1) cannot pass liability on to a service provider, 2) insurance does not cover the deficit, 3) there are insufficient general funds held by the local grant recipient to cover the liability; and, 4) a waiver is denied by either the State or USDOL.

Retaining Local Control

- If the local workforce area is abolished or restructured, the Governor takes over the role now played by the LEO's. The Governor can create new workforce area boundaries and can abolish or restructure the WIB and the local grant recipient and can direct the planning process, including where the WIA \$ go.
- The Governor could elect to keep almost all the \$ under State control, including staffing services through a State agency.

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Retaining Local Control	
If the Governor takes over, the local WIB and	
LEO roles disappear. The Governor may elect	
to have a local board but it would be advisory only.	
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Retaining Local Control	
-	
Advantages: The WIB/LEO partnership directs resource	
allocation and service delivery design; • Local customers including job seekers and	
businesses have more say;	3-24
Services can be more easily tailored to the community;	
• What else?	
Retaining Local Control	
Disadvantages: Disadvantages: Disadvantages:	
 LEO's are both liable and accountable if anything goes wrong; 	
What else?	

Strategy

If you want to retain local control ...

Recognize that this is primarily a political rather than a legal issue. In States where local control has been surrendered, LEO's agreed to the change.

Stay unified! If you disagree, agree to disagree, look for points to unify around and figure out a way to solve the disagreement internally.

Strategy

- Ensure "substantial compliance" with WIA rules and requirements;
- Meet the performance standards;
- Deliver quality services and publicize successes;
- March ahead into the next Program Year ("PY") confident and in control. Act like you own the programs!

Strategy

- Stay close to your State and Federal representatives and to the local area governments and business leadership.
- Never allow the services in the One-Stop Centers or delivered through the youth providers to slip. A governance dispute should be invisible to customers.

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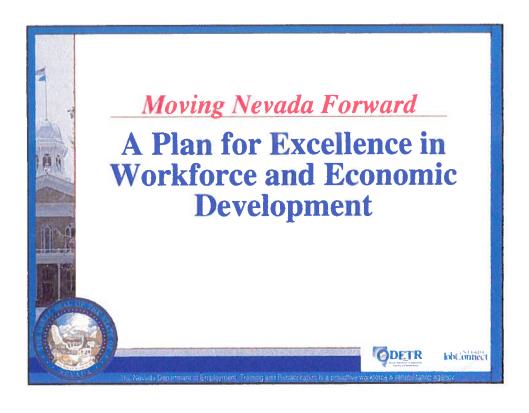
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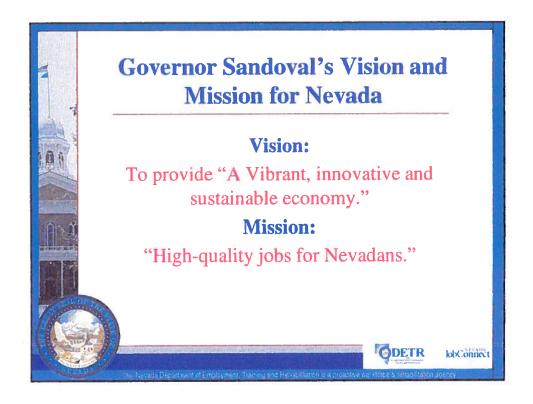
Strategy

- Keep on top of the State and local workforce development Plans.
- The State Plan must describe local workforce areas. If the language is adverse, strong and unified opposition is critical.
- USDOL will rule on the validity of the State Plan, guided by TEGL 37-10 and WIA. Make sure USDOL is informed of your views on the State Plan.

	 -	VIII	**

LEO Consortium's position regarding the State of Nevada Proposed Unified Single Statewide Workforce Investment Board





Goals for Nevada's Restructured Economic Development System

- Establishing a cohesive economic development operating system
- Advancing targeted business sectors and opportunities in the various regions of the state
- Expanding global engagement
- Catalyzing innovation in core and emerging industries
- ✓ Increasing opportunity through education and workforce development



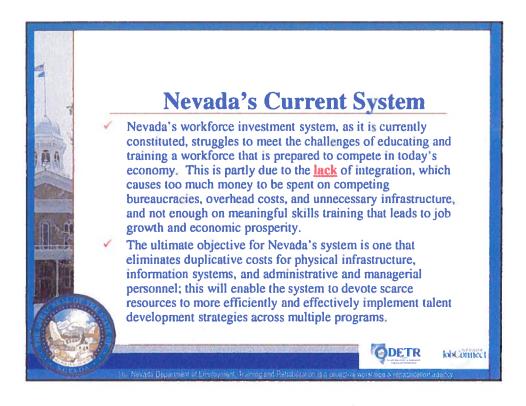
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Points of consideration during the planning process. . .

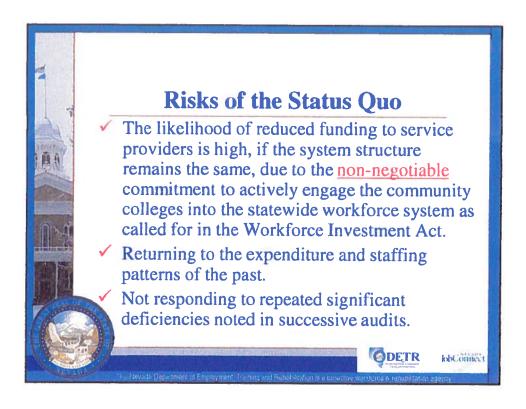
- Whether to re-certify the board past December 31, 2012
- Possible de-certification due to continued A-133 audit findings
- Benefits and efficiencies to be gained by consolidating from two local workforce investment boards to one statewide board
- Maintaining the integrity of the current workforce investment areas and their associated funding allocations

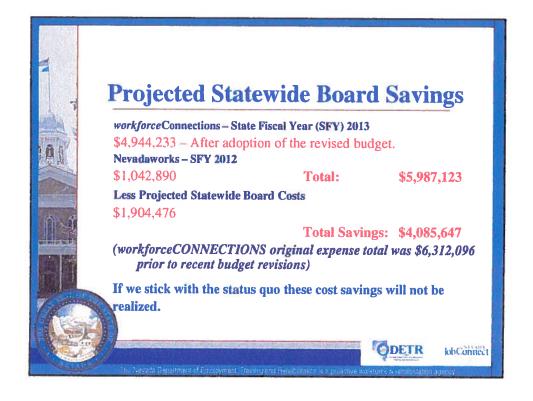


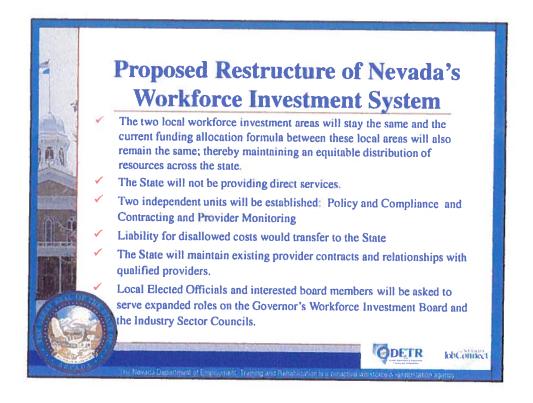
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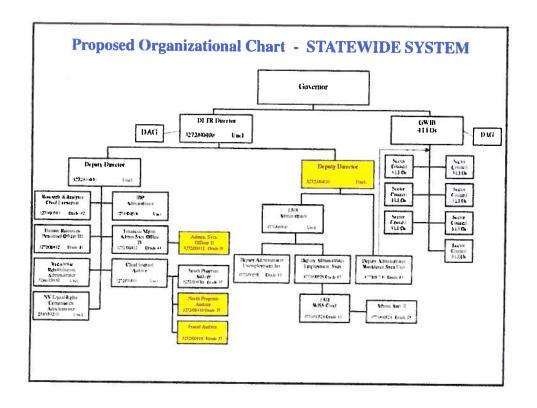


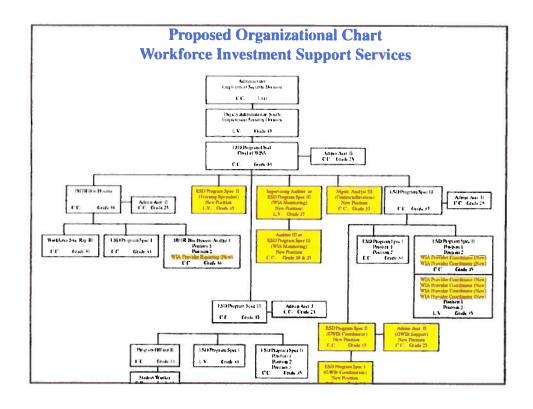


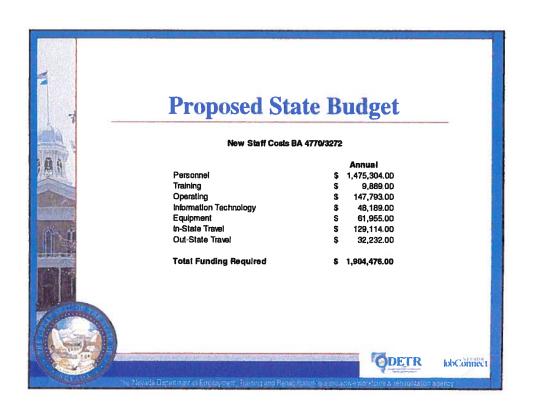


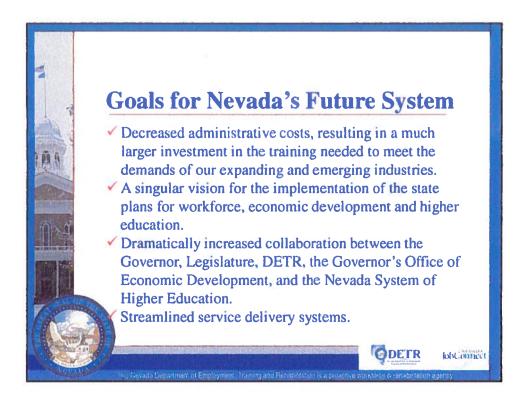
















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