

**STATE OF NEVADA  
GOVERNOR'S WORKFORCE DEVELOPMENT BOARD**

**EXECUTIVE COMMITTEE**

**Thursday, June 17, 2021 - 2:00 p.m.**

**Teleconference Only  
1-888-363-4735  
Access code 9319340**

**MINUTES OF MEETING**

**Present:** William "Larry" Fagerhaug (Chair), Marilyn Kirkpatrick (Vice Chair), Hugh Anderson, Robert Cunningham, Bill Stanley, Ann Silver, Isla Young

**Absent:** Jim New, Ryan Cordia

**Also present:** Andres Feijoo, Kristine Nelson, Amy Fleming

**1. CALL TO ORDER - OPENING REMARKS**

**Chair Fagerhaug** called the meeting to order and welcomed participants.

**2. ROLL CALL - CONFIRMATION OF A QUORUM**

Per direction from Chair Fagerhaug, **Andres Feijoo** took roll call and confirmed the presence of a quorum.

**3. VERIFICATION OF PUBLIC NOTICE POSTING**

**Mr. Feijoo** affirmed that the agenda and notice of the Governor's Workforce Development Board (GWDB) meeting on June 17, 2021 was posted pursuant to Nevada's Open Meeting Law, NRS 241.020.

**4. FIRST PUBLIC COMMENT(S) NOTICE**

**Chair Fagerhaug** read the notice into the record as follows: "Members of the public are invited to comment at this time; however, no action may be taken on any matters during public comment until the matter itself has been included on an agenda as an item for possible action. At my discretion, in the interest of time, public comments will be limited to three minutes per person."

**5. \*FOR POSSIBLE ACTION - Approval of GWDB Executive Committee's March 17, 2021 meeting minutes**

**Chair Fagerhaug** called for comments/changes to March 17, 2021 draft minutes of the Executive Committee. There were no changes.

**It was moved by Hugh Anderson and seconded by Ann Silver to approve March 17, 2021 minutes of the Executive Committee as presented. Motion carried.**

**6. DISCUSSION/INFORMATION ONLY – OWINN Updates**

**Mr. Feijoo** stated that the next full Board meeting will be held on July 14th in person. The emergency order has been lifted and in-person meetings are allowed. Recruitment to fill current and future vacancies are ongoing. Several individual applications are currently with the Governor's Office. As Chair Fagerhaug will be stepping down as Chair next month, the process for selecting a new Chair is also in the Governor's Office hands.

Milton Stewart has been selected as the new Executive Director for Nevadaworks.

During the legislative session, a few workforce development-related bills were passed and signed into law. Mr. Feijoo is working on a document with LCB, which summarizes the bills; these will be covered at the upcoming meeting. AB450 was signed into law and directs the Governor to appoint a committee to conduct an interim study concerning opportunities to align the need for workforce training and programs offered by community programs in Nevada to meet the needs of the evolving state economy. The bill covers who will serve on the committee and what its tasks will be.

SB24 deals with the WINN Fund and revises provisions governing the distribution and use of money provided to GOED for the WINN Fund. It addresses such issues as collecting sufficient details in an application for purposes of evaluation and due diligence, contributes to the skill-based economy, with credential baseline expectations and adds accountability measures to public/private partnerships.

SB459 provides that the Office of Workforce Innovation (OWINN) will be moving from the Office of the Governor to the Department of Employment, Training and Rehabilitation (DETR). The name will be revised from OWINN to GOWINN. The primary responsibilities will remain the same, including overseeing the Board. However, they will no longer be the State apprenticeship agency.

**Ann Silver** asked for clarification on whether DETR will oversee OWINN. **Isla Young**, Executive Director, OWINN, stated that OWINN is in the process of working with DETR on the details. She will continue to answer to the Governor's Office. OWINN will remain as a freestanding entity and she will remain on the Governor's cabinet. One of the changes will be access to the fiscal management team, as the agency's budget has grown significantly at over \$20 million. There will also be access to the HR team.

**Ms. Young** provided an overview of the recent Southern Nevada Manufacturing Forum. One of the focuses was to determine whether the workforce system is addressing the manufacturing needs in the region. The forum was highly attended with over 70 participants. Since then, there has been a debriefing with workforce partners. Further follow-up with manufacturing partners will take place in August.

A teacher externship program will be launched in partnership with the Nevada Department of Education. This will allow teachers who are working in career and technical education to have access to real world industry operations. This will greatly impact teaching techniques in the classroom. Recruitment for teachers is currently ongoing.

**Hugh Anderson** asked for a brief summary of the manufacturing feedback. **Ms. Young** stated that the biggest concern was for onboarding workers to have a solid understanding of what they will actually be doing in their positions. There is a definite disconnect between industry partners and the educational system in terms of existing programs. The creation of new systems will allow industry partners to have more effective access to the talent coming out of the programs. There was also discussing regarding credentialing. **Mr. Anderson** commented that the process for populating the Southern Nevada Workforce Solutions Portal is still ongoing and these are the kind of assets and resources that job seekers should be aware of.

7. **\*FOR POSSIBLE ACTION – Revisions to Section 3.2 of GWDB Bylaws**

**Mr. Feijoo** addressed the Open Meeting Law, which provides flexibility to go completely virtual, however the bylaws state the full board meetings must be in person, unless there are extenuating circumstances. To add flexibility, there is proposed language that in the rare instance that a special meeting may need to occur, the Chair be allowed to have the special meeting occur virtually. At this time, with the emergency order lifted, if a special meeting were to be called, it would have to be held in person.

**Chair Fagerhaug** asked whether the ability to schedule a meeting in a remote capacity is only available for special meetings. **Mr. Feijoo** said this is good question. A law was passed during this session that provides more flexibility for public bodies to go completely virtual, if desired. However, the bylaws currently require in-person meetings and there does not appear to be a desire to go completely virtual. However, this can be discussed in the future. **Ms. Silver** stated her recollection that pre-COVID, members in the north were in Carson City and the Southern Nevada board members were in a separate location, all available on screen. She asked for clarification that all members would be required to be present in person at the same location. **Mr. Feijoo** clarified that this refers precisely to the scenario Ms. Silver stated, where the Northern group is at one location and the Southern group is at another.

**Robert Cunningham** asked if it could be set up so that individuals have a choice to appear in person or virtually. **Mr. Feijoo** stated that currently, the bylaws clearly stated that for full board meetings, it is the expectation that

members would arrive at a physical location. However, extenuating circumstances may provide for exceptions. **Marilyn Kirkpatrick** reminded members that the requirement was originally added in response to difficulty maintaining a quorum.

**It was moved by Bill Stanley and seconded by Hugh Anderson to approve the amendment to the Bylaws as presented. Motion carried.**

8. **\*FOR POSSIBLE ACTION -- Revisions to State Compliance Policy (SCP) 5.7 - Oversight, Monitoring and Technical Assistance**

**Kristine Nelson**, Workforce Investment Support Services (WISS) DETR, presented the proposed revisions. The revisions are both substantive and nonsubstantive, required by the U.S. Department of Labor (DOL) and prescribed in Training and Employment Guidance Letter (TEGL) 23.19. The U.S. DOL and both local boards have vetted the proposed policy revision and all are in agreement with the proposed revisions. She provided a brief summary of the revisions, which includes cleanup language from WIOA, regulatory language citations and references. Substantive revisions include the policy requirements as outlined in TEGL 23.19, mandating that all WIOA workforce grant recipient states establish state policy describing the state's data element validation requirements for performance data that are entered in and reported to DOL from the state's management information system (EmployNV). The purpose of data element validation is to verify that performance data reported by grant recipients to DOL are valid, accurate, reliable and comparable across programs, to identify anomalies in the data and resolve issues that may cause inaccurate reporting, to outline source documentation required for common data elements and to improve program performance accountability through the results of data validation efforts.

**It was moved by Robert Cunningham and seconded by Ann Silver to approve revisions to State Compliance Policy (SCP) 5.7 presented. Motion carried.**

9. **DISCUSSION/INFORMATION ONLY – Industry Sector Councils Plan**

**Ms. Young** provided an overview of OWINN's recent work, including administration of Industry Sector Councils. **Amy Fleming**, OWINN, stated that an initial plan has been outlined and the process is currently in the stakeholder feedback phase to best align the revitalized Sector Councils with the needs of employers, workforce and community partners. She provided a review of the previous version of the plan from 2016. The new plan includes modeling the Councils loosely around the Next Generation Sector Partnership Model. A brief overview video was played, which served as the model for the Southern Nevada Manufacturing Quorum. The feedback from employers and workforce partners was resoundingly positive. The mission is to provide space for Nevada employers to engage in facilitated conversations regarding industry opportunities and challenges that will guide State workforce and economic development strategy and activity. A visual diagram of the structure was reviewed. OWINN will continue to be the convener and will float from facilitating from the center as well as observing.

The launch will use a staggered approach. The four sectors are manufacturing, healthcare, technology and logistics. The goal is to set quarterly meetings with these groups with additional biannual convenings for all sectors, including high level presentations from the Governor, congressional representatives and high level stakeholders from the business community. The meetings would have an open and transparent sign-up process for attendance. Education, system and government partners would be invited as observers and presenters for quarterly meetings. Phase 1 of the process will get the Plan off the ground with the Sector Councils and seven voting members with other individuals representing business and partners throughout the state. Phase 2 includes a regional approach. Issues discussed will be variable between regions. Breaking out the sectors by region will be critical. This will work up to the state system with a liaison from each of the regional partnerships serving as the voting members on the State Council. A similar structure could be used on the education and labor side.

Meetings have already been held with GOED key stakeholders, including receipt of important historical information and sharing of ideas to make the Plan stronger. Upcoming meetings are scheduled as well with a presentation planned for the full Board in July. Additional steps including outreach to additional partners, including chambers, regional development authorities, other boards and business advocacy groups to engage feedback and establish lists of interested contacts.

**Mr. Stanley** noted that none of the slide presentation included a seat at the table for labor. **Ms. Fleming** stated that labor will continue to be part of the three voting member group (Education, Workforce and Labor) in addition to the business representatives. It is anticipated that they will also be included in the, “Workforce bucket,” as well as the higher education group for regional subcommittees. **Mr. Stanley** noted no one from labor was listed in the stakeholder group. **Ms. Fleming** stated that she would be happy to set a follow up meeting with labor stakeholders after the upcoming presentation to the Workforce Development Board. In addition, she invited a meeting with Mr. Stanley for further discussion.

**Mr. Stanley** stated that the Board worked hard in the past to create viable sector councils, including construction. Construction is the third largest contributor to Nevada’s economy and likely the largest contributor over the past 15 months. He asked why the Construction Industry Council was eliminated. **Ms. Fleming** acknowledged that this question has come up with stakeholders thus far. In terms of clarification, the Construction Sector has not been eliminated, but is not included in this initial launch phase. There is a need to address establishment and strengthening the pipeline in other sectors initially. GOED’s feedback was that primary and secondary industries are the keys to strengthening the economic vitality in a region. The phase structure is just a matter of prioritizing for the first round. **Mr. Stanley** commented that tourism and gaming are the largest drivers of the state’s economy and mining is the second largest contributor. He is a bit taken aback by the presentation of a plan to this Board that its members have never seen and have had no opportunity to provide input into. **Ms. Fleming** stated that the approach has been to bring the Plan before the Executive Committee for feedback before presentation to the full Board. **Ms. Silver** concurred with Mr. Stanley’s comments. The Executive Committee and full Board have worked extensively on this and it is confusing to now be told what needs to change and what has not worked. There were comments by the presenters regarding the lack of alignment with education. This Board has no control over school boards, nor does it have control over NSCE.

**Ms. Young** stated that the Plan falls under OWINN’s responsibility, as encompassed in statute and they are currently in the process of revitalizing the Sector Councils. In terms of alignment between education and industry, the responsibility is to convene the stakeholders. **Ms. Fleming** invited members to provide constructive comments that could be incorporated into the plan. Members can also be formally placed on the stakeholder feedback list.

**Mr. Stanley** noted that the Construction Industry Council was in a position to be able to continue to meet, as were others. One of the most successful Councils was the Healthcare Council. There was much pushback from the group when they were required to change the way they functioned. Those in the construction industry do not require diagrams or direction on what to do. All they need to do is to meet together to determine the needs of the industry, where trained opportunities arise and where recruitment comes from. Every industry is a little different. Attempting to have a single model for all of them will ruffle feathers. **Ms. Fleming** stated that the plan is just a template and that similar approaches are being done in other states quite successfully. **Ms. Young** added that each of the Sectors will be driven by industry members. **Mr. Stanley** cited the push for apprenticeships in the state. Apprenticeship requires that a representative be at the table in the creation of apprenticeships. It is a requirement of the federal regulation that creates apprenticeships to have employees represented. Creating a model which has these folks present from the beginning seems to be a better approach than trying to plug them in later. He identified a specific slide in the presentation, noting the glaring absence of labor as a component. **Ms. Fleming** stated that she would immediately add labor to the slide presentation.

**Ms. Silver** asked whether chambers of commerce were included as a representative of the private sector or whether the private sector should be included separately. **Ms. Fleming** clarified that employers are at the business table and are their own representatives. Chambers are separate as business advocacy groups.

**Chair Fagerhaug** commented that there is not a surprise that Executive Committee Members would have strong comments on this presentation. He is happy to see the Sector Councils being reenergized. He will be interested to see how they adapt comments from the Executive Committee and others, as the process proceeds.

10. **\*FOR POSSIBLE ACTION -- Separating the Manufacturing and Logistics Industry Sector Council into Manufacturing Industry Sector Council and Logistics Industry Sector Council**

**Ms. Fleming** stated that the plan to create two separate Councils is as a result of trajectory these industries have been on for the past several decades as well as the variability between workforce demands for the sectors. **Ms. Silver** stated that she understands the difference between logistics and manufacturing, however it is notable that they lumped tourism and hospitality and gaming. Gaming is very regulated, whereas tourism and

hospitality is not. The tourism and hospitality industry is very big in the state and gaming is a completely separate animal in terms of laws and regulations. It may be effective to separate them as well.

**It was moved by Hugh Anderson and seconded by Ann Silver to approve separating the Manufacturing and Logistics Industry Sector Council into Manufacturing Industry Sector Council and Logistics Industry Sector Council. Motion carried.**

11. **DISCUSSION/INFORMATION ONLY -- July GWDB Meeting**

**Mr. Feijoo** stated that the full Board meeting will take place on July 14th at 10 a.m. and reviewed upcoming meeting topics. **Ms. Silver** noted that she will not be available, as it falls on the day of the regular monthly leadership class which she conducts.

12. **PUBLIC COMMENTS NOTICE (SECOND)**

**Chair Fagerhaug** read the statement into the record: "Members of the public are invited to comment at this time; however no action may be taken on any matters during public comment until the matter itself has been included on an agenda as an item for possible action. In my discretion, in the interest of time, public comment will be limited to three minutes per person."

**Chair Fagerhaug** invited comments. There were none.

13. **ADJOURNMENT**

**The June 17, 2021 meeting was adjourned.**

**Notice of this meeting was posted on or before 9 a.m. on the third day prior to the meeting on the Internet at:**

<http://gov.nv.gov/OWINN/> and  
[Nevada's Public Notice website at https://notice.nv.gov/](https://notice.nv.gov/), as required by NRS 232.2175.

Supporting public material provided to Committee members for this meeting is posted on OWINN's Website at [www.gov.nv.gov/OWINN](http://www.gov.nv.gov/OWINN), and may be requested from the Executive Director's Office at 555 E. Washington Ave, Las Vegas, Nevada or call (702) 486-8080 **on or before the close of business on Friday, September 14th, 2018**