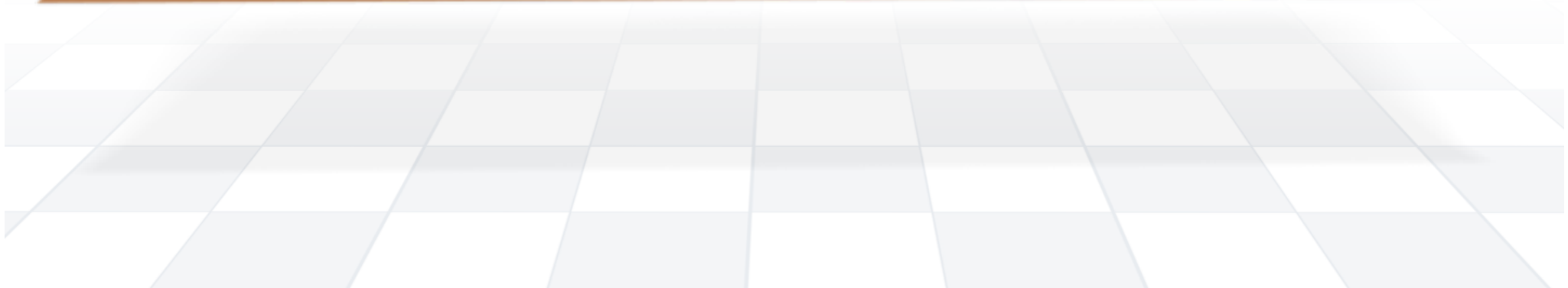
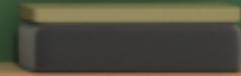
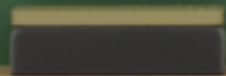


Independent Citizens' Oversight Committee

Solana Beach School District
June 26, 2019



• Purpose/Function of the Committee

A. California Laws

- Proposition 39 – School Facilities. 55% Local Vote. Bonds, Taxes. Accountability Requirements. Initiative **Constitutional Amendment** and Statute (Nov. 2000)
 - Authorizes bonds for repair, construction or replacement of school facilities
 - Prohibits use of bond proceeds for salaries or operating expenses
 - Authorizes property taxes (to pay bonds) by 55% vote, rather than two-thirds, as formerly required
 - Accountability requirements include annual **performance** and **financial audits** on use of bond proceeds and **oversight committee**

Purpose/Function of the Committee

A. California Laws

- CALIFORNIA CONSTITUTION

- Article XIII A, Section 1(b)(3) Tax Limitation
- Article XIII A, Section 1(b)(3)(A) Tax Limitation

- EDUCATION CODE

- 15264 Local School Construction Bonds Act of 2000, General Provisions
- 15278 - 15282 Citizens' Oversight Committee

- GOVERNMENT CODE

- 54950 Meetings, Ralph M. Brown Act

- SBSB BOARD POLICY

- BP 3470 Debt Issuance and Management
- BP and AR 7214 General Obligation Bonds

Purpose/Function of the Committee

A. California Laws

- Proposition 39 - The California Clean Energy Jobs Act (Nov. 2012)
 - Allocates corporate tax revenue to state's General Fund and the Clean Energy Job Creation Fund for five fiscal years (beginning 2013-14)
 - Funds for projects to improve energy efficiency and expand clean energy generation in schools
 - Eligible agencies request funding by submitting an energy expenditure plan application to the California Energy Commission

Purpose/Function of the Committee

B. Brown Act

Public agencies in this state exist to aid in the conduct of the people's business. It is the intent of the law that their actions be taken openly and their deliberations be conducted openly.

The people of this state do not yield their sovereignty to the agencies which serve them.

Authored by Assemblymember Ralph M. Brown, 1953

Purpose - to facilitate public participation in local government and curb misuse of democratic process by secret legislation

Purpose/Function of the Committee

B. Brown Act

- The “Rule”
 - All meetings shall be open and public, and all persons shall be permitted to attend any meeting
 - Any entity fitting the definition of a legislative body is subject to the requirements of the Brown Act

Purpose/Function of the Committee

B. Brown Act

- A Meeting Is

- A gathering of a quorum, no matter how informal, where business is discussed or transacted (includes “study,” “discussion,” “informational,” “fact-finding,” or “pre-meeting” gatherings)
- Serial meetings are NOT allowed (a series of communications to discuss or take action on an item of business)

- Meeting Held in Public vs. Public Meeting

Purpose/Function of the Committee

B. Brown Act

- A Meeting Is Not

- The receipt by individual members of their mail/email
- Individual conversations between a member and any other person
- The attendance of a majority of members at a conference or meeting open to the public that involves a discussion of general issues
- The attendance of a majority of the members at a purely social or ceremonial occasion
- An employee engaging in conversations with members to answer questions or provide information (must not share the comments or position of any other members)
- Speaking with a member of the Board of Education on non-ICOC matters

Purpose/Function of the Committee

B. Brown Act

- Meeting Basics
 - Agenda Posting
 - 72-hour notice for **Regular Meetings**
 - 24-hour notice for **Special Meetings**
 - Notice posted to the District website and provided to the public
 - Members of the public are provided an opportunity to speak on any matter
 - There is no discussion or action of matters that are not on the agenda
 - Members of the public may address items on the agenda
 - Minutes are kept and posted

Purpose/Function of the Committee

C. ICOC Guidelines

- Committee Purpose

- Inform the public about bond expenditures and alert the public to waste or improper expenditures
- Ensure bond revenues are expended only for the **construction, reconstruction, rehabilitation, or replacement of school facilities**, including furnishing and equipping of school facilities, or the acquisition or lease of property for school facilities
- Ensure no bond funds are used for teacher or administrative salaries, or other school operating expenses

Purpose/Function of the Committee

C. ICOC Guidelines

- Required Members (at least 7 members)
 - Business organization
 - Senior citizens' organization
 - Taxpayers' organization
 - Parent or guardian of a child enrolled in the District
 - Parent or guardian of a child enrolled in the District who is active in a parent-teacher organization
 - Two at-large members
- Not Eligible to Serve
 - Any employee of the District
 - Any official of the District
 - Any vendor, contractor, or consultant of the District

Purpose/Function of the Committee

C. ICOC Guidelines

• Term of Service

- Two year term, no more than three consecutive terms
- Additional members may be appointed for less than two years, but not longer than two years (no more than three consecutive terms)
- Member appointed to meet a specific position serves only so long as he/she continues to fulfill the requirement of the position
- Term ends upon
 - Death, disability, or illness rendering the member unable to effectively continue to serve
 - Written resignation
 - Member becomes a “vendor, contractor, or consultant” or an employee or official of the District
 - Failure to participate, so that the member is unable or unlikely to effectively continue to serve
- Term of a member appointed to succeed another member shall be two years, or time remaining in the term of the departing member
- In order to provide for consistency and continuity, the Board may request the resignation of one or more (but not all) members after one year, in order to reappoint such members

Purpose/Function of the Committee

C. ICOC Guidelines

- Role of Committee in Relation to the Board of Education
 - Committee serves as an advisory to the Board
 - Board makes all decisions on
 - How bond funds are spent
 - How projects are configured
 - The cost, priority, and timeline for projects
 - All other matters in connection with the building program

Purpose/Function of the Committee

C. ICOC Guidelines

- Authorized Committee Activities
 - Receiving and reviewing the annual, **independent performance audit** and **independent financial audit** required by the Constitution (annually, by March 31)
 - Inspecting facilities and grounds to ensure that bond revenues are appropriately expended
 - Receiving and reviewing copies of any deferred maintenance proposals or plans
 - Reviewing efforts to maximize bond revenues by implementing cost-saving measures

Purpose/Function of the Committee

C. ICOC Guidelines

- Limitations on Committee Activities
 - Committee does not make decisions on
 - Bond issuance or sale process
 - Determination of how bond funds are expended
 - Selection of contractors or consultants
 - Approval of design, architecture, or engineering
 - May enter, tour, and inspect, district job sites and construction projects only with permission
 - May not contact district consultants or contractors without prior permission

Purpose/Function of the Committee

C. ICOC Guidelines

- Committee Meetings

- Meetings are governed by the Brown Act
- Notice is provided in the same manner as proceedings of the Board
- Minutes and documents received and reports issued by the Committee are public record
- The District maintains a website for Committee proceedings
- Documents and reports are made available on the website
- District staff assists in publicizing meetings, complying with the Brown Act, and posting documents and reports on the website



Solana Beach School District



Welcome

It is our privilege to welcome you to the Solana Beach School District. Nestled on the north coast of San Diego, the District's enrollment is

Announcements

SBSD Celebrates Skyline School Groundbreaking

Upcoming Events

Today
6:00 PM - 9:00 PM
Independent Citizens' Oversight Committee Meeting
August 10, 2017
6:30 PM - 9:00 PM **Governing Board Meeting**

The Solana Beach School District is proud of our students, appreciative of our families, and grateful for the comprehensive and generous support from our community.

Measure JJ General Obligation Bond
Click [HERE](#) for information!



Attention Parents and Families...



Caroline Brown, Ric Davy, Rich Leib, Vicki King, Terry Decker, Debra Schade, Holly Lewny, Julie Union, Lisa Denham, and Brian Cahill prepare to break ground at the Skyline School reconstruction ceremony.

Quick Links

- [SBSD Parent Portal](#)
- [Registration/New Student Information](#)
- [Student Safety](#)
- [Employment Opportunities](#)
- [Local Control and Accountability Plan \(LCAP\)](#)



Solana Beach School District

[Home](#)[About Us](#)[Board of Education](#)[Schools](#)[Departments](#)[For Parents](#)[For Staff](#)[Measure JJ](#)[Calendar](#)

Measure JJ

[Measure JJ - General
Obligation Bond](#)[Independent Citizens'
Oversight Committee
\(ICOC\) Information](#)[Proposed Timeline](#)[Skyline Reconstruction
FAQs and Updates](#)[Skyline Reconstruction
Images](#)[Solana Highlands
Modernization](#)[Solana Vista Shade
Project](#)[Solana Santa Fe Lunch
Shelter](#)[Solana Beach School District](#) > [Measure JJ](#) >

[Solana Beach School District](#) [General Obligation School Construction Bond Overview](#) [Measure JJ - November 8, 2016 Election](#)

Solana Beach School District placed a general obligation bond measure on the ballot for the November 2016 election. The measure, JJ, was passed by the voters and will provide \$105,000,000 in funding for school construction and modernization.

Based on input from parents, community members, teachers, and district staff, and the completion of a Facilities Needs Assessment, the District has developed a Long-Range Facilities Master Plan. Funds from issuance of Measure JJ bonds will be used to implement the Master Plan.

Cost for repayment of these bonds will be approximately \$272 per year for the average homeowner in the District. In addition, a statewide school bond on the November ballot was passed by voters. As a result, the District may be eligible for an additional \$20 million in matching funds from the state.

The District is committed to ensuring transparency in the use and expenditure of bond funds through the following:

- o Capital Appreciation Bonds (CABs) will not be used.
- o The term of the bonds will be limited to no more than 30 years.
- o Bond revenue will not be used for teacher or administrator salaries.
- o An Independent Citizen's Oversight Committee will be formed.
- o The Board of Education and Citizen's Oversight Committee will receive annual reports and audits.
- o Fair and open competition for all construction projects will be promoted.

Additional Information:

- o [Proposed Timeline](#)
- o [Click here for information about plans for the reconstruction of Skyline School](#)
- o [Click here to see images of the new Skyline campus](#)
- o [Click here to see images of the modernization of Solana Highlands campus](#)





Solana Beach School District

Measure JJ

- ☐ Measure JJ - General Obligation Bond
 - ☐ Independent Citizens' Oversight Committee (ICOC) Information
 - > ICOC Requirements
 - > Proposed Timeline
 - > Skyline Reconstruction FAQs and Updates
 - > Skyline Reconstruction Images
 - > Solana Highlands Modernization
 - > Solana Vista Shade Project
 - > Solana Santa Fe Lunch Shelter

Independent Citizens' Oversight Committee (ICOC)

Committee Member Roster

- Michael Casey, Senior Citizens' Organization Representative
- Emma Chen, Community-At-Large Representative
- Michael Engel, Community-At-Large Representative
- Jill Epstein, Parent of Enrolled SBSB Student Representative
- Laurel Graziano, Business Community Representative
- Katherine Kousser, Parent-Teacher Organization Representative
- Danielle McCallion, Taxpayer Organization Representative

All positions are filled

Meeting Dates

Wednesday, July 26, 2017 - SBSB District Office Boardroom; Organizational Meeting

ICOC Agenda/Minutes

[Agenda-Wednesday, July 26, 2017](#)

- [ICOC Guidelines](#)
- [School Facilities Project List](#)
- [Measure JJ Ballot Measure Statement](#)
- [Open Meetings for Local Legislative Bodies- The Brown Act](#)
- [Board Policies and Administrative Regulations](#)
 1. [BP 7214 General Obligation Bonds](#)
 2. [AR 7214 General Obligation Bonds](#)
 3. [BP 3460 Debt Issuance and Management Policy](#)
- Measure JJ Annual Audits will be posted once available.
- Measure JJ Annual Reports will be posted once available.

Contact: facilities@sbsd.k12.ca.us

Purpose/Function of the Committee

C. ICOC Guidelines

- Committee Reports

- Committee issues report(s) on the results of its activities (at least once a year)
- Committee is required to conduct at least one annual meeting to receive the required reports and documents, and to approve a **report of the Committee**
- Board recommends the Committee meet as often as necessary, at least quarterly, in order to effectively perform its duties
- Board will include a place on their agenda for address by the Committee (the Committee is not expected or required to make a report at each Board meeting)

Purpose/Function of the Committee

C. ICOC Guidelines

- Committee Operations

- Board will provide the materials, meeting space, and staff support as reasonably required
- Bond funds are not expended on activities or assistance provided the Committee (exception - the preparation of the annual independent performance and financial audits)
- Board does not provide special software or hardware, commit additional staff time, or engage consultants to develop information, reports, or attend meetings of the Committee beyond what is required

Purpose/Function of the Committee

D. Conflict of Interest

- Fair Political Practices Commission - Elected and appointed officials and public employees who make or influence governmental decisions are required to submit a **Statement of Economic Interest** (AKA Form 700)
 - Provides information about an official's personal financial interests to ensure they are making decisions in the best interest of the public, not enhancing their personal finances
 - Serves as a reminder to the official of potential conflicts of interest so they can abstain from making or participating in decisions that are deemed conflicts of interest

Purpose/Function of the Committee

E. Communications

- The Brown Act (again)
 - Avoiding a Quorum
 - Serial Meetings
 - Social Gatherings
- “Spokes on a Wheel”
- Use of email
 - Personal vs. District email
 - Individual email: firstlast@sbsd.net
 - Group email: group_icoc@sbsd.net

