RIVERSIDE UNIFIED SCHOOL DISTRICT

MEAUSRE O CITIZENS' BOND OVERSIGHT COMMITTEE MEETING

Special Meeting

Friday, February 26, 2021

4:30 P.M.

Virtual Meeting

Before the meeting was called to order, Committee Chair Keith Nelson informed the committee and those watching on ZOOM that due to the orders and guidelines handed down from the governor of California, the health officer of the County of Riverside and the CDC, this meeting would be held electronically only and that there was no physical meeting for the public to attend. He asked that anyone in the public wishing to comment on any particular item to follow the link at the bottom of the screen to submit their request. Requests would be accepted until that specific item came up for discussion. Sergio San Martin provided this introduction in Spanish.

Call Meeting to Order:
Keith Nelson called the Measure O Citizens' Bond Oversight Committee meeting to order at 4:37 p.m.

Members Present:
Keith Nelson, Marilyn Robinson, Tina Green-Field, Lara Martin, Art Alcaraz, Bob Garcia, Diane Kwasman, Sarah Simpson, Martin De Campo, David Bristow, Terry Walling, Tom Evans, Amanda DeLao

Member Absent:
None

Staff Present:
Sergio San Martin, Ana Gonzalez, Gaby Adame, Eric Walker, Rene Castro, Trisha DeGrood, Brandy Wiegand, Nick Dean, Nora Lopez, Richard Prince

Consultants Present:
Henry Castillo, Best Best & Krieger, legal counsel for the Riverside District School Board

Public Present:
None

Action Items:

1. Approval of 18-19 CBOC Annual Report

Community Input
None

Committee Discussion

Keith Nelson explained to the committee that the Annual Report was put together by the former Chair, George Frahm, himself, and with staff. Keith Nelson said there were comments that came up about how we can make the Annual Report timelier in the future, however this item will not be discussed at this time, it will be placed on a future agenda. Mr. Bristol did have some great suggestions, on how to make that happen. Comments about the Annual Report will be about the content of what will be presented to the School Board.

Sergio San Martin shared a "Sample Annual Report Timelines" slide to the Committee. He gave a quick overview of why the Committee approves a report from 2018-2019, because, there have been questions of why we are looking at or taking a vote on a report from 2018-2019. He further discussed the timeline on when the Board of Education receives the district financial audits which are part of the Measure O report. He explained as an example that the 2018-2019 report, the Board of Education reviewed the Financial Audit or would have accepted the Financial Audit and accepted the Performance Audit reports in either January or February of 2020. These reports are mandated to be provided to the Citizens' Bond Oversight Committee by March or sooner.

The 2019-2020 fiscal year report will be going to the Board on March 4, 2021. The Citizens' Bond Oversight Committee will receive that report or those Financial Audit and the Performance Audit next month or soon. The Citizens' Bond Oversight Committee will be reviewing those documents and begin discussing the Annual Report for 2019-2020. We will always be a year behind, as it takes time to close the books for the fiscal year. The independent auditors review those documents and they are provided to the Board to review and then the Citizens' Bond Oversight Committee.

Keith Nelson asked to use slide when Mr. Bristol begins speaking about the changes he is proposing, which would help with the reporting, and would be a good guide to discuss the process.

Ana Gonzalez reviewed the draft Annual Report with the committee. There were questions as to why some of the names were not on this report. It was explained that it goes back to when the report was prepared and members that

were present. Additionally, there were past members listed, who were present during the 2018-2019 Committee meetings and the Citizens' Bond Oversight Committee asked to reflect their names on the Annual Report.

Keith asked that before they move on to review the presentation of the report if the committee had any questions.

Committee Discussion

Mr. Tom Evans – page three of the Annual Report after the list of members, third sentence, "*Additionally, committee and community members have raised concerns regarding possible discrepancies in the scope of responsibilities of the committee.*" Tom suggested to Keith Nelson to be prepared to have an answer for Board if they ask what did the committee mean by this because he didn't think it was concluded.

Keith – George and I went back and forth because at the end of the reporting year they had formed an Adhoc Committee to review the bylaws and were going to address the concerns brought by certain committee members and community members. Should Board Member asks about the concerns and possible discrepancies in the scope of responsibilities during this presentation, he will inform them that those items were settled during the next report year. At the end of this year's report is when an Adhoc Committee was formed to address these concerns. Mr. Casnocha district legal counsel agreed to meet with the Adhoc Committee to discuss these concerns.

Tina Grande-Field said this statement by itself, "*Additionally, committee and community members have raised concerns regarding possible discrepancies in the scope of responsibilities of the committee.*" *May* mislead a reader to believe the committee all agreed there were concerns and discrepancies.

Keith Nelson agreed with Tina Grande-Field. Keith informed the Committee that George Frahm, Chair Person at the time, gathered information and he was assisting him at the time as Vice Chair with staff and they had a long conversation about this paragraph at the time but remembered these meetings were after the Annual Report dates. But, they did come across those meeting dates where these concerns were discussed. Keith would need to go through his notes. The purpose according to George Frahm when he was presenting this report is to say, "A concern was brought forward and the Citizens' Bond Oversight Committee discussed it, at length, received advice, made a decision and a recommendation to the Board.

David Bristow agreed with Tina Grande-Field and Mr. Evans. David Bristow suggested adding a comma at the end of that sentence stating the committee resolved those issues in the next reporting year.

Keith Nelson will work with Ana to confirm the meeting dates of the notes of when this item was discussed. The Committee spent a lot of time discussing this item. It was a quandary for the committee to stick with our Annual Report year and be factually accurate of what the committee did which is something that will be discussed at future meetings.

Sarah Simpson thanked all committee members, especially Keith Nelson and George Frahm for making a very good decision to be factually accurate.

Tina Grande-Field was concerned because it wasn't a majority of the committee that had these concerns. There was a select few that had these concerns and dominated those meetings, and doesn't feel this is actually the most factual part, therefore she doesn't agree with the wording of the paragraph.

Keith Nelson suggested adding "A few or some committee members have raised concerns".

Tina Grand-Field felt comfortable with changing the wording as Keith suggested.

Bob Garcia confirmed Tina Grande-Field's comment in the above conversation about only certain committee members had concerns with the scope of responsibilities. Bob agrees with Mr. Nelson's and Mr. Bristow's suggestion to be prepared if the Board asked questions regarding these concerns.

Keith Nelson intervened to say he believes that the Board is aware of the committees' resolution. There is a community facing optic that he is also concerned with and he's taking that into consideration.

Tom Evans is okay with using "A few" but to be more specific maybe adding "A minority of the Committee believe" that way it leads you into next year that they already resolved this issue. Tom agrees that it was only a minority of the committee that believed this.

Keith has no issue with "Minority", but it may show that the Citizens' Bond Oversight Committee may be dysfunctional. Keith suggests it say "A minority of the meeting of the members brought this up for discussion" or do we want to say "disputed discussion"?

Tom Evans would rather qualify this so it doesn't sound like the whole committee agreed with this sentence, because the way it reads now it sounds like

everybody. Tom suggested starting the sentence with "Additionally, a minority of the committee and community members have…" and continue with the rest of it as is.

Keith Nelson included "and some community members".

Keith will call on Lara Martin and then he will ask for a motion of wording on the paragraph, if okay with the committee members.

Lara Martin heard the committees' discussion and thought it was a good discussion when they are suggesting to include the word "Minority" in the sentence. But why not quantify it, as someone that wasn't here when the initial report was prepared. Why not include "3 out of 10 committee members, etc."

Keith Nelson feels this is where it gets a little tricky. A majority of the committee members voted to form a Sub Committee and review the bylaws because the Community brought it up and the committee said we will look into it. That wasn't an indication that there was anything wrong. As my memory serves, after that the Committee became a little split on it and went into action. I don't mind saying, "A minority of members brought the concern forward or some member did." But to quantify how many members completely decided at this point is tough for me. If you didn't object it doesn't mean you agreed but then if you voted to form the Sub Committee to look at it doesn't mean you agreed or disagreed, you just wanted answers. This was my view and George's view when discussing.

Tom Evans is okay with a "few", rather than "A minority". If we are going to say something about it, it needs to be clear that it wasn't the entire committee.

Keith Nelson said for example, when George was going through the documents, George noticed that I seconded the motion and then voted against it, why? Keith said he seconded the motion and the discussion. The fact that I seconded the motion wasn't that I agreed, it was time to take a vote.

Tina Grande-Field asked to make a motion that we change the wording here to "Additionally, a few committee members and some community members have raised concerns regarding possible discrepancies in the scope of responsibilities of the committee."

Keith Nelson tabled this motion until after public comments before we accept the motion.

<u>Public Comments</u>
None

Committee Discussion

Tina Grande-Field made a motion to approve the Annual Report with one modification on page 3, third paragraph where it begins "Additionally". That is says, "Additionally, a few committee members and some community members have raised concerns regarding possible discrepancies in the scope of responsibilities of the committee".

Keith Nelson asked if we have a second to that motion?

Bob Garcia seconded the motion to approve the Annual Report with one modification on page 3, third paragraph where it begins "Additionally".

David Bristow had one additional comment. He supports the motion, but the prior comments about the specifics I agree with those comments but, because of the timing lag of this committee and the Annual Reports that Ms. Grande-Field's motion reflects the accurate facts and is difficult and not impossible to quantify how many people were raising those issues for the reasons that you Mr. Chair have discussed. I think the quantification will be reflected in next year's Annual Report when we get into the factual resolution of the issue that was raised and identified in this year's Annual Report.

Keith asked if there was any comments or concerns.

Lara Martin asked if we should add the word "Therefore" after the sentence, "*Additionally, some committee members and some community members have raised concerns regarding possible discrepancies in the scope of responsibilities of the committee. Therefore",* to connect it to the next sentence, "Independent performance and financial audits were reviewed by the committee. To show the cause and effect.

Tina Grande-Field and Tom Evans felt they weren't connected.

Lara Martin stated that you have this sentence that indicates there are concerns and you form a Sub Committee to discuss these concerns, I would want to see that word there, "Therefore" or "Because of this", (comma).

Tina Grande-Field stated that the sentence underneath "Additionally" has nothing to do with the Bylaws and the discrepancies.

Lara Martin feels there is another piece missing with that sentence and feels there should be another sentence.

Keith Nelson intervened and believes the sentence that was missing was on page four that reads, "An AdHoc Committee was formed to review the bylaws." He continues with putting together the sentence, "*Additionally, some committee members and some community members have raised concerns regarding possible discrepancies in the scope of responsibilities of the committee. Therefore, an Adhoc Committee was formed to review the bylaws.*" This is the cause and result.

Tom Evans suggests to move up this sentence, "An Adhoc Committee was formed to review the bylaws."

Tina Grande-Field amends her motion to include moving up this sentence "*An Adhoc Committee was formed to review the bylaws*" to the end of this sentence, "*Additionally, a few committee members and some community members have raised concerns regarding possible discrepancies in the scope of responsibilities of the committee*".

Keith Nelson asked Mr. Garcia, who originally seconded the motion with a minor change, if he would like to second the amended motion?

Bob Garcia seconds the amendment.

Keith Nelson said we have a motion and a second motion. Are there any other comments or concerns before I ask for a vote?

Ana Gonzalez asked for clarification of the amendment that was motioned and seconded.

Tina Grande-Field confirmed that her motion to amend was to move the "An Adhoc Committee was formed to review the bylaws" up.

Keith Nelson asked again for any other comments before taking a vote.

A vote was taken via roll call vote per the Brown Act. The vote was as follows.

Yes: Yes: Dale Kinnear, Tina Grande-Field, Keith Nelson, Terry Walling, Bob Garcia, Tom Evans, Lara Martin, David Bristow, Martin De Campo, Marilyn Robinson, Amanda DeLao, Art Alcaraz, Diane Kwasman

Abstain:

Motion carries unanimously.

Keith Nelson announced that the motion passes and thanked the committee for a productive discussion to help clarify the Annual Report and make it more

accurate. Now I will ask Ana to present the presentation, which is simply a PowerPoint recap of what we approved, to show on the screen

Ana Gonzalez reviewed with the Measure O Citizens' Oversight Committee the 2018-2019 Annual Report Presentation, which is a brief summary of the Annual Report.

Keith asked for a motion to accept the power point presentation.

Mr. Evans, motioned to accept the report.

Mr. Garcia second Mr. Evans motion.

Keith asked if there were any comments or questions before they move on. If not we ask for a vote.

A vote was taken via roll call vote per the Brown Act. The vote was as follows.

Yes: Yes: Dale Kinnear, Tina Grande-Field, Keith Nelson, Terry Walling, Bob Garcia, Tom Evans, Lara Martin, David Bristow, Martin De Campo, Marilyn Robinson, Amanda DeLao, Art Alcaraz, Diane Kwasman

Abstain:

Motion carries unanimously.

Keith Nelson concludes by stating there were no more discussion items on the agenda.

Next Meeting

Next meeting is April 28, 2021

Committee Members Comments

None

Adjournment
Adjourn meeting at 5:25 PM.
No motion was made.