

WCCUSD CITIZENS' BOND OVERSIGHT COMMITTEE

Monday, June 14, 2021

Minutes

Zoom Conference

A. Opening Procedures

Note: this meeting was held online using the Zoom platform and was open to the public to attend

B. Call to Order/Pledge of Allegiance

Mr. Anderson called the meeting to order

C. Housekeeping

a. Welcome Jason Lindsey as new member

b. Volunteer to take minutes

Mr. Anderson asked for a volunteer to take the minutes as there is no secretary at this time. This will be addressed at the next meeting. There was no volunteer. Mr. Freese stated that staff would take the minutes.

c. Chairperson's remarks

Mr. Anderson stressed the importance of capturing all the action items that the District agreed to furnish information for. All meetings are recorded and posted on the committee's webpage.

D. Roll Call

Present: John Anderson, Guadalupe Enllana, Lorraine Humes, Sallie DeWitt

Absent: Joseph Camacho, Maisha Cole, Jason Lindsey (all excused)

(7 members with 4 required for a quorum)

Staff Present: Luis Freese, Melissa Payne, Ellen Mejia Hooper, SeungJa Cha

E. Approval of Agenda

Mr. Anderson moved to move up items J and K before the Consent items and after the district's presentations.

There were no objections.

F. Public Comment for items not on the Agenda

Mr. Jungherr moved to have the agenda minutes from 2-8-21 removed from the Consent calendar

Mr. Anderson asked if there was a committee member who agreed with this move. Ms. DeWitt agreed to pull it off Consent.

Mr. Gosney stated the importance of posting the meeting minutes as soon as possible after the meetings.

His second item of concern refers to the statement on the agenda that states only members of the CBOC committee can remove items from the calendar which is a violation of the Brown Act. He recommends removing this statement.

G. Bond Program Project Status and Financial Reports (LuisFreese/Melissa Payne)

Presentation on progress of current Bond Projects including newsletters and financial reports

Discussion Only

Mrs. Mejia Hooper presented the following updates:

a. Facilities Master Plan Project Update

Mr. Anderson had questions concerning the soil stabilization at Riverside.

Public Comments

Mr. Gosney asked why the fall protection at Korematsu was taking so long for DSA approval. Mrs. Mejia Hooper responded.

Mrs. Payne presented the following projects updates and reports:

b. Consolidated Budget Report 2021-05-31

c. Consolidated Budget Report 2016 MP 2021-05-31

Ms. Humes questioned the delay at Highland for the water and power upgrades. Mr. Freese responded and reviewed some of the challenges with this project.

d. Report 13 Bond Program Financial Status 2021-05-31

e. Report 13A Variance Report 2021-05-31

f. Report 2 Bond Program Spending to Date 2021-05-31

g. 20-21 AP check list 2021-05-31

h. Bond Program Management Plan Comment Spread Sheet with responses 6-1-21

**J. Proposed Revision of Board Policy 7214.2 Citizen's Bond Oversight Committee (CBOC)
(John Anderson, Sallie DeWitt and Lorraine Humes)**

Discussion

Discussion of Proposed Policy which was on the BOE agenda for first reading at the June 2, 2021 but has been send back to the Facilities Committee for action prior to consideration by the Board.

Background Material for discussion

Revised Board Policy 7214.2

Present Board Policy 7214.2

Sallie DeWitt Comments on Revised Policy

Dr. John Anderson Comments on Revised Policy

California Education Code Sections 15278, 15280 and 15282(Citizens' Oversight Committee)

2015 Contra Costa Civil Grand Jury Report No. 1514 "West Contra Costa Unified School District, "Bond Program and Citizens' Bond Oversight Committee-A Case Study in Stymied Oversight."

2016 Contra Costa Civil Grand Jury Compliance and Continuity Report

Transcript of Facilities Committee Meeting discussion of

CBOC on February 12, 2021

Dr. John Anderson Memo to Board member Gonzalez-Hoy March 31, 2021 relative to comments of Mr. Wold and Mr. Phillips comments on CBOC

Mr. Anderson started the discussion noting that the Revised Board Policy was on the agenda of the Facilities Committee for their next meeting. Ms. DeWitt stressed that the

language the district wrote in the latest Bond Measure assured voters that there would be an independent CBOC overseeing Bond funds. Now the BOE is trying to revise the policy they committed to previously. Ms. Humes agreed with Ms. DeWitt and added her concerns of the revised policy. She feels it is important to adopt this resolution to show the voters that the CBOC is truly an independent committee. Mr. Anderson reviewed his 6-2-21 email to the Board outlining his concerns and also suggestions for the policy. Ms. Enllana agreed with all comments that have been made. She feels the CBOC needs to stand their ground and make sure the BOE knows what the committee wants.

Public Comments

Mr. Gosney stressed his concerns on the revised policy and the timing of the policy to come before the BOE. He talked about his conversations with Dr. Hurst and his recommendation that the policy should not go back to the Facilities Committee. He is disappointed that Dr. Hurst's staff could not find a follow-up appointment for at least a month out. He went on to make comments on the background material on the agenda. He feels that the district did not properly address the recommendations made on the report.

Mr. Anderson agreed with Mr. Gosney's comments concerning the Grand Jury's report and the district's responses.

Mr. Panas totally opposes these revisions and feels the proposed revisions to the Board policy is an affront to the Ed Code and to the residents of west county. Supports Mr. Gosney's recommendation of going back to the policy that was negotiated with the BOE last year.

K. CBOC Resolution 21-1 Revised Board Policy 7214.2

ACTION

Resolution 21-1

Mr. Anderson read Resolution 21-1

Mr. Anderson asked for a motion to approve the resolution.

Ms. DeWitt motioned and Ms. Humes second the motion

Ms. Humes, Ms. DeWitt, Ms. Enllana, Mr. Panas, Mr. Jungherr and Mr. Gosney shared comments of their support and on how to proceed on submitting the resolution and wording of submittal. There was discussion on adding a bullet to the resolution asking that the revised policy be removed from the 6-16-21 Facilities meeting agenda to give CBOC members an opportunity to review.

Ms. DeWitt motioned to accept the amended the first motion.

Ms. Humes second the motion and all were in favor.

Consent Items

Adoption of Minutes

i. 02-08-2021 Draft Minutes - pulled

ii. 03-08-2021 Draft Minutes

CBOC Records Request Log June 7, 2021

All consent items with the exception of i. were passed.

Mr. Jungherr pointed out what he considered to be errors on the minutes of 2-8-21.
Mr. Anderson will investigate and the minutes will be brought back to another meeting.

Annual Report Update (Lorraine Humes)

Ms. Humes reported that the report is not ready yet.

Mr. Gosney commented on the dangers of limiting the CBOC membership to seven making it difficult to complete reports in a timely manner.

Adjournment

Mr. Anderson adjourned the meeting.

Next meeting July 12, 2021 at 2 PM