

Board of Education Joint CBOC Meeting

09/30/2020 06:00 PM

ZOOM WEB CONFERENCE

<https://zoom.us/j/443916491>

Meeting Minutes

Note: These minutes were prepared by WCCUSD Executive Secretary Debbie Haynie. Additional clarifications and notes from CBOC Secretary Cameron M. Moore are included and designated by underlining these notes.

A. OPENING PROCEDURES

1. Call to Order and Opening Remarks

President Hernández-Jarvis called the meeting to order at 6:02 PM.

2. Pledge of Allegiance

President Hernández-Jarvis led the Pledge of Allegiance and provided welcome to those in attendance.

3. Roll Call

Board Members Present: Consuelo Lara, Stephanie Hernández-Jarvis, Tom Panas, Student Representative Garcia-Avila

Board Members Absent: Valerie Cuevas, Mister Phillips, Student Representative Cotton-Blake

CBOC Members Present: John Anderson, Sallie DeWitt, Guadalupe Enllana, Don Gosney, Lorraine Humes, Anton Jungherr, Cameron Moore

CBOC Members Absent: Ken Burns, Maisha Cole

Staff Present: Matthew Duffy, Superintendent; Otilia Espinoza, Translator; Luis Freese, Associate Superintendent Operations; Debbie Haynie, Executive Secretary; Robert Jordan, Communications Director; Roxanna Molina, Translator; Melissa Payne, Director of Contracts; David Oliver, IT Operations Supervisor; Tony Wold, Associate Superintendent Business Services

4. Agenda Review and Adoption

MOTION: Chairperson Don Gosney moved approval of the agenda. President Hernández-Jarvis seconded. Motion carried to adopt the agenda.

5. Public Comment

Joanna Pace, Mac Moore, Anton Jungherr

B. DISCUSSION ITEMS

1. Status of Program Management Plan

Ms. Payne provided the presentation that included information regarding the purpose and features of the document. She proceeded to detail the sections of the plan: programs and operations, fiscal narrative, administrative and project management. Ms. Payne provided overview of the various related forms used. She announced that the District had just learned about a Career Technology Education

award of \$4.7 million in reimbursement funds to continue the furtherance of the program. She said the strength of the plan lay in the ability to update and implement with an ongoing process that included an annual certification to the Board to safeguard the assets.

Public Comment:

None

Committee / Board Discussion:

Ms. Humes asked about potential training of committee members on how to use the program to best support the CBOC.

Ms. Dewitt complimented Ms. Payne and her team for the thorough plan saying she would send additional questions for clarification.

Chairperson Gosney commended Ms. Payne for the thorough presentation. He acknowledged the value of the Program Management Plan in any performance audit and spoke about state awarded funds received over the years for shovel ready projects.

Mr. Panas commended the document and inquired about a table of contents. He said he appreciated the information regarding the CTE grant awards.

Student Representative Garcia-Avila asked about collaboration with students and families. Ms. Payne responded with information regarding approval of Measure R, a recent survey, and the student voice by high school attendance area for the prioritization committee. Ms. Garcia-Avila had additional questions responded to by Ms. Payne.

Ms. Lara had questions about the CTE grants and conflict of interest, saying she would send her questions separately.

President Hernández-Jarvis thanked staff for making the document more accessible to the public and appreciated learning the news regarding the newly awarded grants.

2. Bond Program Audits

Chairperson Gosney provided information about the scope of the audits along with effectiveness and results of the FY2020 expenditures not audited and 24 audit recommendations not verified by an independent, third-party auditor.

Dr. Wold spoke about the types of audits required including performance and financial audits which could each be funded with bond funds. He spoke about the audits believed necessary and staff wanting to finalize all of the findings from previous audits, reconcile and then determine areas for an effectiveness audit, and

determine whether it could be funded by bond or district funds.

Ms. Payne detailed information about the two Prop 39 required audits, Financial Audit and Bond Performance Audit. She also shared information about additional audits including the program effectiveness audit, forensic accounting investigation report.

Mr. Jungherr provided a presentation regarding the effectiveness audit and results of FY 2020 expenditures of \$56,609,731 that would not be audited. He further said that implementation of the 24 mentioned audit recommendations would not be verified by an independent, third-party audit. Mr. Jungherr advocated for an independent, third-party audit to verify compliance.

CBOC Note: Mr. Jungherr's presentation was a rebuttal to Dr. Wold's presentation on bond program audits at the September 9, 2020 Board meeting. The key points Mr. Jungherr made were that without a FY2020 "effectiveness and results" audit, there would be no third party verification of the District claim that 24 of 28 open recommendations from the FY2019 "effectiveness and results" audit would be resolved on completion of the PMP, and that \$56.6 million in expenditures in FY2020 would not be audited as to their effectiveness.

Public Comment:

None

Committee / Board Comment:

Chairperson Gosney spoke about the recommendations made in past years that had not been implemented as yet. He advocated for both effectiveness and performance audits as an aspect of public relations and to verify compliance of past findings. He expressed faith in the staff but urged independent verification.

Mr. Panas spoke about the size of the district's bond program and the high level of transparency and oversight provided by annual effectiveness and performance audit reports. He also favored a phase one 1.5 audit noting testing by an independent auditor.

CBOC Note: Phase 1.5 Audit refers to the concept of having the auditor verify subsequent implementation of recommendations that were deemed partially or not implemented in the first phase of the FAI Recommendations Implementation review.

Dr. Wold provided information and spoke about the number of items in unresolved status to become the scope. He said that staff recommended validating everything remaining, tallying all outstanding and make that the scope for moving forward. He talked about additional audits once the exact scope was known and agreed with concerns to close those out.

Discussion continued.

Chairperson Gosney commented on the need for the appearance of propriety in order to build faith with the community. He promoted auditing actions of senior staff with an independent review to give assurance to the public.

President Hernández-Jarvis said the Board had heard the concerns and would continue to work with the CBOC.

3. Status of Verifications of the Implementation of Forensic Accounting Investigation Recommendations

Ms. Payne provided a report regarding the implementation task force and implementation of recommendations. She shared background and update of progress. She noted remaining recommendations and related categories.

Public Comment:

None

Committee / Board Comment:

Ms. Humes spoke about high risk items and delays in completing those recommendations. President Hernández-Jarvis responded about conversation before the Governance Committee and the Board. She offered to bring the matter back to the Governance Committee for further discussion and review.

Ms. Lara said she was interested in examining the policy to address systemic concerns regarding diversity, equity and inclusion. She supported strict guidelines.

Mr. Panas spoke about the number of discussions held and lack of support by the Board.

Chairperson Gosney spoke about lack of consensus from the Board and possibly holding the policy for the newly elected Board to review.

CBOC Notes: The comments above are about Board Policy 7214.2 (related to the CBOC) revisions.

Mr. Moore asked whether approval of the Program Management Plan by the Board would allow auditors to begin review of the items, separate from the Board policy items. Dr. Wold affirmed.

Ms. Enllana commented on the need for an active Board liaison in order to address concerns and provide communication.

Discussion continued to touch on remaining implementations, lack of Board

approved policy, and vacant seats.

President Hernández-Jarvis acknowledged opportunity for better success of the CBOC policy once a new Board was seated. She inquired about figures from the presentation. Ms. Payne said that staff would provide further information in an upcoming Friday Memo to the Board.

C. COMMENTS FROM BOARD PRESIDENT AND CBOC CHAIRPERSON

Chairperson Gosney thanked everyone for participating. He spoke about the positive opportunity to meet and speak, saying the joint meeting provided for beneficial discussion.

President Hernández-Jarvis thanked staff for its work. She reiterated that the Board would continue to work with the Committee.

D. ADJOURNMENT

President Hernández-Jarvis adjourned at 8:07 PM.

Submitted by: Cameron M. Moore, CBOC Secretary

November 5, 2020