

**BOARD OF EDUCATION
NORTH MONTEREY COUNTY UNIFIED SCHOOL DISTRICT
MONTEREY COUNTY, STATE OF CALIFORNIA**

RESOLUTION NO. 2015-1603

**RESOLUTION APPOINTING NEW BOND OVERSIGHT
COMMITTEE MEMBERS**

RESOLVED, by the Board of Education (the "Board") of the North Monterey County Unified School District (the "District"), as follows:

WHEREAS, a duly called special municipal election was held in the District on November 5, 2013, and thereafter canvassed pursuant to law;

WHEREAS, at such election there was submitted to and approved by the requisite fifty-five percent (55%) vote of the qualified electors of the District a question as to the issuance and sale of general obligation bonds of the District to renovate and modernize aging school facilities and classrooms, upgrade libraries, replace leaking and deteriorating roofs, improve energy efficiency by upgrading heating, electrical and plumbing systems, upgrade athletic facilities, upgrade access to instructional technology, and improve school safety and security (the "Project"), in the maximum aggregate principal amount of \$23,800,000 (the "Bonds") payable from the levy of an *ad valorem* tax against the taxable property in the District;

WHEREAS, section 15278 of the California Education Code (the "Education Code") requires the establishment of a citizens oversight committee and appointment of a minimum of seven (7) members, at least five (5) of whom must represent each of the 5 different categories as described in section 15282(a)(1)-(a)(5) of the Education Code; and

NOW, THEREFORE, it is hereby RESOLVED, by the Board of Education of the North Monterey County Unified School District, as follows:

Section 1. The Board hereby established a citizens oversight committee, to be known as the "North Monterey County Unified School District Bond Oversight Committee" (the "Committee") for the Bonds and the Project.

Section 2. The Board hereby appoints, pursuant to section 15282(a) of the Education Code, the members listed in Exhibit A attached hereto, to serve on the Committee.

Section 3. The Committee shall perform the duties as specified in section 15278 of the Education Code, the provisions of which are attached hereto as Exhibit B.

Section 4. Each member shall serve a term of two (2) years without compensation and, provided they continue to qualify, for no more than three consecutive terms pursuant to section 15282(a) of the Education Code.

Section 5. Pursuant to section 15280 of the Education Code, all Committee proceedings shall be open to the public and the District shall provide assistance, without expending bond funds, as required in section 15280(a) of the Education Code.

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THE FOREGOING RESOLUTION is approved and adopted by the Board of Education of the North Monterey County Unified School District this 20th day of August, 2015.

ATTEST:

President of the Board of Education

Clerk of the Board of Education

EXHIBIT A

MEMBERS OF THE NORTH MONTEREY COUNTY UNIFIED SCHOOL DISTRICT BOND OVERSIGHT COMMITTEE

- 1) Business organization representing the business community within the North Monterey County Unified School District- Lori Miranda North County Chamber and North County Rotary: Previously appointed and serving a two-year term ending in August 2016.
- 2) Senior Citizens Organization-Cosme Padilla-Castroville Neighborhood Watch: Previously appointed and serving a two-year term ending in August 2016
- 3) Bona Fide Taxpayer Association-Manuel Osorio -Salinas Taxpayers Association: Previously appointed and serving a two-year term ending in August 2016
- 4) North Monterey County Unified School District Parent- **Recommended for appointment August 2015 to serve a two-year term ending August 2017-Dean Lines-parent serving on a Parent Teacher Group.**
- 5) North Monterey County Unified ELAC/DELAC/School Site Council Parent- **Recommended for appointment August 2015 to serve a two-year term ending in August 2017-Patricia Alva- parent serving on the Elkhorn Elementary School's School Site Council.**
- 6) At Large Community Members-
 - a) Larry Calhoun-Business Owner and Community Member: Previously appointed and serving a two-year term ending in August 2016.
 - b) Lillian Mulvey-Community Member/North Monterey County High School Band Boosters Club: Previously appointed and serving a two-year term ending in August 2016.
 - c) Eddie Centeno-North Monterey County High School Parent: Previously appointed serving a two-year term ending in August 2016
 - d) **Jose Anya-Parent and Business Owner: Recommended for appointment August 2015 for a two-year term ending in August 2017**

EXHIBIT B

DUTIES OF THE NORTH MONTEREY COUNTY UNIFIED SCHOOL DISTRICT BOND OVERSIGHT COMMITTEE

The purpose of the citizens' oversight committee shall be to inform the public concerning the expenditure of bond revenues. The citizens' oversight committee shall actively review and report on the proper expenditure of taxpayers' money for school construction. The citizens' oversight committee shall advise the public as to whether a school district or community college district is in compliance with the requirements of paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution. The citizens' oversight committee shall convene to provide oversight for, but not be limited to, both of the following:

(1) Ensuring that bond revenues are expended only for the purposes described in paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution.

(2) Ensuring that, as prohibited by subparagraph (A) of paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution, no funds are used for any teacher or administrative salaries or other school operating expenses.

In furtherance of its purpose, the citizens' oversight committee may engage in any of the following activities:

(1) Receiving and reviewing copies of the annual, independent performance audit required by subparagraph (C) of paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution.

(2) Receiving and reviewing copies of the annual, independent financial audit required by subparagraph (C) of paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution.

(3) Inspecting school facilities and grounds to ensure that bond revenues are expended in compliance with the requirements of paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution.

(4) Receiving and reviewing copies of any deferred maintenance proposals or plans developed by a school district or community college district, including any reports required by Section 17584.1.

(5) Reviewing efforts by the school district or community college district to maximize bond revenues by implementing cost-saving measures, including, but not limited to, all of the following:

- (A) Mechanisms designed to reduce the costs of professional fees.
- (B) Mechanisms designed to reduce the costs of site preparation.
- (C) Recommendations regarding the joint use of core facilities.
- (D) Mechanisms designed to reduce costs by incorporating efficiencies in school site design.
- (E) Recommendations regarding the use of cost-effective and efficient

reusable facility plans.

Paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution provides that:

Bonded indebtedness incurred by a school district, community college district, or county office of education for the construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities, or the acquisition or lease of real property for school facilities, approved by 55 percent of the voters of the district or county, as appropriate, voting on the proposition on or after the effective date of the measure adding this paragraph. This paragraph shall apply only if the proposition approved by the voters and resulting in the bonded indebtedness includes all of the following accountability requirements:

(A) A requirement that the proceeds from the sale of the bonds be used only for the purposes specified in Article XIII A, Section 1(b)(3), and not for any other purpose, including teacher and administrator salaries and other school operating expenses.

(B) A list of the specific school facilities projects to be funded and certification that the school district board, community college board, or county office of education has evaluated safety, class size reduction, and information technology needs in developing that list.

(C) A requirement that the school district board, community college board, or county office of education conduct an annual, independent performance audit to ensure that the funds have been expended only on the specific projects listed.

(D) A requirement that the school district board, community college board, or county office of education conduct an annual, independent financial audit of the proceeds from the sale of the bonds until all of those proceeds have been expended for the school facilities projects.