

Measure Q Update



PRESENTED TO:

**SOLANO COMMUNITY COLLEGE DISTRICT
GOVERNING BOARD**

AUGUST 5, 2015

Civil Grand Jury Findings & District Response



**MEASURE Q
CIVIL GRAND JURY REPORT #2
DATED JUNE 25, 2015**

Grand Jury Report Summary



- Grand Jury report #1, dated June 24, 2015. “We Have Your Money, Now What?”
 - Four findings
 - Four recommendations
 - Preliminary response was presented on July 15, 2015
 - Final response before September 23, 2015
- Grand Jury report #2, dated June 25, 2015. “Citizens Monitoring Measure Q”
 - Five findings
 - Five recommendations
 - August 5, 2015 – District Response
 - Final response before September 25, 2015

Grand Jury Findings



- **Finding 1:**

- There is little interaction and Sharing of information between the CBOC and the Board of Trustees.

- **Recommendation 1:**

- COB send a liaison member to the Board of Trustees meetings to get more current information as well as (and conversely) have the Board of Trustee member who is the liaison to the CBOC attend the CBOC meetings.

Preliminary Response to Finding 1



- **The Board, directly and through District staff, has responded to the level of interaction and sharing of information as requested by the CBOC and as provided by the CBOC bylaws.**
- **Therefore, the Board disagrees with this finding.**

Preliminary Response to Finding 1



- **The Board and District have taken steps to keep open channels of communication.**
 - CBOC members are always welcome at Board meetings
 - The CBOC chair may request an agenda item be placed on a Board meeting
 - The District provides appropriate staff support for the CBOC, pursuant to the Education Code.
- **The Board will implement the recommendation by requesting that the CBOC send a representative to all Board meetings.**
- **The Board will investigate whether it will be helpful to send a Board member to CBOC meetings**

Grand Jury Findings



- **Finding 2:**

- CBOC members have not participated in any form of orientation or training to explain their roles, duties and responsibilities.

- **Recommendation:**

- Members of the CBOC attend the CaLBOC training sessions held annually in Sacramento. The expense is minimal and should be borne by SCC. A presentation can be made at subsequent CBOC meeting for those members who were not able to attend. The information conveyed at the CaLBOC seminar regarding the roles, duties and responsibilities of the CBOC should also be presented at a Board of Trustees meeting.

Preliminary Response to Finding 2



- **CBOC members have received District training and CaLBOC training on the following dates:**
 - May 5, 2014 – Executive Bonds Manager
 - August 11, 2014 – District Bond Counsel
 - May 19, 2015 - CaLBOC
 - June 16, 2015 – District Construction Counsel
- **Therefore, the Board disagrees with this finding.**

Preliminary Response to Finding 2



- CBOC members have received training from various sources regarding their roles, duties and responsibilities.
- Since July 2013, and according to approved meeting minutes of the CBOC, the group has been trained three times, once by Bond Counsel, once by the Executive Bonds Manager, and once by Construction Counsel.
- At the invitation of last year's vice chair, the incoming chair also attended the CaLBOC training session.
- The recommendation will be implemented by providing additional in-house training and where warranted, approve external training.

Grand Jury Findings



- **Finding 3:**
 - The “Board” or the “Bond Team” creates the agenda for the CBOC meetings and control and run these meetings.
- **Recommendation:**
 - The CBOC create its own agenda for its meetings. The Board and/or the Bond Team would still be able to request items be put on the agenda at the discretion of the CBOC Chairperson. The CBOC Chairperson should also facilitate the flow of the meeting.

Preliminary Response to Finding 3



- **The CBOC controls its own meeting agenda.**
- **Therefore, the Board disagrees with this finding.**

Preliminary Response to Finding 3



- Neither the “Bond Team” nor the Board creates the agenda for CBOC meetings or otherwise runs these meetings.
- The CBOC chair directly sets the content and agenda of those meetings and runs the meetings.
- District staff has always provided administrative support to assist the CBOC chair in the production and distribution of the agenda.
- This recommendation has been, and will continue to be implemented.

Grand Jury Findings



- **Finding 4:**
 - The Board of Trustees created and wrote the Bylaws of the CBOC and the CBOC was told those Bylaws could not be changed.

- **Recommendation:**
 - The CBOC Bylaws be re-evaluated and written by the CBOC itself to properly represent their functions, duties and responsibilities. The new Bylaws should then be presented to the Board of Trustees.

Preliminary Response to Finding 4



- **The Board of Trustees was required to establish the CBOC by statute.**
- **Therefore, the Board disagrees with this finding.**

Preliminary Response to Finding 4



- The Board is entrusted with establishing the CBOC and generally has the authority to establish rules or regulations necessary to carry out any responsibilities imposed on it by statute. (Ed Code 70902)
- The Board adopted the current CBOC bylaws and can amend those bylaws on its own initiative or upon request by the CBOC.
- The CBOC chair has submitted proposed amendments approved by the CBOC, which are being reviewed by the Board and District Staff.

Preliminary Response to Finding 4



- The Board expects that it and the CBOC can work together to identify bylaw amendments that can be approved by the Board in the near future.
- The recommendation will be implemented to the extent the CBOC has proposed amendments that the Board believes that it can approve.

Grand Jury Findings



- **Finding 5:**
 - The mandated CBOC annual report to the Board of Trustees and to the public is developed by the company serving as Program Manager.

- **Recommendation:**
 - The CBOC annual report be developed and written by the CBOC members. The SCC Administration provide the proper clerical staff to finalize the report.

Preliminary Response to Finding 5



- **The annual report was prepared at the CBOC's direction.**
- **Therefore, the Board disagrees with this finding.**

Preliminary Response to Finding 5



- The previous CBOC chair requested that District draft the prior report. Then the chair edited the draft to his satisfaction and the final draft was distributed to every member of the CBOC for his or her input and comment.
- No additional comments were received, so the document was finalized.
- This annual report was presented to the Board by the new (current) CBOC chair.
- This recommendation has been and will continue to be implemented, and the CBOC can continue to prepare the annual report.

Questions?

