

**ORGANIZATIONAL MATTERS FOR INDEPENDENT CITIZENS' OVERSIGHT
COMMITTEE FOR PROPOSITION "S"**

ICOC Composition

The ICOC consists of seven initially appointed members with representation from the following specific organizations:

- ❑ **One** member active in a business organization representing the **business community** located with the district
- ❑ **One** member active in a **senior citizens' organization**
- ❑ **One** member active in a **bona fide taxpayers' association**
- ❑ **One** member who is the **parent or guardian of a child enrolled in the district**
- ❑ **One** member who is the **parent or guardian of a child enrolled in the district and active in a parent-teacher organization.**

As such, the remaining two members are "at-large."

[Education Code, section 15282(a)]

The District Board of Education decided to establish an ICOC with 11 members, modeled after the ICOC formed for Proposition MM, which resulted in seven "at large" members. The District Board also decided to include a formerly appointed ICOC Proposition MM member onto the ICOC for Proposition S.

No ICOC member may be an employee or official of the District. No ICOC member may be a vendor, contractor, or consultant of the District. [Education Code, §15282(b)]

ICOC Officers & Duties

The statutes under Proposition 39 that provide for the creation of an ICOC do not specifically mandate any particular officer(s). [Education Code, sections 15278, 15280, and 15282]

However, in conducting its business and arranging for parliamentary procedures to be considered by the ICOC, the following suggestions are offered for establishing offices:

Chair. The person appointed to this office would call the meeting to order, preside over the meetings of the ICOC, and generally conduct the proceedings. This person may also be designated by the ICOC as the main contact for questions between individual ICOC members and District staff. This person may have the authority to determine a quorum of the ICOC, call for special meetings under the Brown Act, adjourn and continue meetings, and appoint members to subcommittees of the ICOC, as needed.

Recommended action:

- Establish such an office
- Provide for the title of such office
- Designate the power or authority
- Elect a member as the initial officer of this position
- Designate term of office (see discussion below)

Vice Chair. This person would perform the functions of the Chair in his or her absence.

Recommended action:

- Establish such an office
- Provide for the title of such office
- Designate the power or authority
- Elect a member as the initial officer of this position
- Designate term of office (see discussion below)

Secretary. The District Board of Education has already designated this position for a District staff member. This person would be responsible for preparing meeting minutes and other documents for approval, as directed by the ICOC, and authenticating documents and records provided by or furnished by the ICOC to various other parties.

Terms of Office

ICOC members are appointed for two year terms. They may not serve more than two consecutive two-year terms (i.e., a maximum of four consecutive years.) [Education Code, section 15282(a)]. Stated differently, an ICOC member may serve more than two non-consecutive terms.

Staggered terms for the ICOC members are also suggested so that only half of the ICOC membership may change upon the conclusion of a term. This means that the initial term for at least five or six of the at-large members of the ICOC have an initial term of one year from 2009-2010.

In voting to establish the above-referenced offices of Chair and Vice Chair, the ICOC should consider the term of each office. As a practical matter, two years would be the normal maximum for holding such offices since there are likely to be changes in the ICOC membership at the end of the first two-year term.

ICOC members do not receive any compensation.