

SAN DIEGO UNIFIED SCHOOL DISTRICT  
 4100 Normal Street, Auditorium  
 San Diego, CA 92103  
 Proposition S School Bond  
 Independent Citizens' Oversight Committee  
**Governance & Accountability**  
 May 06, 2009, 4:00 -5:30 p.m.

**MINUTES**

**Subcommittee Members:** John Gordon, Ray Moreno, Leonard Pinson, Deanna Spehn, John Stump

| AGENDA ITEMS  | ASSIGNMENTS/UNDERSTANDINGS  |
|---|---|
| Meeting Called to Order: (Johnson, ICOC President Pro Tem)  | 4:20 p.m. (Delayed awaiting committee members)  |
| Roll Call: (Ross) (Action)  | Subcommittee Members Present: John Gordon, Leonard Pinson, Deanna Spehn, John Stump<br><br>Non-Subcommittee Members Present: Gil Johnson (ICOC President Pro Tem), Daniel Morales, Jay Wilson   |
| <b>Public Testimony</b> [No action or discussion may occur regarding public comment on matters not on the agenda. Items may be referred to staff for placement on a future agenda. Public testimony is limited to 3 minutes per person.]<br><b>Public Testimony requests are to be given to the ICOC Secretary prior to the start of the meeting.</b> | None given  |
| 1. Selection of Chair, (Johnson) (Action)   | Item delayed until end of meeting in an attempt to have Mr. Moreno in attendance.<br><br>Mr. Gordon nominated Mr. Stump for Chair of the Governance Subcommittee.<br><br>Mr. Pinson nominated Ms. Spehn for Chair of the Governance Subcommittee.<br><br>Vote was taken. Mr. Stump received two votes which were from Mr. Stump and Mr. Gordon. Ms. Spehn received two votes which were from Mr. Pinson and Ms. Spehn. No chair selected.<br><br>Mr. Stump nominated Mr. Gordon for Chair of the Governance Subcommittee. Mr. Gordon chose not to accept.<br><br>There was no majority, there was no chair selected. (Mr. Morales, Mr. Johnson and Mr. Wilson were not able to vote as part of the subcommittee.) The item was trailed. |
| 2. Review & Approval 3-25-09 ICOC Minutes. (Exhibit, 3-25-09 ICOC Minutes) (Action)<br>2.1 Set Standard Minutes Format (Action)<br>2.2 Draft Minutes Reviewed by Chair of ICOC or Subcommittee Chair.   | Exhibit 2, March 25, 2009, meeting minutes were presented. Staff recommended rewording on Item 10. There were no objections to the wording correction on Item 10.<br><br>Mr. Gordon presented a suggested revised one-page format for the ICOC minutes, an abbreviated version with Actions and Motions the primary focus.<br><br><b>Motion:</b> Mr. Stump moved to approve brief format as the structure for the ICOC minutes. Mr. Gordon seconded the motion. Ms. Spehn recommended that those voting aye, nay and those recusing themselves be identified by name. The maker of the motion and   |

| AGENDA ITEMS  | ASSIGNMENTS/UNDERSTANDINGS   |
|---|--|
|   | <p>the second agreed to the addition. The motion passed with no opposition.<br/> <b>Motion:</b> Mr. Stump moved that the format and the content of Mr. Gordon’s minutes for March 25, 2009, ICOC meeting be approved. No second was received.</p> <p><i>Action: It was decided that Ms. Ross would use suggestions to reformat the 3-25-09 minutes and present at the next ICOC meeting on 5-21-09 for the ICOC to approve.</i></p>  |
| <p>3. Discuss Future Meeting Locations:<br/>           3.1 Full ICOC Meetings Locations (Action)<br/>           3.2 Subcommittee Meetings Locations (Action)</p>  | <p>Discussion focused on logistics of meeting locations, problems in room availability and expenditure of staff time.</p> <p><b>Motion:</b> Mr. Pinson motioned to move the Governance subcommittee to the Ruffner Rd location on the first Wed. of the month. Mr. Stump seconded the motion.</p> <p><b>Vote was never taken on the above motion because Mr. Stump stated that he had a motion on the floor for the following item that needed to be addressed first.</b></p> <p><b>Motion:</b> Mr. Stump restated his motion as, “The ICOC main committee meeting will be held at the Ed Center Auditorium and the Subcommittee meetings are moved to appropriate locations as they see fit.” Mr. Gordon seconded the motion. Motion passed unanimously.</p> <p>Mr. Pinson’s motioned was never voted on.</p> |
| <p>4. ICOC Committee/Subcommittee Duties (Exhibit, Governance Ad-Hoc Rpt) (Action)<br/>           4.1 Recommendations from Staff (Exhibit – Memo from Markey reg. Subcommittee Duties)<br/>           4.2 Setting of Meeting Agendas (Action)</p> | <p><b>4.1 Motion:</b> Mr. Stump moved to approve the subcommittee structure detailed in the exhibit for 4.1 (memo from Markey). Ms. Spehn seconded the motion. The motion passed unanimously.</p> <p><b>4.2 Motion:</b> Ms. Spehn moved that the chairs of the subcommittees can place items on the main ICOC agenda. The chair of the ICOC, working with the secretary for ICOC and staff, will prioritize the agenda items. The Governance Subcommittee will not approve the ICOC agenda. Pinson seconded the motion. The motion passed with Mr. Stump opposing.</p>   |
| <p>5. Discussion of (Governance Model) Bylaws (Exhibit – Prop MM Governance Model as sample) (Action)<br/>           5.1 Indemnify Bylaws (Bresee)</p>  | <p>The subcommittee reviewed Exhibit 5 and Exhibit 5.1. ** (see motion below)</p> <p>Mr. Gordon suggested election of officers for the committee as Chair, Vice Chair, and Secretary. Mr. Stump suggested an MOU between the Board of Education and the ICOC to establish how they are going to work together. It was also suggested an ICOC work plan that covers the requirements for the ICOC be created.</p>   |

| AGENDA ITEMS   | ASSIGNMENTS/UNDERSTANDINGS  |
|--|---|
|  | <p>Discussion of the suggestions did not result in any action regarding these suggestions.</p> <p><b>Item 1 was taken at 5:15 p.m. due to time limitation for Mr. Pinson.</b></p> <p><i>Action Item: Request back to Mr. Bresee is to answer the following questions: What is excluded from “the scope of their authority as a member of the ICOC”? What is the difference between coverage for the Board of Education, for Mr. Markey and for the ICOC members?</i></p>  |
| <p>6. Discussion of Need for ICOC Consultant (Action)<br/>                     6.1 Budget for ICOC Consultant (Action)</p>   | <p>Discussion of this item taken after Item 1 was trailed.</p> <p>Mr. Markey suggested that staff pull out the RFP and contract information from the prior consultants used for Proposition MM</p> <p><i>Action Item: Mr. Stump asked that this item be trailed until the next Governance Subcommittee meeting and that all ICOC members receive the RFP and work scope/work plan used for the Proposition MM consultant for the committee member’s review.</i></p> <p>Mr. Pinson was excused at 5:36 p.m.</p> <p><b>Motion:</b> Ms. Spehn moved to extend the meeting. Mr. Stump seconded the motion. The motion passed unanimously.</p> <p>The subcommittee went back to discussion on Item 5.1 and take action.</p>  |
| <p>7. Discussion of Website Postings (Reed-Porter/Johnson) (Action)<br/>                     What Items are Posted?<br/>                     Who’s Responsible for Posting?<br/>                     How Items are Posted?</p> | <p>Mr. Markey asked for guidelines from the subcommittee members regarding the rules for postings by the ICOC.</p> <p>Ms. Reed-Porter provided a brief description of the revised Proposition S ICOC webpage. Ms. Reed-Porter asked if biographical information for the ICOC members should be posted on the web. Ms. Reed-Porter also asked if the ICOC members would be interested in receiving the daily news clips.</p> <p>Mr. Stump read Ed Code 15280B into record: “All committee proceedings shall be open to the public and notice to the public shall be provided in the same manner as proceedings of the governing board. The citizens’ oversight committee shall issue regular reports on the results of its activities. A report shall be issued at least once a year. Minutes of the proceedings of the citizens’ oversight committee and all documents received and reports issued shall be a matter of public record and made available on an internet website maintained by the governing board.”</p> |

| AGENDA ITEMS            | ASSIGNMENTS/UNDERSTANDINGS  |
|-------------------------|---|
|                         | <p>Mr. Stump stated that the Williamson Act should be referred to regarding what constitutes “documents received” by the committee.</p> <p>Discussion led to the following action:</p> <p><i>Action: Remove the “Member’s Postings” from the ICOC webpage. Allow ICOC members to subscribe to the clipping service as they choose.</i></p> <p><i>Action: Ms. Spehn recommended that Mr. Bresee contact the Attorney General’s office and ask for a copy of all of the legal opinions that the Attorney General has issued relating to Proposition 39 and provide the ICOC with guidance based on that information.</i></p> <p><i>Action: Add informal communication regulations; discussion of bylaws; the location for Governance Subcommittee meetings; ICOC consultant; Bresee’s findings from Attorney General Office, meeting calendar and selection of chair on the next Governance Subcommittee agenda.</i></p> <p><b>**Motion:</b> Ms. Spehn moved to receive Mr. Bresee’s memo (Exhibit 5.1) into public record for this meeting. Mr. Gordon seconded the motion. The motion passed unanimously.</p> |
| 8. Adjournment (Action) | <p><b>Motion:</b> Ms. Spehn moved to adjourn. Mr. Gordon seconded the motion. The motion passed unanimously.</p> <p>Meeting adjourned at 7:11 p.m.</p>  |