

BOARD OF EDUCATION
SAN DIEGO UNIFIED SCHOOL DISTRICT
SAN DIEGO, CALIFORNIA

Resolution Clarifying Statutory Role)
Of the Proposition S Independent)
Citizens Oversight Committee (ICOC).)

WHEREAS, in November, 2008 nearly 69 percent of voters in San Diego passed the \$2.1 billion general obligation bond measure, Proposition S, to provide resources for the San Diego Unified School District (“District”) to repair, renovate and revitalize 181 neighborhood schools; and

WHEREAS, pursuant to the provisions of the California Education Code, the Board of Education subsequently created and appointed membership to the Proposition S Independent Citizens Oversight Committee (ICOC); and

WHEREAS, after convening for the first time in March, 2009, the ICOC created Bylaws for the ICOC, which were subsequently approved by the Board of Education on _____; and

WHEREAS, the Bylaws of the ICOC contain only brief, general cross-references to the California Education Code in the categories of Duties and Authorized Activities, specifically:

3. **DUTIES.** The Committee shall perform its duties pursuant to the Strict Accountability in Local School Construction Bonds Act of 2000 (Education Code sections 15264 through 15288, inclusive) a copy of which is attached as Exhibit A.
4. **AUTHORIZED ACTIVITIES.** The Committee may engage in the activities provided for in the Strict Accountability in Local School Construction Bonds Act of 2000 (Education Code sections 15264 through 15288, inclusive); and

WHEREAS, the history of ICOC activities to date, including the scope of its work and its interaction with District staff, has demonstrated the need for clarification of the role of the ICOC, its individual members, and the authority that is reserved to the elected Board of Education under the law; and

WHEREAS, the Governing Board believes that it is in the best interests of the District to clarify, consistent with the law and Proposition S, the duties and authorized activities of the ICOC.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby adopts and implements the attached Duties and Authorized Activities of the Proposition S Independent Citizens Oversight Committee (ICOC).

BE IT FURTHER RESOLVED that this Resolution and the adoption of the Duties and Authorized Activities document is not intended to strip the ICOC of any of its rightful role and authority under law, but rather is to clarify its role vis-à-vis the Board and its staff.

PASSED AND ADOPTED by the Board of Education of the San Diego Unified School District, San Diego, California, at a public meeting thereof duly called and held this _____ day of _____, 2010, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

oOo

STATE OF CALIFORNIA)
) SS:
COUNTY OF SAN DIEGO)

I, Cheryl Ward, Board Action Officer, Board of Education, San Diego Unified School District, do hereby certify that the foregoing is a full, true and correct copy of a resolution adopted by said board at a meeting thereof held on the day and by the vote above stated, which resolution is on file with the minutes of said meeting.

Board Action Officer, Board of Education
San Diego Unified School District