

Independent Citizens' Oversight Committee. The Board of Education shall establish an independent Citizens' Oversight Committee (pursuant to Education Code Section 15278 and following), to ensure bond proceeds are spent only for the school facilities projects listed in the Bond Project List. The committee shall be established within 60 days of the date on which the Board of Education enters the election results on its minutes.

Independent Citizens' Oversight Committee Purpose, Duties and Responsibilities:

A. Pursuant to Education Code Section 15278 and following, 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 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.

The citizens' oversight committee shall include, but is not limited to:

(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) Periodically 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) Preparing a publicly available annual report of bond activities and expenditures.

(5) Other activities as needed to inform the public concerning the expenditure of bond revenues, pursuant to Education Code Section 15278

B. To further ensure proper expenditure of Oakland taxpayers' money collected through this measure, the independent Citizens' Oversight Committee shall review; and make formal recommendations to the OUSD Board of Directors prior to Board consideration, on the following actions:

(1) Changes to the Voter Approved Project List in this Bond Measure

(2) Changes to the Facilities Master Plan that impact projects paid for by this Bond Measure

C. Furthermore, alterations to project budgets or timelines, with adequate explanations for these changes, shall be reported to the Citizen Oversight Committee. The independent Citizens' Oversight Committee may, at their discretion, make a formal recommendation to the School Board regarding Board consideration of authorization of change orders that are ~~discretionary~~

~~scope additions generated by the district in excess of 10% of the original contract or in excess of \$250,000, prior to the Board's consideration of those change orders.~~

D. The independent Citizens' Oversight Committee shall be consulted regarding the selection of the Bond and Performance Auditor and the Bond Financial Advisor, the termination of the contract of an existing Bond and Performance Auditor and Bond Financial Advisor, and the hiring of a Deputy Facilities Chief who would manage the Bond program. This consultation may include, but not be limited to:

- (1) The inclusion of at least one CBOC representative in the District selection process for the Bond and Performance Auditor; the Bond Financial Advisor, and the Deputy Facilities Chief.
- (2) A report by the CBOC representative included in the District selection process to the CBOC at a properly noticed public meeting of the CBOC, that includes an appearance by the recommended finalist for the Bond and Performance Auditor and the Bond Financial Advisor and the Deputy Facilities Chief prior to their final selection.