

# Citizens Oversight Committee Minutes

Tuesday, January 4, 2011  
Capital Planning & Facilities  
103 Durley Ave., Camarillo, CA 93010

## 1. Roll Call

**Meeting was called to order** - Chairman Wesner called the meeting to order at 5:23 PM and a quorum was established.

**In Attendance:** Michael Wesner, Kathleen Miller, Dick Thomson, Bert Partida, Dave Fowble, Richie Litton, Chancellor James Meznik, Handel Evans, Les Dickey, Mary Anne McNeil, Michael Boulton, Conni Bittinger

## 2. Chairman's Comments

Mr. Wesner welcomed the new committee members and introductions were made.

**2.01 Approval of minutes of September 21, 2010** - Minutes were approved.

## 3. Chancellor's Comments

Dr. Meznik welcomed the new committee members and praised the committee on behalf of the Board of Trustees.

## 4. Fiscal Business

**4.01 Background on Bond Measure S funds** - Ms. McNeil went through the handouts and discussed the ballot measure and how projects were established and how money was assigned to each campus.

**4.02 Report of expenditures to date** - Ms. McNeil answered questions regarding the report of expenditures and how projects are allocated and interest money is spent.

**4.03 Measure S Bond Audit** - Mr. Wesner told the committee of how the audit was established at the beginning of the Bond Measure by this committee. Ms. McNeil talked briefly about the 2 audits that are done each year, performance and financial. She also informed the committee that there have been no findings by the auditor in this program.

## 5. New Business

**5.01 Legal issues surrounding Captial Projects** - Mr. Handel Evans reported on the status of the Measure S Bond Projects with particular emphasis on the status of ongoing legal action against Leo A Daly Architects and their sub professional TMAD Structural Engineers for work on the Health Science Building at Ventura College. On December 28, 2010 the District returned to Superior Court with an amended complaint as instructed by the Court. Arguments were heard regarding the amended complaints as they affect the standing of the Board of Trustees and the Chancellor to move forward with their complaint. The Court after having heard arguments decided to take the issues under advisement and communicate its findings at a later unspecified date. Mr. Wesner who attended the hearing on behalf of the Bond Oversight Committee added his perceptions of the proceedings and expressed his satisfaction with the District's process to date. The committee was informed of a pending mediation conference to be held between the parties January 11, 2011.

Mr. Evans described to the Committee the District's concerns regarding the progress being made with regards to the lateness in the delivery of projects both at Moorpark College and Ventura College. With regard to the former it was explained that the two main projects the Health Science Building and the Academic Center were coming to a conclusion both experiencing delays of around five to six months. Concern has been expressed by the District to the General Contractor responsible for the Moorpark College projects and also the Building G Renovation at Ventura College at these delays. The Building G Renovation is particularly troublesome since it appears to be following the experience of the District at the Moorpark Campus. In order to communicate the deep concerns of the District a meeting was held with the General Contractor (with Counsel present) to express the District's misgivings and to inform the Contractor that the situation would not be allowed to continue and that changes in the conduct of the contract must be made.

**5.02 Completed Measure S Projects to date** - No discussion

**5.03 Status of Measure S Bond Projects** - Mr. Dickey went through the Status of Measure S Bond Projects which include completed, under construction and in design projects and their status.

**5.04 Actions taken by the Board involving bond funds (since last meeting)** - The Committee looked over the actions taken by the Board of Trustees for October, November and December of 2010. No discussion.

**5.05 Next meeting date/place** - April 5, 2011 at 3:30 p.m. at Oxnard College

**5.06 Building Tour** - Michael Boulton gave the Committee a brief discription/background and then lead the Committee on a tour of the Regional Fire, Sheriff & Police Education and Training Academy set to open in April 2011.

6. Public Speakers (members of the public are allotted 5 minutes to address the agenda issues)

No public speakers present

7. Adjournment

The meeting was adjourned at 5:35 PM