

LOS ANGELES UNIFIED SCHOOL DISTRICT

SCHOOL CONSTRUCTION BOND CITIZENS' OVERSIGHT COMMITTEE

**Margaret Fuentes, Chair**

LAUSD Student Parent

**D. Michael Hamner, Vice-Chair**

American Institute of Architects

**Jennifer McDowell, Secretary**

L.A. City Mayor's Office

**Susan Linschoten, Executive Committee**

L.A. Co. Auditor-Controller's Office

**Scott Pansky, Executive Committee**

L.A. Area Chamber of Commerce

**Neelura Bell**

CA Charter School Association

**Jeffrey Fischbach**

CA Tax Reform Assn.

**Chris Hannan**

L.A. Co. Federation of Labor AFL-CIO

**Hyepin Im**

L.A. City Controller's Office

**Brian Mello**

Assoc. General Contractors of CA

**Dr. Clarence Monteclaro**

Tenth District PTSA

**William O. Ross IV**

31<sup>st</sup> District PTSA

**Samantha Rowles**

LAUSD Student Parent

**Araceli Sandoval-Gonzalez**

Early Education Coalition

**Dolores Sobalvarro**

AARP

**Celia Ayala (Alternate)**

Early Education Coalition

**Chad Boggio (Alternate)**

L.A. Co. Federation of Labor AFL-CIO

**Peggy Robertson (Alternate)**

Assoc. General Contractors of CA

**Connie Yee (Alternate)**

L.A. Co. Auditor-Controller's Office

**Joseph P. Buchman – Legal Counsel**

Burke, Williams & Sorensen, LLP

**Lori Raineri and Keith Weaver – Oversight**

**Consultants**

Government Financial Strategies

**Timothy Popejoy**

Bond Oversight Administrator

**Perla Zitle**

Bond Oversight Coordinator

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**2nd Quarter Report FY 2022/23  
October – December 2022**

**I. Overview**

The mission of the School Construction Bond Citizens' Oversight Committee (BOC) is to oversee the expenditure of money for the construction, repair and modernization of schools by the LAUSD and to communicate its findings to the Board and the public so that school bond funds are invested as the voters intended and that projects are completed wisely and efficiently.

The shared vision between the BOC and the LAUSD is to build and maintain schools that promote the full development of the child, are educationally and environmentally sound, enhance their neighborhoods through design and programming as centers of community, and reflect the wise and efficient use of limited land and public resources.

The BOC presents this Quarterly Report in the discharge of its duties. This report covers activities of the BOC during the 2nd Quarter of the Fiscal Year 2022/2023, the 4<sup>th</sup> Quarter of Calendar Year 2022 (October - December).

It should be noted that the BOC did not receive regular and monthly project budget, expenditure and schedule data from the Facilities Services Division during this quarter due to continuing impacts of the cyberattack on the District on approximately September 4, 2022. This greatly impacted the BOC's ability to perform oversight during this period. District staff assured the BOC that reporting systems were being upgraded and would be providing regular reporting to the BOC beginning in the next quarter (Jan-Mar 2023). BOC meetings continued during this period and the District continued to propose new projects for recommendation with the standard set of project information including Board Reports, project descriptions, etc. The BOC website also continued to be unavailable during this quarter; also due to the cyberattack. BOC meeting materials were posted on the LAUSD Board of Education's website to comply with public meeting requirements.

## II. Public Meetings

For the matters contained in this Quarterly Report, the BOC held two public meetings. These meetings were held on November 3, 2022 and December 1, 2022.

The record of BOC member attendance for these meetings can be found in [Exhibit 1](#).

## III. Resolutions Adopted

The BOC adopted the following resolutions during the period covered by this Quarterly Report.

### November 3, 2022 BOC Meeting

- **2022-44** – Recommending Board Approval to Define and Approve Six Board Member Priority and Local District Priority Projects and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (November 3, 2022)
- **2022-45** – Recommending Board Approval to Define and Approve the O’Melveny Elementary School Plumbing Upgrade Project and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (November 3, 2022)
- **2022-46** – Recommending Board Approval to Define and Approve Environment Enhancement Developments for Schools (SEEDS) Projects and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (November 3, 2022)
- **2022-47** – Recommending Board Approval to Define and Approve Two Early Education Center Outdoor Classroom Projects and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (November 3, 2022)
- **2022-48** – Recommending Board Approval of the Definition of Five Outdoor Learning Environment Projects and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (November 3, 2022)

### December 1, 2022 BOC Meeting

- **2022-49** – Recommending Board Approval to Define and Approve Six Board Member Priority and Local District Priority Projects and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (December 1, 2022)
- **2022-50** – Recommending Board Approval to Define and Approve the 7<sup>th</sup> Street Elementary Arts Integration Magnet School Retaining Wall and Parking Lot Asphalt Replacement Project and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (December 1, 2022)
- **2022-51** – Recommending Board Approval to Define and Approve a \$30 Million Districtwide Program for Cooling Relief at School Cafeteria Kitchens and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (December 1, 2022)
- **2022-52** – Recommending Board Approval to Define and Approve Five Proposition 39 Co-Located/Shared Facilities Improvement Projects and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (December 1, 2022)

- **2022-53** – Recommending Board Approval to Define and Approve Two Charter School Facilities Upgrade Projects and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (December 1, 2022)
- **2022-54** – Recommending Board Approval to Define and Approve Seven Athletic Facilities Upgrade Projects and Amend the Facilities Services Division Strategic Execution Plan to Incorporate Therein (December 1, 2022)

#### **IV. Resolutions Not Adopted**

N/A

#### **V. Receipt of Reports and Correspondence**

##### **November 3, 2022 BOC Meeting**

- ITD BOC Quarterly Program Status Report Q3 2022 (July 1 – September 30, 2022) (Information Only)

##### **December 1, 2022 BOC Meeting**

- None

#### **VI. BOC Member Activities**

- On November 17, 2022, Samantha Rowles, LAUSD Student Parent, attended the McKinley Elementary School New Classroom Building Ribbon-Cutting Ceremony.
- On December 7, 2022, Margaret Fuentes, LAUSD Student Parent, attended the Elizabeth Learning Center Comprehensive Modernization Celebration Ceremony.

#### **VII. Board of Education Presentations**

- None

#### **VIII. Task Force/Subcommittee Activities**

- None

#### **IX. LAUSD Bond Program Status: School Upgrade Program (SUP)**

The District bond program is composed of multiple “managed programs” funded by District Bond Measures BB (1997), K (2002), R (2004), Y (2005), Q (2008), RR (2020) and state bond funds and developer fees.

On November 3, 2020, voters approved Measure RR allocating an additional \$7 billion for the LAUSD bond program. On August 24, 2021, the Board of Education approved the implementation of Measure RR funding and priorities into its operational framework.

The current managed program is the Updated School Upgrade Program (SUP) adopted by the Board of Education on August 24, 2021. The Updated SUP is composed of 16 program categories, known as “spending targets,” with a total budget of approximately \$13.9 billion.<sup>1</sup> The Updated SUP is primarily funded by District Bond Q and RR. The majority of SUP projects, approximately \$12 billion, or 88% of the total SUP budget, is managed by the Facilities Services Division (FSD).<sup>2</sup>

Specific bond program projects are included in the SUP where funds are available within spending targets and after they are approved by the Board of Education. Projects (scope, schedule and budget) are proposed as Strategic Execution Plan (SEP) amendments. Proposed projects are first considered by the BOC for recommendation, and then presented to the Board of Education for approval.

FSD Quarterly Program Expenditures and Change Order Rate:

- Total quarterly FSD bond fund expenditures by month: Expenditure data was not available at time of publication of this report.
- As of September 15, 2022, the cumulative change order rate for all project types was 12.67%.

See section “III. Resolutions Adopted” in this report for a summary of SUP proposed projects considered by the BOC this quarter.

## **X. Committee Member—Appointments/Resignations/Elections**

None

## **XI. BOC Budget**

The BOC’s Annual Budget for the July 1, 2022-June 30, 2023 Fiscal Year is \$665,205.00. The 2nd Quarter Report was finalized resulting in Total Year-to-Date expenditures of \$248,161.69 or 37% of the budget.

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<sup>1</sup> As of 8/31/22. The total LAUSD bond program includes approved projects which are managed within the Updated SUP and “legacy” programs. Legacy programs include the Capital Improvement Program (CIPR), the New Construction Program, the Modernization Program and the BB Program. The majority of projects included in legacy programs have achieved substantial completion, been closed out, reassigned to other managed programs, or remain active only for the purpose of resolving outstanding claims or other administrative or legal issues.

<sup>2</sup> Bond program projects are managed in the LAUSD organization according to project type and staff expertise in the following divisions: Facilities Services Division (FSD), Information Technology Division (ITD), Transportation Services Division (TSD), Chief Financial Officer (CFO) and Office of the Inspector General (OIG).

	FY 22/23 Budget	Expenditures		YTD% of Budget Expended
		2nd Quarter (FY)	YTD (FY)	
<b>Professional Service Contracts</b>	\$246,296	\$23,943.75*	\$39,798.75	16%
<b>Office</b>	\$418,909	\$96,542.04	\$208,362.94	50%
<b>Totals</b>	\$665,205	\$120,485.79	\$248,161.69	37%

\*Year-to-date (YTD) expenditures for Professional Services Contracts are reported as actual payments and reflect a lag in time between invoicing for services rendered and actual payment.

## XII. BOC Member Requests

- None

Second Quarter Report (October 1 through December 31) for fiscal year 2022/2023 approved and submitted by staff on February 23, 2023.

*/Timothy Popejoy/*

Timothy Popejoy

Administrator

Bond Oversight Committee

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# **EXHIBIT 1**

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## Bond Oversight Committee Meeting Attendance for 2nd Quarter of FY 2022-23 Ending December 2022

<u>Name</u>	November 3, 2022 Regular Meeting	December 1, 2022 Regular Meeting
Ayala, Celia** (Early Education Coalition)		
Ross, William O. IV (31st District PTSA)	●	●
Bell, Neelura (CA Charter School Association)	●	●
Boggio, Chad** (L.A. Co. Federation of Labor AFL-CIO)		
Fischbach, Jeffrey (CA Tax Reform Association)	○	○
Fuentes, Margaret (LAUSD Student Parent)	●	●
Hamner, D. Michael (American Institute of Architects)	●	●
Hannan, Chris* (L.A. Co. Federation of Labor AFL-CIO)	●	○
Im, Hyepin (L.A. City Controller's Office)	○	●
Linschoten, Susan* (L.A. County Auditor/Controller's Office)	●	●
McDowell, Jennifer (L.A. City Mayor's Office)	○	○
Mello, Brian (Assoc. General Contractors of CA)	●	○
Monteclaro, Clarence (Tenth District PTSA)	○	●
Pansky, Scott (L.A. Area Chamber of Commerce)	○	●
Rowles, Samantha (LAUSD Student Parent)	●	●
Sandoval-Gonzalez, Araceli* (Early Education Coalition)	●	○
Sobalvarro, Dolores (AARP)	●	●
Robertson, Peggy (Assoc. General Contractors of CA)		●
Yee, Connie** (L.A. County Auditor/ Controller's Office)		

● = Present      ○ = Absent

-- = Non-Committee Member at time of Meeting

\*Primary Member      \*\*Alternate Member (Attendance box left blank if not needed to serve as alternate)