

**Tustin Unified School District  
Citizens' Oversight Committee  
Measure G**

**MINUTES**

**May 12, 2010**

Jim Cronn, Vice President, called the regular meeting of the Citizens' Oversight Committee "COC" to order at 6:02 p.m., in the Board Conference Room, Tustin Unified School District, 300 South C Street, Tustin, CA.

**Members Present**

Bill Pevehouse, President (absent)  
Jim Cronn, Vice President  
David Albus  
Chris Cummins (absent)  
Merlin L. Henry Jr.  
Jill Leach (absent)  
Simon Russek  
Amy Tanaka

**Staff Present**

Brock Wagner, Deputy Superintendent, Planning and Operations  
Tony Soria, Chief Financial Officer  
David Miranda, Facilities Coordinator/Planner

**Guests**

Jim Cronn led the Pledge of Allegiance to the Flag of the United States of America.

**Adoption of the Agenda**

It was moved by Amy Tanaka, seconded by David Albus, and carried unanimously to adopt the agenda.

**General Functions Consent Item:**

It was moved by Merlin Henry, Jr., seconded by Simon Russek, and carried unanimously to adopt the Minutes of March 10, 2010, as amended (Item Nos. 1 and 2).

**Public Comments**

None.

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**Staff Presentation and Information**

1. Expenditure Report Update

The expenditure report for the District's active construction projects was discussed and reviewed. It was noted that construction of the Tustin High School Science Center which broke ground in March continues to move forward. Staff shared that during construction of the THS Science Center it became necessary to remediate the soil (exporting old dirt, importing new dirt, and shoring the ground) due to the unforeseen saturated soil condition discovered under the existing tennis and basketball court footprint. On April 26, the Board of Education passed and adopted a Resolution to enter into a contract for soil remediation for approximately \$488,500. The District's construction manager will monitor the work that is to be completed on a time and material basis.

COC Member, David Albus, shared that he is a geotechnical engineer and offered to review the project soils report at no cost to the District. COC Vice President, Jim Cronn inquired if the COC has jurisdiction over this particular item and staff replied that it was not within their purview. As a private citizen Mr. Albus agreed to provide a courtesy review of the report.

Reporting on the Tustin High School quad project is near completion, with only a couple billings and retentions yet to be paid. A ribbon cutting ceremony was held, and the site shared that the students and staff are really enjoying their campus which now has a youthful facelift.

It was noted that the construction support category on the last three expenditure reports had increased and yet there were no increases in "costs for construction." Staff replied that the increase was due to monitoring of the State's Storm Water Pollution Prevention Plan "SWPPP," which is billed and reimbursable to the District's construction manager. Staff further stated that additional oversight costs are being driven by the City as well as preparation for new SWPPP regulations that take effect July 1, 2010. Brock Wagner shared that he recently had a conference call with the State and that the rules are constantly changing, the Department of State Architect and other State costs are increasing, and labor compliance rules are constantly changing with added costs for operations.

2. Tustin High School Update

Staff shared that bids for the Tustin High School Math/Special Education, site work and Building 230 HVAC modernization projects came in at a cost savings, however, there were two bid protests. Due to the economy the District is receiving bids from contractors that have never done public works projects and the District must address these protests in a timely manner.

A project schedule was passed out for the noted Tustin High School projects. Brock Wagner shared the expediency and efficiency of the projects which include modernization of 19 existing classrooms. Each subcontractor must adhere to the specific durations noted in the schedule and complete their scope in a timely manner or risk being assessed liquidated damages. The COC was thankful for the construction time line that was passed out.

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With regard to the expenditure report, David Albus asked why the Tustin High School Science Center May 2010 costs for “construction support” dropped from \$1.5 million in March to its current \$1.4 million figure. Staff will look into the matter and respond to Mr. Albus and the committee members at the next COC meeting. COC Member, Simon Russek inquired as to the Tustin Science Center cost savings due to the low bids, asking if the savings will go back to Tustin High School. Staff replied yes, stating that Tustin High School will get their \$25 million Measure G allocation.

Brock Wagner shared that should the District receive any facilities construction funding from the State for Measure G or L, the funds will go back to each respective bond program to fund additional capital improvement projects. At this time, the State did release \$900 million in funding, but no word if TUSD is in line to receive any funds.

3. Update Tustin High School Gymnasium

The architectural plans for the gym are currently in the Department of State Architect for review and official stamp out is expected in about three to four months. Due to cost savings on the THS Science Center, there is a chance that Measure G funds could be used to cover a portion of the costs for the Tustin High School gymnasium.

4. Statement of Economic Interests (Form 700 for 2009-10)

Statements of Economic Interests were passed out the COC to fill out and return.

5. COC Meeting Dates for 2010-11

Due to some scheduling conflicts, a couple of the COC meeting dates will be rescheduled.

6. New Business

As a private citizen, David Albus will share the results of his courtesy review of the Tustin High School soils report.

**Adjourn**

It was moved by Jim Cronn, seconded by Amy Tanaka, and carried unanimously to adjourn the meeting at 6:45 p.m.