

## RESOLUTION 75-2021

### ESTABLISHING A COMMUNITY POOL BOND OVERSIGHT COMMITTEE FOR MEASURE UU

WHEREAS, in 2015, the City launched a study to analyze possibilities for a new pool facility that would meet community aquatic needs; and

WHEREAS, that work, involving robust community involvement, culminated with adoption of the Aquatics Master Plan Conceptual Design in November 2016; and

WHEREAS, with the passage of Measure UU, in November 2020, the City is moving forward with refinement of the conceptual design and construction of a complete replacement of the Piedmont Community Pool funded by the proceeds of General Obligation Bonds issued pursuant to the authority granted by the voters in Measure UU (the “Bonds”); and

WHEREAS, Section 14 of Ordinance 754 N.S. (Measure UU) and Section 7 of Ordinance 762 N.S. require that a Bond Oversight Committee be established for the purpose of reviewing and reporting on the expenditure of the proceeds of the Bonds;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Piedmont does hereby resolve, declare, determine, and order as follows:

**SECTION 1.** The Community Pool Bond Oversight Committee is hereby established as a temporary advisory committee of the City of Piedmont.

**SECTION 2.** The efforts of the Community Pool Bond Oversight Committee will be focused on reviewing and reporting on the expenditure of the proceeds of the Bonds, specifically:

- (a) Inform the Public. The Committee shall inform the public concerning the City’s expenditure of Bond proceeds. In fulfilling this duty, all official communications of the Committee to either the Council or the public shall come from the chair of the Committee (the “Chair”), acting on behalf of the Committee. The Chair shall only release information that reflects the consensus view of the Committee.
- (b) Review Expenditures. The Committee shall review expenditure reports produced by the City to verify that Bond proceeds were expended only for the purposes set forth in Measure UU.
- (c) Annual Report. At least one time annually, commencing with the end of the first fiscal year in which any Bond proceeds are expended, and continuing through the end of the fiscal year in which Bond proceeds have been spent in full, the Committee shall prepare an annual written report, following the public issuance of the City’s annual audit report which annual written report shall be published on the City web site and include the following:
  - (i) A statement indicating whether the Bond proceeds used by the City have been expended only for the purposes set forth in Measure UU; and

(ii) A summary of the Committee's proceedings and activities for the preceding year.

**SECTION 3.** The Community Pool Bond Oversight Committee shall have no jurisdiction over any matters not specified in Section 2, which are reserved to the City Council and/or City staff, as determined by the City Council, including, but not limited to:

- (a) Approval of project prioritization, project plans, design and schedules,
- (b) Approval of contracts and change orders for projects,
- (c) Expenditures of Bonds funds,
- (d) Handling of all legal matters,
- (e) Approval of all deferred maintenance plans,
- (f) Approval of the sale of Bonds and related matters, and
- (g) Appointment of qualified applicants to serve on the Committee.

**SECTION 4.** The Community Pool Bond Oversight Committee shall consist of five residents at large, including one current or former member of the Budget Advisory and Financial Planning Committee.

**SECTION 5.** The City Council shall appoint one member to serve as Committee Chair.

**SECTION 6.** The Community Pool Bond Oversight Committee shall meet at least two times per year or more frequently as the Committee deems it necessary to discharge its duty, but no more frequently than quarterly. At the end of each meeting, the Committee shall identify the next approximate meeting date.

**SECTION 7.** The term of the Community Pool Bond Oversight Committee shall extend from the date of establishment to the Committee's submission of the final Annual Report which reflects the final accounting of the expenditure of the Bond proceeds.

**SECTION 8.** The Community Pool Bond Oversight Committee shall comply with the Ralph M. Brown Act (Government Code §54950 et seq.) including, but not limited to notice, agenda posting, and public participation requirements.

**SECTION 9.** The Community Pool Bond Oversight Committee is an advisory body to the City Council and is not an independent decision-making body. All of its recommendations are subject to approval of the City Council.



Resolution 75-2021  
Community Pool Bond Oversight Committee

I certify that the foregoing resolution was passed and adopted at a regular meeting of the Piedmont City Council on October 4, 2021, by the following vote:

Ayes:	Andersen, Cavanaugh, King, McCarthy, Rood
Noes:	None
Absent/Abstain:	None

Attest: \_\_\_\_\_  
John O. Tulloch, City Clerk