

AMENDED AND RESTATED

BYLAWS

Section 1. Committee Established. The Long Beach Community College District (the
general obligation bonds) and (ii) June 7, 2016, in obtaining
s to issue up to \$850,000,000 aggregate principal amount of
, each pursuant to fifty-five percent (55%)
vote. The elections were conducted under Proposition 39, being chaptered as the Strict
Accountability in Local School Construction Bonds Act of 2000, at Section 15264 *et seq.* of the
ees of the Long Beach Community

Section 2. Purposes. The purposes of the Committee shall be those purposes set forth in
Prop 39, and these Bylaws are specifically made subject to the applicable provisions of Prop 39 as
to the duties and rights of the Committee. The Committee shall be deemed to be subject to the
Ralph M. Brown Public Meetings Act of the State of California and shall conduct its meetings in
accordance with the provisions thereof. The District shall provide necessary administrative
set forth in Prop
39.

The proceeds of general obligation bonds issued pursuant to the two elections are
. The Committee shall confine itself specifically to bond

3.3 Annual Report. The Committee shall present to the Board, in public session, an annual written report which shall include the following:

(a) A statement indicating whether the District is in compliance with the requirements of Article XIII A, Section 1(b)(3) of the California Constitution; and

(b)
year.

3.4 Duties of the Board and/or Superintendent/President. Either the Board or the Superintendent/President, as the Board shall determine, shall have the following powers reserved to it, and the Committee shall have no jurisdiction over the following types of activities:

- (a) Approval of contracts,
- (b) Approval of change orders,
- (c) Appropriation of bond funds,
- (d) Handling of all legal matters.
- (e) Approval of project plans and schedules,
- (f) Approval of deferred maintenance plans, and
- (g) Approval of the sale of bonds.

3.5 Measure E and Measure LB Projects Only. In recognition of the fact that the Committee is charged with overseeing the expenditure of Bond proceeds, the Board has not charged the Committee with responsibility for:

(a) Projects financed through the State of California, certificates of participation, lease/revenue bonds, the general fund, the capital outlay fund or the sale of surplus property without Bond proceeds.

(b) The establishment of priorities fs

Section 4. Authorized Activities.

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6.2 Location. All meetings shall be held at Long Beach City College, located in Long Beach, California, or at some other location within the District freely accessible to the public, as may be designated by the Committee on the particular agenda.

6.3 Procedures. All meetings shall be open to the public in accordance with the Ralph M. Brown Act, Government Code Section 54950 *et seq.* Meetings shall be conducted according to such additional procedural rules as the Committee may adopt. A majority of the number of Committee members shall constitute a quorum for the transaction of any business except adjournment.

Section 7. District Support.

7.1 The District shall provide to the Committee necessary technical and administrative assistance as follows:

(a) preparation of and posting of public notices as required by the Brown Act, ensuring that all notices to the public are provided in the same manner as notices regarding meetings of the District Board;

(b) provision of a meeting room, including any necessary audio/visual equipment;

(c) preparation and copies of any documentary meeting materials, such as agendas and reports; and

(d) retention of Committee records, and providing public access to such records on an Internet website maintained by the District.

7.2 District staff shall attend all Committee proceedings in order to report on the status of projects and the expenditures of Bond proceeds.

7.3 No Bond proceeds of either Measure E or Measure LB may be used to provide District support of the Committee.

Section 8. Reports. As part of the Annual Report required in Section 3.2, the Committee shall report to the Board at least annually in order to ad1 0 mds, a id1 0 mds, ad)

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ATTACHMENT A

ETHICS POLICY STATEMENT

This Ethics Policy Statement provides general guidelines for Committee members to follow in carrying out their roles. Not all ethical issues that Committee members face are covered in this Statement. However, this Statement captures some of the critical areas that help define ethical and professional conduct for Committee members. The provisions of this Statement were developed from existing laws, rules, policies and procedures as well as from concepts that define generally accepted good business practices. Committee members are expected to strictly adhere to the provisions of this Ethics Policy.

POLICY

CONFLICT OF INTEREST. A Committee member shall not make or influence a District decision related to: (1) any contract funded by Bond proceeds or (2) any District employment, business, or a personal finance or benefit an immediate family member, such as a spouse, child or parent.

OUTSIDE EMPLOYMENT. A Committee member shall not use his or her authority over a particular matter to negotiate future employment with any person or organization that relates to: (1) any contract funded by Bond proceeds, or (2) any District construction s Po8(on)3eeularar shaT

ATTACHMENT B

LONG BEACH COMMUNITY COLLEGE DISTRICT

MEETING POLICY

spending of the Measure E and Measure LB Bond funds and report inappropriate expenditures of such funds. In doing so, the COC will hold public meetings as often as deemed necessary to fulfill its duties herein.

The mandatory meetings will be held in January and August. These months are selected since they follow the completion of the annual audits and beginning of the fiscal year, respectively. The COC will receive quarterly expenditure reports for those quarters not covered during one of the mandatory meetings and will ratify all quarterly expenditure reports at the meetings.

Holding only two mandatory meetings does not preclude the COC from holding additional meetings. A special meeting will be called by the District if any of the following events occur and

1. In any given quarter when the expenditures exceed \$30 million.
2. In any given quarter when the District is notified by the auditors of major issues they have uncovered during their audit that they recommend be addressed immediately.
3. In any given quarter when an adverse tax opinion or event occurs affecting the tax exempt status of the bonds and/or notes.
4. In any given quarter that a taxpayer files a lawsuit alleging waste or misuse of funds.

Moreover, a special meeting may be called by the COC Chair at any time for any reason. Additionally, any four members of the COC may request the COC Chair to call a special meeting. The form of such request may be via email or a hard copy memo to both the COC Chair and the Vice President, Administrative Services.