

Mendocino-Lake Community College District

Ukiah, California

**PROPOSITION 39 AND MEASURE W GENERAL OBLIGATION BONDS
PERFORMANCE AUDIT**

February 28, 2015



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I S O M**

Mendocino-Lake Community College District
Proposition 39 and Measure W General Obligation Bonds

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INDEPENDENT AUDITORS' REPORT

Board of Trustees and Measure W Citizens' Bond Oversight Committee
Mendocino-Lake Community College District
Ukiah, California

Report on Compliance

We have audited the Mendocino-Lake Community College District (the District) compliance with the performance requirements for the Proposition 39 and Measure W General Obligation Bonds (the Bonds) applicable to the District for the eight month period ended February 28, 2015.

Management's Responsibility

Management is responsible for the District's compliance with those requirements.

Auditors' Responsibility

Our responsibility is to express an opinion on the District's compliance based on our audit.

We conducted this performance audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to performance audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the performance requirements for Proposition 39 and the Bonds that could have a material effect on compliance occurred. An audit includes examining, on a test basis, evidence supporting the District's compliance with those requirements and performing such other procedures as we consider necessary in the circumstances. We believe that our audit provides a reasonable basis for our opinion. Our performance audit does not provide a legal determination on the District's compliance with the specific requirements.

Opinion

In our opinion, the District complied, in all material respects, with the performance requirements referred to above that are applicable to the District for the eight month period ended February 28, 2015.

KCoe Isom, LLP

May 26, 2015
Redding, California

Mendocino-Lake Community College District
Proposition 39 and Measure W General Obligation Bonds
PERFORMANCE AUDIT

AUTHORITY FOR ISSUE

The Measure W General Obligation Bonds (the Bonds) were issued pursuant to the Constitution and Laws of the State of California (the State), including the provisions of Chapters 1 and 1.5, of Part 10, of the *California Education Code*, and other applicable provisions of law. The Bonds were authorized to be issued by a resolution adopted by the Board of Trustees of the District (the Resolution) on February 7, 2007.

The District received authorization at an election held on November 7, 2006, to issue bonds of the District in an aggregate principal amount not to exceed \$67,500,000, to finance specific construction and renovation projects approved by eligible voters within the District. The proposition received approval by at least 55% of the votes cast by eligible voters within the District (the 2006 Authorization). The Bonds represent the first and second series of the authorized bonds to be issued under the 2006 Authorization.

PURPOSE OF ISSUE

The net proceeds of the bonds, and any other series of general obligation bonds issued under the 2006 Authorization, were to be used for the purposes specified in the District bond proposition submitted at the election, which includes repairing leaky roofs, worn wiring, and plumbing; renovate aging, deteriorating classrooms and libraries; and repair, acquire, construct, and equip college buildings and computer labs.

Mendocino-Lake Community College District

Proposition 39 and Measure W General Obligation Bonds

PERFORMANCE AUDIT

(Continued)

AUTHORITY FOR THE AUDIT

On November 7, 2000, California voters approved Proposition 39, the Smaller Classes, Safer Schools, and Financial Accountability Act. Proposition 39 amended portions of the California Constitution to provide for the issuance of general obligation bonds by school districts, community colleges, and county offices of education "for the construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities, or the acquisition or lease of rental property for school facilities," upon the approval of 55% of the electorate. In addition to reducing the approval threshold from two-thirds to 55%, Proposition 39 and enacting legislation (AB 1908 and AB 2659), requires the following accountability measures as codified in *California Education Code*, Sections 15278-15282:

1. Requires that the proceeds from the sale of the bonds be used only for the purposes specified in Article XIII A, Section I (b)(3)(C) of the California Constitution, and not for any other purpose, including teacher and administrator salaries and other school operating expenditures.
2. Requires that the District list the specific facilities projects to be funded in the ballot measure, and must certify that the governing board has evaluated safety, class size reduction, and information technology needs in developing the project list.
3. Requires the District to appoint a citizens' oversight committee.
4. Requires the District to conduct an annual independent financial audit, and performance audit in accordance with *Governmental Auditing Standards*, issued by the Comptroller General of the United States, of the bond proceeds until all of the proceeds have been expended.
5. Requires the District to conduct an annual independent performance audit to ensure that the funds have been expended only on the specified projects listed.

OBJECTIVES

The objectives of our performance audit are:

1. Determine whether proceeds from the sale of the Bonds have been used only for bond projects approved by the voters through the approval of Measure W.
2. Determine whether proceeds from the sale of the Bonds that have been used for salary transactions, were in support of Measure W, and not for the District's general administration or operations.

SCOPE OF THE AUDIT

The scope of our performance procedures covered the period of July 1, 2014, to February 28, 2015. The population of expenditures tested included all object and project codes associated with the bond projects. The propriety of expenditures for capital projects and maintenance projects funded through State or other local funding sources, other than proceeds of the Bonds, were not included within the scope of the audit.

Mendocino-Lake Community College District

Proposition 39 and Measure W General Obligation Bonds

PERFORMANCE AUDIT

(Continued)

PROCEDURES PERFORMED

We obtained the general ledger and the project expenditure reports prepared by the District for the eight months period ended February 28, 2015, for the Measure W General Obligation Bonds Fund. Within the period audited, we obtained the actual invoices, and other supporting documentation for a sample of expenditures to ensure compliance with the requirements of Article XIII A, Section 1(b)(3)(C) of the California Constitution and Measure W as to the approved bond project list. We performed the following procedures:

1. Verify that the expenditure of funds were accounted for separately in the accounting records to allow for accountability.
2. Select a representative sample from the population of expenditures in the Measure W General Obligation Bonds Fund to verify that the funds expended complied with the purpose that was specified to the registered voters of the District through election materials and the Bonds official statement.
3. Verify that District's internal control procedures are operating according to District policies.

RESULTS OF PROCEDURES

1. The General Obligation Bond Fund expenditures were accounted for separately in the Measure W General Obligation Bonds Fund of the District.
2. We reviewed 89% of expenditures of the Measure W General Obligation Bonds Fund. Our review of the expenditures for the period July 1, 2014, through February 28, 2015, did not reveal any items that were paid from the Bonds that did not comply with the purpose of the Bonds that were approved by the registered voters of the District on November 7, 2006.
3. Our review of the internal control procedures followed on the selected invoices revealed no exceptions to the basic internal control policies of the District.

CONCLUSION

The results of our tests indicated that, in all significant respects, the District has properly accounted for the expenditures of proceeds from the sale of the Bonds and that such expenditures were made for bond projects authorized by the voters through Measure W. Further, it was noted that proceeds from the sale of the Bonds, that were expended by the District for salaries and benefits, were used for salaries of administrators only to the extent that they perform administrative oversight work on construction projects as allowable pursuant to Opinion 04-110, issued on November 9, 2004, by the State of California's Attorney General.

MANAGEMENT COMMENTS AND RECOMMENDATIONS

None.