



CALIFORNIA STATE
PUBLIC WORKS BOARD

EDMUND G. BROWN JR. • GOVERNOR

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STATE PUBLIC WORKS BOARD
August 12, 2016

MINUTES

PRESENT:

Ms. Eraina Ortega, Chief Deputy Director, Department of Finance
Mr. Jeff McGuire, Chief Deputy Director, Department of General Services
Mr. Kome Ajise, Director, Department of Transportation

CALL TO ORDER AND ROLL CALL:

Ms. Eraina Ortega, Chairperson of the Board called the meeting to order at 10:00 a.m.
Ms. Karessa Belben, Executive Assistant for the Board, called the roll. A quorum was established.

MINUTES:

The first order of business was approval and adoption of the August 12, 2016 minutes. Ms. Lukenbill reported that staff had reviewed and recommended approval and adoption of the minutes.

There were no questions or comments regarding the minutes.

A motion was made by Mr. McGuire and seconded by Mr. Ajise to approve and adopt the minutes. The minutes were approved by a 3-0 vote (Ms. Ortega, Mr. Dougherty, and Mr. Ajise all voting aye).

CONSENT ITEMS:

Ms. Lukenbill informed the Board the Consent Calendar consisted of three items:

- Consent Item 1: Consider accepting real property through a transfer of title for the Judicial Council, Napa Criminal Courts Building, Napa County.
- Consent Item 2: Consider authorizing site selection for the Department of Motor Vehicles, Delano Field Office Replacement, H Block Site in Kern County. Ms. Lukenbill noted that there are currently unrecorded rights for city-owned water and sewer lines located within an alley which bifurcates the proposed site. However, the City of Delano is expected to vacate that alleyway on 8/15, and prior to acquisition, DGS will confirm that all issues regarding these unrecorded rights have been resolved.
- Consent Item 3: Consider authorizing acquisition for the Department of Forestry and Fire Protection, Bieber Fire Station and Helitack Base Replacement Facility, Susanville Road Site in Lassen County

Staff recommended approval of the consent calendar.

There were no comments or questions from the Board or the public.

A motion was made by Mr. Ajise and seconded by Mr. McGuire to approve the Consent Items. The Consent Items were approved by a 3-0 vote (Ms. Ortega, Mr. Ajise, and Mr. McGuire all voting aye).

ACTION:

Ms. Lukenbill then presented the Action Items to the Board.

Action Item 1: If approved, the requested action would approve an augmentation of \$470,000, cumulatively 19.3 percent, in reimbursement authority from various grants for the Leo Carrillo State Park, Steelhead Trout Barrier Removal project.

Staff recommended approving the augmentation.

There were no comments or questions from the Board or public.

A motion was made by Mr. McGuire and seconded by Mr. Ajise to approve the Action Item. The Action Item was approved by a 3-0 vote (Ms. Ortega, Mr. Ajise, and Mr. McGuire all voting aye).

Action Item 2: If approved, the requested action would authorize site selection of 12 parcels in Madera, Fresno, and Kings Counties.

Staff recommended authorizing site selection.

There were no comments or questions from the Board or the public.

A motion was made by Mr. Ajise and seconded by Mr. McGuire to approve the Action Item. The Action Item was approved by a 3-0 vote (Ms. Ortega, Mr. Ajise, and Mr. McGuire all voting aye).

Action Item 3: If approved, the requested action will approve a First Amendment to the Second Easement Acquisition Agreement for three Union Pacific Railroad parcels in Fresno County.

Mr. Ajise asked Ms. Lukenbill if this was a clean-up item, which she confirmed. There were no comments or questions from the Board or public.

A motion was made by Mr. Ajise and seconded by Mr. McGuire to approve the Action Item. The Action Item was approved by a 3-0 vote (Ms. Ortega, Mr. Ajise, and Mr. McGuire all voting aye).

Action Item 4: If approved, the requested action would approve updates to Exhibits to the Right-Of-Way Contracts authorized by Resolution at the November 6, 2015 Public Works Board Meeting.

There were no comments or questions from the Board or public.

A motion was made by Mr. McGuire and seconded by Mr. Ajise to approve the Action Item. The Action Item was approved by a 3-0 vote (Ms. Ortega, Mr. Dougherty, and Mr. McGuire all voting aye).

Action Item 5: If approved, the action would adopt 11 Resolutions of Necessity authorizing the use of eminent domain to acquire properties in Kings and Kern counties, totaling approximately 114.6 acres. Specifically, the request would adopt Resolutions of Necessity for properties 1, 2, 4-6, 8, and 10-14.

Ms. Harj Chima, acting as Counsel to the Board on eminent domain issues, presented the Resolutions of Necessity and confirmed that the Resolutions of Necessity comply with the conditions required by the Code of Civil Procedure.

Ms. Chima asked Mr. Don Odell to address the objections that were sent on behalf of two properties. Mr. Odell stated to the Board that he had put together a table of the objections from the attorney for the River Ranch and Noland properties. Mr. Odell went through some of the objections from the letter and stated that they seemed to be mostly nonspecific statements against the process itself.

Ms. Ortega asked if there were any public comments on the item. Seeing none, Mr. Ajise stated that the items had all been site selected at previous meeting.

A motion was made by Mr. Ajise and seconded by Mr. McGuire to approve the Action Item. The Action Item was approved by a 3-0 vote (Ms. Ortega, Mr. Ajise, and Mr. McGuire all voting aye).

OTHER BUSINESS:

Ms. Lukenbill presented one item, which considered the authorization of an agreement with Gilbert Associates, Inc for auditing services.

Mr. McGuire asked Ms. Lukenbill if Gilbert Associates would have enough time from the close of the fiscal year to the end of the contract to complete their requirements. Ms. Lukenbill stated that the contract mirrors what the Public Works Board has used in the past.

A motion was made by Mr. Ajise and seconded by Mr. McGuire to authorize the agreement. The Other Business Item was approved by a 3-0 vote (Ms. Ortega, Mr. Ajise, and Mr. McGuire all voting aye).

CLOSED SESSION:

The next order of business was the Closed Session for the Board to confer with legal counsel regarding pending litigation pursuant to Government Code section 11126(e)(1) and (e)(2)(A), as follows:

1. Whittier Conservancy, a non-profit California corporation, vs. California Public Works Board; California Department of General Services; California Department of Finance, et al.
Alameda County Superior Court, Case No. RG15773639

2. We Be Jammin - Assessor Parcel Numbers: 508-020-15S and 508-020-16S
Authority Parcel Numbers: MF-10-0048 and MF-10-0049

3. Reed Land Holdings - Assessor Parcel Numbers: 487-180-04, 487-180-05, 487-180-06, 487-180-07, 487-180-08, 487-180-09, 487-180-10, and 487-180-13
Authority Parcel Numbers: FB-10-0245, FB-10-0246, FB-10-0247, FB-10-0248, FB-10-0250, FB-10-0590, FB-10-0591, FB-10-0858

Ms. Ortega reconvened the public Board meeting after conferring with counsel on the Whittier litigation and High Speed Rail project, and reported that the Board approved authorizing the litigation and provided direction on the High Speed Rail acquisitions.

REPORTABLES:

Staff presented the reportables for general Board items and also for property acquisitions for the High Speed Rail Authority.

NEXT MEETING:

Ms. Ortega stated the next Board meeting is scheduled for Friday, September 9 at 10:00 a.m. in Room 113 at the State Capitol.

Ms. Ortega asked if there were any comments or questions from the Board or the public. Seeing none, the meeting was adjourned at 11:30 a.m.