



STATE PUBLIC WORKS BOARD  
December 13, 2019

**APPROVED MINUTES****PRESENT:**

Ms. Gayle Miller, Chief Deputy Director, Department of Finance  
Mr. Daniel Kim, Director, Department of General Services  
Mr. Jim Davis, Chief Deputy Director, Department of Transportation  
Ms. Jacqueline Wong-Hernandez, Deputy Controller, State Controller's Office  
Mr. Blake Fowler, Director of Public Finance, State Treasurers Office  
Mr. Bryan Cash, Assistant Secretary for Administration and Finance, Natural Resources Agency  
Mr. Ash Kalra, Assemblymember

**BOND ITEMS:**

The first order of business was to consider five Bond Items:

- **Bond Item 1:** Ms. Sally Lukenbill, Deputy Director for the Board, indicated that if approved, Bond Item 1 would adopt a resolution authorizing actions to be taken to provide for interim financing, authorize the sale of lease revenue bonds, approve the form of and authorize the execution and delivery of a Project Delivery Agreement, and other related actions for the construction of the Mid-County Civil Courthouse in Riverside County, for the Judicial Council of California.

Staff recommended adoption of the resolution.

Ms. Bosler asked if there were any questions or comments from the Board, or from the public. There were none.

**A motion was made by Mr. Davis and seconded by Mr. Fowler to adopt the staff recommendation. The motion passed through a 5-0 roll-call vote (Ms. Miller, Mr. Kim, Mr. Davis, Ms. Wong-Hernandez, and Mr. Fowler all voting aye).**

- **Bond Item 2:** Ms. Lukenbill indicated to the Board that if approved, Bond Item 2 would adopt a resolution authorizing actions to be taken to provide for interim financing, authorize the sale of lease revenue bonds, approve the form of and authorize the execution and delivery of a Project Delivery Agreement, and other related actions for the construction of the New Santa Rosa Criminal Courthouse in Sonoma County, for the Judicial Council of California.

Staff recommended adoption of the resolution.

Ms. Miller asked if there were any questions or comments from the Board, or from the public. There were none.

**A motion was made by Mr. Davis and seconded by Mr. Kim to adopt the staff recommendation. The motion passed through a 5-0 roll-call vote (Ms. Miller, Mr. Kim, Mr. Davis, Ms. Wong-Hernandez, and Mr. Fowler all voting aye).**

- **Bond Item 3:** Ms. Lukenbill indicated to the Board that if approved, Bond Item 3 would adopt, authorize the sale of lease revenue bonds and other related actions for the construction resolution authorizing actions to be taken to provide for interim financing, authorize the sale of lease revenue bonds, and other related actions for the construction of the Adult Local Criminal Justice Project in Orange County, for the Department of Corrections and Rehabilitation.

Staff recommended adoption of the resolution.

Ms. Miller asked if there were any questions or comments from the Board, or from the public. There were none.

**A motion was made by Mr. Fowler and seconded by Ms. Wong-Hernandez to adopt the staff recommendation. The motion passed through a 5-0 roll-call vote (Ms. Miller, Mr. Kim, Mr. Davis, Ms. Wong-Hernandez, and Mr. Fowler all voting aye).**

- **Bond Item 4:** Ms. Lukenbill indicated to the Board that if approved, Bond Item 4 would adopt a resolution authorizing actions to be taken to provide for interim financing, authorize the sale of lease revenue bonds, approve the form of and authorize the executions and delivery of a Project Delivery Agreement, and other related actions for the construction of the Jail Project in Orange County, for the department of Corrections and Rehabilitation.

Staff recommended adoption of the resolution.

Ms. Miller asked if there were any questions or comments from the Board, or from the public.

Ms. Wong-Hernandez requested clarification on the description of Bond Item 4, and whether the language indicating that detainees would be housed at the facility was outdated.

Mike Potter, Chief of Planning and Finance for Corrections and Rehabilitation, explained to the Board that the language was outdated and confirmed that it was strictly a Jail project, and would not house detainees.

**A motion was made by Ms. Wong-Hernandez and seconded by Mr. Davis to adopt the staff recommendation. The motion passed through a 5-0 roll-call vote (Ms. Miller, Mr. Kim, Mr. Davis, Ms. Wong-Hernandez, and Mr. Fowler all voting aye).**

- **Bond Item 5:** Ms. Lukenbill indicated to the Board that if approved, Bond Item 5 would adopt a supplemental resolution authorizing actions to be taken to provide for interim financing, authorize the sale of lease revenue bonds, and other related actions for the construction of the San Luis Obispo Unit Headquarters Replacement in San Luis Obispo County, for the Department of Forestry and Fire Protection.

Staff recommended adoption of the supplemental resolution.

Ms. Miller asked if there were any questions or comments from the Board, or from the public. There were none.

**A motion was made by Mr. Kim and seconded by Ms. Wong-Hernandez to adopt the supplemental resolution. The motion passed through a 5-0 roll-call vote (Ms. Miller, Mr. Kim, Mr. Davis, Ms. Wong-Hernandez, and Mr. Fowler all voting aye).**

Ms. Miller excused and thanked Ms. Wong-Hernandez and Mr. Fowler.

**APPROVAL OF MINUTES:**

The next order of business was to approve the minutes from the November 8<sup>th</sup> Board meeting.

Ms. Lukenbill reported that Board staff had prepared and reviewed the minutes from the November 8<sup>th</sup> Board meeting, and recommended approval of the minutes.

Ms. Miller asked if there were any questions or comments from the Board, or from the public. There were none.

**A motion was made by Mr. Kim and seconded by Mr. Davis to approve the minutes from the November 8<sup>th</sup> Board meeting. The motion passed through a 3-0 roll-call vote (Ms. Miller, Mr. Kim and Mr. Davis all voting aye).**

**CONSENT ITEMS:**

The next order of business was to consider two Consent Calendars. First, Consent Calendar A was presented, which included two projects within the Natural Resources Agency. Ms. Lukenbill presented the following:

- Consent Item 1: Consider authorizing the acquisition of real property and the execution of a Property Acquisition Agreement and related agreements, and consider approving an augmentation, for the Higgins Corner Fire Station Replacement Facility Project in Nevada County, for the Department of Forestry and Fire Protection.
- Consent Item 2: Consider authorizing the acquisition of real property and the execution of a Property Acquisition Agreement and related documents, for the acquisition of the North Fork Mokelumne property in Amador County, for the Department of Forestry and Fire Protection.

Staff recommended approval of Consent Calendar A consisting of Consent Items 1 and 2.

Ms. Miller asked if there were any questions or comments from the Board, or from the public.

**A motion was made by Mr. Cash and seconded by Mr. Kim to approve Consent Calendar A. The motion passed through a 4-0 roll-call vote (Ms. Miller, Mr. Kim, Mr. Davis, and Mr. Cash all voting aye).**

Ms. Miller excused and thanked Mr. Cash

Next, Ms. Lukenbill presented Consent Calendar B, which consisted of one item. Ms. Lukenbill presented the following:

- Consent Item 1: Consider recognizing a scope change and an anticipated deficit for the Pelican Bay State Prison Fire Suppression Upgrade Project in Del Norte County, for the Department of Corrections and Rehabilitation.
- Consent Item 2: Consider recognizing a scope change and an anticipated deficit, and consider approving preliminary plans, for the San Quentin State Prison Cognitive Behavioral Treatment Space Project in Marin County, for the Department of Corrections and Rehabilitation.
- Consent Item 3: Consider recognizing a scope change and revised project costs for the Jail Project in Siskiyou County, for the Department of Corrections and Rehabilitation.

- Consent Item 4: Consider approving an allocation of \$17 million authority and consider recognizing revised project costs for five Statewide Health Care Facility Improvement Program projects, for the Department of Corrections and Rehabilitation.
- Consent Item 5: Consider recognizing a scope change for 3 projects and anticipated deficits for 8 projects, and consider approving preliminary plans for 11 projects and the use of inmate/ward labor for 11 projects, for the Statewide Medication Distribution Improvements Project, Phase II, for the Department of Corrections and Rehabilitation.
- Consent Item 6: Consider recognizing a scope change for the Agriculture Science and Industrial Technologies Complex project at Merced Community College District, Merced College, for the California Community Colleges.

Ms. Lukenbill noted that all 6 items required a 20-day notice to the Joint Legislative Budget Committees and the fiscal committees in each house and the review period for the actions had expired without adverse comment.

Staff recommended approval of Consent Calendar B consisting of Consent Items 1 through 6.

Ms. Miller asked if there were any questions from the Board, or from the public.

Mr. Kim asked for clarification on Consent Item 1. He asked why the connection issues related to the existing fire suppression system were not identified earlier in the preliminary plans phase.

Mr. Potter explained that during preliminary plans, the plan was to use the existing equipment, but later realized the equipment was too outdated to work with the newer equipment.

Mr. Kim then requested clarification regarding Consent Item 5 to better understand if the Department of Corrections and Rehabilitation would be expanding each of the sites for dispensing of the drugs.

Mr. Potter stated that it would not be an expansion, but that it was realized during the development of the Health Care Facilities Improvement Program projects that there was not enough space provided to distribute medications effectively throughout the entire institution. Medication Distribution Phase II projects are an effort to account for this and to ensure all medication is distributed as needed for the institution.

**A motion was made by Mr. Davis and seconded by Mr. Kim to approve Consent Calendar B. The motion passed through a 3-0 roll-call vote (Ms. Miller, Mr. Kim, and Mr. Davis all voting aye).**

**ACTION ITEMS:**

The next order of business was to consider approving one action item:

- Action Item 1: Ms. Lukenbill indicated to the Board that if approved, the action would adopt one Resolution of Necessity authorizing the use of eminent domain to acquire a Fresno Rescue Mission property in Fresno County, for the High Speed Rail Authority.

Ms. Lukenbill noted that the Authority notified Board staff that on October 7, 2019, the property owner was provided with a first written offer to purchase the subject property, as required by Government Code section 7267.2.

Ms. Lukenbill stated that on November 21, 2019, a Notice of Intent to adopt a Resolution of Necessity was mailed to the property owner. The notice was sent in accordance with Code of Civil Procedure section 1245.235.

Mr. Joe Carroll, counsel to the Board on eminent domain items, approached the Board and presented the Resolution of Necessity.

Mr. Carroll stated that the Resolution of Necessity before the Board had been reviewed to ensure there was prima facie evidence that the factors set forth in Code of Civil Procedure Section 1245.230 are present for the Fresno Mission property, and if the Board agrees and determines the factors are present, the Board may move to adopt the Resolution of Necessity.

Staff recommended adoption of the Resolution of Necessity authorizing the use of eminent domain. Ms. Miller asked if there were any questions from the Board, or from the public. There were none.

**A motion was made by Mr. Davis and seconded by Mr. Kim to adopt staff recommendation. The motion passed through a 3-0 roll-call vote (Ms. Miller, Mr. Kim, and Mr. Davis all voting aye).**

#### **OTHER BUSINESS:**

The next order of business was to consider the adoption of a resolution authorizing the delegation of certain functions and approvals to Board staff, to allow for administrative efficiencies.

Ms. Lukenbill stated that Pursuant to Government Code Section 15770.2, the Board may delegate any duties it deems proper to the Executive Director and any of the Deputy Directors provided that there are no controversial issues or policy concerns with such approvals. The proposed resolution would replace a prior resolution approved by the Board on March 9, 2018.

Staff recommended adoption of the resolution.

Ms. Miller asked if there were any questions or comments from the Board, or from the public. There were none.

**A motion was made by Mr. Kim and seconded by Mr. Davis to adopt the resolution. The motion passed through a 3-0 roll-call vote (Ms. Miller, Mr. Kim, and Mr. Davis all voting aye).**

#### **REPORTABLES:**

Ms. Lukenbill presented the reportables for the period November 9, 2019 to December 13, 2019, and told the Board that she would answer any questions. The Board had none.

#### **NEXT MEETING:**

Ms. Bosler stated that the next Board meeting is scheduled for Monday, January 13, 2020 at 10:00 a.m. in Room 113 at the State Capitol.

Ms. Miller asked if there were any other questions or comments from the Board, or from the public. There were none.

The meeting was adjourned at 10:26 a.m.