



STATE PUBLIC WORKS BOARD  
January 15, 2021

**APPROVED MINUTES**

**PRESENT:**

Ms. Gayle Miller, Chief Deputy Director, Department of Finance  
Ms. Greenberg, Department of Transportation  
Ms. Osborn, Chief Deputy Director, Department of General Services

**CALL TO ORDER AND ROLL CALL:**

Ms. Gayle Miller, Chairperson of the Board, called the meeting to order at 10:00 a.m.  
Ms. Kat Lee, serving as Secretary to the Board, called the roll. A quorum was established.

**MINUTES:**

The next order of business was to approve the minutes from the December 11, 2021 Board meeting.

Ms. van Ravenhorst stated that staff had prepared and reviewed the minutes from the December 11, 2020 Board meeting and recommended approval of those meeting 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 Ms. Miller and seconded by Ms. Greenberg to approve the meeting minutes. The motion passed unanimously through a 3-0 roll-call vote (Ms. Miller, Ms. Greenberg, and Ms. Osborn all voting aye).**

**CONSENT ITEMS:**

Ms. Miller indicated there were no consent items to consider before the Board today.

**ACTION ITEMS:**

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

- Action item 1: If approved, the action would rescind Resolutions of Necessity authorizing the use of eminent domain to acquire the following properties or interest in properties for the High Speed Rail Authority:
  - Breckenridge Property in Tulare County
  - Stiefvater Property in Tulare County

Ms. van Ravenhorst noted that on April 10, 2015, the Board adopted Resolutions of Necessity authorizing the use of eminent domain to acquire a portion of the Breckenridge and the Stiefvater properties for the construction of grade separations at Avenue 128 and 112. Since that time, the High Speed Rail Authority has adopted a redesign of the grade separations that resulted in the properties no longer being necessary for the High Speed Train System.

Staff recommended approval of the rescission of two Resolutions of Necessity authorizing the use of eminent domain to acquire properties or interest in properties for High Speed Rail.

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

**A motion was made by Ms. Osborn and seconded by Ms. Greenberg to adopt the staff recommendation to approve Action Item 1. The motion passed unanimously through a 3-0 roll-call vote (Ms. Miller, Ms. Greenberg, and Ms. Osborn all voting aye).**

- Action item 2: If approved, the action would adopt six Resolutions of Necessity authorizing the use of eminent domain to acquire properties or interests in properties for the High Speed Rail Authority.

Ms. van Ravenhorst noted that property #5, the DCTN3 388 Fresno Parcel (Fresno County), and property #6, the Dias Property (Kings County) had been pulled from the agenda and would not be part of the vote.

Ms. van Ravenhorst stated that the parcels that were the subject of the action were within the right of way for the Initial Operating Segment, Section 1 of the High Speed Train System.

Ms. van Ravenhorst stated that the Authority notified the Board that property owners were provided with the first written offers to acquire the subject properties between July 2020 and November 2020, as required by government code section 7267.2. On December 22, 2020 and December 29, 2020, Notices of Intent to adopt a Resolutions of Necessity were mailed to the property owners. The notices was sent in accordance with the Code of Civil Procedure section 1245.235.

Ms. van Ravenhorst noted that the members' briefing packages contained the RONS and maps for each of the properties and the Board did not received any objections from the respective property owners or their counsel for the subject properties.

Jesus Corral, serving as counsel to the Board on Eminent Domain items, presented the RONS. He explained that it was counsel's opinion that there was prima facie evidence that the factors set forth in Code of Civil Procedures section 1245.230 were present, and that if the Board agreed and determined that the factors were present, the Board may move to adopt the RONS.

Staff recommended adoption of the six Resolutions of Necessity authorizing the use of eminent domain to acquire properties or interests in properties for High Speed Rail. Specifically, staff recommends the adoption of properties 1-4 and 7-8.

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

**A motion was made by Ms. Greenberg and seconded by Ms. Osborn to approve Action Item 2 to adopt the Resolutions of Necessity. The motion passed unanimously through a 3-0 roll-call vote (Ms. Miller, Ms. Greenberg, and Ms. Osborn all voting aye).**

**OTHER BUSINESS:**

NONE

**GENERAL PUBLIC COMMENT:**

NONE

**REPORTABLES:**

Ms. van Ravenhorst presented the reportable items for the period of December 1, 2020 through January, 4, 2021.

**NEXT MEETING:**

Ms. Miller stated that the next Board meeting was scheduled for Friday, February 12, 2021, and information would be posted on the Board's website.

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

The meeting was concluded.