



STAFF ANALYSIS

STATE PUBLIC WORKS BOARD

Friday, November 8, 2024, at 10:00 a.m.

1021 O Street, Room 2100, Sacramento, California

This meeting can also be accessed by the public through the following zoom link or phone number:
<https://us06web.zoom.us/j/89206382239?pwd=55IBHqbePEKmnFFuOqS4UDolstsEv4.1>

Meeting ID: 892 0638 2239
Passcode: r3#fs1D&
By Phone: 1 669 219 2599
Meeting ID: 892 0638 2239
Passcode: 62158113

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Members of the Board will attend the meeting at the physical location identified above. The public may observe the meeting and address the Board in person, through the Zoom link, or via the telephone number identified above. If using the Zoom platform, please install the Zoom application and enter the virtual conference room prior to the meeting start time. Members of the public may also submit comments in advance of the meeting. If members of the public wish to submit comments, the Board asks members of the public to provide written comments to Angela.Noland@dof.ca.gov prior to the meeting. To the extent possible, all written comments will be distributed to the members of the Board prior to the meeting.

Pursuant to section 11125 of the Government Code, notice of all Board meetings will be given at least ten days in advance and such notice must include a copy of the agenda. Members of the public may address the Board prior to it taking action on any matter in the agenda. This notice and the Board agenda for the current month are available on the State Public Works Board website. [Please click here to view](#). The full Board member briefing package is available upon request. Please send an email to Angela.Noland@dof.ca.gov. Individuals who need disability-related accommodation, including auxiliary aids for effective participation at this public meeting are invited to make their requests and preferences known to Angela Noland at (916) 445-9694 or e-mail to Angela.Noland@dof.ca.gov, five days prior to the meeting.

BOND ITEMS

NONE

MINUTES

Consider approving the minutes from the October 4, 2024, meeting.

Staff have reviewed the minutes from the October 4, 2024, meeting and recommend approval.

Staff Recommendation: **Approve minutes from the October 4, 2024, meeting.**

CONSENT ITEMS

NONE

ACTION ITEMS

ACTION ITEM—1

**HIGH SPEED RAIL AUTHORITY (2665)
MERCED TO BAKERSFIELD SEGMENT
FRESNO COUNTY**

Authority: 2012 Budget Act, Item 2665-306-0890 (1), as reappropriated by the 2018 and 2021 Budget Acts
 2012 Budget Act, Item 2665-306-6043 (1), as reappropriated by the 2018 Budget Act
 2014 Budget Act, Item 2665-306-3228 (1),
 2021 Budget Act, 2665-301-6043 (1),
 2024 Budget Act, 2665-301-9332 (1)
 Section 39719(b) (2) of the Health and Safety Code
 Section 39719.1 of the Health and Safety Code
 Section 15854 of the Government Code

Consider the adoption of Resolutions of Necessity authorizing the use of eminent domain by the High-Speed Rail Authority to acquire the following properties or interests in property for the High-Speed Train System:

- 1. Forkner Property (Fresno County)
Authority Parcel Number: MF-10-0805-1
Assessor Parcel Number: None Assigned**

- 2. Zeman Property (Fresno County)
Authority Parcel Number: MF-10-0852-1
Assessor Parcel Number: None Assigned**

STAFF ANALYSIS ITEM—1

High Speed Rail Authority
Merced to Bakersfield Segment
Fresno County

Action Requested

Adopt Resolutions of Necessity authorizing the use of eminent domain by the High-Speed Rail Authority to acquire properties or interests in property for the High-Speed Train System.

Background

Under California Eminent Domain Law, the Board is the governing body of the High-Speed Rail Authority (Authority) for purposes of adopting Resolutions of Necessity that are required for the Authority to initiate eminent domain proceedings. To adopt a Resolution of Necessity the Board must consider that the following conditions have been met:

- (A) The public interest and necessity require the project;
- (B) The project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
- (C) The property sought to be acquired is necessary for the project; and,
- (D) The offer required by Government Code section 7267.2 has been made to the owner or owners of record or the offer has not been made because the owner cannot be located with reasonable diligence.

The properties are within the right of way for the 171-mile Merced to Bakersfield Segment and are within the preferred alignment as previously approved by both the High-Speed Rail Authority Board of Directors and the Federal Railroad Administration. Acquisition of these properties will allow the Authority to move forward with construction of the High-Speed Train System (HSTS).

The Authority notified the Board's staff that for Properties 1 and 2, in May of 2024 respective property owners who could be located were provided with a first written offer to purchase the subject property, as required by Government Code section 7267.2. The Authority has informed the Board's staff that negotiations to acquire the property are continuing; however, to keep the project on schedule, the adoption of Resolutions of Necessity to authorize the use of eminent domain is required at this time. For two of the owners of Property 1, a formal offer to purchase the Property was not mailed due to the inability to locate the owners of record or confirm the identity or any appropriate heirs, descendants, or devisees.

On October 23, 2024, Notices of Intent to adopt a Resolution of Necessity were mailed by Board staff to the owners. The Notice of Intent for Property 1 was also posted at the property boundary. These notices were sent in accordance with Code of Civil Procedure section 1245.235.

Property Specific Information:

1. Forkner Property (Fresno County)

Authority Parcel Number: MF-10-0805-1

Assessor Parcel Number: None Assigned

Full Acquisition: Approximately 1.29 acres in fee

The property interests identified by the Authority Parcel Number is needed to acquire the underlying fee roadway for realignment of Golden State Boulevard at West Herndon Avenue.

2. Zeman Property (Fresno County)

Authority Parcel Number: MF-10-0852-1

Assessor Parcel Number: None Assigned

Full Acquisition: Approximately 0.17 acre in fee

The property interests identified by the Authority Parcel Number is needed to acquire the underlying fee roadway for realignment of Golden State Boulevard at West Kathryn Avenue.

Staff Recommendation:

Adopt Resolutions of Necessity authorizing the use of eminent domain by the Authority to acquire the above-described properties or interests in property for the HSTS.

OTHER BUSINESS

NONE

GENERAL PUBLIC COMMENT

REPORTABLES

REPORTABLE ITEMS

For November 8, 2024, Board Meeting

Actions Authorized by Staff from September 23, 2024, through October 27, 2024

As Authorized by Resolution of the Board dated December 13, 2019

Department/Org Code	Project Title/County	Project Authority	Action	Amount/(Percent)
Department of Motor Vehicles (2740)	Santa Maria Field Office Replacement Santa Barbara County	2015 Budget Act, 2740-301-0044(2) 2016 Budget Act, 2740-301-0044(2) 2022 Budget Act, 2740-301-0001(4)	Approve augmentation	\$1,888,000 (7.9 percent of total project appropriations)
California Tahoe Conservancy (3125)	Motel 6 Demolition and Site Stabilization Project El Dorado County	2024 Budget Act, 3125-301-0262(1) 2024 Budget Act, 3125-301-0568(1) 2024 Budget Act, 3125-301-0568(1) 2024 Budget Act, 3125-301-6088(1)	Approve preliminary plans	
Board of State and Community Corrections (5227)	Adult Local Criminal Justice Facilities Project Plumas County	Sections 15820.94 – 15820.948 of the Government Code (SB 844)	Recognize revised project costs	\$25,530,000 total authorized project costs Increase of \$179,000 local costs