



JUDICIAL COUNCIL OF CALIFORNIA

TRIAL COURT FACILITY MODIFICATION
ADVISORY COMMITTEE

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TRIAL COURT FACILITY MODIFICATION ADVISORY COMMITTEE

MINUTES OF OPEN SESSION OF MEETING

May 14, 2021

10:00 AM - 1:59 PM

Judicial Council of California – Videoconference

Advisory Body Members Present: Hon. Donald Cole Byrd, Chair
Hon. William F. Highberger, Vice-Chair
Hon. Garry G. Haehnle
Hon. Jennifer K. Rockwell
Hon. Vanessa W. Vallarta
Mr. W. Samuel Hamrick, Jr.
Mr. Shawn C. Landry
Mr. Jarrod Orr
Mr. Darrel E. Parker

Advisory Body Members Absent: Hon. Brad R. Hill
Hon. Patricia M. Lucas

Staff Present: The following Judicial Council staff were present:
Ms. Pella McCormick, Director, Facilities Services
Mr. Jagan Singh, Principal Manager, Facilities Services
Mr. Jim Peterson, Principal Manager, Facilities Services
Ms. Mimi Morris, Principal Manager, Facilities Services
Ms. Maria Atayde-Scholz, Manager, Facilities Services
Ms. Peggy Symons, Manager, Facilities Services
Ms. Nanci Connelly, Supervisor, Facilities Services
Mr. Paul Fitzgerald, Supervisor, Facilities Services
Mr. Chris Magnusson, Supervisor, Facilities Services
Mr. Glenn Mantoani, Supervisor, Facilities Services
Mr. Steve Shelley, Supervisor, Facilities Services
Mr. Randy Swan, Supervisor, Facilities Services
Mr. Paul Terry, Supervisor, Facilities Services
Mr. Patrick Treanor, Supervisor, Facilities Services
Mr. Yassen Roussev, Supervisor, Facilities Services
Mr. Ed Ellestad, Supervisor, Facilities Services
Mr. Charley Martel, Supervising Attorney, Legal Services
Ms. Kristin Kerr, Attorney, Legal Services
Ms. Maggie Stern, Attorney, Legal Services
Ms. Rose Livingston, Senior Analyst, Judicial Council
Ms. Kate Albertus, Facilities Analyst, Facilities Services
Ms. Akilah Robinson, Associate Analyst, Facilities Services

OPEN SESSION OF MEETING

Call to Order, Opening Remarks, and Roll Call

The chair called the open session of the meeting to order at 10:00 AM, roll was taken, and opening remarks were made.

Approval of Minutes

The advisory committee voted to approve the open session minutes of its meeting held on April 12, 2021. (*Motion: Highberger; Second: Vallarta*)

PUBLIC WRITTEN COMMENTS

No public comments were received.

OPEN SESSION - ACTION ITEMS (ITEMS 1-8)

Action Item 1 – Facility Modification Program Budget Actions

The committee received an update on the status of the Facility Modification (FM) Program Budget and approved the following budget reallocations:

- 1) Move \$1 million from the *Priority 2 FMs Under \$100K* budget to the *Priority 1 Emergency FMs* budget;
- 2) Move \$1.5 million from the *Priority 2 FMs Under \$100K* budget to the *Priority 2 FMs Over \$100K* budget; and
- 3) Move \$1 million from the *FMs Less than \$2K* budget to the *Priority 2 FMs Over \$100K* budget.

(*Motion: Vallarta; Second: Highberger*)

Action Item 2 – List A – Emergency Facility Modification Funding (Priority 1)

The committee approved 171 projects for a total of \$2,757,733 to be paid from FM program funds previously encumbered for Priority 1 projects. (*Motion: Rockwell; Second: Orr*)

Action Item 3 – List B – Facility Modifications Under \$100K (Priority 2)

The committee approved 9 projects for a total of \$189,523 to be paid from FM program funds to be encumbered for Priority 2 projects under \$100K. (*Motion: Vallarta; Second: Hamrick*)

Action Item 4 – List C – Facility Modification Cost Increases Over \$50K

The committee approved cost increases of over \$50K for 3 projects, for a total cost of \$224,306 to be paid from FM program funds. (*Motion: Haehnle; Second: Parker*)

Action Item 5 – List D – Facility Modifications Over \$100K (Priority 2) and Priority 3 Facility Modifications

The committee approved 9 projects over \$100K for a total Judicial Council share of \$9,951,185, plus the conditional approval of 2 additional projects (project Nos. 10 and 11) for a total Judicial

Council cost of \$1,645,822, which is subject to available funding. Projects will be funded using \$4.05 million in administrative savings, FM program funds, and \$2.05 million in additional FY 2020–21 funding from the state Department of Finance. (*Motion: Vallarta; Second: Rockwell*)

Action Item 6 – Pre-Approval of List G Planned Facility Modification Projects Over \$100K for FY 2021–22

The committee approved the first two projects (Solano – Solano Justice Building and Los Angeles – Clara Shortridge Foltz Criminal Justice Center) on List G Planned FM Projects over \$100K for a Judicial Council share of \$3,423,461, subject to the 2021 Budget Act (FY 2021–22) enactment. The committee declined to fund the third project (Imperial – Winterhaven Court) and requested staff return with more information on it for consideration at its meeting on July 19, 2021. (*Motion: Highberger; Second: Rockwell*)

Action Item 7 – October Meeting Travel Plans

The committee approved proposed travel plans for a two-day meeting scheduled on October 28-29, 2021, including courthouse tours in Fresno, Madera, and Merced counties on Day 1 and its public meeting on Day 2 at the Judicial Council’s Sacramento office. Day 2 was amended to include a tour of the construction site for the New Sacramento Criminal Courthouse. (*Motion: Highberger; Second: Rockwell*)

Action Item 8 – Judicial Council Membership in Tuolumne Public Power Agency for New Sonora Courthouse

To receive more information about the arbitration clause, the committee deferred approval of the report to the Judicial Council—for the council’s membership in the Tuolumne Public Power Agency for the New Sonora Courthouse—until its meeting on July 19, 2021.

OPEN SESSION - DISCUSSION ITEMS (ITEMS 1–4)
(NO ACTION REQUIRED)

Discussion Item 1 – List E – Court-Funded Requests (CFRs)

The committee reviewed CFR projects approved by the Facilities Services Director since the last meeting: 8 CFRs were approved (2 FMs and 6 lease extensions). No CFRs were cancelled during the reporting period.

Discussion Item 2 – List F – Funded Facility Modifications on Hold

The committee reviewed the list of previously funded FM projects on hold.

Discussion Item 3 – Facility Modification Project Reports

The committee received an overview of FM reports that are now being made available for tracking larger projects.

Discussion Item 4 – Director’s Report

The committee received updates on:

- 1) State Assembly and Senate budget subcommittees hearings, including support for the following: \$24.4 million for preventative maintenance; \$18.6 million for utilities; \$7.6 million for leases; an *additional* \$158 million one-time for deferred maintenance (\$150 million for trial courts and \$8 million for appellate courts); \$19 million for major repairs at the Orange County Central Justice Center and San Diego County East County Regional Center; and five new JCC facilities positions; and
- 2) The analysis of air scrubbers that staff is continuing to research and for which a pilot project is being developed for air quality monitoring—with and without air scrubbers—both inside and outside of buildings. This pilot project will likely be deployed in late-summer 2021 to gain data to inform a broader policy on air scrubbers deployment.

OPEN SESSION – INFORMATION-ONLY ITEMS (ITEMS 1–4) (NO ACTION REQUIRED)

Information Item 1 – Judicial Branch Energy Use Intensity (EUI) Data

The committee received an overview of Judicial Branch EUI data.

Information Item 2 – DMF-2 Projects Update

The committee received an update on the status of DMF-2 projects.

Information Item 3 – DMF-3 Projects Update

The committee received an update on the status of DMF-3 projects.

Information Item 4 – Architectural Revolving Fund Projects Update

The committee received an update on FM projects in the Architectural Revolving Fund.

ADJOURNMENT TO CLOSED SESSION AND ADJOURNMENT

There being no further open session business, the open session of the meeting was adjourned at 1:59 PM, and the advisory committee moved to the closed session of the meeting. The closed session of the meeting—which was closed to the public for discussion of security-related items (per Cal. Rules of Court, Rule 10.75(d))—was adjourned at 2:12 PM, and the committee moved to the closed education session. The closed education session adjourned at 2:39 pm.

Approved by the advisory body on July 19, 2021.