



CALIFORNIA STATE  
**PUBLIC WORKS BOARD**

GRAY DAVIS, GOVERNOR

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STATE PUBLIC WORKS BOARD  
January 12, 2001

**MINUTES**

**PRESENT:**

Ms. Annette Porini, Chief Deputy Director, Department of Finance  
Ms. Rosamond Bolden, Chief Deputy Director, Department of General Services  
Mr. James Roberts, Chief Deputy Director, Project Development, Department of Transportation

**ATTENDANCE NOTE REQUIRED, NO BOND ITEMS:**

State Treasurer's Office  
State Controller's Office

**ADVISORY MEMBER:**

Director, Employment Development Department

**LEGISLATIVE ADVISORS:**

Assembly Member, Darrell Steinberg  
Assembly Member Kevin Shelley  
Assembly Member Sally Havice  
Senator Richard G. Polanco  
Senator  
Senator

**STAFF PRESENT:**

James E. Tilton, Administrative Secretary, State Public Works Board  
Kathryn Amann, Assistant Administrative Secretary, State Public Works Board  
Madelynn McClain, Secretary, State Public Works Board  
Rocel Bettencourt, Budget Analyst, Department of Finance  
Kathryn Grosz, Budget Analyst, Department of Finance

**OTHERS PRESENT:**

Cynthia Spita, Department of Parks and Recreation  
Sabrina Winn, Department of Parks and Recreation  
Pamela West, Military Department  
Gerry Clark, Department of General Services  
Daye Appel, Military Department  
Robert Oates, Department of General Services  
Doug Brenning, Department of General Services  
Anita Nord, State Treasurer's Office  
Chris Vance, State Treasurer's Office  
Darlene Maston, Department of Corrections

**CALL TO ORDER AND ROLL CALL:**

Ms. Porini, Chairperson, Chief Deputy Director, Department of Finance at 10:03 am called the meeting to order. Mr. Tilton, Administrative Secretary for the State Public Works Board called the roll. A quorum was established.

**APPROVAL OF MINUTES:**

Mr. Tilton reported staff had reviewed the minutes from the December 8, 2000, meeting and believed them to accurately reflect the Board's proceedings at the meeting and recommended approval.

**Hearing no other objections, the minutes of the December 8, 2000, meeting were unanimously approved.**

**BOND ISSUES:**

Mr. Tilton reported that there were no bond items.

**CONSENT CALENDAR:**

Mr. Tilton noted that the Consent Calendar covered Items #1 through #12.

Mr. Tilton indicated that in summary, the consent calendar proposes three requests to approve preliminary plans, three requests to recognize scope change, four requests to approve site selection, one request to approve redirection of project authority to fund additional legal fees, and one request to approve redirection of existing project authority.

Mr. Tilton reported that there were three 20-day letters. Item #2, Franchise Tax Board, Los Angeles Field Office, Security Improvements, recognize a scope change. A 20-day letter was sent to the Legislature on December 20, 2000, without comment. Item #11, California Community Colleges, Ventura County Community College District, Ventura Community College, Learning Resource Center, recognize a scope change. A 20-day letter was sent to the Legislature on October 18, 2000. The JLBC sent a letter on November 9, 2000 raising concerns with this project. Since then, staff has worked with the Legislative Analyst's Office to address these concerns, and have reached an agreement allowing this project to move forward. Another 20-day letter was sent to the Legislature on November 21, 2000, without comment. Item #12, Military Department, Bakersfield-Union Armory, recognize scope change. A 20-day letter was sent to the Legislature on December 5, 2000, without comment.

Staff recommends approval of the consent calendar, Items #1, through #12.

**A motion was made by Mr. Roberts, and Seconded by Ms. Bolden to adopt the Consent Calendar, and to approve Agenda Items #1, through #12.**

**The consent calendar was adopted by a 3-0 vote.**

**ACTION ITEMS:**

Mr. Tilton noted there were four action items.

Action Item #13, Department of General Service, Department of Forestry and Fire Protection, Stevens Creek Forest Fire Station. This action approves project termination and the reversion of construction funds totaling \$913,000.

**A motion was made by Ms. Bolden, and Seconded by Mr. Roberts to adopt the Action Item, and to approve Agenda Item #13.**

**The action item was adopted by a 3-0 vote.**

Action Item #14, Department of Forestry and Fire Protection, Hammond Forest Fire Station. This action approves project termination and the reversion of construction funds totaling \$883,000.

**A motion was made by Mr. Roberts, and Seconded by Ms. Bolden to adopt the Action Item, and to approve Agenda Item #14.**

**The action item was adopted by a 3-0 vote.**

Action Item #15, Department of Forestry and Fire Protection, Hesperia Forest Fire Station. This action approves project termination and the reversion of construction funds totaling \$916,000.

**A motion was made by Ms. Bolden, and Seconded by Mr. Roberts to adopt the Action Item, and to approve Agenda Item #15.**

**The action item was passed with a 3-0 vote.**

Action Item #16, University of California, Lease Revenue Bonds, Teaching Hospital Seismic Program: University of California, Los Angeles County. This action will adopt a resolution declaring the State Public Works Board's official intent to reimburse certain capital outlay expenditures from proceeds of tax-exempt indebtedness.

**A motion was made by Mr. Roberts, and Seconded by Ms. Bolden to adopt the Action Item, and to approve Agenda Item #16.**

**The action item was passed with a 3-0 vote.**

**OTHER BUSINESS:**

Mr. Tilton noted that there were no items of other business.

**REPORTABLES:**

Mr. Tilton indicated there were eight reportables.

**NEXT MEETING:**

Mr. Tilton noted that the next PWB meeting is scheduled for Friday, February 9, 2001, at 10:00 am in Room 113.

Having no further business, the meeting was adjourned at 10:09 a.m.

## **BOND ITEMS**

### **BOND – ITEM**

**NO BOND ITEMS.**

# **BOND ITEMS**

## **STAFF ANALYSIS – ITEM**

**NO BOND ITEMS.**

# CONSENT ITEMS

## CONSENT – ITEM 1

**DEPARTMENT OF JUSTICE (0820)**  
**HAWKINS DATA CENTER, SACRAMENTO COUNTY**  
Replace Computer Room Fire Suppression System

*Authority: Chapter 52/00, Item 0820-301-0001 (4.5)*

**a. Approve preliminary plans**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 1

Department of Justice – Hawkins Data Center  
Replace Computer Room Fire Suppression System

### Action Requested

**The requested action will approve preliminary plans and release working drawing funds for this project.**

### Scope Description

**This project is within scope.** This project consists of replacement of the existing halon fire suppression system located at the Hawkins Data Center. The new system will be a FM200 fire suppression system and shall include piping, FM200 containers, detectors (smoke and heat), control panels, alarms, and wiring as required to complete the new system. Architecturally, small closets will be built to house the new FM200 tanks. The existing halon tanks, piping and control panels will be removed upon the completion of the new system.

### Funding and Project Cost Verification

**The project is within cost.**

\$1,031,000 total authorized project costs

\$43,000 project costs previously allocated: \$43,000 preliminary plans

\$988,000 project costs to be allocated: \$57,000 working drawings; \$931,000 construction (\$805,000 contract, \$56,000 contingency and \$70,000 A&E)

### CEQA

A Notice of Exemption was filed with the State Clearinghouse on November 21, 2000, and the waiting period will expire on December 26, 2000.

### Project Schedule

**The project schedule is as follows:**

Approve working drawings: July 2001  
Complete construction: May 2002

**Staff Recommendation: Approve preliminary plans and the release of working drawing funds.**

# CONSENT ITEMS

## CONSENT – ITEM 2

**FRANCHISE TAX BOARD (1730)**  
**LOS ANGELES FIELD OFFICE, LOS ANGELES COUNTY**  
Security Improvements

*Authority: Chapter 52/99, Item 1730-301-0001 (2)*

**a. Recognize scope change**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 2

Franchise Tax Board, Los Angeles Field Office  
Security Improvements

### Action Requested

**The requested action will recognize a scope change for this project.**

### Scope Description

**This project is not within scope.** This project provides for renovation of the existing lobby area of the Los Angeles Field Office to include modifications to the service counters; security cameras; bullet-resistant partitions, service windows, and doors; and replacement of limited floor finishes, painting and light fixtures. Franchise Tax Board was able to complete part of the renovation with other funds reducing the total number of affected security windows from 9 to 3. The bid award neglected to include the security cameras and other minor security items required to be in compliance with Franchise Tax Board's written security standards for Joint Taxpayer Service Centers. Franchise Tax Board will request an increase within the appropriation for those items at a future PWB meeting. A 20-day scope change letter was sent to the Legislature on December 20, 2000, without comment.

### Funding and Project Cost Verification

**This project is within cost.**

\$438,000 total estimated project cost

\$187,000 project costs previously allocated: preliminary plans \$31,000; working drawings \$35,000; construction \$121,000 (\$78,000 contract, \$5,000 contingency, \$38,000 A&E)

\$251,000 bid savings

### CEQA

A Notice of Exemption was filed with the State Clearinghouse on January 25, 2000, and the waiting period expired on February 28, 2000.

### Project Schedule

**The project schedule is as follows:**

Complete Construction: May 2001

**Staff Recommendation: Recognize scope change.**

# CONSENT ITEMS

## CONSENT – ITEM 3

DEPARTMENT OF GENERAL SERVICES (1760)  
DEPARTMENT OF FORESTRY AND FIRE PROTECTION (3540)  
UKIAH AIR ATTACK BASE: REPLACEMENT FACILITY, MENDOCINO COUNTY  
CDF 151, Parcel 9838

*Authority: Chapter 324/98, Item 3540-301-0001(6)*

a. **Authorize site selection**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 3

Department of General Services, California Department of Forestry and Fire Protection  
Ukiah Air Attack Base, CDF 151, Parcel 9838

### Action Requested

**The requested action will authorize site selection for this project.**

### Scope Description

**This project is within scope.** The project provides for securing either fee title or a long-term ground lease to accommodate the construction of a new Air Attack Base. The existing facility no longer meets safety and operational needs. The acquisition phase of the project includes securing a long-term ground lease for approximately 12 acres.

### Funding and Project Cost Verification

**This project is within cost.** Chapter 324/98, Item 3540-301-0001(6), provides \$670,000 for acquisition.

\$7,405,000 total estimated project costs

\$394,000 project costs previously allocated: acquisition \$142,000; preliminary plans \$252,000

\$7,011,000 project costs to be allocated: balance of acquisition \$528,000, working drawings \$394,000 and \$6,089,000 construction (\$5,062,000 contract, \$253,000 contingency, and \$774,000 A & E) at CCCCI 4019

### Project Schedule

**The project schedule is as follows:**

Site to be secured with a long-term lease to be completed and signed by July of 2001.

### Other

- The proposed site meets the requirements of the California Department of Forestry and Fire Protection (CDF).
- There is no relocation assistance involved with this project.
- The acquisition cost or lease rate will be based on the fair market value as determined by a Department of General Services appraisal dated March 1, 2000.
- There is no implied dedication involved with this project.
- DGS and CDF have inspected the property and found no evidence of contamination from hazardous materials.
- An environmental impact report was filed for public comment on January 31, 2000. DGS is addressing the potential environmental impact and responding to public comments.

**Staff Recommendation: Authorize site selection.**

# CONSENT ITEMS

## CONSENT – ITEM 4

**DEPARTMENT OF GENERAL SERVICES (1760)**  
**DEPARTMENT OF CORRECTIONS (5240)**  
**SIERRA CONSERVATION CENTER, TUOLUMNE COUNTY**  
Effluent Disposal Pipeline  
COR 049, Parcel 9932

*Authority: Chapter 52/00, Item 5240-301-0001 (35)*

**a. Authorize site selection**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 4

Department of General Services, California Department of Corrections  
Sierra Conservation Center, Effluent Disposal Pipeline

### Action Requested

**The requested action will authorize site selection for this project.**

### Scope Description

**This project is within scope.** The project provides for acquisition of land and easements to accommodate the construction of a pipeline, development of a new storage reservoir, and spray-field easements to disperse the effluent water. The acquisition phase of the project includes acquiring the necessary easements for the pipeline and the fee simple interest for the reservoir site, as well as the spray-field easements necessary to disperse the effluent water. The total acquisition area is estimated at approximately 340 acres of private land.

### Funding and Project Cost Verification

**This project is within cost.** Chapter 52/00, Item 5240-301-0001(35), provides \$364,000 for working drawings.

\$9,966,000 total estimated project costs

\$1,306,000 project costs previously allocated: acquisition \$350,000; and preliminary plans \$956,000

\$8,660,000 project costs to be allocated: working drawings \$518,000; and construction \$8,142,000 (\$7,176,000 contract, \$359,000 contingency, and \$607,000 A&E) at CCCI 4019

### Project Schedule

**The project schedule is as follows:**

Approve preliminary plans:	June 2001
Approve working drawings:	December 2001
Complete construction:	June 2003

### Other

- The proposed site meets the requirements of the California Department of Corrections (CDC).
- There is no relocation assistance involved with this project.
- The acquisition cost shall not exceed estimated fair market value as determined by a Department of General Services (DGS) appraisal.
- There is no implied dedication involved with this project.
- DGS and CDC have inspected the property and found no evidence of contamination from hazardous materials.

**Staff Recommendation: Authorize site selection.**

# CONSENT ITEMS

## CONSENT – ITEM 5

**DEPARTMENT OF PARKS AND RECREATION (3790)  
ANZA-BORREGO DESERT STATE PARK, SAN DIEGO COUNTY  
DPN A30201**

*Authority: Chapter 324/98, Item 3790-301-0890(1)  
Chapter 50/99, Item 3790-301-0890(1)  
Chapter 50/99, Item 3790-301-0262(1) and  
Chapter 52/00, Item 3790-301-0005(11)*

**a. Authorize site selection**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 5

Department of Parks and Recreation, Anza-Borrego Desert State Park

### Action Requested:

**This requested action will authorize site selection for this project.**

### Scope Description:

**This project is within scope.** The Legislature has approved the funding for the purchase of additions to the State Park System for purposes consistent with the 2000 Bond Fund/Habitat Purchase Program, the Habitat Conservation Fund, and the Federal Trust Fund, without specifying particular parcels.

### Funding and Project Cost Verification:

**This project is within cost.** Chapter 324/98, Item 3790-301-0890(1) (pending Budget Revision per Section 28 of the Budget Act to increase spending authority by \$33,806), provides \$633,806 for acquisition and development and Chapter 50/99, Item 3790-301-0890(1) (pending Budget Revision per Section 28 of the Budget Act to increase spending authority by \$33,807), provides \$633,807 for acquisition and construction and Chapter 50/99, Item 3790-301-0262(1), provides \$1,000,000 for proposed habitat acquisition and Chapter 52/00, Item 3790-301-0005(11) provides \$10,000,000 for habitat acquisition. The property can be acquired within the funds available and in accordance with Legislative intent.

### CEQA:

A Notice of Exemption was filed with the State Clearinghouse on August 30, 2000, and the waiting period expired on October 4, 2000.

### Project Schedule:

**The project schedule is as follows:**

The anticipated close of escrow is in early March 2001.

### Other:

- Property will be purchased at a value approved by the Department of General Services.
- This acquisition will receive a grant through The California Transportation Commission, through its Conservation Lands Transportation Enhancement Activities (TEA) Program and a donation from a private organization supporting the acquisition project.
- Although there was no history of contamination, the Department conducted a review of the property for evidence of contamination from hazardous and toxic materials; there was no evidence or indication of contamination found.
- The Department is not aware of an immediate need to address or remediate potential safety or environmental issues pertaining to the property.
- The Department is not aware of any lawsuits pending concerning the property. The property acquisition agreement will require delivery of clear title to the property.
- The Department indicates that future staffing needs consist of 1.9 pys (\$96,000) and O&E of (\$123,000) for a total request of \$219,000, however these staffing implications will be dealt with in a future budget process.
- The property is vacant and unimproved.

**Staff Recommendation: Approve site selection.**

# CONSENT ITEMS

## CONSENT – ITEM 6

**DEPARTMENT OF PARKS AND RECREATION (3790)**  
**BUTTE COUNTY, LAKE OROVILLE STATE RECREATION AREA**  
Sewer System Rehabilitation

*Authority: Chapter 50/99, Item 3790-301-0001 (7.1)*  
*Chapter 52/00, Item 3790-301-0001 (3)*

- a. **Approve preliminary plans**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 6

Department of Parks and Recreation – Lake Oroville State Recreation Area,  
Sewer System Rehabilitation

### Action Requested

**The requested action will approve preliminary plans and the release of working drawing funds for this project.**

### Scope Description

**This project is within scope.** This project will rehabilitate the sewer system of the Bidwell Canyon area at Lake Oroville State Recreation Area. In particular, it will provide for the rehabilitation of the sewage collection system, replacement and upgrading of the sewage lift station pumping facilities, and rehabilitation of the sewer force mains and gravity lines. Item 3790-301-0001(7.1), Budget Act of 1999, had associated provisional language relating to the cost sharing and ownership arrangements with the Lake Oroville Area Public Utility District (LOAPUD). The Department of Parks and Recreation (DPR) has attempted to negotiate an agreement with LOAPUD. These efforts were unsuccessful and DPR filed a lawsuit against LOAPUD in Spring of 2000 to recover past operating costs and to seek a declaration from the court on LOAPUD's responsibilities for future operating and capital costs. Provisional language is contained in the Budget Acts of 1999 and 2000 that require any reimbursements from LOAPUD for past operation and maintenance costs to be deposited into the General Fund.

### Funding and Project Cost Verification

**The project is within cost.**

\$2,169,000	original total estimated project cost
\$2,114,000	revised total estimated project cost
\$70,000	project costs previously allocated: preliminary plans \$70,000
\$2,044,000	Project costs to be allocated: working drawings \$45,000; construction \$1,999,000 (\$1,741,000 contracts, \$122,000 contingency, \$128,000 A&E costs); \$8,000 agency retained items
\$55,000	Estimated savings in design (\$53,000) and construction (\$2,000)

### CEQA

The Categorical Exemption was with the State Clearinghouse on September 7, 2000, and the waiting period expired on October 7, 2000.

### Project Schedule

**The project schedule is as follows:**

Approve working drawings:	April 2001
Complete construction:	June 2002

**Staff Recommendation: Approve preliminary plans and the release of working drawing funds.**

## **CONSENT ITEMS**

### **CONSENT – ITEM 7**

**DEPARTMENT OF PARKS AND RECREATION (3790)**  
**LEO CARRILLO STATE PARK, VENTURA COUNTY**  
Department Parcel Number A31701

*Authority: Chapter 52/00, Item 3790-301-0005(19)*

**a. Authorize site selection**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 7

Department of Parks and Recreation, Leo Carrillo State Park

Action Requested:

**This requested action will authorize site selection for this project.**

Scope Description:

**This project is within scope.** The Legislature has approved the funding for the purchase of this particular addition to Leo Carrillo State Park for purposes consistent with the 2000 Bond Fund.

Funding and Project Cost Verification:

**This project is within cost.** Chapter 52/00, Item 3790-301-0005(19) provides \$1,300,000 for this acquisition. The property can be acquired within the funds available and in accordance with Legislative intent.

CEQA:

A Notice of Exemption was filed with the State Clearinghouse on November 30, 2000, and the waiting period expired on January 5, 2001.

Project Schedule:

**The project schedule is as follows:**

The anticipated close of escrow is in early March 2001.

Other:

- The property was appraised by a private appraiser under contract to the owner and the proposed offer is consistent with the fair market value approved by DGS staff.
- A Phase 1 Environmental Site Assessment was done on the subject property in November 1999. The Assessment, prepared by a private consulting firm, concluded that no recognized environmental conditions were identified.
- The Department is not aware of an immediate need to address or remediate potential safety or environmental issues pertaining to the property other than those needs indicated below.
- The Department is not aware of any lawsuits pending concerning the property. The property acquisition agreement will require delivery of clear title to the property.
- The 2000/01 COBCP request estimated future potential staffing needs for the acquisition at four py (\$80,000) to provide for public health and safety, patrol of the property for resource protection, signing and fencing and control of invasive exotic plants, and OE&E of (\$85,000) for a total estimate of \$165,000.
- The property is vacant and unimproved.

**Staff Recommendation: Authorize site selection.**

# CONSENT ITEMS

## CONSENT – ITEM 8

**DEPARTMENT OF CORRECTIONS (5240)**  
**SALINAS VALLEY STATE PRISON, MONTEREY COUNTY**  
Mental Health In-Patient Care Facility

*Authority: Chapter 50/99, Item 5240-301-0001 (25)*  
*Chapter 52/00, Item 5240-301-0001 (41)*

- a. **Approve redirection of existing project authority**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 8

Department of Corrections, Salinas Valley State Prison  
Mental Health In-Patient Care Facility

### Action Requested

**The requested action redirects funds from project administration, and architectural and engineering (A&E) cost categories to the equipment and agency-retained cost categories.**

### Scope Description

**This project is within scope.** The facility will include housing, treatment, and administration space to provide in-patient mental health treatment to 64-inmate patients (I/P) who previously would have been treated and housed at Atascadero State Hospital (ASH), but who are now being displaced by increasing numbers of forensic patients committed to ASH. The facility will be located within the security perimeter, immediately adjacent to the existing Correctional Treatment Center (CTC). The facility will consist of two, single-story buildings. One building will house administrative functions required to manage the CTC intermediate care In-patient Mental Health Treatment Program. The second building will accommodate I/P housing, treatment, and program areas.

### Funding and Project Cost Verification

**This project is within cost.** The redirection will shift \$435,605 (\$97,548 from project administration and \$338,057 from A&E) to equipment (\$360,000 for Group II equipment) and agency retained (\$75,605 for schools and local mitigation, CEQA traffic mitigation, radio installation fees, and related contingency).

\$13,183,000	total estimated project cost
\$1,281,000	project costs previously allocated: preliminary plans \$572,000; working drawings \$709,000
\$11,802,000	project costs to be allocated: equipment \$550,000; construction \$11,252,000 (contract \$8,890,000; contingency \$445,000; A&E \$363,000, agency-retained \$468,000; and project administration \$1,086,000)
\$100,000	estimated reversion amount: preliminary plans \$100,000

### CEQA

The Notice of Determination was filed with the State Clearinghouse on January 6, 2000, and the waiting period expired on February 6, 2000.

### Project Schedule

**The project schedule is as follows:**

Approval of working drawings:	January 2001
Complete construction:	April 2002

**Staff Recommendation: Approve redirection of existing project authority.**

## CONSENT ITEMS

### CONSENT – ITEM 9

DEPARTMENT OF CORRECTIONS (5240)  
HIGH DESERT STATE PRISON, LASSEN COUNTY  
High Desert State Prison

*Authority: Chapter 981/90, Item 5240-802-751 (7)(c) (1)  
Chapter 695/92, Item 5240-813-660-163*

- a. **Approve redirection of project authority to fund additional legal fees associated with two construction claims, realignment of cost categories, and withhold project savings to fund pending claim settlement**

**APPROVED.**

## CONSENT ITEMS

### STAFF ANALYSIS – ITEM 9

Department of Corrections, High Desert State Prison

#### Action Requested

**The requested action redirects project funds from the agency-retained cost category to the miscellaneous consultant cost category to fund legal fees associated with two construction claims that are currently in arbitration. This request also realigns cost categories and withholds project savings to fund the pending claim settlements.**

#### Scope Description

**This project is within scope.** The High Desert State Prison (HDSP) in Lassen County is a 2,224-bed medium, maximum or combination prison designed to house male inmates and is located on the grounds of the California Correctional Center at Susanville. The prison houses approximately 1,924 Level III and Level IV (medium-security and maximum-security which includes 100 Administrative Segregation) male inmates including 100 reception inmates, and 200 Level I (minimum-security) inmates. The HDSP is a fully programmed, work-based institution that provides the full range of legally mandated programs and services. The institution also provides work opportunities and educational or vocational training, emphasizing productivity and self-improvement opportunities for inmates.

#### Funding and Project Cost Verification

**This project is within cost.** The construction contracts for bid packages three and four were awarded to McCarty Western Contractors in February of 1994, and construction was completed on both bid packages in January of 1996. Subsequently, the contractor filed claims against the California Department of Corrections (CDC) for the two bid packages totaling \$19,000,000. No agreement was reached between the parties and arbitration proceedings were initiated. The redirection of \$1,906,000 of project savings from the \$2,854,878 in agency retained will allow

CDC to fund the legal fees for the remainder of the arbitration and settlement. These funds will be repaid out of the \$13,000,000 in project funds that have been set aside for costs associated with these claims (\$6,000,000 of the \$13,000,000 was withheld for liquidated damages under the contract provisions of section 10226 of the State Contract Act).

\$272,649,000 total estimated project cost

\$272,649,000 project costs previously allocated: acquisition \$530,000; preliminary plans \$5,428,000; working drawings \$6,551,000; project administration \$23,709,000; long lead \$1,282,000; equipment \$11,349,000; agency-retained \$14,416,000; project savings \$3,619,000; and construction \$205,765,000 (\$184,455,000 contract; \$18,495,000 contingency; and \$2,815,000 A&E costs) at LSI-M/L 458.9

#### CEQA

A Notice of Determination was filed with the State Clearinghouse on January 13, 1992, and the waiting period expired on February 13, 1992.

#### Project Schedule

**The project schedule is as follows:**

Construction is complete. Inmate occupancy began August 1995.

#### Other

- The last day of the arbitration hearing held on November 20, 2000, concludes the presentation of the evidence for both parties. Briefings and findings of facts are due December 21, 2000. The arbitrator has tentatively projected that a decision will be made within 60 days of the final argument.

**Staff Recommendation: Approve the redirection of project authority, realignment of costs, and withholding of project savings.**

# CONSENT ITEMS

## CONSENT – ITEM 10

**CALIFORNIA STATE LIBRARY (6120)**  
**SUTRO LIBRARY, SAN FRANCISCO COUNTY**  
Interim Measures/Special Repairs

*Authority: Chapter 52/00, Item 6120-301-0001(1)*  
*Chapter 52/00, Item 6120-013-0001*

- a. **Approve preliminary plans**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 10

California State Library, Sutro Library, San Francisco

### Action Requested

**The requested action will approve preliminary plans and the release of working drawing funds for this project.**

### Scope Description

**This project is within scope.** The capital outlay project includes HVAC improvements, seismic upgrades, and fire/life/safety improvements. The special repairs project includes repair and/or replacement of wood framing, exterior metals and equipment drains, as well as relocation of carrier heat pumps and straightening of a parapet joint. Pursuant to SPWB approval on July 14, 2000, the work was bid as a single project to avoid discontinuity and coordination problems between subcontractors and to minimize the disruption to library functions.

### Funding and Project Cost Verification

**The project is within cost.** Chapter 52/00, Item 6120-301-0001(1) provides \$203,000 and Item 6120-013-0001 provides \$200,000 for interim measures and special repairs.

\$403,000 total project cost

\$218,000 project costs previously allocated: support costs (“special repairs”): preliminary plans \$8,800, working drawings \$15,600, and construction \$175,600 (\$146,900 contracts, \$10,000 contingency, \$18,700 A & E) at CCCI 3909, and capital outlay costs (“interim measures”): preliminary plans \$18,000.

\$185,000 project costs to be allocated: capital outlay costs (“interim measures”): working drawings \$27,000 and construction - \$158,000 (\$135,200 contract, \$8,000 contingency, \$14,800 A/E at CCCI 3909).

### CEQA

A Notice of Exemption was filed with the State Clearinghouse on November 3, 2000, and the waiting period expired on December 8, 2000.

### Project Schedule

**The project schedule is as follows:**

Approve preliminary plans:	January 2001
Approve working drawings:	June 2001
Complete construction:	May 2002

**Staff Recommendation: Approve preliminary plans and the release of working drawing funds.**

## CONSENT ITEMS

### CONSENT – ITEM 11

**CALIFORNIA COMMUNITY COLLEGES (6870)  
VENTURA COUNTY COMMUNITY COLLEGE DISTRICT  
VENTURA COLLEGE, LOS ANGELES COUNTY  
Learning Resources Center**

*Authority: Chapter 52/00, Item 6870-301-0574(77)*

**a. Recognize scope change**

**APPROVED.**

## CONSENT ITEMS

### STAFF ANALYSIS – ITEM 11

California Community Colleges, Ventura College, Learning Resource Center

Action Requested

**The requested action will recognize a scope change for this project.**

Scope Description

**This project is not within scope.** The authorized project constructs a 61,327 asf learning resource center with 21,457 asf laboratory, 8,450 asf office, 24,969 asf library, 5,616 asf Audio-Visual/Television, and 835 asf other space. The project also reconstructs 17,155 asf and demolishes two buildings containing 5,154 asf. The District seeks to add to the scope by replacing the existing 50-year-old switchboard at the campus substation because the new building will require that the switchboard operate at its maximum rated capacity under normal operating conditions with no excess capacity available for peak load times. This addition is due to a recent investigation by the electrical engineer for the project who had informed the District that the anticipated 1400 Kilovolt-Amperes electrical load of the new LRC could not be handled safely on the existing switchboard. The District evaluated the possibility of reorganizing other electrical boards to free space for the new building, but no solution was found that did not pose similar overload problems for other boards. In addition, new feeder cable will also need to be installed to run from the new board to the LRC service transformer. A 20-day notification letter was sent to the Legislature on October 18, 2000. The JLBC sent a letter on November 9, 2000 raising concerns with this project. Since then, staff has worked with the Legislative Analyst's Office to address these concerns, and have reached an agreement allowing this project to move forward. Another 20-day letter was sent to the Legislature on November 21, 2000, without comment.

Funding and Project Cost Verification

**This project is within cost.** Though costs have been identified for the proposed scope change, the District has been directed to value engineer the project to allow this change to be incorporated into the project without the need to augment the existing appropriation. Therefore, the total project costs will not increase as a result of this scope change.

\$25,191,000 total estimated project costs

\$1,640,000 project costs previously allocated: preliminary plans (\$668,000) and working drawings (\$972,000)

\$23,100,000 project costs to be allocated: construction \$20,252,000 (\$18,389,000 contracts, \$955,000 contingency, \$899,000 architect oversight, testing and inspection) at CCCI 3909 and \$2,848,000 equipment at EPI 2564

CEQA

A Negative Declaration was filed with the State Clearinghouse on May 29, 1997, and the waiting period expired on July 1, 1997.

Project Schedule

**The project schedule is as follows:**

Proceed to bid: June 2001

Complete construction: May 2003

**Staff Recommendation: Recognize scope change.**

# CONSENT ITEMS

## CONSENT – ITEM 12

**MILITARY DEPARTMENT (8940)**  
**BAKERSFIELD – UNION ARMORY, KERN COUNTY**  
MIL 014, Parcel 9881

*Authority: Chapter 50/99, Item 8940-301-0001(3)*  
*as reappropriated by Chapter 52/00, Item 8940-490(3)*

a. **Recognize scope change**

**APPROVED.**

# CONSENT ITEMS

## STAFF ANALYSIS – ITEM 12

Military Department, Bakersfield – Union Armory  
MIL 014, Parcel 9881

### Action Requested

**The requested action will recognize a scope change for this project.**

### Scope Description

**This project is not within scope.** The Military Department is requesting a scope change to allow for acquisition of an alternate site. The appropriation is to acquire a specific site on Union Street in Bakersfield, Kern County, California, which is no longer available. The acquisition of an armory site continues to be a high priority because a new military transportation unit has been assigned to California, which includes trucking equipment. The property owner of the Union Street facility offered it for sale at \$4,250,000 after increasing the site size through acquisition of an adjacent parcel and making significant capital improvements. The property owner refused to consider an offer from the State at fair market value as determined by a DGS approved appraisal and subsequently withdrew his listing from the market. The property is no longer available for sale. A 20-day letter was sent to the Legislature on December 5, 2000 without comment.

### Funding and Project Cost Verification

**This project is within cost.**

\$3,315,000 total estimated project costs

\$2,654,000 state funded project costs to be allocated: \$50,000 environmental study; \$2,075,000 acquisition; \$47,000 preliminary plans; \$67,000 working drawings; \$312,000 construction (\$257,000 contract; \$18,000 contingency; \$37,000 A&E); 103,000 group 2 equipment.

\$661,000 federally funded project costs to be allocated: preliminary plans \$12,000; working drawings \$18,000; construction \$631,000 (\$519,000 contract; \$36,000 contingency; \$76,000 A&E)

### Project Schedule

**The project schedule is as follows:**

Acquisition: March 2002

### Other

- The acquisition cost shall not exceed estimated fair market value as determined by a Department of General Services appraisal.

**Staff Recommendation: Recognize scope change.**

**ACTION ITEMS**

**ACTION – ITEM 13**

**DEPARTMENT OF GENERAL SERVICES (1760)**  
**DEPARTMENT OF FORESTRY AND FIRE PROTECTION (3540)**  
**STEVENS CREEK FOREST FIRE STATION, SANTA CLARA COUNTY**  
Replace Facility – Construction

*Authority: Chapter 50/99, Item 3540-301-0001(3)*

- a. **Approve project termination**
- b. **Approve reversion** **\$913,000**

**APPROVED.**

# ACTION ITEMS

## STAFF ANALYSIS – ITEM 13

Department of Forestry and Fire Protection, Stevens Creek Forest Fire Station  
Replace Facility - Construction

### Action Requested

**The requested action will approve the termination of this project and allow the reversion of construction funds.**

### Scope Description

**This project is within scope.** This project consists of the construction of a standard California Department of Forestry and Fire Protection (CDF) one-engine forest fire station at the existing site. The project includes the following: an 8-person barracks/mess hall building (2,330 sq. ft.); a standard 1,697+/- sq. ft. 2-bay apparatus building with office, storage, vehicle exhaust removal fire sprinkler system; a 100 +/- sq. ft. fueling facility; site work; utilities; paved access road; drainage; demolition of existing buildings; and all appurtenances.

### Funding and Project Cost Verification

**This project is not within cost.** Chapter 50/99, Item 3540-301-0001 (3) appropriated \$913,000 for the construction phase of this project. The lowest bid received for this station was in excess of 20 percent of the augmentable portion of the funds provided. It was therefore determined that this project could not proceed with the level of funding currently available.

\$1,036,000	total estimated project cost
\$123,000	project costs previously allocated: preliminary plans \$59,000 and working drawings \$64,000
\$913,000	project costs to be allocated: construction \$913,000 (\$751,000 contract, \$38,000 contingency, \$124,000 A/E)
\$913,000	funds to be reverted: construction \$913,000

**Staff Recommendation:** **Approve termination of the project and allow the reversion of construction funds.**

**ACTION ITEMS**

**ACTION – ITEM 14**

**DEPARTMENT OF FORESTRY AND FIRE PROTECTION (3540)**  
**HAMMOND FOREST FIRE STATION, TULARE COUNTY**  
Replace Facility – Construction

*Authority: Chapter 324/98, Item 3540-301-0001(29)*  
*Chapter 50/99, Item 3540-301-0660 (7)*

- a. **Approve project termination**
- b. **Approve reversion** **\$883,000**

**APPROVED.**

# ACTION ITEMS

## STAFF ANALYSIS – ITEM 14

Department of Forestry and Fire Protection, Hammond Forest Fire Station  
Replace Facility – Construction

### Action Requested

**The requested action will approve the termination of this project and allow the reversion of construction funds.**

### Scope Description

**This project is within scope.** This project provides for the construction of a standard California Department of Forestry and Fire Protection (CDF) two-engine forest fire station at the existing site. The station will include the following: a standard 12-person 2,929 +/- sq. ft. barracks/mess hall building; a standard 1,984 +/- sq. ft. 3-bay apparatus building with office, storage, vehicle exhaust removal system and fire sprinkler system; a 512 +/- sq. ft. administration building; a 100 +/- sq. ft. fueling facility; hose wash rack; utilities; paved access road; drainage; and all appurtenances.

### Funding and Project Cost Verification

**This project is not within cost.** Chapter 50/99, Item 3540-301-0660 (7) appropriated \$883,000 for the construction phase of this project. Recent bid results for similar projects and an estimate done at the 100% working drawing phase identified this project as being under funded. It was determined that this project could not proceed with the level of funding currently available.

\$1,256,000 total estimated project cost

\$373,000 project costs previously allocated: acquisition \$259,000; preliminary plans \$49,000; working drawings \$65,000

\$883,000 project costs to be allocated: construction \$883,000 (\$716,000 contract, \$38,000 contingency, and \$129,000 A&E).

**Staff Recommendation: Approve termination of the project and allow the reversion of construction funds.**

**ACTION ITEMS**

**ACTION – ITEM 15**

**DEPARTMENT OF FORESTRY AND FIRE PROTECTION (3540)**  
**HESPERIA FOREST FIRE STATION, SAN BERNARDINO COUNTY**  
Replace Facility – Construction

*Authority: Chapter 50/99, Item 3540-301-0660 (4)*

- a. **Approve project termination**
- b. **Approve reversion** **\$916,000**

**APPROVED.**

# ACTION ITEMS

## STAFF ANALYSIS – ITEM 15

Department of Forestry and Fire Protection, Hesperia Forest Fire Station  
Relocate Facility – Construction

### Action Requested

**The requested action will approve the termination of this project and allow the reversion of construction funds.**

### Scope Description

**This project is within scope.** The Public Works Board approved a scope change, the addition of an administration building (approximately 512 sf), for this project on May 14, 1999. The additional building will provide two offices (one for the Battalion Chief and one for the Fire Captain Prevention Officer), mistakenly omitted from the original scope.

This project consists of the construction of a standard California Department of Forestry and Fire Protection (CDF) forest fire station. The station will include the following: a standard 12-person 2,929 +/- sf barracks/mess hall building; a standard 1,990 +/- sf 3-bay apparatus building with office, storage, vehicle exhaust removal system and a fire sprinkler system; a 512 +/- sf administration building; a 100 +/- sf fueling facility; hose wash rack; utilities; paved access road, and site work.

### Funding and Project Cost Verification

**This project is not within cost.** Chapter 50/99, Item 3540-301-0660 (4) appropriated \$916,000 for the construction phase of this forest fire station. Based on bids received for the construction phase of this project, the lowest of which was 50 percent greater than the amount appropriated in the budget, it has been determined that this project cannot proceed with the level of funding currently available.

\$1,409,000	total estimated project cost
\$493,000	project costs previously allocated: acquisition \$379,000, preliminary plans \$49,000, and working drawings 65,000
\$916,000	project costs to be allocated: construction \$916,000 (\$707,000 contract, \$38,000 contingency, and \$171,000 A/E)
\$916,000	to be reverted: construction \$916,000

**Staff Recommendation:**      **Approve termination of the project and allow the reversion of construction funds.**

## **ACTION ITEMS**

### **ACTION – ITEM 16**

**UNIVERSITY OF CALIFORNIA (6440)**

**LEASE REVENUE BONDS**

Teaching Hospital Seismic Program: University of California, Los Angeles Campus

*Authority: Section 15820.83 of the Government Code*

- a. **Adopt a resolution declaring the State Public Works Board’s official intent to reimburse certain capital outlay expenditures from proceeds of tax-exempt indebtedness.**

**APPROVED.**

## ACTION ITEMS

### STAFF ANALYSIS – ITEM 16

University of California  
Teaching Hospital Seismic Program  
University of California, Los Angeles Campus

#### Action Requested

**Adopt a resolution declaring the State Public Works Board's official intent to reimburse certain capital outlay expenditures from proceeds of tax-exempt indebtedness.**

Internal Revenue Service reimbursement regulations, effective for all bonds issued after March 2, 1992, require that (a) on or before the date of the expenditure to be reimbursed, the issuer of the bonds must declare its reasonable intent to reimburse such expenditure with tax-exempt bond proceeds (this requirement is called the "Official Intent Requirement"); (b) the bond proceeds be allocated to a particular expenditure no later than 18 months after the later of (i) the date on which the expenditure is paid and (ii) the date on which the financed property is placed in service, but in no event more than three (3) years after the original expenditure is paid; and (c) the expenditure to be reimbursed must be a cost chargeable to a capital account (or would be so chargeable with a proper election) under general federal income tax principles. Note in long term construction projects the three years may be extended to five years under certain circumstances.

The Official Intent Requirement is satisfied by a valid "reimbursement resolution." A valid reimbursement resolution (a) declares that the issuer (or the 501(c)(3) borrower) reasonably expects to reimburse the expenditure with proceeds of a borrowing, (b) states that the resolution is intended to be a declaration of official intent within the meaning of the reimbursement regulations, (c) includes a general functional description of the project for which the expenditure to be reimbursed is paid, (d) states the maximum reasonably expected principal amount of reimbursement bonds to be issued for such purpose, and (e) is reasonably available for public inspection.

## **OTHER BUSINESS**

**NO BOND ITEMS.**

## **REPORTABLES**

**To be presented at meeting.**

Date:

Respectfully Approved,

JAMES E. TILTON  
Administrative Secretary

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