



CALIFORNIA STATE  
**PUBLIC WORKS BOARD**

ARNOLD SCHWARZENEGGER, GOVERNOR

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STATE PUBLIC WORKS BOARD

August 4, 2010

**MINUTES**

**PRESENT:**

Ms. Cynthia Bryant, Chief Deputy Director, Department of Finance  
Mr. Scott Harvey, Chief Deputy Director, Department of General Services  
Ms. Ann Barsotti, Chief Information Officer, Department of Transportation

**STAFF PRESENT:**

Nathan Brady, Assistant Administrative Secretary  
Deborah Cregger, Staff Counsel  
Stephen Benson, Budget Analyst  
Aurelia Bethea, Executive Secretary

**CALL TO ORDER AND ROLL CALL:**

Ms. Cynthia Bryant, Chairperson of the SPWB and Chief Deputy Director of the Department of Finance, called the meeting to order at 10:00 a.m. Mr. Nathan Brady, Assistant Administrative Secretary for the Board, called the roll. A quorum was established.

The one item on the August 4, 2010 agenda was for the Department of Corrections and Rehabilitation (CDCR), relating to the San Bernardino Reentry Facility (Apple Valley Site). This project would construct a 500 bed Secure Community Reentry Facility and associated improvements. Mr. Brady reported that the proposed action consisted of two components, (1) to amend the prior site selection action taken on January 13, 2009, and (2) authorize the CDCR's execution of an irrevocable option agreement to purchase and sell real property (with escrow instructions) with the County of San Bernardino.

At the January 2009 PWB meeting, the Board authorized site selection for 15 acres of the proposed subject site. Subsequently, it was determined that the site required expansion to approximately 22 acres to accommodate development requirements. As such, the Department was requesting that the Board amend its previous site selection approval to reflect the larger 22 acre site.

The second part of the requested action would authorize the CDCR to execute an irrevocable option agreement to purchase and sell real property with the County of San Bernardino. This authorization would allow the CDCR to enter into an Option Agreement to acquire the revised 22 acres unimproved site. It was reported that the cost for the option is \$100 and the Option Agreement identifies a purchase price of \$336,440.00 for the property. Mr. Brady further noted that additional approval action by this Board would be required to exercise the option and that the execution of this option agreement was necessary in order for the County of San Bernardino to proceed with their jail project that is partially funded through AB 900.

Board staff, CDCR staff, and DGS staff were present to address any questions the Board may have had on this item.

Staff recommended the Board authorize (1) the amending of the previous site selection action take on January 13, 2009 by increasing the amount of acreage, and (2) the CDCR's execution of an irrevocable option agreement to purchase and sell real property with the County of San Bernardino.

Mr. Harvey reiterated that this is an irrevocable agreement and as such does the county have the necessary match for this project. Mr. Stephen Benson, Finance and Board staff informed Mr. Harvey the irrevocable option is for a reentry facility; Mr. Brady's previous reference to partial funding through AB 900 was referring to the Jail facility. The connection is that in order to proceed with their jail project the county has to provide an option agreement for a reentry site. This action would authorize the CDCR to enter into the option agreement freeing the jail project from the reentry program. The county does have matching funds secured for their jail project; county matching funds are not required for the reentry program.

Mr. Harvey asked if the concerns regarding the Department of Industrial Relations (DIR) new fee associated with prevailing wages project oversight have been concerned as they related to the county's proposed jail project. Mr. Benson informed Mr. Harvey that Finance staff are working with staff from DIR, the State Treasurer's Office, and other appropriate state entities to review and analyze the implications of this new DIR fee. We hope to have a resolution of the concerns related to the county's jail project when that project comes before the Board at the August 16, 2010 meeting. However, there is no way to know for certain at this time.

There were no further questions from the Board or the public.

**A motion was made by Mr. Harvey and Second by Ms. Barsotti to (1) authorize the amending of the previous site selection action takes on January 13, 2009 by increasing the amount of acreage and (2) to authorize the CDCR's execution of an irrevocable option agreement to purchase and sell real property with the County of San Bernardino. The Action Item was approved by a 3-0 vote.**

**OTHER BUSINESS:**

There was no Other Business on this month calendar.

**NEXT MEETING:**

The next meeting Public Works Board meeting is scheduled for **August 16, 2010, at 10:00 am, at the State Capitol, in Room 113.**

There were no comments or questions from the public.

**The meeting was concluded at 10:09am.**