



CALIFORNIA STATE  
**PUBLIC WORKS BOARD**

EDMUND G. BROWN JR. • GOVERNOR

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STATE PUBLIC WORKS BOARD  
February 14, 2014

**MINUTES**

**PRESENT:**

Ms. Eraina Ortega, Chief Deputy Director, Department of Finance  
Mr. Esteban Almanza, Chief Deputy Director, Department of General Services

**CALL TO ORDER AND ROLL CALL:**

Ms. Eraina Ortega, Chairperson of the Board called the meeting to order at 10:00 a.m.  
Ms. Aurelia Bethea, Executive Assistant for the Board, called the roll. A quorum was established.

**MINUTES:**

The first order of business was approval and adoption of the minutes from the January 13, 2014 meeting. Mr. Rogers reported that staff had reviewed the minutes and recommended approval and adoption of the minutes.

**A motion was made by Mr. Almanza and seconded by Ms. Ortega to approve and adopt the minutes from the January 13, 2014 meeting. The minutes were approved by a 2-0 vote.**

**CONSENT ITEMS:**

Mr. Rogers informed the Board the consent calendar consisted of the Consent Items 1 through 4. In Summary these items were proposed:

- 1 request to recognize a scope change and approve a correction deed [Consent Item 1]
- 2 requests to approve preliminary plans [Items 2, 3]
- 1 request to approve preliminary plans, approve the use of inmate/Ward labor, and recognize revised project costs.

In summary, staff recommended approval of the Consent Calendar consisting of Consent Items 1 through 4.

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

**A motion was made by Mr. Almanza and seconded by Ms. Ortega to approve Consent Items 1 through 4. The Consent Items were approved by a 2-0 vote.**

**ACTION ITEMS:** Mr. Rogers informed the Board, Action Item #1 was to approve the adoption of a Resolution of Necessity authorizing the use of eminent domain to acquire approximately 0.06 acres located at 1521 Ventura Street in the City of Fresno. The parcel is within the right of way for the Initial Operating Segment, Section 1, which was site selected at the Board's January 11, 2013 Board meeting. The parcel was identified in the Environmental Impact Report as being necessary for the grade separation that will allow vehicles and pedestrians on Ventura Street to safely cross the High Speed rail right of way. Development of this grade separation requires widening of the existing street.

Chapter 152, Statutes of 2012, appropriated \$5.850 billion (\$2.609 billion High Speed Passenger Train Fund and \$3.241 billion federal funds) for acquisition of approximately 1,100 parcels and the construction of the 130-mile Initial Operating Segment, Section 1.

A Notice of Intent letter was sent to the Owner on January 17, 2014, and was returned on January 28th 2014, to us as "vacant, unable to forward".

Joan Georgallis, who was acting as Counsel to the Board on the High Speed Rail project presented the Resolution of Necessity to the Board. Ms. Ortega asked what happens if the owner is never found. Ms. Georgallis stated that the funds set aside for purchase of the property, after all attempts to locate the owner have been exhausted, would eventually be released to back to the state. Mr. Almanza asked for clarification on the final disposition of the funds. To which Ms. Georgallis stated they are deposited into court and after approximately 5 to 7 years the court will notify the Authority if no one has claimed the funds. At that time an application would be completed to release the funds back to the state.

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

Staff recommended adopting the Resolution of Necessity authorizing the use of eminent domain to acquire approximately 0.06 acres located at 1521 Ventura Street in the City of Fresno.

**A motion was made by Mr. Almanza and seconded by Ms. Ortega to approve the requested action. The Action Item was approved by a 2-0 vote.**

**CLOSED SESSION:**

The next order of business was the Closed Session for the Board to confer with legal counsel regarding anticipated litigation pursuant to Government Code Section 11126(e)(2)(c)(i). The meeting room was vacated except for the appropriate Board staff.

Ms. Ortega reconvened the public Board meeting reporting the Board approved authorizing counsel to initiate litigation in Kings County to secure access to county property in order to conduct geotechnical investigations connected with the High Speed Rail project.

**REPORTABLES:**

Mr. Rogers informed the Board there were two Reportables this month:

Judicial Council of California, Administrative Office of the Courts, Solano County:

- Approve an increase within appropriation a, \$739,000

California Community Colleges, Chabot-Las Positas Community College District, Alameda County:

- Approved a reversion of project savings, in the amount of \$568,000

**NEXT MEETING:**

Ms. Ortega stated the next State Public Works Board meeting is scheduled for **Friday, March 14, 2014, at 10:00 a.m., at the State Capitol in Room 113.**

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

The meeting was adjourned at 10:30 a.m.