



JUDICIAL COUNCIL OF CALIFORNIA

COURT FACILITIES
ADVISORY COMMITTEE

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COURT FACILITIES ADVISORY COMMITTEE

MINUTES OF OPEN SESSION OF MEETING

February 21, 2019

10 AM – 12:30 PM

Judicial Council of California – San Francisco Office

Advisory Body Members Present: Hon. Brad R. Hill, Chair
Hon. JoAnn M. Bicego
Hon. Donald Cole Byrd (by phone)
Hon. Keith D. Davis
Hon. Robert D. Foiles
Ms. Melissa Fowler-Bradley
Hon. William F. Highberger
Hon. Steven E. Jahr (Ret.)
Mr. Stephen Nash
Hon. Gary R. Orozco (by phone)
Hon. David Edwin Power (Ret.)
Ms. Linda Romero Soles
Mr. Larry Spikes
Mr. Val Toppenberg
Hon. Robert J. Trentacosta
Mr. Thomas J. Warwick, Jr.

Advisory Body Members Absent: Hon. Patricia M. Lucas, Vice-Chair
Mr. Stephan Castellanos, FAIA
Mr. Anthony P. Capozzi
Mr. Kevin Stinson

Others Present: The following Judicial Council staff/others were present:
Hon. Jack M. Jacobson, Judge, Superior Court of Stanislaus County
Hon. Dawna Reeves, Presiding Judge, Superior Court of Stanislaus County
Mr. Hugh K. Swift, Court Executive Officer, Superior Court of Stanislaus County

Mr. Mike Courtney, Director, Facilities Services
Ms. Ann Ludwig, Senior Project Manager, Facilities Services
Mr. Chris Magnusson, Supervisor, Facilities Services
Ms. Pella McCormick, Deputy Director, Facilities Services

OPEN SESSION OF MEETING

Call to Order and Opening Remarks

The chair called the Open Session of the meeting to order at 10:00 AM and opening remarks were made.

As this advisory committee meeting had been broadcasted live via webcast video, the archived webcast video for this portion of the meeting is available at <http://jcc.granicus.com/player/clip/964>.

OPEN SESSION – DISCUSSION ITEMS (ITEMS 1–3)

As this advisory committee meeting had been broadcasted live via webcast video, the archived webcast video for the items listed below is available at <http://jcc.granicus.com/player/clip/964>.

Item 1

Stanislaus – New Modesto Courthouse: Project Review

Summary: The advisory committee reviewed the Superior Court of Stanislaus’ request to include the build-out of two courtrooms—otherwise planned for shelled space—in the design for the New Modesto Courthouse project. This project was in the Working Drawings phase at the time of the meeting, and through the enactment of the 2018 Budget Act (FY 2018–19), it had also been funded for the Construction phase. Presiding Judge Dawna Reeves and Judge Jack M. Jacobson presented this item consistent with materials that were posted online for public viewing in advance of the meeting and available at www.courts.ca.gov/documents/cfac-20190221-materials.pdf.

Judge Jack M. Jacobson noted that owing to the need to operate an additional criminal courtroom at the existing Modesto Main Courthouse/Hall of Records, the juvenile dependency calendar and operations were moved to the existing Juvenile Courthouse. The need for the build-out of two courtrooms—otherwise planned for shelled space in the design for the New Modesto Courthouse project—pertains to the need to move the juvenile dependency and delinquency calendars and operations from the existing Juvenile Courthouse. Incorporating these calendars and operations into the new courthouse capital project allows the court to completely vacate the existing Juvenile Courthouse, which is deficient to accommodate these calendars and operations as described in the meeting materials.

Mr. Hugh K. Swift clarified that, in the New Modesto Courthouse project, the juvenile delinquency calendar will be heard in a standard courtroom and the juvenile dependency calendar will be heard in the courtroom for which it had already been accounted.

Action: The advisory committee—with the exceptions of judges Donald Cole Byrd and William F. Highberger, as Ex-Officio, non-voting members, and the members who were absent as shown above—voted unanimously to approve the following motion:

1. Approve the scope change for the build-out of two courtrooms shelled in the design of the New Modesto Courthouse project and for submission to the state Department of Finance as part of the process to request the additional funding required.

Item 2

Revised Prioritization Methodology for Trial Court Capital-Outlay Projects

Summary: The advisory committee reviewed an updated draft version of the *Revision of Prioritization Methodology for Trial Court Capital-Outlay Projects* based on public comments received. Senate Bill 847 (Committee on Budget and Fiscal Review) revised Government Code section 70371.9 to require the Judicial Council to update its 2008 prioritization methodology as well as to reassess all trial court capital-outlay projects that had not been fully funded up to and through the 2018 Budget Act (FY 2018–19). This reassessment was due to the Legislature by December 31, 2019.

Mr. Mike Courtney and Ms. Pella McCormick presented this item consistent with materials that were posted online for public viewing in advance of the meeting and available at www.courts.ca.gov/documents/cfac-20190221-materials.pdf.

Action: The advisory committee—with the exceptions of judges Donald Cole Byrd and William F. Highberger, as Ex-Officio, non-voting members, and the members who were absent as shown above—voted unanimously to approve the following motion:

1. Approve the updated draft version of the *Revision of Prioritization Methodology for Trial Court Capital-Outlay Projects* for future submission to the Judicial Council for adoption.

Item 3

Pegasus Audit Implementation Status and Next Steps

Summary: The advisory committee reviewed a draft report by Judicial Council Facilities Services on the closeout of the Pegasus audit. Prior to this presentation, this report was reviewed by the advisory committee's Independent Outside Oversight Consultant (IOOC) Subcommittee at its public meeting held on December 12, 2018. At that meeting, the subcommittee approved this report for review and consideration by the full advisory committee, making the following recommendation: The final disposition of all 137 audit recommendations, as presented in the report, be submitted to the Court Facilities Advisory Committee for confirmation and Judicial Council for final approval.

Mr. Mike Courtney presented this item consistent with materials that were posted online for public viewing in advance of the meeting and available at www.courts.ca.gov/documents/cfac-20190221-materials.pdf.

Action: The advisory committee—with the exceptions of judges Donald Cole Byrd and William F. Highberger, as Ex-Officio, non-voting members, and the members who were absent as shown above as well as the abstention of Judge Steven Jahr—voted unanimously to approve the following motion:

1. Affirm the IOOC Subcommittee’s recommendation, which is the final disposition of all 137 audit recommendations, as presented in the report, be approved for submission to the Judicial Council.

**ADJOURNMENT TO EDUCATION SESSION (CLOSED TO PUBLIC) AND
ADJOURNMENT**

There being no further business, the Open Session of the meeting was adjourned at 12:30 PM, and the advisory committee moved to the Education Session of the meeting. The Education Session of the meeting—which was closed to the public and not subject to Cal. Rules of Court, Rule 10.75—was adjourned at 2:00 PM.