



JUDICIAL COUNCIL OF CALIFORNIA

COURT FACILITIES
ADVISORY COMMITTEE

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COURT FACILITIES ADVISORY COMMITTEE

MINUTES OF OPEN MEETING

June 16, 2021
12:00 – 1:00 p.m.
Videoconference

Advisory Body Hon. Brad R. Hill, Chair
Members Present: Hon. Patricia M. Lucas, Vice-Chair
Hon. JoAnn M. Bicego
Hon. Donald Cole Byrd
Mr. Anthony P. Capozzi
Hon. Keith D. Davis (Ret.)
Hon. Robert D. Foiles
Ms. Melissa Fowler-Bradley
Hon. William F. Highberger
Hon. Steven E. Jahr (Ret.)
Hon. Gary R. Orozco
Hon. David Edwin Power (Ret.)
Ms. Linda Romero Soles
Hon. Robert J. Trentacosta
Mr. Thomas J. Warwick, Jr.

Advisory Body Mr. Stephan Castellanos, FAIA
Members Absent: Mr. Larry Spikes

Others Present: The following Judicial Council staff/others were present:
Ms. Katherine Albertus, Facilities Analyst, Facilities Services
Ms. Mary Bustamante, Manager, Facilities Services
Ms. Angela Cowan, Budget Manager, Budget Services
Mr. Jeremy Ehrlich, Attorney II, Legal Services
Mr. Ed Ellestad, Supervisor, Facilities Services
Mr. Chris Magnusson, Supervisor, Facilities Services
Mr. Charles Martel, Supervising Attorney, Legal Services
Ms. Pella McCormick, Director, Facilities Services
Mr. Bruce Newman, Senior Facilities Analyst, Facilities Services
Ms. Deepika Padam, Manager, Facilities Services
Mr. Jim Peterson, Principal Manager, Facilities Services
Ms. Akilah Robinson, Associate Analyst, Facilities Services
Mr. Jagandeep Singh, Principal Manager, Facilities Services
Mr. Zlatko Theodorovic, Deputy Director, Budget Services
Mr. John Wordlaw, Chief Administrative Officer, Executive Office

OPEN MEETING

Call to Order, Roll Call, and Opening Remarks

The chair called the open meeting to order at 12:00 p.m., roll was taken, and opening remarks were made.

Approval of Minutes

The advisory committee voted unanimously (with abstention of members absent from the meeting and exceptions of judges Donald Cole Byrd and William F. Highberger, as Ex-Officio, non-voting members) to approve the minutes of its meeting held on September 21, 2020.

DISCUSSION AND ACTION ITEMS (ITEMS 1–2)

Item 1

Director’s Report (No Action – Information Only)

Summary: The Court Facilities Advisory Committee (CFAC) received an update on the following topics:

- Status of the courthouse construction program;
- Update on the capital-outlay program in the FY 2021–22 State Budget; and
- Report on two initiatives:
 - Revision to the *Judicial Branch Capital Program Management Manual*; and
 - Pandemic *Lessons Learned* and the courthouse of the future.

Ms. Pella McCormick presented this item and discussed the topics listed above, indicating the following:

For the 10 capital projects underway:

- The Siskiyou – New Yreka Courthouse opened on June 14, 2021, and the Tuolumne – New Sonora Courthouse will open in the next few weeks.
- Projects for the Glenn, Imperial, and Shasta superior courts are nearing 50 percent construction completion and scheduled to open to the public in FY 2021–22.
- Projects for the Sacramento and Sonoma superior courts recently started construction and are scheduled for completion in 2023.
- Projects for Riverside (in Indio and Menifee) and Stanislaus superior courts are in the bidding phase and scheduled to start construction in fall 2021/be completed in 2024.

For the state budget for FY 2021–22:

- Should it be enacted as framed, it would include the authorization for two studies—for the Los Angeles and Nevada superior courts—and five capital projects—for the Butte, Lake, Mendocino, Monterey, and San Bernardino superior courts—to proceed as of July 1, 2021.

For the two initiatives:

- The revision to the *Judicial Branch Capital Program Management Manual* is in progress:
 - Updates are needed to revise organizational names/structure and to align processes with the 2020 version of the *California Trial Court Facilities Standards* and the 2019 prioritization/reassessment of trial court capital-outlay projects.
 - Most significantly, there is the need to incorporate design-build delivery method protocols and strategies:
 - This method, as well as the benefits of its process, were redescribed.
 - Trailer bill language in the 2021 Budget Act would authorize the Judicial Council to use it.
 - The Lake, Mendocino, and Monterey superior court projects will be design-build.
 - The advisory committee was reminded that at its meeting in February 2020 (under Info. Item 1 of the agenda/Tab 5 of the meeting materials available at www.courts.ca.gov/documents/cfac-200205-materials.pdf), steps were outlined/benefits discussed for the courthouse construction program to transition from its predominant delivery method of construction manager at risk (CMAR) to design-build.
- Pandemic *lessons learned*, and their effect on planning the courthouse of the future, continue to be studied:
 - The goal is to identify innovations implemented during the pandemic that may revise the trial court facilities standards or may require formal policy to shape long-term use of courthouse spaces:
 - Process maps will be developed to identify the steps, personnel, technology, tools, and space involved.
 - Examples of the types of innovations to be studied include those that may affect the number of people in the courthouse, or the square footage needed to perform a process—such as staff working remotely, changes to juror intake/selection, online live chat, or electronic filing.
 - Courthouse square footage is the primary driver of courthouse costs, second to infrastructure systems; and therefore, understanding the impact these innovations will have on both will inform the scope of future projects for appropriate sizing/budgeting.
 - The timeframe for this initiative will take a minimum of one year and will continue to evolve.

Action: The advisory committee took no action, as this item had only been presented for informational purposes.

Item 2

Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2022–23

Summary: The CFAC reviewed the draft *Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2022–23*, which included a *Five-Year Plan for Trial Court Capital-Outlay Projects*. This plan informs capital project funding requests for upcoming and outlying fiscal years. For consideration of funding in the 2022 Budget Act (FY 2022–23), submission of the plan was required in advance of the California Department of Finance’s deadline of August 2, 2021.

Ms. Pella McCormick presented this item consistent with the materials that were posted online for public viewing in advance of the meeting and available at www.courts.ca.gov/documents/cfac-20210616-materials.pdf.

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

1. Recommend the draft *Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2022-23* move forward to the Judicial Council at its July 2021 meeting.
2. Delegate to the CFAC chair and/or vice-chair review/approval of the advisory committee’s report to the Judicial Council.

A D J O U R N M E N T

There being no further business, the meeting was adjourned at 1:00 p.m.

Approved by the advisory body on November 9, 2021.