



JUDICIAL COUNCIL
OF CALIFORNIA

TRIAL COURT FACILITY MODIFICATION
ADVISORY COMMITTEE

www.courts.ca.gov/tcfmac.htm
tcfmac@jud.ca.gov

TRIAL COURT FACILITY MODIFICATION ADVISORY COMMITTEE

MINUTES OF OPEN MEETING WITH CLOSED SESSION

July 11, 2014

10:00 a.m. - 4:00 p.m.

Teleconference/Sacramento Field Office

Advisory Body Members Present: Hon. David Edwin Power, Chair, Hon. William F. Highberger, Vice-Chair, Hon. Donald Cole Byrd, Hon. Laura W. Hलगren, Ms. Linda Romero Soles, Ms. Jeanine D. Tucker, Ms. Christina M. Volkers, and Mr. Michael M. Roddy

Advisory Body Members Absent: None

Others Present: Mr. Curt Soderlund, Mr. Burt Hirschfeld, Mr. Gerald "Jerry" Pfab, Mr. Patrick McGrath, Ms. M.R. Gafill, Mr. Nick Turner, Mr. Kenneth Kachold, Mr. James McCrea, Mr. Price Eres, Ms. Christa Jennings, Mr. Rob Uvalle, Ms. Peggy Symons, Ms. Eunice Calvert-Banks, Ms. Laura Sainz, and Ms. Maura Clark

OPEN MEETING

Call to Order and Roll Call

The chair called the meeting to order at 10:00 a.m., and took roll call.

Approval of Minutes

The advisory body reviewed and approved the minutes of the May 15-16, 2014, Trial Court Facility Modification Advisory Committee meeting.

PUBLIC WRITTEN COMMENT

No public written comments were received.

DISCUSSION AND ACTION ITEMS (ITEMS 1-6)

Item 1

Facility Modification Project List Review and Discussion (Action Required)

The advisory committee reviewed and discussed 161 Facility Modifications (FM) categorized in the five lists below.

- List A – Emergency FM Funding (Priority 1);
 - 45 Priority 1 FMs were approved with an estimated cost to the Facility Modification Program budget of \$703,172.
- List B – FMs Less than \$15k;
 - 93 FMs less than \$15k were approved with an estimated cost to the Facility Modification Program budget of \$489,808.

- List C – Cost Increases Over \$50k;
 - Four FMs required cost increases over \$50k, for a total increase to the Facility Modification Program budget of \$436,197.
- List D – FMs Over \$15k; and
 - Items 1-18 were recommended for funding with a total potential cost to the Facility Modification Program budget of \$3,250,365.
- List F – Court-Funded Facilities Requests – FMs
 - One Court-Funded Facilities Request was received from Santa Barbara Superior Court. The committee granted a preliminary approval for the request, pending Fiscal Services review. The committee will convene an out-of-cycle action by email once the Fiscal Services review is complete.

Action: The advisory committee unanimously approved lists A, B, C, D, and a preliminary approval was granted for list F.

Item 2

Proposed Change to Preliminary FM Approval Authority (Action Required)

The advisory committee considered a proposal to increase the Judicial Council staff preliminary approval authority for Priority 2 facility modifications from \$15,000 to \$50,000. This change will improve responsiveness to the courts and eliminate administrative processing delays for Priority 2 projects under \$50,000, while maintaining appropriate TCFMAC oversight of the facility modification program.

Action: The advisory committee unanimously approved to increase the Judicial Council staff preliminary approval authority to \$50,000.

Item 3

Draft Council Reports (Action Required)

The advisory committee discussed upcoming Judicial Council reports: State Owned Vacant Court Facility Dispositions, Fiscal Year 2013-14 Quarter 4 Activity Report, and Fiscal Year 2013-14 Annual Report.

Action: The advisory committee unanimously approved State Owned Vacant Court Facility Dispositions with edits. Staff is authorized to begin draft reports for the Fiscal Year 2013-14 Quarter 4 Activity Report and the Fiscal Year 2013-14 Annual Report.

Item 4

Fiscal Year 2014-15 Budget Management (No Action Required)

The advisory committee reviewed the FY 2014-2015 budget plan. The Judicial Council previously recommended approval of an augmentation to the Facility Modification Program budget of \$15 million for a 10-year period beginning in FY 2014-2015, which is now authorized in the Budget Act. This increased the budget from \$50 million in the prior fiscal year to \$65 million for the current fiscal year. The increase will allow the committee and Judicial Council staff to take a closer look at critical systems and infrastructure to make sure the most urgent facility needs of the Branch are being addressed. Critical systems targeted for review include roofing, conveying, HVAC, fire protection, electrical and plumbing.

Action: None

Item 5

Trial Court Vendor Policy (Action Required)

The advisory committee considered a draft Trial Court Vendor Policy. The purpose of the policy is to establish a consistent methodology for food-service vendors to operate in court facilities. The policy will be released to the courts for review and comment within the next 30 days and submitted to the Judicial Council for approval at its November meeting.

Action: The advisory committee unanimously approved the draft policy with edits.

Item 6

Utility Load Shedding Power Options Presentation (Action Required)

The advisory committee considered a Judicial Council staff proposal to initiate a utility load shedding pilot program. Utility load shedding is a new technology that utilizes battery packs to curtail grid-based energy used during peak load times. Three facilities located in Los Angeles County have been identified as prime facilities for this program based upon factors such as high peak load utility usage.

Action: The advisory committee unanimously approved a utility load shedding pilot program in conjunction with Los Angeles court leadership.

A D J O U R N M E N T

There being no further open meeting business, the meeting was adjourned at 1:20 p.m.

C L O S E D S E S S I O N

Closed Item 1

Facility Modification Security Projects (Action Required)

Pursuant to California Rules of Court, Rule 10.75(d)(5) Security plans or procedures or other matters that if discussed in public would compromise the safety of the public or of judicial branch officers or personnel or the security of judicial branch facilities or equipment, including electronic data.

The advisory committee considered security renovation projects.

Action: The advisory committee unanimously approved eleven security FMs for a total potential cost to the Facility Modification Program budget of \$57,327. One security FM required a cost increase over \$50k for a total increase to the Facility Modification Program budget of \$299,824.

Closed Item 2

Court-Funded Facilities Requests – Leases (Action Required)

Pursuant to California Rules of Court, Rule 10.75(d)(3) Negotiations concerning a contract, a labor issue, or legislation

Pursuant to California Rules of Court, Rule 10.75(d)(4) The price and terms of payment for the purchase, sale, exchange, or lease of real property for a judicial branch facility before the property has been acquired or the relevant contracts have been executed.

The advisory committee considered Court-Funded Facilities Requests related to new leases and lease renewals.

Action: The advisory committee unanimously approved seven Court-Funded Facilities Requests. One preliminary approval was granted, pending Fiscal Services review. The advisory committee will convene an out-of-cycle action by email once the Fiscal Services review is complete.

Adjourned closed session at 1:45 p.m.

Approved by the advisory body on August 25, 2014