



# JUDICIAL COUNCIL OF CALIFORNIA

COURT FACILITIES  
ADVISORY COMMITTEE

[www.courts.ca.gov/cfac.htm](http://www.courts.ca.gov/cfac.htm)  
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## COURT FACILITIES ADVISORY COMMITTEE

### MINUTES OF OPEN SESSION OF MEETING

September 27, 2018

10:00 AM – 12:00 PM

Judicial Council of California – San Francisco Office

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**Advisory Body**  
**Members Present:** Hon. Brad R. Hill, Chair  
Hon. Patricia M. Lucas, Vice-Chair  
Hon. Donald Cole Byrd  
Hon. Robert. D. Foiles  
Ms. Melissa Fowler-Bradley  
Hon. William F. Highberger  
Hon. Steven E. Jahr (Ret.)  
Hon. Laura J. Masunaga  
Hon. Gary R. Orozco (by phone)  
Hon. David Edwin Power (Ret.)  
Ms. Linda Romero Soles  
Mr. Larry Spikes  
Mr. Kevin Stinson  
Mr. Val Toppenberg  
Hon. Robert J. Trentacosta  
Mr. Thomas J. Warwick, Jr.

**Advisory Body**  
**Members Absent:** Mr. Anthony P. Capozzi  
Mr. Stephan Castellanos, FAIA  
Hon. Keith D. Davis  
Hon. Jeffrey W. Johnson  
Mr. Stephen Nash

**Others Present:** The following Judicial Council staff/others were present:

Mr. Jack Buckhorn, Chief Executive Officer, North Bay Labor Council  
Mr. Eric Christen, Executive Director, Coalition for Fair Employment in Construction  
Mr. Kevin Ferreira, Executive Director, Sacramento/Sierra Building and Construction Trades Council  
Mr. Robert Freiburger, Project Manager, Helix Electric  
Mr. Charley Lavery, District Representative, Operating Engineers Local 3  
Mr. Tim Paulson, Secretary-Treasurer, San Francisco Building and Construction Trades Council  
Mr. Tony Rodriguez, Business Agent, San Francisco Building and Construction Trades Council  
Mr. Jeremy Smith, Deputy Legislative Director, State Building and Construction Trades Council of California  
Mr. Nic Svoboda, Business Representative, International Brotherhood of Electrical Workers - Local Union 684

Mr. Mike Courtney, Director, Facilities Services  
Mr. Clifford Ham, Senior Project Manager, Facilities Services  
Mr. Chris Magnusson, Senior Facilities Analyst, Facilities Services  
Mr. Charles Martel, Supervising Attorney, Legal Services  
Ms. Pella McCormick, Deputy Director, Facilities Services  
Mr. Paul Menard, Manager, Facilities Services  
Ms. Akilah Robinson, Associate Analyst, Facilities Services

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## OPEN SESSION OF MEETING

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### 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.

### Approval of Minutes

The advisory committee voted unanimously (with the abstention of all members absent from those meetings, and the exceptions of judges Donald Cole Byrd and William F. Highberger, as Ex-Officio, non-voting members and of the members who were absent as shown above) to approve the minutes of its meeting held on April 3, 2018 and its Courthouse Cost Reduction Subcommittee meeting held on December 7, 2017.

### Public Comments

The following persons spoke during the meeting regarding Information-Only Item No. 2 – Project Labor Agreement:

1. Mr. Jack Buckhorn, Chief Executive Officer, North Bay Labor Council
2. Mr. Eric Christen, Executive Director, Coalition for Fair Employment in Construction
3. Mr. Kevin Ferreira, Executive Director, Sacramento/Sierra Building and Construction Trades Council
4. Mr. Robert Freiburger, Project Manager, Helix Electric
5. Mr. Charley Lavery, District Representative, Operating Engineers Local 3
6. Mr. Tim Paulson, Secretary-Treasurer, San Francisco Building and Construction Trades Council
7. Mr. Tony Rodriguez, Business Agent, San Francisco Building and Construction Trades Council
8. Mr. Jeremy Smith, Deputy Legislative Director, State Building and Construction Trades Council of California
9. Mr. Nic Svoboda, Business Representative, International Brotherhood of Electrical Workers - Local Union 684

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## OPEN SESSION – DISCUSSION ITEMS (ITEM 1–3)

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### Item 1 – Information Only

#### Director's Report on Courthouse Capital Projects

**Summary:** The advisory committee received a report from Mr. Mike Courtney on the status of the 10 Senate Bill 1407 courthouse capital projects funded through the enacted 2018 Budget Act (FY 2018–19). He indicated that four of the 10 projects are out to bid; that the project for the Imperial court is going through a contractor replacement owing to a fee negotiation issue; and the other five projects—for the trial courts in Glenn, Riverside, Sacramento, Sonoma, and Stanislaus counties—are proceeding through design and will go out to bid no sooner than summer 2019.

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

**Item 2 – Information Only****Project Labor Agreement**

**Summary:** The advisory committee received a report on the implementation of the project labor agreement (PLA) for the New Central San Diego Courthouse project. Mr. Mike Courtney and Mr. Clifford Ham 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-20180927-materials.pdf](http://www.courts.ca.gov/documents/cfac-20180927-materials.pdf).

Mr. Ham indicated that the PLA for this project functioned as envisioned, neither accelerating nor delaying the project's construction, and there was a collaborative effort amongst those involved. Mr. Courtney added that the PLA was an overall success, being an asset for the mitigation or prevention of potential labor issues, such as work stoppages or shortages of trades, that assisted in the project's completion.

Also, and during the Public Comments portion of the meeting, the advisory committee received input—both in favor and opposition—on the application of project labor agreements on future capital-outlay projects. The speakers are listed above under *Public Comments*.

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

**Item 3 – Information Only****Post Occupancy Evaluations**

**Summary:** The advisory committee received a report on the post occupancy evaluations of the newly completed trial courthouses in Merced and Tehama counties. Mr. Mike Courtney and Mr. Paul Menard 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-20180927-materials.pdf](http://www.courts.ca.gov/documents/cfac-20180927-materials.pdf).

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

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

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There being no further business, the Open Session of the meeting was adjourned at 12:00 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.