H.878

An act relating to capital construction and State bonding budget adjustment It is hereby enacted by the General Assembly of the State of Vermont:

* * * Capital Appropriations * * *

Sec. 1. 2015 Acts and Resolves No. 26, Sec. 2 is amended to read:

Sec. 2. STATE BUILDINGS

* * *

(c) The following sums are appropriated in FY 2017:

* * *

(6) Statewide, BGS engineering and architectural project costs:

\$3,677,448.00 \$3,553,061.00

(7) Statewide, physical security enhancements:

\$200,000.00 \$1,000,000.00

(8) Montpelier, 115 State Street, State House lawn, access improvements and water intrusion: \$300,000.00 [Repealed.]

(9) Montpelier, 120 State Street, life safety and infrastructure improvements: \$1,000,000.00 \$1,500,000.00

* * *

(13) Statewide, strategic building realignments:

\$300,000.00 \$250,000.00

(14) Burlington, 108 Cherry Street, parking garage, design and repair: \$500,000.00

(15) Southern State Correctional Facility, steam line replacement:

\$200,000.00

(16) Statewide, ADA projects:

\$74,032.00

(17) Montpelier, 115 State Street and One Baldwin Street, data wiring:

\$40,000.00

(18) Montpelier, 11 and 13 Green Mountain Drive, planning and siting options for Department of Liquor Control and warehouse: \$75,000.00

(19) Waterbury State Office Complex projects, true up:

\$2,000,000.00

* * *

(e) The Commissioner of Buildings and General Services is authorized to use funds from the amount appropriated in subdivision (c)(5) of this section to conduct engineering and design for either a single generator for the State

House or a shared generator for the State House and the Capitol Complex, and the related upgrades for the electrical switch gear.

Appropriation – FY 2016

\$41,313,990.00

Appropriation – FY 2017

\$29,450,622.00 \$33,165,267.00

Total Appropriation – Section 2

\$70,764,612.00 \$74,479,257.00

Sec. 2. 2015 Acts and Resolves No. 26, Sec. 3 is amended to read:

Sec. 3. ADMINISTRATION

- (a) The following sums are sum of \$125,000.000 is appropriated in FY 2016 to the Department of Taxes for the Vermont Center for Geographic Information for an ongoing project to update statewide quadrangle maps through digital orthophotographic quadrangle mapping.
 - (1) \$125,000.00 is appropriated in FY 2016.
 - (2) \$125,000.00 is appropriated in FY 2017.
- (b) The following sums are appropriated to the Department of Finance and Management for the ERP expansion project (Phase II):
 - (1) \$5,000,000.00 is appropriated in FY 2016.
 - (2) \$9,267,470.00 \$8,767,470.00 is appropriated in FY 2017.
- (c) The sum of \$5,463,211.00 is appropriated in FY 2017 to the Agency of Human Services for the Health and Human Services Enterprise IT System.

Appropriation – FY 2016

\$5,125,000.00

Appropriation – FY 2017

\$14,855,681.00 \$14,230,681.00

Total Appropriation – Section 3

\$19,980,681.00 \$19,355,681.00

Sec. 3. 2015 Acts and Resolves No. 26, Sec. 5 is amended to read:

Sec. 5. JUDICIARY

* * *

(c) The following sums are appropriated in FY 2017 to the Judiciary:

(1) Statewide court security systems and improvements: \$125,000.00

\$740,000.00

(2) Judicial case management system:

\$4,000,000.00

- (d) The following sums are appropriated in FY 2017 to the Department of Buildings and General Services for the Judiciary:
 - (1) Orleans State Courthouse, building assessment and feasibility study: \$50,000.00
- (2) Barre State Courthouse and Office Building, infrastructure

evaluation and design for the Courthouse:

\$40,000.00

Appropriation – FY 2016

\$5,880,000.00

Appropriation – FY 2017

\$4,125,000.00 \$4,830,000.00

Total Appropriation – Section 5

\$10,005,000.00 \$10,710,000.00

Sec. 4. 2015 Acts and Resolves No. 26, Sec. 6 is amended to read:

Sec. 6. COMMERCE AND COMMUNITY DEVELOPMENT

* * *

- (d) The following sums are appropriated in FY 2017 to the Agency of Commerce and Community Development for the following projects described in this subsection:
 - (1) Underwater preserves:

\$30,000.00

(2) Placement and replacement of roadside historic markers:

\$15,000.00

(3) Update statewide quadrangle maps through digital

orthophotographic quadrangle mapping: \$125,000.00

Appropriation – FY 2016 \$393,000.00

Appropriation – FY 2017 \$295,000.00 \$420,000.00

Total Appropriation – Section 6 \$688,000.00 \$813,000.00

Sec. 5. 2015 Acts and Resolves No. 26, Sec. 8 is amended to read:

Sec. 8. EDUCATION

- (a) The following sums are appropriated in FY 2016 to the Agency of Education for funding the State share of completed school construction projects pursuant to 16 V.S.A. § 3448 and emergency projects:
 - (1) Emergency projects: \$82,188.00 \(\frac{\$62,175.00}{} \)
 - (2) School construction projects: \$3,975,500.00 \$3,995,513.00
- (b) The sum of \$60,000.00 is appropriated in FY 2017 to the Agency of Education for State aid for emergency projects.

Appropriation – FY 2016 \$4,057,688.00

Appropriation – FY 2017 \$60,000.00

Total Appropriation – Section 8 \$4,117,688.00

Sec. 6. 2015 Acts and Resolves No. 26, Sec. 9 is amended to read:

Sec. 9. UNIVERSITY OF VERMONT

- (b) The sum of \$1,400,000.00 is following sums are appropriated in FY 2017 to the University of Vermont for the following projects described in this subsection:
 - (1) construction Construction, renovation, and major maintenance:

\$1,400,000.00

(2) UVM STEM Complex:

\$600,000.00

(c) It is the intent of the General Assembly that the amount appropriated in subdivision (b)(2) of this section shall be used as a one-to-one matching challenge grant to raise funds for the University's STEM Complex. The funds shall only become available after the University of Vermont has notified the Chairs of the House Committee on Corrections and Institutions and the Senate Committee on Institutions and the Commissioner of Finance and Management that \$600,000.00 in committed funds has been raised to match the appropriation in subdivision (b)(2) of this section.

Appropriation – FY 2016

\$1,400,000.00

Appropriation – FY 2017

\$2,000,000.00

Total Appropriation – Section 9

\$2,800,000.00 \$3,400,000.00

Sec. 7. 2015 Acts and Resolves No. 26, Sec. 11 is amended to read:

Sec. 11. NATURAL RESOURCES

* * *

- (d) The following sums are appropriated in FY 2017 to the Agency of Natural Resources for the Department of Environmental Conservation for the projects described in this subsection:
- (1) the Water Pollution Control Fund for the Clean Water State/EPARevolving Loan Fund (CWSRF) match: \$1,300,000.00

* * *

(3) the Drinking Water Supply, Drinking Water State Revolving Fund: \$2,538,000.00 \$2,638,000.00

* * *

- (7) Municipal Pollution Control Grants, pollution control projects and planning advances for feasibility studies: \$2,276,494.00
 - (8) Bristol, closure of town landfill: \$145,000.00

* * *

- (f) The following sums are appropriated in FY 2017 to the Agency of Natural Resources for the Department of Fish and Wildlife:
 - (1) General infrastructure projects: \$875,000.00
- (2) Lake Champlain Walleye Association, Inc. to upgrade and repair the walleye rearing, restoration, and stocking infrastructure: \$25,000.00
- (3) Roxbury, fish hatchery, reconstruction project: \$1,880,571.00

 Appropriation FY 2016 \$13,481,601.00

 Appropriation FY 2017 \$13,243,000.00 \$17,645,065.00

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Total Appropriation – Section 11

\$26,724,601.00 \$31,126,666.00

<u>Second</u>: In Sec. 11, 2015 Acts and Resolves No. 26, Sec. 21, by striking out all after subdivision (b)(6) and inserting in lieu thereof the following:

- (7) of the amount appropriated to the Vermont Pollution Control

 Revolving Fund established in 24 V.S.A. § 4753: \$496,147.71
- (8) of the amount appropriated to the Vermont Water Source Protection
 Fund established in 24 V.S.A. § 4753: \$200,000.00
- (c) The following sums are reallocated to the Department of Buildings and General Services to defray expenditures authorized in Sec. 2 of this act:

* * *

(6) of the proceeds from the sale of property authorized in 2009 Acts
and Resolves No. 43, Sec. 25 (1193 North Ave., Thayer School): \$60,991.12

(d) The amount appropriated in subdivision (b)(8) of this section shall be directed to the amount appropriated to the Vermont Environmental Protection

Agency (EPA) Drinking Water State Revolving Fund in Sec. 11(d)(3) of this act.

Reallocations and Transfers – FY 2016

\$1,648,656.00

Reallocations and Transfers – FY 2017

\$1,704,688.69

Total Reallocations and Transfers – Section 21 \$1,648,656.08 \$3,353,344.69

Sec. 8. 2015 Acts and Resolves No. 26, Sec. 12 is amended to read:

Sec. 12. MILITARY

* * *

- (b) The sum of \$750,000.00 is appropriated in FY 2017 to the Department of Military for maintenance, renovations, roof replacements, ADA renovations, and energy upgrades at State armories. To the extent feasible, these funds shall be used to match federal funds. The following sums are appropriated in FY 2017 to the Department of Military for the projects described in this subsection:
- (1) Construction, maintenance, renovations, roof replacements, ADA renovations, and energy upgrades at State armories. To the extent feasible, these funds shall be used to match federal funds: \$750,000.00
- (2) Randolph, Vermont Veterans Memorial Cemetery, project costs not covered by federal grant funds: \$188,000.00

Appropriation – FY 2016 \$809,759.00

Appropriation – FY 2017 \$750,000.00 \$938,000.00

Total Appropriation – Section 12 \$1,559,759.00 \$1,747,759.00

Sec. 9. 2015 Acts and Resolves No. 26, Sec. 13 is amended to read:

Sec. 13. PUBLIC SAFETY

* * *

(c) The following sums are appropriated in FY 2017 to the Department of Buildings and General Services for the Department of Public Safety as described in this subsection:

(1) Williston, State Police Barracks, 911 Center, acoustical design,
renovations, and furnishings: \$250,000.00

(2) Westminster, DPS Facility, project cost adjustment for unanticipated site conditions and code modifications: \$400,000.00

(3) Waterbury State Office Complex, blood analysis laboratory,

<u>renovations:</u> \$460,000.00

Total Appropriation § 13 Appropriation – FY 2016 \$300,000.00

Appropriation – FY 2017 \$1,110,000.00

Total Appropriation – Section 13 \$1,410,000.00

Sec. 10. 2015 Acts and Resolves No. 26, Sec. 20a is added to read:

Sec. 20a. PUBLIC SERVICE

The sum of \$750,000.00 is appropriated to the Department of Public

Service for the Connectivity Initiative, established in 30 V.S.A. § 7515b.

<u>Appropriation – FY 2017</u> \$750,000.00

<u>Total Appropriation – Section 20a</u>

\$750,000.00

Sec. 11. 2015 Acts and Resolves No. 26, Sec. 21 is amended to read:

Sec. 21. REALLOCATION OF FUNDS; TRANSFER OF FUNDS

(a) The following sums are reallocated to the Department of Buildings and General Services from prior capital appropriations to defray expenditures authorized in Sec. 2 of this act:

(11) of the amount appropriated in 2008 Acts and Resol	ves No. 200,
Sec. 20 (Vermont Veterans Home):	\$206.34
(12) of the amount appropriated in 2011 Acts and Resol	ves No. 40,
Sec. 2(b) (Hebard State Office Building):	<u>\$5,838.85</u>
(13) of the amount appropriated in 2011 Acts and Resol	ves No. 40,
Sec. 4(a) (Health laboratory):	<u>\$0.06</u>
(14) of the amount appropriated in 2011 Acts and Resol	ves No. 40,
Sec. 7(b)(2) (Historic Barns Preservation Grants):	\$2,050.00
(15) of the amount appropriated in 2012 Acts and Resol	ves No. 104,
Sec. 2(c)(7) (Vermont Veterans Memorial Cemetery Master P	lan): \$1,622.94
(16) of the amount appropriated in 2013 Acts and Resol	ves No. 51,
Sec. 2(b)(16) (Barre Courthouse and State Office Building, pe	llet boiler):
	\$96,389.57
(17) of the amount appropriated in 2013 Acts and Resol	ves No. 51,
Sec. 11(a)(water pollution control):	<u>\$16,464.86</u>
(18) of the amount appropriated in 2013 Acts and Resol	ves No. 51,
Sec. 13(c) (land purchase and feasibility studies):	\$150,000.00
(19) of the amount appropriated in 2013 Acts and Resol	ves No. 51,
Sec. 13(d) (Public safety land purchases):	\$299,022.00
(20) of the amount appropriated in 2015 Acts and Resol	ves No. 26,
Sec. 2(b) (Department of Labor Parking Lot Expansion):	\$71,309.26
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(21) of the amount appropriated in 2014 Acts and Resolves No. 178,

Sec. 2(c) (BGS engineering, project management, and architectural cost):

\$113,257.98

(22) of the amount appropriated in 2014 Acts and Resolves No. 178, Sec. 2(c)(18) (State House maintenance and upgrades and renovations):

(23) of the amount appropriated to the Historic Property Stabilization

and Rehabilitation Special Fund established in 29 V.S.A. § 155: \$50,000.00

(24) of the amount appropriated in 2015 Acts and Resolves No. 26,

Sec. 12(a) to the Vermont Veterans Memorial Cemetery:

\$38,135.00

\$100,000.00

(b) The following unexpended funds appropriated to the Agency of Natural Resources for capital construction projects are reallocated to the Department of Buildings and General Services to defray expenditures authorized in Sec. 2 of this act:

* * *

(6) of the amount appropriated in 2014 Acts and Resolves No. 178,

Sec. 6 (water pollution control projects): \$3,253.00

(7) of the amount appropriated to the Vermont Pollution Control

Revolving Fund established in 24 V.S.A. § 4753: \$500,000.00

- (8) of the amount appropriated to the Vermont Water Source Protection

 Fund established in 24 V.S.A. § 4753:

 \$200,000.00
- (c) The following sums are reallocated to the Department of Buildings and General Services to defray expenditures authorized in Sec. 2 of this act:

* * *

- Sec. 12. 2015 Acts and Resolves No. 26, Sec. 22 is amended to read:
 - Sec. 22. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

* * *

(c) The State Treasurer is authorized to issue additional general obligation bonds in the amount of \$9,265,021.25 that were previously authorized but unissued under 2015 Acts and Resolves No. 26 for the purpose of funding the appropriations in this act.

Total Revenues – Section 22

\$155,559,096.05 \$164,824,117.30

* * * Policy * * *

* * * Buildings and General Services * * *

- Sec. 13. WATERBURY STATE OFFICE COMPLEX; PROPERTY
 TRANSACTIONS
- (a) The Commissioner of Buildings and General Services is authorized to transfer the parcel of land designated as Lot 6A on the map prepared by Engineering Ventures PC entitled "Waterbury State Office Complex Restoration" and dated June 24, 2013, as revised by the Department of

Buildings and General Services on March 24, 2016, to the owners of the property located at 28 Park Row in Waterbury; provided, however, that the owners of the property shall be required to pay any costs associated with the transfer.

- (b) The Commissioner of Buildings and General Services shall survey the parcel of land designated as Lot 8 on the map prepared by Engineering

 Ventures PC entitled "Waterbury State Office Complex Restoration" and dated

 June 24, 2013, as revised by the Department of Buildings and General Services on March 24, 2016.
- Sec. 14. HOSKISON PROPERTY; PLYMOUTH; TRANSACTION

 Notwithstanding 29 V.S.A. § 166(b), the Department of Buildings and

 General Services is authorized to transfer, sell, demolish, or gift the house

 located on the Hoskison property deeded to the State of Vermont in 2006 that abuts the Calvin Coolidge State Historic Site in Plymouth Notch.
- Sec. 15. MONTPELIER; 144 STATE STREET; PROPERTY
 TRANSACTION

Notwithstanding 29 V.S.A. § 166(b), the Commissioner of Buildings and

General Services is authorized to sell, subdivide, lease, lease purchase, or enter

into a common interest community agreement for the property located at

144 State Street in Montpelier, if the Commissioner determines that it is in the

best interest of the State. Any agreement shall ensure that the State receives

fair market value for the property, and costs associated with the sale, including relocation costs.

- Sec. 16. VERMONT AGRICULTURE AND ENVIRONMENTAL LABORATORY; BIOMASS FACILITY
- (a) The Commissioner of Buildings and General Services shall evaluate opportunities for the future development of biomass facilities to support the Vermont Agriculture and Environmental laboratory in Randolph if the Commissioner determines that it is in the best interest of the State. The Commissioner shall ensure that all opportunities are consistent with the State Agency Energy Plan.
- (b) On or before December 1, 2016, the Commissioner shall report back to the House Committee on Corrections and Institutions and the Senate

 Committee on Institutions on the findings of the evaluation described in subsection (a) of this section.
- Sec. 17. VERMONT AGRICULTURE AND ENVIRONMENTAL

 LABORATORY; ROXBURY HATCHERY; CONSTRUCTION

 The Department of Buildings and General Services is authorized to enter

 into contractual obligations for construction for the following projects:
- (1) the Vermont Agriculture and Environmental Laboratory, located at the Vermont Technical College site in Randolph, Vermont; and
 - (2) Roxbury Fish Hatchery, located in Roxbury, Vermont.

Sec. 18. BRADFORD STATE POLICE BARRACKS

On or before December 1, 2016, the Commissioners of Buildings and

General Services and of Public Safety shall investigate opportunities for the

Bradford State Police Barracks, including selling, leasing, or gifting the

property, and shall report back to the House Committee on Corrections and

Institutions and the Senate Committee on Institutions with the findings.

Sec. 19. 2011 Acts and Resolves No. 40, Sec. 26(b) is amended to read:

- (b) The commissioner of buildings and general services Commissioner of Buildings and General Services on behalf of the division for historic preservation Division for Historic Preservation is authorized to enter into the agreements specified for the following properties, the proceeds of which shall be dedicated to the fund created by Sec. 30 of this act:
- (1) Fuller farmhouse at the Hubbardton Battlefield state State historic site, authority to sell or enter into a long-term lease with covenants demolish the farmhouse if the Town of Hubbardton and the Hubbardton Historical Society are not able to find adequate funding to use the farmhouse by July 1, 2016; provided, however, that if the farmhouse is demolished, the foundation shall be capped to preserve any potential archaeological sites.

* * *

(3) Bishop Cabin at Mount Independence State Historic Site in Orwell, authority to sell or enter into a long-term lease with covenants on the land demolish the Cabin and remove all materials.

* * *

- Sec. 20. 2011 Acts and Resolves No. 40, Sec. 29, amending 2010 Acts and Resolves No. 161, Sec. 25(f), is amended to read:
- (f) Following consultation with the state advisory council on historic preservation State Advisory Council on Historic Preservation as required by 22 V.S.A. § 742(7) and pursuant to 29 V.S.A. § 166, the commissioner of buildings and general services Commissioner of Buildings and General Services is authorized to subdivide and sell the house, barn, and up to 10 acres of land at 3469 Lower Newton Road in St. Albans. Net proceeds of the sale shall be deposited in the historic property stabilization and rehabilitation fund established in Sec. 30 of this act.
- Sec. 21. 29 V.S.A. § 155 is amended to read:
- § 155. HISTORIC PROPERTY STABILIZATION AND REHABILITATION SPECIAL FUND
- (a) There is established a special fund managed by and under the authority and control of the Commissioner, comprising net revenue from the sale or lease of underutilized State-owned historic property to be used for the purposes set forth in this section. Any remaining balance at the end of the fiscal year

shall be carried forward in the Fund; provided, however, that if the Fund balance exceeds \$250,000.00 as of November 15 in any year, then the General Assembly shall reallocate funds not subject to encumbrances for other purposes in the next enacted capital appropriations bill.

- (b) Monies in the Fund shall be available to the Department for the rehabilitation or stabilization of State owned historic properties that are authorized by the General Assembly to be in the Fund program, for payment of costs of historic resource evaluations and archeological investigations, for building assessments related to a potential sale or lease, for one-time fees for easement stewardship and monitoring, and for related one-time expenses.
- (c) On or before January 15 of each year, the Department shall report to the House Committee on Corrections and Institutions and the Senate Committee on Institutions concerning deposits into and disbursements from the Fund occurring in the previous calendar year, the properties sold, leased, stabilized, or rehabilitated during that period, and the Department's plans for future stabilization or rehabilitation of State owned historic properties.
- (d) Annually, the list presented to the General Assembly of State-owned property the Commissioner seeks approval to sell pursuant to section 166 of this title shall identify those properties the Commissioner has identified as underutilized State-owned historic property pursuant to subsection (b) of this section.

- (e) For purposes of this section, "historic property" has the same meaning as defined in 22 V.S.A. § 701. [Repealed.]
- Sec. 22. 29 V.S.A. § 1556 is amended to read:

§ 1556. STATE SURPLUS PROPERTY

- (a) All material, equipment, and supplies found to be surplus by any state

 State agency or department shall be transferred to the commissioner of

 buildings and general services Commissioner of Buildings and General

 Services. The commissioner of buildings and general services Commissioner

 of Buildings and General Services shall be responsible for the disposal of
 surplus state State property. The commissioner of buildings and general

 services Commissioner of Buildings and General Services may:
- (1) transfer the property to any other state State agency or department having a justifiable need for the property, or transfer to any municipality, school, or nonprofit organization having a justifiable need as determined by a State agency or department, and assess an administrative fee if deemed appropriate;
 - (2) store or warehouse the property for future needs of the state State;
- (3) transfer the property to municipalities for town highways and bridges;
- (4) after giving priority to the provisions of subdivisions (1), (2), and (3) of this section, transfer used bridge beams and other surplus material,

equipment, and supplies to VAST, the local affiliates of VAST, or to municipalities cooperating with VAST or municipalities developing and maintaining their own trail system;

- (5) recondition and repair any property for use or sale when economically feasible;
- (6) sell surplus property by any suitable means, including but not limited to, bids or auctions;
- (7) donate, at no charge, surplus motor vehicles and related equipment, to any nonprofit entity engaged in rehabilitating and redistributing motor vehicles to low income Vermont residents with low income, provided that the commissioner Commissioner has first attempted to sell or satisfy the needs of the state State for the vehicles or equipment concerned.
- (b) Any municipality, school, or nonprofit organization that receives a transfer of property pursuant to this section shall assume ownership of the property from the State.
- Sec. 23. 29 V.S.A. § 821(b) is amended to read:
- (b) State correctional facilities. The names of State correctional facilities shall be as follows:

* * *

(10) In Waterbury, "Dale Correctional Facility."

Sec. 24. SOUTHEAST STATE CORRECTIONAL FACILITY; WINDSOR; LAND TRANSFER

- (a) On or before August 1, 2016, the Department of Buildings and General Services shall conduct a survey of the 160-acre portion of the State-owned parcel in the Town of Windsor known as the "Windsor Prison Farm" that is under the jurisdiction of the Department of Buildings and General Services and described in Executive Order 08-15. The survey shall identify the boundaries for all of the land used by the Departments of Corrections and of Buildings and General Services for the operation and security of the Southeast State Correctional Facility.
- (b) Within 30 days of receipt of the survey described in subsection (a) of this section, the Commissioner of Buildings and General Services shall transfer to the jurisdiction of the Department of Fish and Wildlife the portion of the land identified in the survey that is not used by the Departments of Buildings and General Services and of Corrections for the operation and security of the Southeast State Correctional Facility.

Sec. 25. STATE HOUSE SECURITY

It is the intent of the General Assembly that the Sergeant at Arms shall continue to coordinate and implement training and security exercises for the State House. It is also the intent of the General Assembly that the Sergeant at

Arms shall investigate opportunities for upgrades to physical security enhancements to the State House, and evaluate State House security policies.

* * * Effective Dates * * *

Sec. 26. EFFECTIVE DATES

This act shall take effect on passage, except that Sec. 21 (Historic Property Stabilization and Rehabilitation Special Fund; repeal) shall take effect on July 1, 2017.