

1 Introduced by Committee on Corrections and Institutions

2 Date:

3 Subject: Capital construction; appropriations; State bonding

4 Statement of purpose of bill as introduced: This bill proposes to adjust the
5 fiscal year 2016 capital construction budget.

6 An act relating to capital construction and State bonding budget adjustment

7 It is hereby enacted by the General Assembly of the State of Vermont:

8 * * * Capital Appropriations * * *

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

10 Sec. 2. STATE BUILDINGS

11 * * *

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

13 * * *

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

15 \$3,677,448.00 \$3,553,061.00

16 (7) Statewide, physical security enhancements:

17 \$200,000.00 \$1,200,000.00

18 (8) ~~Montpelier, 115 State Street, State House lawn, access~~

19 ~~improvements and water intrusion:~~ \$300,000.00 [Repealed.]

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

3	Appropriation – FY 2016		\$41,313,990.00
4	Appropriation – FY 2017	\$29,450,622.00	<u>\$33,415,267.00</u>
5	Total Appropriation – Section 2	\$70,764,612.00	<u>\$74,729,257.00</u>

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

7 Sec. 3. ADMINISTRATION

8 (a) ~~The following sums are~~ sum of \$125,000.00 is appropriated in FY
9 2016 to the Department of Taxes for the Vermont Center for Geographic
10 Information for an ongoing project to update statewide quadrangle maps
11 through digital orthophotographic quadrangle mapping:

12 ~~(1) \$125,000.00 is appropriated in FY 2016.~~

13 ~~(2) \$125,000.00 is appropriated in FY 2017.~~

14 (b) The following sums are appropriated to the Department of Finance and
15 Management for the ERP expansion project (Phase II):

16 (1) \$5,000,000.00 is appropriated in FY 2016.

17 (2) ~~\$9,267,470.00~~ \$8,767,470.00 is appropriated in FY 2017.

18 (c) The sum of \$5,463,211.00 is appropriated in FY 2017 to the Agency of
19 Human Services for the Health and Human Services Enterprise IT System.

20	Appropriation – FY 2016		\$5,125,000.00
21	Appropriation – FY 2017	\$14,855,681.00	<u>\$14,230,681.00</u>

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

2 Sec. 6. COMMERCE AND COMMUNITY DEVELOPMENT

3 * * *

4 (d) The following sums are appropriated in FY 2017 to the Agency of
5 Commerce and Community Development for the following projects described
6 in this subsection:

7 (1) Underwater preserves: \$30,000.00

8 (2) Placement and replacement of roadside historic markers:
9 \$15,000.00

10 (3) Update statewide quadrangle maps through digital
11 orthophotographic quadrangle mapping: \$125,000.00

12 (4) Civil war monument: \$25,000.00

13 Appropriation – FY 2016 \$393,000.00

14 Appropriation – FY 2017 \$295,000.00 \$445,000.00

15 Total Appropriation – Section 6 \$688,000.00 \$837,000.00

16 Sec. 5. 2015 Acts and Resolves No. 26, Sec. 11 is amended to read:

17 Sec. 11. NATURAL RESOURCES

18 * * *

19 (d) The following sums are appropriated in FY 2017 to the Agency of
20 Natural Resources for the Department of Environmental Conservation for the
21 projects described in this subsection:

1 (1) the Water Pollution Control Fund for the Clean Water State/EPA
2 Revolving Loan Fund (CWSRF) match: \$1,300,000.00

3 * * *

4 (7) Municipal Pollution Control Grants, pollution control projects and
5 planning advances for feasibility studies: \$2,077,500.00

6 (8) Bristol, closure of town landfill: \$145,000.00

7 * * *

8 (f) The following sums are appropriated in FY 2017 to the Agency of
9 Natural Resources for the Department of Fish and Wildlife:

10 (1) General infrastructure projects: \$875,000.00

11 (2) Lake Champlain Walleye Association, Inc. to upgrade and repair the
12 walleye rearing, restoration, and stocking infrastructure: \$25,000.00

13 (3) Roxbury, fish hatchery, reconstruction project: \$1,880,571.00

14 Appropriation – FY 2016 \$13,481,601.00

15 Appropriation – FY 2017 \$13,243,000.00 \$17,346,071.00

16 Total Appropriation – Section 11 \$26,724,601.00 \$30,827,672.00

17 Sec. 6. 2015 Acts and Resolves No. 26, Sec. 12 is amended to read:

18 Sec. 12. MILITARY

19 * * *

20 (b) ~~The sum of \$750,000.00 is appropriated in FY 2017 to the Department~~
21 ~~of Military for maintenance, renovations, roof replacements, ADA renovations,~~

1 ~~and energy upgrades at State armories. To the extent feasible, these funds~~
2 ~~shall be used to match federal funds. The following sums are appropriated in~~
3 ~~FY 2017 to the Department of Military for the projects described in this~~
4 ~~subsection:~~

5 (1) Construction, maintenance, renovations, roof replacements, ADA
6 renovations, and energy upgrades at State armories. To the extent feasible,
7 these funds shall be used to match federal funds: \$750,000.00

8 (2) Randolph, Vermont Veterans' Memorial Cemetery, project costs not
9 covered by federal grant funds: \$188,000.00

10	Appropriation – FY 2016	\$809,759.00
11	Appropriation – FY 2017	\$750,000.00 <u>\$938,000.00</u>
12	Total Appropriation – Section 12	<u>\$1,559,759.00</u> <u>\$1,747,759.00</u>

13 Sec. 7. 2015 Acts and Resolves No. 26, Sec. 13 is amended to read:

14 Sec. 13. PUBLIC SAFETY

15 * * *

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

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

1 (c) The following sums are reallocated to the Department of Buildings and
2 General Services to defray expenditures authorized in Sec. 2 of this act:

3 * * *

4 (6) of the proceeds from the sale of property authorized in 2009 Acts
5 and Resolves No. 43, Sec. 25 (1193 North Ave., Thayer School): \$60,991.12
6 Total Reallocations and Transfers – Section 21 ~~\$1,648,656.08~~ \$1,736,795.00

7 Sec. 10. 2015 Acts and Resolves No. 26, Sec. 22 is amended to read:

8 Sec. 22. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

9 * * *

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

14 Total Revenues – Section 22 ~~\$155,559,096.05~~ \$164,824,117.30

15 * * * Policy * * *

16 * * * Buildings and General Services * * *

17 Sec. 11. WATERBURY STATE OFFICE COMPLEX; PROPERTY
18 TRANSACTIONS

19 (a) The Commissioner of Buildings and General Services is authorized to
20 transfer the parcel of land designated as Lot A on the map entitled “XXXX”
21 and dated “XX/XX” to the owners of the property located at XXX; provided,

1 however, that the owners of the property located at XXX shall be required to
2 pay any costs associated with the transfer.

3 (b) The Commissioner of Buildings and General Services shall survey the
4 parcel of land designated as Lot 8 on the map entitled “XXXX” and dated
5 “XX/XX.”

6 Sec. 12. HOSKISON PROPERTY; PLYMOUTH; TRANSACTION

7 (a) Notwithstanding 29 V.S.A. § 166(b), the Department of Buildings and
8 General Services is authorized to transfer, sell, demolish, or gift the house
9 located on the Hoskison property deeded to the State of Vermont in 2006 that
10 abuts the Calvin Coolidge State Historic Site in Plymouth Notch.

11 **Sec. 13. 144 STATE STREET; PROPERTY TRANSACTION**

12 Notwithstanding 29 V.S.A. § 166(b), the Commissioner of Buildings and
13 General Services is authorized to sell, subdivide, lease, lease purchase, or enter
14 into common interest community agreement the property located at 144 State
15 Street if the Commissioner determines that it is in the best interest of the State.
16 Any agreement shall ensure that the State receives fair market value for the
17 property.

18 **Sec. 14. VERMONT AGRICULTURE AND ENVIRONMENTAL**

19 **LABORATORY; BIOMASS FACILITY**

20 (a) The Commissioner of Buildings and General Services shall evaluate
21 opportunities for the future development of biomass facilities to support the

1 Vermont Agriculture and Environmental laboratory in Randolph if the
2 Commissioner determines that it is in the best interest of the State. The
3 Commissioner shall ensure that all opportunities are consistent with the Stat
4 Agency Energy Plan.

5 (b) On or before December 1, 2016, the Commissioner shall report back to
6 the House Committee on Corrections and Institutions and the Senate
7 Committee on Institutions on the findings of the evaluation described in
8 subsection (a) of this section.

9 **Sec. 15. VERMONT AGRICULTURE AND ENVIRONMENTAL**

10 **LABORATORY; ROXBURY HATCHERY; CONTRACTUAL**

11 **OBLIGATIONS**

12 The Department of Buildings and General Services is authorized to enter
13 into contractual obligations for the following projects:

14 (1) The Vermont Agriculture and Environmental Laboratory, located at
15 the Vermont Technical College site in Randolph, Vermont; and

16 (2) Roxbury Fish Hatchery, located in Roxbury, Vermont.

17 **Sec. 16. BRADFORD STATE POLICE BARRACKS**

18 On or before December 1, 2016, the Commissioners of Buildings and
19 General Services and of Public Safety shall investigate opportunities for the
20 Bradford State Police Barracks, including selling, leasing, or gifting the

1 property, and shall report back to the House Committee on Corrections and
2 Institutions and the Senate Committee on Institutions with the findings.

3 Sec. 17. 2011 Acts and Resolves No. 40, Sec. 26(b) is amended to read:

4 (b) ~~The commissioner of buildings and general services~~ Commissioner of
5 Buildings and General Services on behalf of the ~~division for historic~~
6 ~~preservation~~ Division for Historic Preservation is authorized to enter into the
7 agreements specified for the following properties, the proceeds of which shall
8 be dedicated to the fund created by Sec. 30 of this act:

9 (1) Fuller farmhouse at the Hubbardton Battlefield ~~state~~ State historic
10 site, authority to ~~sell or enter into a long term lease with covenants~~ demolish
11 the farmhouse if the Town of Castleton and the Vermont Historical Society are
12 not able to find adequate funding by July 1, 2016; provided, however, that if
13 the farmhouse is demolished, the foundation shall be capped to preserve any
14 potential archaeological sites.

15 * * *

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

19 * * *

1 Sec. 18. 2011 Acts and Resolves No. 40, Sec. 29, amending 2010 Acts and
2 Resolves No. 161, Sec. 25(f), is amended to read:

3 (f) Following consultation with the ~~state advisory council on historic~~
4 ~~preservation~~ State Advisory Council on Historic Preservation as required by
5 22 V.S.A. § 742(7) and pursuant to 29 V.S.A. § 166, the ~~commissioner of~~
6 ~~buildings and general services~~ Commissioner of Buildings and General
7 Services is authorized to subdivide and sell the house, barn, and up to 10 acres
8 of land at 3469 Lower Newton Road in St. Albans. ~~Net proceeds of the sale~~
9 ~~shall be deposited in the historic property stabilization and rehabilitation fund~~
10 ~~established in Sec. 30 of this act.~~

11 Sec. 19. 29 V.S.A. § 155 is amended to read:

12 § 155. ~~HISTORIC PROPERTY STABILIZATION AND~~
13 ~~REHABILITATION SPECIAL FUND~~

14 (a) ~~There is established a special fund managed by and under the authority~~
15 ~~and control of the Commissioner, comprising net revenue from the sale or~~
16 ~~lease of underutilized State owned historic property to be used for the purposes~~
17 ~~set forth in this section. Any remaining balance at the end of the fiscal year~~
18 ~~shall be carried forward in the Fund; provided, however, that if the Fund~~
19 ~~balance exceeds \$250,000.00 as of November 15 in any year, then the General~~
20 ~~Assembly shall reallocate funds not subject to encumbrances for other~~
21 ~~purposes in the next enacted capital appropriations bill.~~

1 ~~(b) Monies in the Fund shall be available to the Department for the~~
2 ~~rehabilitation or stabilization of State-owned historic properties that are~~
3 ~~authorized by the General Assembly to be in the Fund program, for payment of~~
4 ~~costs of historic resource evaluations and archeological investigations, for~~
5 ~~building assessments related to a potential sale or lease, for one-time fees for~~
6 ~~easement stewardship and monitoring, and for related one-time expenses.~~

7 ~~(c) On or before January 15 of each year, the Department shall report to the~~
8 ~~House Committee on Corrections and Institutions and the Senate Committee~~
9 ~~on Institutions concerning deposits into and disbursements from the Fund~~
10 ~~occurring in the previous calendar year, the properties sold, leased, stabilized,~~
11 ~~or rehabilitated during that period, and the Department's plans for future~~
12 ~~stabilization or rehabilitation of State-owned historic properties.~~

13 ~~(d) Annually, the list presented to the General Assembly of State-owned~~
14 ~~property the Commissioner seeks approval to sell pursuant to section 166 of~~
15 ~~this title shall identify those properties the Commissioner has identified as~~
16 ~~underutilized State-owned historic property pursuant to subsection (b) of this~~
17 ~~section.~~

18 ~~(e) For purposes of this section, "historic property" has the same meaning~~
19 ~~as defined in 22 V.S.A. § 701. [Repealed.]~~

1 Sec. 20. 29 V.S.A. § 1556 is amended to read:

2 § 1556. STATE SURPLUS PROPERTY

3 All material, equipment, and supplies found to be surplus by any ~~state~~ State
4 agency or department shall be transferred to the ~~commissioner of buildings and~~
5 ~~general services~~ Commissioner of Buildings and General Services. The
6 ~~commissioner of buildings and general services~~ Commissioner of Buildings
7 and General Services shall be responsible for the disposal of surplus ~~state~~ State
8 property. The ~~commissioner of buildings and general services~~ Commissioner
9 of Buildings and General Services may:

10 (1) transfer the property to any other ~~state~~ State agency or department,
11 or transfer ownership to any municipality, [municipal service organization]
12 school, or nonprofit organization, having a justifiable need for the property,
13 and assess an administrative fee if deemed appropriate;

14 (2) store or warehouse the property for future needs of the ~~state~~ State;

15 (3) transfer the property to municipalities for town highways and
16 bridges;

17 (4) after giving priority to the provisions of subdivisions (1), (2), and (3)
18 of this section, transfer used bridge beams and other surplus material,
19 equipment, and supplies to VAST, the local affiliates of VAST, or to
20 municipalities cooperating with VAST or municipalities developing and
21 maintaining their own trail system;

1 (5) recondition and repair any property for use or sale when
2 economically feasible;

3 (6) sell surplus property by any suitable means, including ~~but not limited~~
4 ~~to~~ bids or auctions;

5 (7) donate, at no charge, surplus motor vehicles and related equipment,
6 to any nonprofit entity engaged in rehabilitating and redistributing motor
7 vehicles to ~~low income~~ Vermont residents with low income, provided that the
8 ~~commissioner~~ Commissioner has first attempted to sell or satisfy the needs of
9 the ~~state~~ State for the vehicles or equipment concerned.

10 Sec. 21. 29 V.S.A. § 821(b) is amended to read:

11 (b) State correctional facilities. The names of State correctional facilities
12 shall be as follows:

13 * * *

14 ~~(10) In Waterbury, “Dale Correctional Facility.”~~

15 Sec. 22. SOUTHEAST STATE CORRECTIONAL FACILITY; WINDSOR;

16 LAND TRANSFER

17 (a) On or before August 1, 2016, the Department of Buildings and General
18 Services shall conduct a survey of the 160-acre portion of the State-owned
19 parcel in the Town of Windsor known as the “Windsor Prison Farm” that is
20 under the jurisdiction of the Department of Buildings and General Services and
21 described in Executive Order 08-15. The survey shall identify the boundaries

1 for all of the land used by the Departments of Corrections and of Buildings and
2 General Services for the operation and security of the Southeast State
3 Correctional Facility.

4 (b) Within 30 days of receipt of the survey described in subsection (a) of
5 this section, the Commissioner of Buildings and General Services shall transfer
6 to the jurisdiction of the Department of Fish and Wildlife the portion of the
7 land identified in the survey that is not used by the Departments of Buildings
8 and General Services and of Corrections for the operation and security of the
9 Southeast State Correctional Facility.

10 * * * Effective Dates * * *

11 Sec. 23. EFFECTIVE DATES

12 This act shall take effect on passage, except that Sec. 13 (144 State Street;
13 property transaction) shall take effect on July 1, 2017.