

1 Introduced by Committee on Corrections and Institutions

2 Date:

3 Subject: Budget; capital construction; capital appropriations; State bonding

4 Statement of purpose of bill as introduced: This bill proposes to authorize
5 bonding, appropriate capital funds, and address miscellaneous related items.

6 An act relating to capital construction and State bonding

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

8 Sec. 1. LEGISLATIVE INTENT

9 (a) It is the intent of the General Assembly that of the \$XXXXXXX
10 authorized in this act, no more than \$XXXXXXX shall be appropriated in the
11 first year of the biennium, and the remainder shall be appropriated in the
12 second year.

13 (b) It is the intent of the General Assembly that in the second year of the
14 biennium, any amendments to the appropriations or authorities granted in this
15 act shall take the form of a Capital Construction and State Bonding Adjustment
16 Bill. It is the intent of the General Assembly that unless otherwise indicated,
17 all appropriations in this act are subject to capital budget adjustment.

18 Sec. 2. STATE BUILDINGS

19 (a) The following sums are appropriated to the Department of Buildings
20 and General Services, and the Commissioner is authorized to direct funds

1 appropriated in this section to the projects contained in this section; however,
2 no project shall be canceled unless the Chairs of the Senate Committee on
3 Institutions and of the House Committee on Corrections and Institutions are
4 notified before that action is taken.

5 (b) The following sums are appropriated in FY 2018:

6 (1) Statewide, contingency: \$XXXXXXXX

7 (2) Statewide, major maintenance: \$XXXXXXXX

8 (3) Statewide, BGS engineering and architectural project costs:
9 \$XXXXXXXX

10 (4) Statewide, physical security enhancements: \$XXXXXXXX

11 (5) Randolph, Agencies of Agriculture, Food and Markets and of
12 Natural Resources, collaborative laboratory, design and permitting, and
13 construction: \$XXXXXXXX

14 (6) Springfield, Southern State Correctional Facility, completion of
15 Phase II of the steamline replacement: \$XXXXXXXX

16 (7) Waterbury, Waterbury State Office Complex, Weeks building,
17 renovation: \$XXXXXXXX

18 (8) Statewide, correctional facilities, door control replacement:
19 \$XXXXXXXX

20 (9) Newport, Northern State Correctional Facility, parking expansion:
21 \$XXXXXXXX

1	<u>(10) Montpelier, 111 State Street, renovations:</u>	<u>\$XXXXXXXX</u>
2	<u>(11) Berlin, Department of Libraries, centralized facility:</u>	
3		<u>\$XXXXXXXX</u>
4	<u>(12) Burlington, 108 Cherry Street, parking garage, repairs:</u>	
5		<u>\$XXXXXXXX</u>
6	<u>(c) The following sums are appropriated in FY 2019:</u>	
7	<u>(1) Statewide, contingency:</u>	<u>\$XXXXXXXX</u>
8	<u>(2) Statewide, major maintenance:</u>	<u>\$XXXXXXXX</u>
9	<u>(3) Statewide, BGS engineering and architectural project costs:</u>	
10		<u>\$XXXXXXXX</u>
11	<u>(4) Statewide, physical security enhancements:</u>	<u>\$XXXXXXXX</u>
12	<u>(5) Montpelier, State House, Dome and Ceres, restoration and</u>	
13	<u>renovations:</u>	<u>\$XXXXXXXX</u>
14	<u>(6) Montpelier, 120 State Street, life safety and infrastructure</u>	
15	<u>improvements:</u>	<u>\$XXXXXXXX</u>
16	<u>(7) Montpelier, 133 State Street, renovation of mainframe workspace to</u>	
17	<u>office space:</u>	<u>\$XXXXXXXX</u>
18	<u>(8) Randolph, Agencies of Agriculture, Food and Markets and of</u>	
19	<u>Natural Resources, collaborative laboratory, <u>design and permitting, and</u></u>	
20	<u><u>construction:</u></u>	<u>\$XXXXXXXX</u>

1 XXXXXXXXXX

2 (4) To the Department of Buildings and General Services for the
3 Recreational Facilities Grant Program: XXXXXXXXXX

4 (5) To the Department of Buildings and General Services for
5 the Human Services and Educational Facilities Competitive Grant
6 Program (Human Services): XXXXXXXXXX

7 (6) To the Department of Buildings and General Services for
8 the Human Services and Educational Facilities Competitive Grant
9 Program (Education): XXXXXXXXXX

10 (7) To the Department of Buildings and General Services for
11 the Regional Economic Development Grant Program: XXXXXXXXXX

12 (b) The following sum is appropriated in FY 2018 to the Agency
13 of Agriculture, Food and Markets for the Agricultural Fairs Capital
14 Projects Competitive Grant Program: XXXXXXXXXX

15 (c) The following sums are appropriated in FY 2019 for Building
16 Communities Grants established in 24 V.S.A. chapter 137:

17 (1) To the Agency of Commerce and Community Development,
18 Division for Historic Preservation, for the Historic Preservation Grant
19 Program: XXXXXXXXXX

1 (d) The sum of \$XXXXXXXX is appropriated in FY 2019 to the Agency of
2 Natural Resources for the Department of Environmental Conservation for the
3 State’s share of the Federal Superfund and State Lead Hazardous Waste
4 Program.

5 (e) The sum of \$XXXXXXXX is appropriated in FY 2019 to the Agency of
6 Natural Resources for the Department of Forests, Parks and Recreation for
7 infrastructure rehabilitation, including statewide small scale rehabilitation,
8 wastewater repairs, preventive improvements and upgrades of restrooms and
9 bathhouses, and statewide small-scale road rehabilitation projects:

10 (f) The following sums are appropriated in FY 2019 to the Agency of
11 Natural Resources for the Department of Fish and Wildlife for the projects
12 described in this subsection:

13 (1) General infrastructure projects: \$XXXXXXXX

14 (2) Roxbury Hatchery, construction and bid documents: \$XXXXXXXX

15 Appropriation – FY 2018 \$XXXXXXXX

16 Appropriation – FY 2019 \$XXXXXXXX

17 Total Appropriation – Section 9 \$XXXXXXXX

18 Sec. 10. MILITARY

19 (a) The following sums are appropriated in FY 2018 to the Department of
20 Military for the projects described in this subsection:

1 XXXXXXXXXX

2 (3) EcoSystem restoration and protection: XXXXXXXXXX

3 (4) Dam safety and hydrology projects: XXXXXXXXXX

4 (5) Municipal Pollution Control Grants, pollution control projects and
5 planning advances for feasibility studies: XXXXXXXXXX

6 (c) The sum of \$XXXXXXXX is appropriated in FY 2018 to the Agency of
7 Transportation for the VTrans Municipal Mitigation Program.

8 (d) The following sums are appropriated in FY 2018 to the Vermont
9 Housing and Conservation Board for the following projects:

10 (1) Statewide water quality improvement projects or other conservation
11 projects, including easement and fee purchase projects: XXXXXXXXXX

12 (2) Water quality farm improvement grants or fee purchase projects:
13 XXXXXXXXXX

14 (e) The sum of \$XXXXXXXX appropriated in FY 2019 to the Agency of
15 Agriculture, Food, and Markets for Best Management Practices and the
16 Conservation Reserve Enhancement Program.

17 (f) The following sums are appropriated in FY 2019 to the Agency of
18 Natural Resources for the Department of Environmental Conservation
19 following projects described in this section:

20 (1) the Water Pollution Control Fund, Clean Water State/EPA
21 Revolving Loan Fund (CWSRF) match: XXXXXXXXXX

1	<u>(2) of the amount appropriated in 2011 Acts and Resolves No. 40, Sec.</u>	
2	<u>2 (Brattleboro, State office building HVAC replacement and renovations):</u>	
3		<u>\$178,010.22</u>
4	<u>(3) of the amount appropriated in 2011 Acts and Resolves No. 40, Sec.</u>	
5	<u>2 (Statewide, ADA renovations):</u>	<u>\$28,307.00</u>
6	<u>(4) of the amount appropriated in 2013 Acts and Resolves No. 51, Sec.</u>	
7	<u>2 (Statewide, contingency):</u>	<u>\$44,697.20</u>
8	<u>(5) of the amount appropriated in 2013 Acts and Resolves No. 51, Sec.</u>	
9	<u>4 (Corrections, security upgrades):</u>	<u>\$391.01</u>
10	<u>(6) of the amount appropriated in 2013 Acts and Resolves No. 51, Sec.</u>	
11	<u>6 (Battle of Cedar Creek, roadside markers):</u>	<u>\$28,253.60</u>
12	<u>(7) of the amount appropriated in 2014 Acts and Resolves No. 51, Sec.</u>	
13	<u>2 (Project management system):</u>	<u>\$250,000.00</u>
14	<u>(8) of the amount appropriated in 2014 Acts and Resolves No. 51, Sec.</u>	
15	<u>2 (Statewide, major maintenance):</u>	<u>\$1,271,619.46</u>
16	<u>(9) of the amount appropriated in 2014 Acts and Resolves No. 51, Sec.</u>	
17	<u>2 (Vergennes, Weeks School Master Plan):</u>	<u>\$5.00</u>
18	<u>(10) of the amount appropriated in 2014 Acts and Resolves No. 51,</u>	
19	<u>Sec. 4 (Corrections, NSCF kitchen/serving line reconstruction):</u>	<u>\$60,000.00</u>
20	<u>(11) of the amount appropriated in 2014 Acts and Resolves No. 51,</u>	
21	<u>Sec. 5 (Judiciary, Lamoille County Courthouse):</u>	<u>\$1,679.79</u>

1 to the Department of Buildings and General Services to defray expenditures
2 authorized in Sec. 2 of this act:

3 * * *

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

8 * * *

9 (e) The following unexpended funds appropriated to the Department of
10 Housing and Community Development for capital construction projects are
11 reallocated to the Department of Buildings and General Services to defray
12 expenditures authorized in Sec. 2 of this act:

13 * * *

14 Total Reallocations and Transfers – Section 17 \$XXXXXXXX

15 Sec. 18. GENERAL OBLIGATION BONDS AND APPROPRIATIONS

16 (a) The State Treasurer is authorized to issue general obligation bonds in
17 the amount of \$132,460,000 for the purpose of funding the appropriations of
18 this act. The State Treasurer, with the approval of the Governor, shall
19 determine the appropriate form and maturity of the bonds authorized by this
20 section consistent with the underlying nature of the appropriation to be funded.
21 The State Treasurer shall allocate the estimated cost of bond issuance or

1 issuances to the entities to which funds are appropriated pursuant to this
2 section and for which bonding is required as the source of funds, pursuant to
3 32 V.S.A. § 954.

4 (b) **[BOND PREMIUM LANGUAGE]**.

5 Total Revenues – Section 18 \$XXXXXXXX

6 * * * Policy * * *

7 * * * Buildings and General Services * * *

8 Sec. X. PROPERTY TRANSACTIONS; MISCELLANEOUS

9 (a) The Commissioner of Buildings and General Services is authorized to
10 sell the building and adjacent land located at 26 Terrace Street in Montpelier
11 (the Redstone Building) pursuant to the requirements of 29 V.S.A. § 166.

12 (b) The Commissioner of Buildings and General Services is authorized to
13 sell the Rutland Multi-Modal Transit Center (parking garage) located at
14 102 West Street in Rutland pursuant to the requirements of 29 V.S.A. § 166.

15 [See 2012 Acts and Resolves No. 104, Sec. 14]

16 (c) In FY 2018, the Commissioner of Buildings and General Services is
17 authorized to execute the option to purchase the Agency of Human Services'
18 field office space located at 118 Prospect Street in Hartford, pursuant to the
19 terms and conditions set forth in the lease between the State of Vermont and
20 DEW Prospect Street, LLC dated March 14, 2014.

1 (d) In FY 2019, the Commissioner of Buildings and General Services is
2 authorized to exercise the option to purchase the Agency of Education’s office
3 space located at 219 North Main Street and 9 Merchant Street in Barre,
4 pursuant to the terms and conditions set forth in the lease between the State of
5 Vermont and DEW Barre City Place, LLC dated January 1, 2013.

6 (e) In FY 2024, the Commissioner of Buildings and General Services is
7 authorized to execute the option to purchase the Agency of Human Services’
8 field office located at 27 Federal Street in St. Albans, pursuant to the terms and
9 conditions set forth in the lease between the State of Vermont and Prospect
10 Street Development dated December 27, 2013.

11 Sec. X. SECURE RESIDENTIAL FACILITY; LAND

12 On or before June 30, 2017, the Commissioner of Buildings and General
13 Services is authorized to purchase land for a permanent, secure residential
14 facility; provided, however, that the size and location of the land shall be
15 consistent with the siting and design examination conducted by the Agency of
16 Human Services, as required by 2015 Acts and Resolves No. 26, Sec. 30.

17 Sec. X. WATERBURY STATE OFFICE COMPLEX; USE OF REMAINING
18 FUNDS

19 (a) In FY 2018 and FY 2019, the Commissioner of Buildings and General
20 Services is authorized to use any appropriated funds remaining from the

1 construction of the Waterbury State Office Complex (WSOC) for other
2 improvements to the WSOC.

3 (b) On or before January 15 of 2017 and 2018, the Commissioner shall
4 report back to the House Committee on Corrections and Institutions and the
5 Senate Committee on Institutions on any funds expended pursuant to
6 subsection (a) of this section.

7 Sec. X. 29 V.S.A. § 157 is amended to read:

8 § 157. FACILITIES CONDITION ANALYSIS

9 (a) The Commissioner of Buildings and General Services shall:

10 * * *

11 (2) Conduct a facilities condition analysis each year of ~~ten~~ 20 percent of
12 the building area and infrastructure under the Commissioner's jurisdiction so
13 that within ~~ten~~ five years all property is assessed. At the end of the ~~ten~~ five
14 years, the process shall begin again. The analysis conducted pursuant to this
15 subsection shall include the thermal envelope of buildings and a report on the
16 annual energy consumption and energy costs and recommendations for
17 reducing energy consumption.

18 * * *

19 Sec. X. 2 V.S.A. § 62(a) is amended to read:

20 (a) The Sergeant at Arms shall:

21 * * *

1 (b) The Sergeant at Arms and the Commissioner of Buildings and General
2 Services, in discharging responsibilities under subdivision 62(a)(6) of this title
3 and 29 V.S.A. § 154(a), respectively, shall consider the recommendations of
4 the ~~Advisory~~ Committee. The ~~Advisory~~ Committee's recommendations shall
5 be advisory only.

6 (c) The Committee shall resolve any disputes related to the maintenance
7 and curatorial duties of the Sergeant at Arms and the State Curator in the State
8 House, as those duties are described in section 62 of this title and 29 V.S.A.
9 § 154, respectively.

10 Sec. X. 29 V.S.A. § 154 is amended to read:

11 § 154. PRESERVATION OF STATE HOUSE AND HISTORIC STATE
12 BUILDINGS

13 (a) ~~The commissioner of buildings and general services~~ Commissioner of
14 Buildings and General Services shall give special consideration to the ~~state~~
15 ~~house~~ State House as a building of first historical importance and significance.
16 He or she shall preserve the ~~state house~~ State House structure and its unique
17 interior and exterior architectural form and design, with particular attention to
18 the detail of form and design, in addition to keeping the buildings, its
19 furnishings, facilities, appurtenances, appendages, and grounds surrounding
20 and attached to it in the best possible physical and functional condition. ~~No~~ A
21 change, alteration, addition, or removal in form, materials, design, architectural

1 detail, furnishing, fixed in place or otherwise, interior or exterior, of the ~~state~~
2 ~~house~~, State House may not be made without legislative mandate. Emergency
3 and immediately necessary repairs may, however, be made without legislative
4 mandate upon prior approval of the ~~governor~~ Governor.

5 (b) ~~The commissioner of buildings and general services, as time and funds~~
6 ~~permit, shall prepare such records as will permit the reproduction of state-~~
7 ~~owned historic buildings, should any of them be destroyed. [Repealed.]~~

8 Sec. X. 29 V.S.A. § 154a is added to read:

9 § 155. STATE CURATOR

10 (a) Creation. The position of State Curator is created within the
11 Department of Buildings and General Services.

12 (b) Duties. The State Curator's responsibilities shall include:

13 (1) oversight of the general historic preservation of the State House,
14 including maintaining the historical integrity of the State House and works of
15 art in the State House;

16 (2) management and care of State House collections of art and historic
17 furnishings;

18 (3) interpretation of the State House to the visiting public through
19 exhibits, publications, and tours; and

20 (4) monitoring the preservation of other State-owned historic structures
21 and artifacts.

1 Sec. X. 32 V.S.A. § 1001a is amended to read:

2 § 1001a. REPORTS

3 (a) The Capital Debt Affordability Advisory Committee shall prepare and
4 submit consistent with 2 V.S.A. § 20(a) a report on:

5 (1) ~~General~~ general obligation debt, pursuant to subsection 1001(c) of
6 this title; and

7 (2) ~~How~~ how many, if any, Transportation Infrastructure Bonds have
8 been issued and under what conditions. ~~The provisions of 2 V.S.A. § 20(d)~~
9 ~~(expiration of required reports) shall not apply to the report to be made under~~
10 ~~this subdivision.~~

11 (b) The provisions of 2 V.S.A. § 20(d) (expiration of required reports) shall
12 not apply to the reports to be made under this section.

13 Sec. X. 2013 Acts and Resolves No. 1, Sec. 100(c), as amended by 2014 Acts
14 and Resolves No. 179, Sec. E.113.1 and 2015 Acts and Resolves No. 58,
15 Sec. E.113.1, is further amended to read:

16 (c) Sec. 97 (general obligation debt financing) shall take effect on ~~July 1,~~
17 ~~2017~~ July 1, 2018.

18 * * * Public Safety * * *

19 Sec. X. PUBLIC SAFETY FIELD STATION; WILLISTON

20 (a) On or before June 30, 2017, the Commissioners of Buildings and
21 General Services and of Public Safety are authorized to purchase land for a

1 public safety field station and an equipment storage facility. The location of
2 the land shall be based on the results of the detailed proposal for the site
3 location developed by the Commissioner of Buildings and General Services, in
4 consultation with the Commissioner of Public Safety, as required by 2016 Acts
5 and Resolves No. 160, Sec. 34.

6 (b) The Commissioner of Buildings and General Services is authorized to
7 sell the Williston Public Safety Field Station and adjacent land pursuant to the
8 requirements of 29 V.S.A. § 166.

9 Sec. X. EFFECTIVE DATE

10 This act shall take effect on passage.