

**MINUTES OF THE JOINT CAPITAL FACILITIES & ADMINISTRATIVE SERVICES
APPROPRIATIONS SUBCOMMITTEE
Wednesday, February 18, 1998 at 4:00 p.m.
ROOM 405, STATE CAPITOL BUILDING**

Members Present: Sen. David L. Buhler, Committee Co-Chair
Rep. Gerry A. Adair, Committee Co-Chair
Sen. Leonard Blackham
Sen. Mike Dmitrich
Rep. Ralph Becker
Rep. DeMar (Bud) Bowman
Rep. Brent H. Goodfellow
Rep. Loraine T. Pace
Rep. Raymond W. Short
Rep. Richard L. Walsh

Member Excused: Rep. Joseph G. Murray

Staff Present: John Massey, Fiscal Analyst
Susy Carter, Committee Secretary

List of others present is on file.

Co-Chairman Buhler called the meeting to order at 4:22 p.m. and excused Rep. Murray from the meeting.

Intent Language:

Mr. Massey distributed the final intent language with the members, noting that all the corrections had been incorporated and that the Office of Research and General Counsel had reviewed it. Their corrections were noted on page 2 in Office of Debt Collection, where a couple of lines had been deleted, a correction on page 2, Item #7, added language on page 5, Item #3, concerns on vertical revenue sharing mentioned in Item #5 on page 5 and on page 10 for Items #5-#9, the last sentence, which had been requested by Sen. Blackham, has been clarified. Sen. Blackham accepted the new language. On page 12, Item #12, U of U Student Housing - Olympic Revenues, it was thought that the projections were not high enough and the number should be changed to \$25,000,000. A vote was necessary.

MOTION: Rep. Adair moved to reconsider the subcommittee's action on the intent language for U of U Student Housing - Olympic Revenues.

The motion passed unanimously with Sen. Dmitrich absent for the vote.

MOTION: Rep. Adair moved to amend Item #12 on page 12 to \$25,000,000.

The motion passed unanimously with Sen. Dmitrich absent for the vote.

A copy of the letter from the Commerce and Revenue Appropriation Subcommittee with the recommendation to fund the UTAX project was distributed and discussed. It was decided that the level of funding for UTAX would remain at the level already approved.

Item 13, page 17, was corrected with a technical name change.

Purchase of the HK Tower Office Building, Item 1 on page 8, was discussed. Rich Byfield presented the opportunity to purchase this building, more than half of which is currently rented by the state. Fred Hunsaker, Board of Regents, explained the flow of monies. Ken Nye noted that the state is one of three bidders in the final list for the purchase of this building.

MOTION: Rep. Goodfellow moved to approve the intent language for Item #1 on page 8, to allow the purchase of the HK Tower Office Building.

The motion passed unanimously with Sen. Dmitrich absent for the vote.

MOTION: Rep. Goodfellow moved to reconsider the committee's action on the Intent Language on page 6, Item #7, regarding the Courts Provo land purchase.

Rep. Goodfellow explained his motion.

The motion passed unanimously with Sen. Dmitrich absent for the vote.

MOTION: Rep. Goodfellow moved to delete the Intent Language on page 6, Item #7.

SUBSTITUTE MOTION: Rep. Adair moved to retain the Intent Language with the additional language "in the event state funding is not appropriated".

Gordon Biesinger explained the support of Courts for the deletion of the intent language. Rep. Adair withdrew his substitute motion.

The motion passed unanimously with Sen. Dmitrich absent for the vote.

MOTION: Rep. Bowman moved to approve the minutes of Monday, February 16, 1998.

The motion passed unanimously with Sen. Dmitrich absent for the vote.

Intent Language for Youth Corrections - Increasing Bed Counts was distributed and discussed. The committee wanted to increase the bed count within the existing budgets.

MOTION: Rep. Adair moved to approve the intent language, amending the language to “to 48 beds”.

Rich Byfield responded to this intent language saying that the prototype buildings have been designed for 32 beds but are expandable. His concern was the feasibility of expanding to 48 beds within existing budgets. Rep. Short urged him to adopt this proposal to build as many beds as possible within existing budgets.

The motion passed unanimously with Sen. Dmitrich absent for the vote.

Intent Language regarding the existing SUU Physical Education Building was distributed and discussed. SUU and Rep. Bowman spoke for the motion.

MOTION: Rep. Adair moved to approve the intent language for the existing SUU PE Building.

The motion passed unanimously with Sen. Dmitrich absent for the vote.

Intent Language was distributed for the members’ consideration regarding the dynamometer for the Sevier Valley ATC. Mr. Massey explained the concept of the intent language.

MOTION: Sen. Blackham moved to approve the intent language for the fee schedule for the dynamometer for the Sevier Valley ATC.

The motion passed unanimously with Sen. Dmitrich absent for the vote.

MOTION: Rep. Goodfellow moved to reconsider the Capital Budget list.

The motion failed in the Senate with Sens. Buhler and Blackham voting against and Sen. Dmitrich absent for the vote.

Sen. Blackham stated that if there was a specific motion it could be acted upon.

MOTION: Rep. Goodfellow moved to reconsider the Capital Budget list for the purpose of adding \$1 million for the Dixie College land purchase.

A revised green list of the Capital Budget was distributed by the analyst with the funding sources adjustments, the Percent-for-the-Arts adjustments, and DFCM adjustments, reducing the bond by \$247,700. No projects had been changed and the total price is \$247,700 less than on Monday. The motion to reconsider was accepted.

The motion passed unanimously.

MOTION: Rep. Walsh moved to delete the SUU PE Building from the GO Bond and fund only the land for the purpose of saving \$21 million on the bond.

When asked by the chairmen, Mr. Massey thought that some shifting of funding sources could be done with SLCC to take the SUU funding out of the bond and use USF in SLCC funding.

SUBSTITUTE MOTION: Rep. Goodfellow moved to add \$1 million to the GO bond to fund the Dixie College land purchase in the Capital Budget list.

Rep. Bowman asked how the SUU PE Building funding had been cut \$1 million and asked if that was where this funding would come from. It was explained that DFCM had adjusted the costs and been able to reduce it. This Dixie College funding would be additional.

The substitute motion passed with Rep. Walsh voting against.

MOTION: Rep. Short moved to substitute his Capital Budget list, which included the Dixie College land purchase.

Rep. Short distributed his list for the consideration of the members. He explained that he looked at the square footage and did what had been done with the Courts Complex in holding costs down, and he was able to reduce costs and add in Dixie College land purchase and the AGRC and other projects that had not been funded. He recommended the list to replace the approved Capital Budget list.

Rep. Becker inquired about the Archives storage building, which was not on Rep. Short's list, either. Mr. Massey explained that the funding for Archives was related to the relocation of Surplus Property in Draper and that plans were for the two to occupy the same building. Rich Byfield expressed concern about the costs associated with the special needs of Archives storage space. Sen. Buhler asked him to respond to the firmness of the figures that the committee is given to work with. Mr. Byfield responded that life cycle costs are hard to balance against low costs. Sen. Blackham inquired if a report on savings at DFCM was presented. Mr. Byfield said a report wasn't presented but savings are placed in a project reserve fund. Sen. Dmitrich commented. Rep. Adair spoke in favor of Rep. Short's list.

SUBSTITUTE MOTION: Sen. Dmitrich moved to accept Rep. Short's list and include \$1.2 million for CEU's 911 system. Rep. Becker amended the substitute motion to include \$40,000 of planning money for Archives, which was accepted.

Rep. Short summed. Rep. Bowman asked Mr. Byfield to respond to Rep. Short's reduced costs.

The substitute motion failed in the Senate with Sens. Buhler and Blackham voting against and Sen. Dmitrich voting for.

Rep. Short requested a roll call vote on his original motion. Rep. Becker wanted Archive building funding explained and Mr. Massey expected that it could be done within existing funds.

The motion again failed in the Senate with Sens. Buhler and Blackham voting against and Sen. Dmitrich voting for. By voice vote, Reps. Adair, Becker, Goodfellow, Pace, Short, and Walsh voted for and Rep. Bowman voted against.

MOTION: Sen. Blackham moved to reconsider the appropriations to review the subcommittee's recommendation to add \$300,000 for AGRC, subject to review of legal counsel.

Mr. Massey noted that it would be doing a non-capital project out of a project reserve. It would be necessary to identify which funding source, the capital contingency or project reserve fund. Sen. Dmitrich commented that AGRC should be on-going funding. Developing separate intent language for AGRC was discussed. Rep. Short requested a voice vote on the motion.

The motion passed with Sens. Buhler, Blackham, and Dmitrich and Reps. Adair, Bowman, Goodfellow, and Pace voting for and Reps. Becker, Short and Walsh voting against.

MOTION: Rep. Short moved to adjourn.

The motion failed with Rep. Short voting in the affirmative.

MOTION: Sen. Blackham moved to take \$300,000 from the project reserve account to fund AGRC map digitizing.

The motion passed with Reps. Becker and Short voting against.

MOTION: Sen. Blackham moved to direct the analyst to draft intent language to find

on-going funding for AGRC for FY 2000.

The motion passed unanimously with Rep. Short absent for the vote.

MOTION: Sen. Dmitrich moved his intent language to fund \$1 million from AR&I to fund the 911 project at CEU in FY 2000.

Mr. Byfield commented that the Regents would have some input on this intent language. Sen. Buhler suggested that the intent language could be prepared and presented at the Executive Appropriations Committee report. Sen. Dmitrich withdrew the motion.

MOTION: Rep. Pace moved to direct the analyst to draft intent language to work with DFCM to have the Building Board evaluate the design of state building projects to 90% of appropriated funding with appropriate budgets.

Sen. Buhler commented that the committee should have ruled that all intent language should be prepared and presented by a certain meeting, so that more thought can be put into it for next year.

SUBSTITUTE MOTION: Rep. Goodfellow moved to approve the Capital Budget list as amended with thanks to the co-chairs, the analyst, the secretary, and the members.

The motion passed unanimously with Rep. Short absent for the vote.

Sen. Buhler adjourned the meeting at 5:40 p.m.

The minutes were reported by Susy Carter.

Sen. David L. Buhler
Committee Co-Chair

Rep. Gerry A. Adair
Committee Co-Chair