

**MINUTES OF THE  
INFRASTRUCTURE AND GENERAL GOVERNMENT APPROPRIATIONS SUBCOMMITTEE**

Friday, February 9, 2018 • 8:00 a.m. • 445 State Capitol

**Members Present:**

Sen. Wayne A. Harper, Senate Chair  
Rep. Gage Froerer, House Chair  
Rep. Walt Brooks, House Vice Chair  
Sen. J. Stuart Adams  
Sen. Jacob L. Anderegg  
Sen. David G. Buxton  
Sen. David P. Hinkins  
Sen. Karen Mayne  
Rep. Craig Hall  
Rep. A. Cory Maloy  
Rep. Michael K. McKell  
Rep. Merrill F. Nelson

Rep. Dixon M. Pitcher  
Rep. Marie H. Poulson

**Members Absent:**

Sen. Lyle W. Hillyard  
Rep. Lynn N. Hemingway  
Rep. John Knotwell  
Rep. Mike Schultz

**Staff Present:**

Mr. Steve Benard, Committee Secretary  
Mr. Ryan A. Mortenson, Staff Economist  
Mr. Brian Wikle, Fiscal Analyst

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Senate Chair Harper called the meeting to order.

**1 . Olympic Legacy Foundation Performance Audit**

**2 . Olympic Legacy Foundation Capital Improvement Discussion**

Mr. Darren Underwood, Deputy Auditor General, Augie Leeman, Lane Farr, presented Utah Olympic Legacy Foundation, Augie Freeman gave the main presentation regarding the audit.

Sen. Harper question, and Mr. Underwood answered.

Rep. Froerer asked a question about revenues vs expenses. Mr. Underwood answered.

Rep. Hall asked a question about the current balance in the fund, and Mr. Underwood answered.

Mr. Collin Hilton, Legislative Auditor, presented regarding the three venues.

Sen. Mayne commented, and gave kudos to the presenters.

Sen. Harper commented, mentioned the need for funding over next two years. Mr. Hilton explained.

Rep. Poulson commented.

Rep. Maloy commented and asked about getting an Olympic bid again. Mr. Hilton explained.

**3 . Approval of Minutes**

**MOTION:** Sen. Mayne moved to approve the minutes for Feb 7, 2018. The motion passed with a vote of 11 - 0 - 7 .

Yeas-11  
Rep. W. Brooks

Nays-0

Absent-7  
Sen. J. Adams

Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. M. Poulson

Sen. J. Anderegg  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. D. Pitcher  
Rep. M. Schultz

#### **4 . Division of Aeronautics**

Rep. Brooks asked question about trips

Mr. Carlos Braceras, Utah Department of Transportation, introduced the Division of Aeronautics. He introduced Jason Davis, Operations Director, and Jared Esselman, Director of Aeronautics, also of UDOT.

Mr. Jason Davis presented information on the Division of Aeronautics, and explained the differences between state-owned and chartered aircraft.

Rep. Brooks asked a question regarding state-owned and chartered aircraft. Mr. Davis explained.

Sen. Harper commented, then recommended an interim study. Mr. Braceras explained.

#### **5 . Space Utilization**

9. Ms. Marilee Richins, Director of Operations, Division of Construction and Facilities Management, responded to questions from prior IGG meetings, and she presented the plan.

Mr. Jim Russell, and Sarah Boll, who oversees the high performance building standard, both of DFCM, presented the space utilization goals and performance measures.

Harper

#### **6 . Capital Development Goals and Performance Measures**

Mr. Jim Russell presented performance standards and measures. He explained Standard #1, which is to gather data.

Sen. Mayne commented on the large spaces required for heavy equipment.

Mr. Jim Russell continued with performance measures, Standard #2, which is to exceed code by 20% for utility cost savings. He explained that performance standard.

Mr. Russell explained High Performance Building Standard #3, which is the "whole air building test".

Rep. Froerer commented on the space utilization.

Chair Harper explained regarding the interim session.

## 7. Voting on Prioritizations

Sen. Harper introduced the prioritization packet.

Mr. Brian Wikle explained and gave greater detail to the items on the list.

**MOTION:** Sen. Hinkins moved the following language: The Legislature intends that the Division of Facilities Construction and Management use up to \$535,000 ongoing beginning in FY 2019 from appropriations for Capital Improvements to fund project manager, cost estimator, and/or data analyst positions. The motion passed with a vote of 11 - 0 - 7 .

### Yeas-11

Sen. J. Adams  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. M. Poulson

### Nays-0

### Absent-7

Sen. J. Anderegg  
Rep. G. Froerer  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. D. Pitcher  
Rep. M. Schultz

Mr. Ryan Mortenson explained intent language items #2 and #3.

**MOTION:** Rep. Poulson moved to pass intent language item #2: Approved to increase dedicated credits revenue by \$168,000 ongoing beginning in FY 2019 to Integrated Technology Services – Automated Geographic Reference Center and to decrease dedicated credits revenue by \$168,000

ongoing beginning in FY 2019 to Internal Service Funds – DTS Enterprise Technology Division.  
The motion passed with a vote of 11 - 0 - 7 .

Yeas-11

Sen. J. Adams  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. M. Poulson

Nays-0

Absent-7

Sen. J. Anderegg  
Rep. G. Froerer  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. D. Pitcher  
Rep. M. Schultz

**MOTION:** Rep. Maloy moved to pass intent language for item #3: Approved to increase beginning non-lapsing balance by \$850,000 and decrease closing non-lapsing balance by \$850,000 in FY 2019 to Department of Technology Services – Chief Information Officer; and to decrease beginning non-lapsing balance by \$850,000 and increase closing non-lapsing balance by \$850,000 in FY 2018 to Department of Technology Services – Chief Information Officer. The motion passed with a vote of 11 - 0 - 7 .

Yeas-11

Sen. J. Adams  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. M. Poulson

Nays-0

Absent-7

Sen. J. Anderegg  
Rep. G. Froerer  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. D. Pitcher  
Rep. M. Schultz

Mr. Wikle explained the intent language for item #4.

**MOTION:** Sen. Hinkins moved to approve the intent language for item #4: Approved to reallocate Transportation Fund appropriations in FY 2019 from Construction Management – Federal Construction – New as follows: 1) 12 response vehicles for Operations & Maintenance

Management for Region 2, in the amount of 1,650,000, one-time 2) 12 FTEs and operate 12 response vehicles, for Operations & Maintenance Management for Region 2, in the amount of 2,000,000, ongoing 3) Replace contract employees with Full-Time Employees, for Operations & Management Traffic Ops, in the amount of 300,000, ongoing The motion passed with a vote of 11 - 0 - 7 .

Yeas-11

Sen. J. Adams  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. M. Poulson

Nays-0

Absent-7

Sen. J. Anderegg  
Rep. G. Froerer  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. D. Pitcher  
Rep. M. Schultz

Mr. Wikle explained the intent language for item #5

**MOTION:** Rep. Maloy moved to pass the intent language for item #5: The Legislature intends that the Department of Transportation use monies in the Transportation Investment Fund of 2005, as available, to begin construction of a parking structure in the vicinity of Big and Little Cottonwood canyons contingent on the Legislature appropriating funds for design and engineering of the structure. The motion passed with a vote of 10 - 0 - 8 .

Yeas-10

Rep. W. Brooks  
Sen. D. Buxton  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. M. Poulson

Nays-0

Absent-8

Sen. J. Adams  
Sen. J. Anderegg  
Rep. G. Froerer  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. D. Pitcher  
Rep. M. Schultz

Wikle explained the intent language for item #6:

**MOTION:** Rep. Nelson moved to pass the intent language for item #6: The Legislature intends that the Division of Facilities Construction and Management use up to \$1,350,000 from the Capital Projects Fund for the Department of Public Safety - Brigham City Consolidated Building, contingent upon the Legislature's approval of the project. The motion passed with a vote of 12 - 0 - 6 .

Yeas-12

Sen. J. Adams  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. M. Poulson

Nays-0

Absent-6

Sen. J. Anderegg  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. D. Pitcher  
Rep. M. Schultz

Mr. Wikle explained the intent language for item #7.

**MOTION:** Sen. Buxton commented on the use of intent language, then moved to pass the intent language for item #7: Contingent on an appropriation from the Legislature for programming and design of the proposed Business Building; the Legislature intends that 1) Utah Valley University use donated or institutional funds in an amount equal to the appropriation, but not to exceed \$1,750,000, for programming and design; 2) the university may use donated or institutional funds for any additional costs of programming and design of the building; and 3) the university maximize cost savings through design that would reduce total cost, cost per square foot of construction, energy consumption and operations and maintenance costs. The cost savings in the new building design may affect the State Building Board and Legislature's future prioritization and funding decisions for the project. The motion passed with a vote of 12 - 0 - 6 .

Yeas-12

Sen. J. Adams  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper

Nays-0

Absent-6

Sen. J. Anderegg  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. D. Pitcher  
Rep. M. Schultz

Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. M. Poulson

Mr. Wikle discussed the intent language for items #8 and #9.

Rep. Brooks explained.

**MOTION:** Rep. Hall moved pass the intent language for item #8: Contingent on an appropriation from the Legislature for programming and design of the proposed Science Building; the Legislature intends that Dixie State University maximize cost savings through design that would reduce total cost, cost per square foot of construction, energy consumption and operations and maintenance costs. The cost savings in the new building design may affect the State Building Board and Legislature's future prioritization and funding decisions for the project. The motion passed with a vote of 13 - 0 - 5 .

Yeas-13

Sen. J. Adams  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. D. Pitcher  
Rep. M. Poulson

Nays-0

Absent-5

Sen. J. Anderegg  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. M. Schultz

**MOTION:** Rep. Hall moved to pass the intent language for item #9: Contingent on an appropriation from the Legislature for programming and design of the proposed Norda Engineering and Applied Science Building; the Legislature intends that Weber State University maximize cost savings through design that would reduce total cost, cost per square foot of construction, energy consumption and operations and maintenance costs. The cost savings in the new building design may affect the State Building Board and Legislature's future prioritization and funding decisions for the project. The motion passed with a vote of 14 - 0 - 4 .

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Yeas-14

Sen. J. Adams  
Sen. J. Anderegg  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. D. Pitcher  
Rep. M. Poulson

Nays-0

Absent-4

Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. M. Schultz

Rep. Froerer commented on intent item #9.

Mr. Wikle commented on the intent language for item #10.

Sen. Harper asked if the funding request for SLCC was the correct amount. Mr. Jeff Reddour responded.

**MOTION:** Sen. Buxton made a motion to correct the amount for SLCC on item 10 to 16,083,000 instead of the printed amount, which was an error. The motion passed with a vote of 14 - 0 - 4 .

Yeas-14

Sen. J. Adams  
Sen. J. Anderegg  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. D. Pitcher

Nays-0

Absent-4

Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. M. Schultz

Rep. M. Poulson

**MOTION:** Sen. Buxton moved to approve intent item #10. See that item as #10, including the chart and related amounts, in the attached Voting Results document. The motion passed with a vote of 14 - 0 - 4 .

Yeas-14

Sen. J. Adams  
Sen. J. Anderegg  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. D. Pitcher  
Rep. M. Poulson

Nays-0

Absent-4

Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. M. Schultz

**8 . Voting on Prioritizations**

Mr. Wikle explained the prioritization list and the related categories.

Sen. Harper explained the prioritization list, which is also item #11 in the printed voting packet that was passed out to the representatives.

Sen. Anderegg asked a question about EAC funding.

Sen. Adams asked about ongoing funding within the committee. Sen. Harper answered. Mr. Wikle also explained.

**MOTION:** Rep. McKell moved to approve the intent language for item #11. See that item #11, including the chart, in the attached Voting Results document. The motion passed with a vote of 14 - 0 - 4 .

Yeas-14

Sen. J. Adams  
Sen. J. Anderegg  
Rep. W. Brooks

Nays-0

Absent-4

Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell

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Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. D. Pitcher  
Rep. M. Poulson

Rep. M. Schultz

Mr. Wikle explained the intent language for prioritization item #12.

**MOTION:** Sen. Mayne moved to approve #12 in the Voting Results document. See that item as #12, including the chart and related amounts, in the attached Voting Results document. The motion passed with a vote of 14 - 0 - 4 .

Yeas-14

Sen. J. Adams  
Sen. J. Anderegg  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. D. Pitcher  
Rep. M. Poulson

Nays-0

Absent-4

Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. M. Schultz

Mr. Wikle explained item #13 in the Voting Results packets passed out to representatives.

**MOTION:** Rep. McKell moved to approve item #13. See that item as #13, including the chart and related amounts, in the attached Voting Results document. The motion passed with a vote of 12 - 2 - 4 .

Yeas-12

Sen. J. Adams

Nays-2

Sen. J. Anderegg

Absent-4

Rep. L. Hemingway

Rep. W. Brooks  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. D. Pitcher  
Rep. M. Poulson

Sen. D. Buxton

Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. M. Schultz

Sen. Adams commented on concerns about ongoing money concerns, and also expressed support for the funding.

Sen Buxton commented that he would possibly vote against item #13.

Mr. Wikle explained item #14 on the Voting Results document.

**MOTION:** House Vice Chair Brooks moved to approve item #14 funding. The motion passed with a vote of 13 - 0 - 5 .

Yeas-13

Sen. J. Anderegg  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Sen. D. Hinkins  
Rep. A. Maloy  
Sen. K. Mayne  
Rep. M. McKell  
Rep. M. Nelson  
Rep. D. Pitcher  
Rep. M. Poulson

Nays-0

Absent-5

Sen. J. Adams  
Rep. L. Hemingway  
Sen. L. Hillyard  
Rep. J. Knotwell  
Rep. M. Schultz

**9 . 2018 Interim Study and Discussion Planning**

Sen. Buxton mentioned that Utah Correctional Industries should be an interim item.

Sen. Hinkins asked that improvement of Highway 6 be discussed.

Rep. McKell commented that study of growth in general, water and and transportation infrastructure based on projected growth.

Rep. Nelson proposed vigilance on ongoing prison construction.

Rep. Hall recommended a dialogue about higher education online resources, and the extent to which it could reduce future costs.

Sen. Buxton recommended consideration of building multiple buildings simultaneously on college campuses, in order to save money.

Sen. Harper and Froerer thanked committee members for their input on the prioritization document.

Rep. Forerer gave kudos to Rep. McKell for an upcoming Spartan race over the coming weekend.

**MOTION:** Rep. Pitcher moved to adjourn. The motion passed with a vote of 11 - 0 - 7 .

Yeas-11

Sen. J. Anderegg  
Rep. W. Brooks  
Sen. D. Buxton  
Rep. G. Froerer  
Rep. C. Hall  
Sen. W. Harper  
Rep. A. Maloy  
Rep. M. McKell  
Rep. M. Nelson  
Rep. D. Pitcher  
Rep. M. Poulson

Nays-0

Absent-7

Sen. J. Adams  
Rep. L. Hemingway  
Sen. L. Hillyard  
Sen. D. Hinkins  
Rep. J. Knotwell  
Sen. K. Mayne  
Rep. M. Schultz

Senate Chair Harper adjourned the meeting.