

CAPITAL BUDGET OVERVIEW COMMITTEE  
REVISED MINUTES  
September 24, 2013

The Capital Budget Overview Committee met on Tuesday, September 24, 2013 at 10:30 a.m. in Room 201 of the Legislative Office Building.

The following members were in attendance:

Representative David Campbell, Chairman  
Representative John Cloutier, Clerk  
Representative Bernard Benn  
Representative Daniel Eaton  
Representative John Graham  
Representative Ken Weyler  
Senator David Boutin, Vice Chairman  
Senator Sylvia Larsen  
Senator Nancy Stiles

Representative Campbell called the meeting to order at 10:32 a.m.

ACCEPTANCE OF MINUTES:

On a motion by Representative Graham, seconded by Senator Boutin, that the minutes of the June 25, 2013 meeting be accepted as written. MOTION ADOPTED.

OLD BUSINESS:

NEW BUSINESS:

RSA 110-B:28, IV (A), NATIONAL GUARD FACILITIES:

CAP 13-037 The Adjutant General's Department – Stephanie Milender, Business Administrator, The Adjutant General's Department, presented a handout, the request and responded to questions of the Committee. Lieutenant Colonel David Mikolaities, Engineer Planner for the New Hampshire Army National Guard, was also present to respond to questions of the Committee.

On a motion by Senator Boutin, seconded by Representative Eaton, that the Committee approve the request of The Adjutant General's Department to contract with the Federal Government for Portsmouth Readiness Center modifications/alternations in an amount not to exceed \$1,600,000 in federal funds, as specified in the request dated September 6, 2013. MOTION ADOPTED.

RSA 228:12-a USE OF TOLL CREDITS:

CAP 13-039 Department of Transportation – Patrick Herlihy, Director, Division of Aeronautics, Rail and Transit, Department of Transportation, presented the request and responded to questions of the Committee.

**Representative Benn expressed concern about Pan Am Railway's asking price for the corridor. The Committee was assured by the Department of Transportation that an in depth analysis of the value of the corridor to the State was being undertaken and that the negotiations with Pan Am over the price would be transparent to the public. It was agreed (implied) that this Committee would be kept informed as to the status and price of the purchase.**

On a motion by Senator Stiles, seconded by Senator Boutin, that the Committee **conditionally** approve the request of the Department of Transportation, to use up to \$1,000,000 of Turnpike Toll Credit, based on estimated costs not to exceed \$5,000,000 in federal funds, for the Hampton Branch Acquisition and Trail Development of the 9.7 mile rail corridor beginning at a point north of Drakeside Road in Hampton northerly through the towns/city of Hampton, North Hampton, Rye, and Portsmouth to a point just south of the NH Route 1 Bypass in Portsmouth, subject to the conditions as specified in the request dated September 24, 2013, **upon Committee receipt of a letter, in as timely a manner as possible, from the Department of Transportation stating that the Department has no intention of prohibiting horseback riding on this trail.** MOTION ADOPTED.

CHAPTER 143, LAWS OF 2011, BUDGET LAW 04-96-96-90515-3005-0300:

CAP 13-040 Department of Transportation – William Janelle, Director of Operations, Department of Transportation presented the request and responded to questions of the Committee.

On a motion by Senator Boutin, seconded by Representative Eaton, that the Committee approve the request of the Department of Transportation of the Department's Equipment Acquisition Plan for Fiscal Year 2014 and 2015, as specified in the request dated September 13, 2013. MOTION ADOPTED.

As requested for the record, the Committee approved the total amount in the plan, not the actual breakdown.

CHAPTER 351:5, LAWS OF 1991, AS AMENDED BY CHAPTER 2, LAWS OF 2013, APPROPRIATION, PORT AUTHORITY:

CAP 10-038 Pease Development Authority, Division of Ports and Harbors – Geno Marconi, Director, Division of Ports and Harbors, Pease Development Authority, presented the request and responded to questions of the Committee.

The Committee requested a report on how much revenue is generated from this pier.

The Committee temporarily recessed the item to allow Michael Kane, Deputy Legislative Budget Assistant, to review the statute and determine if the requested action was authorized.

INFORMATIONAL LATE ITEM:

CAP 13-041 Department of Corrections, jointly with the Department of Administrative Services – Michael Connor, Deputy Commissioner, Department of Administrative Services, and William McGonagle, Assistant Commissioner, Department of Corrections, presented two (2) handouts and a report on the new Women’s Prison Facility in Concord, N.H.

It was determined by the Office of Legislative Budget Assistant that this request as submitted, dated August 27, 2013, to utilize the construction management method to construct the new Women’s Prison Facility in Concord, N.H. for a total not to exceed \$38,000,000 in capital general funds, including cost for construction, commissioning, arts, construction administration, and approximately \$150,000 for Public Works Design and Construction fees did not require Capital Budget Overview Committee approval and should be submitted as an informational item. The RSA requires the Department to seek Committee approval of the plans.

The informational items were accepted and placed on file.

DATE OF NEXT MEETING:

The next regular meeting of the Capital Budget Overview Committee was set for Tuesday, October 22, 2013 at 10:00 a.m.

At the request of the Chair, the Committee recessed at 11:36 a.m. and reconvened at 11:37 a.m.

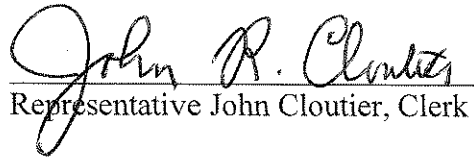
CHAPTER 351:5, LAWS OF 1991, AS AMENDED BY CHAPTER 2, LAWS OF 2013, APPROPRIATION, PORT AUTHORITY:

CAP 10-038 Pease Development Authority, Division of Ports and Harbors – Michael Kane, Deputy Legislative Budget Assistant, Office of Legislative Budget Assistant, reported that in reviewing the statute the Division of Ports and Harbors was authorized to expend the requested funds for the requested project.

On a motion by Senator Boutin, seconded by Senator Stiles, that the Committee approve the request of the Pease Development Authority, Division of Ports and Harbors, to expend funds not to exceed \$599,300 from the Port Expansion Fund for the replacement of the “South Access Bridge” at the Market Street Marine Terminal, subject to the conditions as specified in the request dated September 9, 2013. MOTION ADOPTED. (9-Yes, 1-No)

ADJOURNMENT:

The Committee adjourned at 11:39 a.m.

  
Representative John Cloutier, Clerk