

CAPITOL BUILDINGS Planning Commission

2018 INTERIM FINAL REPORT

LEGISLATIVE COUNCIL SERVICE 411 STATE CAPITOL SANTA FE, NEW MEXICO 87501 (505) 986-4600 WWW.NMLEGIS.GOV

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MEMBERSHIP

Membership

The Capitol Buildings Planning Commission (CBPC) is an intergovernmental agency created in 1997 to conduct long-range facilities master planning for all state agencies in Santa Fe. Over the years, its master planning jurisdiction has been expanded to include the major metropolitan areas of New Mexico and an inventory of all state facilities for the development of a statewide master plan (Section 15-10-1 NMSA 1978). Since its inception, the commission has developed metropolitan area master plans and endorsed legislation to study and finance the construction of state government facilities in New Mexico. The CBPC developed guidance materials for the review process of lease-purchase financing agreements for the construction of state-owned and -leased buildings and land.

Additionally, the CBPC works with the General Services Department (GSD) and other state agencies to develop recommendations for addressing deferred maintenance on state facilities and disposal strategies for aging facilities that no longer serve their mission. Using life-cycle costing, the CBPC works with the GSD in developing recommendations regarding whether the state should lease, lease-purchase or purchase needed additional facilities.

The commission is composed of 11 members:

- four members of the legislature, two from each house appointed by the New Mexico Legislative Council;
- the secretary of general services;
- the state treasurer;
- the secretary of transportation;
- the secretary of cultural affairs;
- the secretary of finance and administration;
- the chair of the Supreme Court Building Commission; and
- the commissioner of public lands.

Each of the nonlegislative members may name a designee to serve in the member's place. Representative Brian Egolf, speaker of the house of representatives, and Ned Fuller, acting secretary of general services, co-chaired the commission during the 2018 interim.

The CBPC does not have a budget; however, the Legislative Council Service provides staff for the commission in coordination with the GSD's Facilities Management Division staff. Contract master planners, coordinated by the staff and directed by the commission, provide master planning and inventory maintenance services. The commission meets primarily during the interim months, convening after the close of the legislative session.

INTERIM SUMMARY

Capitol Buildings Planning Commission 2018 Interim Summary

The Capitol Buildings Planning Commission (CBPC) met twice during the 2018 legislative interim, on May 16 and August 13, 2018. The meetings were held at the State Capitol. The commission's work on master planning and the inventory of state properties was stalled for a second year by a lack of funding. Members reviewed a facility acquisition for the Children, Youth and Families Department (CYFD), considered the proposed transfer of the Mesilla Valley Bosque State Park to the Department of Game and Fish (DGF) and approved informational and master planning requests from the Department of Information Technology (DOIT) and the Department of Health (DOH).

CYFD Facility Acquisition Review

Senate Bill 193 from the 2018 regular legislative session authorized the New Mexico Finance Authority to issue and sell state office building tax revenue bonds in an amount not to exceed \$20 million for planning, designing, acquiring, constructing, renovating, equipping and furnishing a building in Bernalillo County to be operated by the CYFD. The purchase of the Pinetree Corporate Center property located on Indian School Road in Albuquerque met with the tenets of the strategic plan developed in the Albuquerque master plan update commissioned by the CBPC from Architectural Research Consultants, Inc., (ARC) in 2017. Commissioners completed a review of the purchase and later received an update on the status of renovations under way at the site for development of staff office space and a children's wellness center.

Master Planning and Statewide Inventory

A request from the DOH to use the commission's master planning contract was approved during the past interim and moved forward during the 2018 interim with the execution of a formal agreement among the DOH, the Legislative Council Service on behalf of the CBPC and ARC. ARC initiated master planning activities for DOH facilities at the Los Lunas campus per the terms of the agreement in late 2018. Long-range strategic master plans for DOH facilities in Las Vegas and Fort Bayard will also be developed under the agreement.

Staff from the Office of Broadband and Geospatial Initiatives, DOIT, presented a request from the DOIT for access to the geocoded location data collected on behalf of the CBPC by the facility inventory contractor, ARC. DOIT staff provided information on the agency's statewide geospatial data collection and dissemination programs, including broadband expansion and the Community Anchor Site Assessment (CASA) initiative. The CASA initiative is a database of public facilities drawn from a wide range of governmental entities that has received national recognition for its "firewatch" and flood mitigation capabilities. The commission voted to grant the DOIT access to the geocoded location data from the statewide inventory for the broadband expansion and CASA initiatives.

Disposition of State Property

The commission heard an update on plans to revamp the statute related to state property disposition, an issue the commission has had under consideration for some time. Members also received an update regarding a lawsuit filed by the New Mexico Legislative Council on behalf of

the legislature requesting the court to order a preliminary injunction to halt activities transferring the Mesilla Valley Bosque State Park from the State Parks Division of the Energy, Minerals and Natural Resources Department to the DGF. It was noted that the transfer as proposed may violate state law.

Agendas and Minutes

TENTATIVE AGENDA for the FIRST MEETING of the CAPITOL BUILDINGS PLANNING COMMISSION

May 16, 2018 State Capitol, Room 311 Santa Fe

Wednesday, May 16

1:30 p.m.		Call to Order Commission Business Approval of Agenda Approval of Minutes from January 8, 2018 Meeting
1:45 p.m.	(1)	 Action Item: Review of Proposed Building Acquisition for the Children, Youth and Families Department in Bernalillo County —Christopher Lee, Acting Director, Facilities Management Division (FMD), General Services Department (GSD) —Pamela Nicosin, Deputy Director, FMD, GSD
2:30 p.m.	(2)	Update on Department of Health Master Planning Activities and Property Disposition Legislation —Raúl E. Burciaga, Director, Legislative Council Service (LCS)
2:45 p.m.	(3)	Action Item: Master Planning Contract Extensions —Raúl E. Burciaga, Director, LCS
3:00 p.m.		Adjourn

MINUTES of the FIRST MEETING of the CAPITOL BUILDINGS PLANNING COMMISSION

May 16, 2018 State Capitol, Room 311 Santa Fe

The first meeting of the Capitol Buildings Planning Commission (CBPC) for the 2018 interim was called to order by Representative Debbie A. Rodella on May 16, 2018 at 1:34 p.m. in Room 311 of the State Capitol.

Present

Rep. Debbie A. Rodella, Designee for Rep. Brian Egolf, Co-Chair Ned Fuller, Acting Secretary of General Services, Co-Chair Mike Delello, Designee for Veronica N. Gonzales, Secretary of Cultural Affairs Sen. Stuart Ingle Rep. Rod Montoya Sen. Mary Kay Papen, Senate President Pro Tempore Duffy Rodriguez, Secretary of Finance and Administration Jennifer Scott, Designee for Judith K. Nakamura, Chair, Supreme Court Building Commission Clarence Smith, Designee for Tim Eichenberg, State Treasurer

Absent

Tom Church, Secretary of Transportation Aubrey Dunn, Commissioner of Public Lands

Staff

Raúl E. Burciaga, Director, Legislative Council Service (LCS) Michelle Jaschke, Researcher, LCS Jeff Eaton, Fiscal Analyst, LCS

Guests

The guest list is in the meeting file.

Handouts

Handouts from the meeting are in the meeting file and are posted at <u>www.nmlegis.gov</u>.

Wednesday, May 16

Approval of Agenda and Minutes

On motions duly made, seconded and unanimously adopted, the commission approved the agenda for the meeting as well as the minutes for the meeting held on January 8, 2018.

Review of Proposed Building Acquisition for the Children, Youth and Families Department (CYFD) in Bernalillo County

Commission members reviewed the proposed acquisition of a facility for the CYFD in Albuquerque. Christopher Lee, acting director, Facilities Management Division (FMD), General Services Department (GSD), and Pamela Nicosin, deputy director, FMD, GSD, reported that a procurement process is under way to acquire a facility for the CYFD to include a child wellness center. Senate Bill 193 from the 2018 regular session authorizes the New Mexico Finance Authority to issue and sell state office building tax revenue bonds in an amount not to exceed \$20 million for planning, designing, acquiring, constructing, renovating, equipping and furnishing a building in Bernalillo County to be operated by the CYFD. The proposed purchase comports with the strategic plan developed in the Albuquerque master plan update commissioned by the CBPC from Architectural Research Consultants, Inc. (ARC) in 2017.

The FMD issued a request for proposals for acquisition of a property on March 8, 2018 and received six proposals. Subsequently, the FMD entered into negotiations with the selected property owner, issued an "expression of intent" to purchase the selected property and conducted due diligence on the property. In early May 2018, an appraisal was completed and then validated by the Taxation and Revenue Department, and a site condition assessment was completed by ARC. A number of items remain to be finalized prior to requesting a review of the purchase by the State Board of Finance, including a Phase 1 Environmental Site Assessment, a new site survey, a purchase agreement and a title search and binder.

A member asked where the proposed property is located, and Ms. Nicosin reported that, due to ongoing negotiations, the proposed site could not be disclosed at this time. Members requested that staff schedule an update from the FMD on the building acquisition at a future CBPC meeting. Mr. Burciaga affirmed that the CBPC will have an opportunity to review the acquisition and any plans for renovation of the facility at a future meeting.

Update on Department of Health (DOH) Master Planning Activities and Property Disposition Legislation

Mr. Burciaga reported that the memorandum of understanding (MOU) among the DOH, the GSD and the LCS is still in process. The MOU is intended to facilitate access to the master planning expertise available to the CBPC through its master planning consultants for the DOH and the FMD. Strategic master plans for three sites where the DOH serves as the lead agency or tenant will be developed under the agreement, using funds provided by the DOH. Those sites include the Los Lunas campus, the New Mexico Behavioral Health Institute at Las Vegas and Fort Bayard Medical Center.

After an MOU is signed and approved, task order proposals will be requested from the approved contractors for the work. Mr. Burciaga noted that funding was vetoed in fiscal year (FY) 2018 for the master planning and inventory maintenance activities and that the FY 2019 funding request for those services was vetoed as well. ARC has continued to perform a minimal level of maintenance on the statewide inventory database to preserve the data that has been collected up to this point. Mr. Burciaga reported that the master planning contracts with ARC and CBRE, Inc. will terminate on June 22, 2018 but may be renewed annually for two more

years. On a motion duly made and seconded, the commission unanimously approved extension of the contracts through June 22, 2019. Senator Papen requested that all maps of property that come before the CBPC be comprehensive, noting the importance of having a full listing of all state-owned property.

Mr. Burciaga also updated the members on the proposed property disposition legislation that was pocket vetoed after the 2017 regular legislative session. LCS drafters are working to clarify the legislation, which affects a section of law that has already been updated several times. Once a draft of the new legislation has been completed, it will be presented to the CBPC. Members also discussed bringing information on a joint resolution to transfer land from the Department of Game and Fish to the Tierra Amarilla Land Grant-Merced to a future meeting of the CBPC.

Adjournment

There being no further business before the commission, the first meeting of the CBPC for the 2018 interim adjourned at 1:56 p.m.

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TENTATIVE AGENDA for the SECOND MEETING of the CAPITOL BUILDINGS PLANNING COMMISSION

August 13, 2018 State Capitol, Room 309 Santa Fe

Monday, August 13

1:30 p.m.		Call to Order Commission Business Approval of Agenda Approval of Minutes from May 16, 2018 Meeting
1:45 p.m.	(1)	Department of Health Master Planning Activities and Legislative Initiatives Update —Raúl E. Burciaga, Director, Legislative Council Service (LCS)
2:00 p.m.	(2)	Mesilla Valley Bosque State Park Transfer Update —Raúl E. Burciaga, Director, LCS —Jane B. Yohalem, Attorney-at-Law
2:30 p.m.	(3)	 Update on Facility Acquisition and Renovation for the Children, Youth and Families Department in Bernalillo County —Anna Silva, Acting Director, Facilities Management Division (FMD), General Services Department (GSD) —Marty Perrins-Dallman, Acting Deputy Director, FMD, GSD
3:00 p.m.	(4)	Action Item: Consideration of Department of Information Technology (DOIT) Request for Inventory Geocoding Information —Gar Clarke, Broadband and Geospatial Program Manager, Office of Broadband and Geospatial Initiatives, DOIT
3:30 p.m.		Adjourn

MINUTES of the SECOND MEETING of the CAPITOL BUILDINGS PLANNING COMMISSION

August 13, 2018 State Capitol, Room 311 Santa Fe

The second meeting of the Capitol Buildings Planning Commission (CBPC) for the 2018 interim was called to order by Ned Fuller, acting secretary of general services, co-chair, on August 13, 2018 at 1:40 p.m. in Room 311 of the State Capitol.

Present

Ned Fuller, Acting Secretary of General Services, Co-Chair Rep. Jim R. Trujillo, Designee for Rep. Brian Egolf, Co-Chair Tom Church, Secretary of Transportation Sen. Stuart Ingle Sen. Mary Kay Papen, Senate President Pro Tempore Duffy Rodriguez, Secretary of Finance and Administration Jennifer Scott, Designee for Judith K. Nakamura, Chair, Supreme Court Building Commission Clarence Smith, Designee for Tim Eichenberg, State Treasurer Clyde Ward, Designee for Aubrey Dunn, Commissioner of Public Lands

Absent

Veronica N. Gonzales, Secretary of Cultural Affairs Rep. Rod Montoya

Staff

Raúl E. Burciaga, Director, Legislative Council Service (LCS) Michelle Jaschke, Researcher, LCS Jeff Eaton, Fiscal Analyst, LCS

Guests

The guest list is in the meeting file.

Handouts

Handouts from the meeting are in the meeting file and are posted at <u>www.nmlegis.gov</u>.

Monday, August 13

Approval of Agenda and Minutes

On motions duly made, seconded and unanimously adopted, the commission approved the agenda for the meeting as well as the minutes for the meeting held on May 16, 2018.

Because the committee will not meet again this year, the minutes for this meeting have not been officially approved by the committee.

Department of Health (DOH) Master Planning Activities and Legislative Initiatives Update

Mr. Burciaga reported that a memorandum of agreement was executed between the LCS, the DOH and the Facilities Management Division (FMD) of the General Services Department (GSD) to enable access for the DOH to the commission's contract for master planning services. A request for task order assignment proposals was issued, and one contractor, Architectural Research Consultants, Inc. (ARC), submitted a proposal to develop long-range strategic plans for DOH sites in Los Lunas, Las Vegas and Fort Bayard. Mr. Burciaga reported that the proposal was accepted and that a time line to provide the services is in progress.

LCS staff and contractors have been assigned to work on the initiative to update statutes related to property disposition. Mr. Burciaga noted that the issue is complicated by changes that have been made over time to multiple sections of law that govern property dispositions. Several legislative initiatives have been developed to clarify and improve property disposition regulations over the past few years, but none has passed. The intent of the new initiative is to provide a comprehensive approach to property disposition issues. Secretary Church requested that the Department of Transportation (DOT) be involved in reviewing the proposed property disposition legislation to address the DOT's particular concerns. Members discussed the need for continued development and maintenance of the statewide inventory.

Mesilla Valley Bosque State Park Transfer Update

Mr. Burciaga introduced Jane Yohalem, attorney-at-law, to provide a general update regarding the lawsuit filed by the New Mexico Legislative Council on behalf of the legislature requesting the court to order a preliminary injunction to halt activities transferring the Mesilla Valley Bosque State Park from the State Parks Division of the Energy, Minerals and Natural Resources Department to the Department of Game and Fish (DGF). Copies of the complaint for declaratory and injunctive relief filed on July 17, 2018 and the motion for preliminary injunctive relief to preserve the status quo of the Mesilla Valley Bosque State Park filed on July 23, 2018 were provided to the commission.

The Mesilla Valley Bosque State Park encompasses approximately 13.5 acres of state land. Ms. Yohalem said that at a meeting in July 2017, the DGF discussed the proposed land transfer and relocation of the southern office of the DGF. The proposed plan was to relocate the southern office's 11 employees to the existing buildings on the site, as well as to construct facility/site additions and renovations. Mr. Burciaga indicated that the transfer as it is being conducted may violate three state laws:

- 1. the separation of powers doctrine established by Article 3, Section 1 of the Constitution of New Mexico;
- 2. Section 16-2-11 NMSA 1978, "Acquisition of Lands for Park and Recreational Purposes--Criteria"; and

3. Section 13-6-3 NMSA 1978, "Sale, Trade or Lease of Real Property by State Agencies--Approval of Legislature--Exceptions".

Mr. Burciaga and Ms. Yohalem concluded their update and indicated that they would try to answer any questions of the commission with the caveat that the litigation is active and they could only respond generally to questions to protect attorney-client privilege.

Secretary Fuller opened the meeting to questions from the commission, cautioning members to limit their inquiries to general matters that do not risk violating the attorney-client privilege in the active litigation. The commission thanked Mr. Burciaga and Ms. Yohalem for the update.

Update on Facility Acquisition and Renovation for the Children, Youth and Families Department (CYFD) in Bernalillo County

Anna Silva, acting director, Facilities Management Division (FMD), GSD, and Marty Perrins-Dallman, acting deputy director, FMD, GSD, presented a status update to the commission. The architectural firm Dekker/Perich/Sabatini and HB Construction were awarded the contracts for the property renovation at Pinetree Corporate Center on Indian School Road in Albuquerque for the new child wellness center. The property acquired consists of several buildings, which, in addition to the child wellness center, will be used for family visitation, a central intake call center, support services for the CYFD, office space for CYFD's Juvenile Justice Division staff and an information technology and training academy. When completed, the location will have 525 full-time CYFD staff members. The total cost of the project is approximately \$20 million, which includes \$7.8 million for land purchase and \$12.2 million for renovation. Demolition and framing are in progress at buildings 1, 3 and 4. Internal partition framing is on schedule to be completed by the end of September, with final finishes to be completed by the end of November. Move-in is scheduled to commence on December 10, 2018.

A member asked if any of the roofs on the campus are flat roofs. Ms. Silva indicated that one small portion of the total campus does have a flat roof but that the majority of all of the roofs on the site buildings are pitched roofs. The commission thanked the presenters for the status update.

Consideration of Department of Information Technology (DOIT) Request for Inventory Geocoding Information

Gar Clarke, broadband and geospatial program manager, Office of Broadband and Geospatial Initiatives, DOIT, presented a request from the DOIT for access to the geocoded location data collected on behalf of the CBPC by the facility inventory contractor, ARC. Mr. Clarke provided background on the DOIT's statewide geospatial data collection and dissemination programs, including broadband expansion and the Community Anchor Site Assessment (CASA) initiative. Mr. Clarke explained that the CASA initiative was started five years ago and now sources data from more than 20 sources. It is a database of public facilities, drawing from numerous governmental entities, including law enforcement, the National Guard, counties, towns and municipalities, schools, the DOH, the GSD and the United States Department of the Interior. The DOIT received a national award for the CASA database for its "firewatch" and flood mitigation capabilities. The DOIT is currently working to integrate the New Mexico master address data set into the CASA system. This will be the largest state address data set when completed.

A member commented that public access to the address data is of interest because of privacy issues and asked what types of data get "stripped out". Mr. Clarke replied that privacy of individuals is very important and that the DOIT formed a small committee of staff to decide what information to make available and what information to strip out. A discussion among commission members continued about public "right-of-way" data.

A member of the public expressed concern about the propriety of the data being collected with regard to privacy.

A motion to grant the DOIT access to the geocoded location data from the statewide inventory was seconded and passed unanimously by the commission.

Adjournment

There being no further business before the commission, the second meeting of the CBPC for the 2018 interim adjourned at 2:33 p.m.

HISTORY OF LEGISLATION RELATING TO THE CAPITOL BUILDINGS PLANNING COMMISSION (1997-2018)

HISTORY OF LEGISLATION RELATING TO THE CAPITOL BUILDINGS PLANNING COMMISSION (CBPC) 1997-2018

1997				
1997 1998	House Bill 1268 (B. Lujan), Chapter 178, Section 5. Compiled under Section 15-10-1 NMSA 1978.	In Section 5 the CBPC is created to study and plan for the long-range facilities needs of state government in Santa Fe. Chapter 178 also contains appropriations for the Capitol North and state library original renovations.		
1998	House Bill 211 (B. Lujan), Chapter 58. Compiled under Section 15-3B-20 NMSA 1978.	Established the "Property Control Reserve Fund", which consists of appropriations, money from sale of real estate, gifts, etc., to be used for purchasing or constructing state office buildings in Santa Fe subject to appropriation by the legislature. Money in the fund is not subject to reversion to the general fund.		
1998	Senate Joint Resolution 13 (Maes).	Charged the CBPC with review of the disposition of the properties known as La Villa Rivera, Marian Hall and Cathedral Park.		
1998	Senate Bill 322 (Fidel), Chapter 70.	Provided \$150,000 for a master plan and \$150,000 for a repair-and-replacement study for state facilities in Santa Fe.		
2000	2000			
2000	Senate Bill 134 (Fidel), failed.	Would have authorized the Property Control Division (PCD) of the General Services Department (GSD) to acquire various office buildings in Santa Fe County for the use of state office buildings, and would have authorized the State Board of Finance to issue and sell state office building tax revenue bonds in compliance with the State Office Building Acquisition Bonding Act.		
2000	Senate Bill 135 (Fidel), failed.	Would have created the State Office Building Acquisition Bonding Act.		

2001	2001			
2001	Senate Bill 182 (Fidel), Chapter 166. Compiled under Section 6-21C-4 NMSA 1978.	Legislature authorized the PCD to acquire various office buildings and land in Santa Fe County for use as state office buildings, as recommended in the master plan, and authorized the New Mexico Finance Authority (NMFA) to issue up to \$75 million in revenue bonds for the purchase of properties. The properties included: construction of a new office at the West Capitol complex; purchase of the National Education Association (NEA) Building; purchase of the Public Employees Retirement Association (PERA) Building; and purchase of land on Cerrillos Road in Santa Fe, located adjacent to the District 5 office of the Department of Transportation (DOT).		
2001	Senate Bill 214 (Fidel), Chapter 199. Compiled under Chapter 6, Article 21C NMSA 1978.	Enacted the State Office Building Acquisition Bonding Act, which was in 2003 renamed the State Building Bonding Act. Offered the financing source for the West Capitol complex, NEA and PERA buildings and land on Cerrillos Road adjacent to the DOT District 5 office. The bill earmarked a distribution (intercept) of state gross receipts tax revenue, up to \$500,000 per month, to buy and build state office buildings; the NMFA is authorized to sell state office buildings tax revenue bonds to acquire the state office buildings authorized in Senate Bill 182. (The NMFA issued the first series of state office building tax revenue bonds, totaling \$34.7 million, on December 13, 2001.)		
2002				
2002	Senate Bill 111 (Fidel), Chapter 69. Compiled under Chapter 15, Article 10 NMSA 1978.	Amendment to include the Albuquerque Master Plan within the purview of the CBPC.		
2002	House Bill 88 (Sandoval), Chapter 110.	Appropriated bond funding of \$3 million to plan, design, construct and equip a state lab at the University of New Mexico (UNM) in Albuquerque. Funding was programmed to four labs to include the state police crime lab, Office of the Medical Investigator, the Department of Health (DOH) scientific lab and the Department of Agriculture lab.		

2003			
2003	Senate Bill 689 (Fidel), Chapter 110. Compiled under Section 15-10-1 NMSA 1978.	Added the secretary of transportation and the secretary of cultural affairs to the CBPC membership.	
2003	House Bill 496 (Coll), Chapter 371. Compiled under Section 6-21C-5 NMSA 1978.	Renamed the State Office Building Acquisition Bonding Act as the State Building Bonding Act; changed the name of the State Office Building Bonding Fund to the State Building Bonding Fund; and expanded the act's purpose to authorize the NMFA to issue and sell bonds through the State Building Bonding Fund for renovation and maintenance of existing structures and development of permanent exhibits for state museums, including monuments.	
2003	House Bill 594 (Coll), Chapter 372. Compiled under Section 6-21C-5 NMSA 1978.	Authorized the NMFA to issue and sell state museum tax revenue bonds in compliance with the State Building Bonding Act not to exceed \$5,760,000 when the state cultural affairs officer certifies that the money is needed for renovation, maintenance and development of state museums and monuments after review by the CBPC. The commission reviewed the proposal after the Office of Cultural Affairs certified it and recommended the issuance of bonds.	
2003	House Bill 259 (J.G. Taylor), Chapter 89.	Appropriated \$8 million from the State Building Bonding Fund to the Board of Regents of New Mexico State University for acquisition of a university sports facility after all other authorized projects have been funded.	
2004	2004		
2004	House Joint Resolution 12 (Varela) and House Bill 545 (B. Lujan), Chapter 63. Compiled under Section 15-3B-20 NMSA 1978.	Approved the sale of the Labor Department building in Santa Fe and authorized the proceeds of the sale to be used for the purchase of a new building.	

2004	Senate Bill 332 (Fidel), Chapter 123. Compiled under Chapter 6, Article 21C NMSA 1978.	Grandfathered in cultural affairs projects that were authorized in 2003 using intercept funds for the State Building Bonding Fund, but returned the purpose of the law to its original language of 2001. The bill also included amendments to Laws 2001, Chapter 166. The amendments expanded the Jaguar Road definition from "for the purchase of land on Cerrillos Road in Santa Fe, located adjacent to the District 5 office of the Department of Transportation" to increase the available property that could be considered in the public safety campus area and required that infrastructure be in place. Also, the bill appropriated \$250,000 to the Legislative Council Service (LCS) for expenditure in FY04-FY07 to provide for master planning (an update to the original Santa Fe Master Plan) and annual updates.
2005	House Bill 1045 (B. Lujan), Chapter 147. Compiled under Section 10-11-130 NMSA 1978.	Authorized the PERA Board to acquire land and construct a new building to house the retirement association if the existing PERA building is sold. This measure also provided authority to use the proceeds of the sale of the existing PERA building to design and construct a new PERA building, which will be held as a trust asset in the PERA's name.
2005	HTRC/House Bill 885, Chapter 347.	<u>Not CBPC legislation</u> , but Section 64 authorized short- term severance tax bonds of \$17 million for a state laboratory facility for the Department of Health.

2005	Senate Bill 289 (Fidel), Chapter 320. Compiled under Section 6-21C-4 NMSA 1978.	Expanded the purposes of the State Building Bonding Act. Authorized the PCD to spend bond proceeds to plan, design, construct and equip a parking structure in the Central Capitol Campus in Santa Fe, contingent upon approval from the CBPC and in conformance with the CBPC-approved master plan and to be transferred to the New Mexico Legislative Council upon completion; expanded the use of the fund slightly to cover replacement of state facilities in danger of losing certification and, thus, authorized partial funding for a replacement facility for the state laboratory on the UNM campus in Albuquerque. The commission heard testimony during the interim that the tri-labs purchase agreement had been drafted and the site had been selected on the UNM campus near Carrie Tingley Hospital, which will provide the labs with access to I- 25. It extended the expiration of the master planning expenditure authorization from FY07 to FY08. The original appropriation was made in 2004.
2005	House Joint Resolution 9 (B. Lujan).	Constitutional amendment proposing that the state and school districts enter into lease-purchase agreements for the acquisition of buildings and other real property.
2006		
2006	Senate Bill 380 (Fidel), failed.	Would have appropriated \$565,000 from the general fund to the PCD to establish a master planning and asset management function for the needs of state government facilities within the purview of the CBPC and to obtain the necessary hardware and software necessary to maintain an updated master plan.
2006	House Joint Resolution 9 (2005) adopted by the voters Nov. 7, 2006. Compiled under Article 9, Section 8 of the Constitution of New Mexico.	Allowed the state and school districts to enter into lease- purchase agreements for the acquisition of buildings and other real property.

2007	2007		
2007	House Bill 1022 (B. Lujan), Chapter 184. Compiled under Section 15-3-35 NMSA 1978.	Established enabling provisions for the lease-purchase of state facilities. Purchases must be authorized by the legislature. (Does not include public school facilities or state educational institutions — see SB 395 (Nava), Chapter 365 (partial veto) for public school facilities.)	
2007	Senate Bill 1061 (Ingle), Chapter 64.	Changed the CBPC membership to include the state treasurer and omit the staff architect; expanded the jurisdiction of the commission to Las Cruces; and clarified that the jurisdiction also applies to the metropolitan areas of Santa Fe, Albuquerque and Las Cruces. Required that a review of state properties be done throughout the state in order to develop an overall master plan, and it authorized \$350,000 for FY07 through FY09 to the LCS to undertake for the CBPC. Authorized various financing methods for the acquisition of needed state properties: an additional \$10 million in state office building tax revenue bonds and appropriated the proceeds of the bonds (\$18.8 million) for the state (tri) laboratory, the acquisition of the Coughlin Building (\$1.5 million), the Capitol parking structure (\$11.5 million) and the commission's master planning process (\$350,000); it increased the gross receipts tax distribution for debt service to \$530,000 from \$500,000; it authorized \$11 million in severance tax bonds for the state laboratory for FY07 through FY11; it appropriated \$5 million (\$1.5 million from the Property Control Reserve Fund and \$3.5 million from the Public Buildings Repair Fund) for FY07-FY09 to purchase federal property within the West Capitol complex (current citation in Laws 2010 (2nd S.S.), Chapter 4, Section 35); and it appropriated \$1 million from the general fund for the planning and design of a state police crime laboratory in Albuquerque in FY07- FY09. It provided that state office building tax revenue bonds outstanding at any one time shall not exceed \$100 million, an increase of \$10 million above the previous level.	

2007	House Bill 1137 (B. Lujan), Chapter 192.	Not CBPC legislation, but included appropriations of \$4.5 million for the plan, design, construction and renovation of Capitol North and limited Capitol space needs. (Funded \$1 million FY07 distributions from the Capitol Buildings Repair Fund (CBRF), \$2.5 million FY08 distributions to CBRF and \$1 million legislative cash balances.) FY07-FY11 expenditure authority. See changes to appropriations in Laws 2008, Chapter 83 and Laws 2009, Chapter 114.
2007	House Bill 2 (Saavedra), Chapter 28.	Provided additional funds and two FTEs in the GSD/PCD.
2007	Senate Joint Resolution 13 (Papen).	<u>Not CBPC legislation</u> , but authorized the sale/trade of property in Las Cruces for the future co-location/construction of state facilities.
2007	Senate Joint Resolution 16 (Altamirano).	Authorized sale, trade or lease of old metro court in Albuquerque. See subsequent legislation (2010 HJR 9) transferring the property to Bernalillo County.
2007	House Joint Resolution 8 (B. Lujan).	Authorized sale or trade of Galisteo property in Santa Fe.
2007	House Joint Resolution 14 (Sandoval).	<u>Not CBPC legislation</u> , but authorized the lease of certain property adjacent to Edith Boulevard (YDDC) in Albuquerque.
2008		
2008	Senate Bill 298 (Ingle), pocket vetoed.	Would have increased the gross receipts tax (GRT) intercept into the State Building Bonding Fund to provide an additional \$9 million for additional parking capacity at the Main Capitol Campus parking structure.
2008	House Joint Resolution 9 (B. Lujan).	Approved the sale, trade or other transfer of the old state laboratory building and property to the Board of Regents of the University of New Mexico. Replaced authorization from SJR 12 in 2001 to sell the building to UNM.
2008	House Bill 352 (B. Lujan), failed.	Would have removed the requirement in Laws 2007, Chapter 64, Section 6 that the New Mexico State Police Crime Laboratory be located in Albuquerque.

2008	SFI/Senate Bill 352 (Cisneros), Chapter 83, Section 381.	Expanded expenditure period through 2012 for appropriations for Capitol area renovations and expanded the purpose to include renovations for larger legislative committee space and long-range facility space plans, including the initial planning and design of any additional executive agency space. Appropriations were originally authorized in Laws 2007, Chapter 192 and later amended in Laws 2009, Chapter 114.
2008	Senate Joint Resolution 12 (Cisneros).	<u>Not CBPC legislation</u> , but authorized the transfer of two acres of land and improvements from the GSD to the Town of Taos. CBPC to review the transfer prior to it being finalized.
2008	Senate Bill 509 (Ingle), pocket vetoed.	Not CBPC legislation, but would have provided the CBPC with additional duties to review proposed lease- purchase agreements; to develop a long-term statewide strategic facility management plan; to determine deferred maintenance for existing state facilities; to make recommendations regarding leasing, lease purchasing or purchasing additional state facilities; and to formulate disposal strategies for aging state facilities.

2009		
2009	SFC/Senate Bill 221 (Ingle), Chapter 114. Amended Sections 6-21C-4, 6-21C-5 and 7-1-6.42 NMSA 1978 (not all sections of bill were compiled).	Authorized an increase in the GRT intercept to finance the construction of a state-owned executive office building on the Main Capitol Campus. GRT intercept would not begin until July 1, 2011, or when debt service payments are to begin. No net impact on general fund because revenues currently paying for leased space will offset the diversion from the general fund. The bill also extended the expenditure period for certain master planning funds for the CBPC (originally authorized in Laws 2001, Chapter 166, Section 2; amended by Laws 2004, Chapter 123, Section 7; Laws 2005, Chapter 320, Section 4; and Laws 2007, Chapter 64, Section 4; current citation in Laws 2009, Chapter 114, Section 5); appropriated and reauthorized additional funds for CBPC master planning (originally authorized in Laws 2007, Chapter 192 and reauthorized by Laws 2008, Chapter 83; current citation in Laws 2009, Chapter 114, Section 7); and extended the expenditure period for purchasing land at the West Capitol complex (originally authorized in Laws 2007, Chapter 64, Section 6; 2009 changes made in Laws 2009, Chapter 114, Section 6; current citation in Laws 2010 (2nd S.S.), Chapter 4, Section 35).
2009	House Bill 728 (B. Lujan), Chapter 145. Enacted new Sections 6-21-6.14 and 15-3B-21 NMSA 1978.	Authorized the initial phase of construction for a facility to house the Human Services Department (HSD) and the Children, Youth and Families Department (CYFD) using a lease-purchase financing arrangement. The NMFA is authorized to issue revenue bonds to construct the building and enter into a lease-purchase agreement with the PCD, which will sublease the facility to the HSD and CYFD and use current private lease payments as the revenue source to pay the debt service.

2009	Senate Bill 220 (Ingle), Chapter 19. Amended Section 15-10-1 NMSA 1978 and enacted a new Section 15-10-2 NMSA 1978.	Allowed for the secretary of general services and the state treasurer to appoint designees to attend CBPC meetings on their behalf; provided for the CBPC to review proposed lease-purchase agreements for certain projects prior to submission to the legislature; and directed the commission to work with the GSD on addressing deferred maintenance on state facilities and using life-cycle costing in developing recommendations regarding the lease, lease purchase or purchase of additional facilities.
2009	HTRC/House Bill 360 (B. Lujan), Chapter 23. Enacted a new Section 3-22-6 NMSA 1978.	Established a collaborative process for a state agency to carry out a capital outlay project in a historic district in a manner that is generally compatible with local ordinances.
2009	House Bill 194 (Taylor), failed.	Would have allocated 2% of appropriations exceeding \$100,000 for new construction or major renovation of buildings under the jurisdiction of the PCD to be directed into the Public Buildings Repair Fund for addressing maintenance and repairs of state buildings, particularly those outside of Santa Fe.
2009	Senate Joint Resolution 7 (M. Sanchez) and Senate Bill 546 (M. Sanchez), failed.	Senate Joint Resolution 7 would have approved the lease-purchase agreement for a substance abuse treatment and training facility on the Los Lunas correctional campus and would have approved the lease of state land on which the facility was to have been constructed. Senate Bill 546 would additionally have allowed the NMFA to sell revenue bonds to finance the construction of the facility and would have established a statutory lease-purchase financing mechanism for the NMFA for this and future projects.

2009	HTRC/House Bill 154 (Sandoval), Chapter 125.	Not CBPC legislation, but authorized severance tax bonds for <u>CBPC-endorsed projects</u> , including \$2.7 million for demolition, decommissioning and asbestos abatement of state buildings at the Los Lunas campus and statewide (Section 7, Subsection 22); \$2 million for statewide repairs, renovations, deferred maintenance and infrastructure improvements (Section 7, Subsection 23); \$4 million to acquire land for and to plan and design a health and human services complex in Santa Fe in Santa Fe County (Section 7, Subsection 15) with an appropriation expiring June 30, 2013; \$500,000 for a south capitol complex development plan, renovations and improvements for infill and redevelopment (Section 7, Subsection 16); \$1 million for statewide repairs and maintenance of cultural assets (Section 9, Subsection 6); and \$3.7 million for completion of statewide cultural facilities projects (Section 9, Subsections 1 through 5). Other funded projects that are within the Albuquerque metropolitan master planning area include \$330,000 for improvements to the therapeutic pool in the natatorium at the Los Lunas campus (Section 7, Subsection 26); \$5 million for the State Fair Commission to develop a master plan and for improvements to state fair facilities (Section 21); and \$50,000 for the DOT to replace the roof of the hilltop building in Albuquerque (Section 45, Subsection 1).
2009	House Joint Resolution 19 (Park).	<u>Not CBPC legislation</u> , but authorized extension of the lease to the Downs of Albuquerque of facilities at the state fairgrounds until January 2012.
2010		
2010	Senate Joint Resolution 9 (regular session) (Papen).	Authorized the trade of state land for 3.8 acres of private land to be used for Santa Teresa port of entry drainage purposes
2010	SFC/Senate Bill 200 (regular session), Chapter 73. Enacted a new Section 15-3-36 NMSA 1978.	<u>Not CBPC legislation</u> , but established energy-efficiency standards for new state government buildings.
2010	House Joint Resolution 9 (regular session) (Miera).	<u>Not CBPC legislation</u> , but authorized the transfer of the old Metropolitan Court building in Albuquerque to Bernalillo County.

2010	SF1/Senate Joint	Not CBPC legislation, but authorized the trade or sale to
2010	Resolution 16 (regular session).	<u>Not CBPC legislation</u> , but authorized the trade of sale to the Town of Taos of state-owned land within the Taos Mini Industrial Park, subject to land grant right of first refusal provisions of Section 13-6-5 NMSA 1978 and review by the CBPC.
2010	House Bill 112 (regular session) (A. Lujan), Chapter 11, and Senate Bill 95 (regular session) (Papen), Chapter 9.	<u>Not CBPC legislation</u> , but authorized the Las Cruces downtown tax increment development district, encompassing possible state-office development, to issue \$8 million in bonds to finance the district.
2010	House Bill 5 (2nd Special Session) (Trujillo), Chapter 4.	Not CBPC legislation, but authorized severance tax bonds for several projects within master planning areas, including \$1.4 million for projects at the YDDC in Albuquerque (Section 4, Subsections 1 through 3); \$500,000 for completion of the tri-services lab facility in Albuquerque (Section 4, Subsection 4); \$3.48 million for renovation and deferred maintenance projects in state building statewide (Section 4, Subsection 12); and \$1.1 million for infrastructure improvements to cultural facilities statewide (Section 5). The bill also mandated that money previously appropriated (Laws 2007, Chapter 64, Section 6, as amended by Laws 2009, Chapter 114, Section 6) for purchase of property on the West Capitol Campus also be expended for the acquisition of certain parcels on the College of Santa Fe campus (Section 35).
2011		
2011	House Joint Resolution 9 (Varela).	<u>Not CBPC legislation</u> , but authorized the donation or sale of property on the former College of Santa Fe campus to Santa Fe Community College.
2011	Senate Joint Resolution 1 (Papen).	Not CBPC legislation, but authorized the donation of the Camunez Building to the City of Las Cruces.
2011	Senate Joint Resolution 11 (Sanchez).	Not CBPC legislation, but authorized the transfer of land upon which is located Katherine Gallegos Elementary School to the Los Lunas Public School District.

2011	Senate Bill 193 (Ingle), pocket vetoed.	Would have required state agencies to develop five-year facilities master plans, based on guidelines developed by the PCD and consistent with CBPC master plans and planning principles.
2011	SFC/Senate Bill 218 (Cisneros), failed.	Not CBPC legislation, but would have authorized severance tax bonds for many state projects within master-planned areas, including \$300,000 for Workforce Solutions Department projects in Albuquerque, Deming and Las Vegas (Section 5, Subsections 3, 6 and 19); \$18.6 million for Corrections Department projects statewide (Section 5, Subsections 4, 5, 7, 8 and 28); \$3.9 million for CYFD projects in Albuquerque and southeastern New Mexico (Section 5, Subsections 9 and 10); \$12.8 million for projects at the New Mexico Behavioral Health Institute in Las Vegas (Section 5, Subsections 12-18); \$12 million for renovations to buildings at the South Capitol Campus in Santa Fe (Section 5, Subsections 21 and 22); \$10.8 million for Department of Health projects in Truth or Consequences and Los Lunas (Section 5, Subsections 23-26); \$5 million for the drug and substance abuse treatment facility in Los Lunas (Section 5, Subsection 27); \$2 million for demolition and decommissioning of state buildings statewide (Section 5, Subsection 29); and \$5 million for repairs, renovations and deferred maintenance abatement at state buildings statewide (Section 5, Subsection 30).
2011	House Memorial 52 (Maestas).	Not CBPC legislation, but calls for collaboration among certain agencies to achieve cost-effective consolidation of agency offices into state-owned facilities in Albuquerque.
2012		
2012	Senate Bill 83 (Ingle), pocket vetoed.	Would have required state agencies to develop five-year facilities master plans, based on guidelines developed by the PCD and consistent with CBPC master plans and planning principles. It would have appropriated \$2.3 million for a facilities condition assessment and \$1 million to provide facilities master planning assistance to state agencies.

2013		
2013	Senate Bill 339 (Ingle), Chapter 115.	<u>Not CBPC legislation</u> , but combines the former Property Control Division and Building Services Division of the General Services Department into the Facilities Management Division (FMD).
2013	Senate Bill 572 (Ingle), Chapter 174.	<u>Not CBPC legislation</u> , but allows the Property Control Reserve Fund to be used statewide for the purchase or construction of state buildings.
2013	Senate Bill 341 (Ingle), Chapter 215.	Not CBPC legislation, but increases the cap on building and remodeling contracts from \$500,000 to \$5 million and eliminates the requirement that the FMD report contracts at State Board of Finance meetings.
2013	Senate Bill 340 (Ingle), Chapter 146.	Not CBPC legislation, but allows the FMD to contract for design and build projects that are in the best interests of the state or a local public body without a \$10 million contract limit.
2013	Senate Bill 266 (Griego), Chapter 99.	Not CBPC legislation, but amends the Procurement Code procedures for contracting for architectural and engineering services such that a single contract is capped at \$500,000 and multiple projects with a single contractor may not exceed \$2 million over a four-year period.
2014		
2014	House Joint Resolution 8 (J.R. Trujillo).	<u>Not CBPC legislation</u> , but authorizes the disposal of surplus land in Santa Fe by the State Parks Division of the Energy, Minerals and Natural Resources Department.
2014	House Joint Memorial 11 (Garcia Richard).	<u>Not CBPC legislation</u> , but requests that the secretary of general services develop guidance and secure qualified training on bids and requests for proposals for government contracts for chief procurement officers that promote fair competition and transparency for New Mexico resident businesses and contractors.
2015		
2015	House Joint Resolution 20 (J.R. Trujillo).	<u>Not CBPC legislation</u> , but authorizes the transfer of land in Santa Fe from the General Services Department to the Administrative Office of the Courts.

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2015	Senate Joint Resolution 7 (Rodriguez).	<u>Not CBPC legislation</u> , but authorizes the sale of real property in Santa Fe by the General Services Department to the New Mexico School for the Arts.
2016		
2016	Senate Joint Resolution 9 (C. Sanchez) and House Joint Resolution 17 (Baldonado).	Not CBPC legislation, but the joint resolutions ratify and approve the donation and transfer of two tracts of state-owned real property that are currently leased by the Village of Los Lunas and others for municipal and related purposes to the Village of Los Lunas.
2016	Senate Joint Resolution 10 (M. Sanchez).	<u>Not CBPC legislation</u> , but ratifies and approves the donation and transfer of state-owned real property in the Village of Los Lunas, currently leased for the Valencia County Courthouse, to Valencia County for the continued operation of a courthouse.
2016	Senate Joint Resolution 13 (Campos) and House Joint Resolution 15 (T. Salazar).	Not CBPC legislation, but the joint resolutions ratify and approve the donation and transfer of state-owned real property at 301 Mills Avenue, Las Vegas, New Mexico, to the City of Las Vegas for municipal uses and governmental functions.
2016	Senate Joint Resolution 19 (Kernan) and House Joint Resolution 21 (Brown).	<u>Not CBPC legislation</u> , but the joint resolutions ratify and approve the sale of real property owned by the Pecos Valley Regional Education Cooperative and used for its main offices on the condition that the cooperative concurrently purchase or lease a replacement real property.
2016	Senate Memorial 98 (Wirth) and House Memorial 51 (Steinborn), died.	<u>Not CBPC legislation</u> , but would have requested the General Services Department, the Energy, Minerals and Natural Resources Department and solar energy proponents to evaluate the potential energy and cost savings, feasibility and financial options for expanding the use of solar power on state facilities.
2016	Senate Joint Resolution 9 (M. Sanchez and C. Sanchez) and House Joint Resolution 17 (Baldonado)	<u>Not CBPC legislation</u> , but the joint resolutions ratify and approve the donation and transfer of two tracts of state-owned real property that are currently leased by the Village of Los Lunas and others for municipal and related purposes to the Village of Los Lunas.

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2016	Senate Memorial 98 (Wirth) and House Memorial 51 (Steinborn), died.	Not CBPC legislation, but requesting the General Services Department, the Energy, Minerals and Natural Resources Department and solar energy proponents to evaluate the potential energy and cost savings, feasibility and financial options for expanding the use of solar power on state facilities.
2017		
2017	Senate Bill 335 (Papen), pocket vetoed.	Would have raised the resale value threshold for the disposition of certain tangible personal property and required approval for certain real property dispositions by the State Parks Division of the Energy, Minerals and Natural Resources Department, as well as requiring findings of fact and a recommendation by the Capitol Buildings Planning Commission and legislative and State Board of Finance approval for dispositions of certain real property with a value of more than \$200,000.

2018	2018		
2018	Senate Bill 193 (Neville and J.A. Smith) Chapter 65.	Not CBPC legislation, but authorizes the issuance of state office building tax revenue bonds, appropriating up to \$20 million plus the cost of issuance of the bonds, to purchase a building in Bernalillo County to be operated by the Children, Youth and Families Department. The authorizing legislation allows for proceeds to be used for "required maintenance and repairs" on buildings in accordance with the State Building Bonding Act. The CBPC reviewed the proposed purchase authorized under the bill at its May 16, 2018 interim meeting and received an update on the purchase and renovation plans at the meeting on August 13, 2018.	
2018	Senate Bill 237 (Ingle), died.	Not CBPC legislation, but would have provided additional authority to the Facilities Management Division of the General Services Department to acquire real property using unappropriated funds in the Property Control Reserve Fund contingent upon required review and approval or prior authorization of certain state agency real property transactions by the CBPC.	
2018	Senate Joint Resolution 14 (Ingle, Pirtle) and House Joint Resolution 9 (Wooley, Nibert, Townsend and Ezzell).	<u>Not CBPC legislation</u> , but the resolutions ratify and approve the General Services Department's sale of state- owned real property located at 31 Gail Harris Street on the former Walker Air Force Base in Roswell.	



Legislative Council Service Santa Fe, New Mexico