### **MINUTES**

# STATE BUILDING COMMISSION Executive Subcommittee January 20, 2015

The State Building Commission Executive Subcommittee met this day at 11:00 a.m. in House Hearing Room 30, Legislative Plaza, Nashville, Tennessee with the following members and Departments present. Commissioner Martin called the meeting to order at 11:02 a.m. and requested action on the following matters as presented by State Architect Peter Heimbach.

#### MEMBERS PRESENT

Larry Martin, Commissioner, Department of Finance and Administration Tre Hargett, Secretary of State David Lillard, State Treasurer

#### MEMBERS ABSENT

Justin Wilson, Comptroller of the Treasury

ORGANIZATION	PRESENTER

University of Tennessee	Robbi Stivers
Tennessee Board of Regents	Dick Tracy
Department of Education	Deborah Gunter
Tennessee Wildlife Resources Agency	Tim Churchill
<ul> <li>Department of Environment and Conservation</li> </ul>	Bill Avant
Department of General Services	Ted Hayden
State Building Commission	Peter Heimbach

### **CONSENT AGENDA**

Approved the following real property transactions which had been reviewed and recommended for approval by Subcommittee staff, with the exception of Item E, which was inadvertently place on the consent agenda instead of the regular agenda:

A. Agency: <u>Tennessee Board of Regents – Putnam County</u>

Transaction: Acquisition – Fee (Purchase)

Provision: Waiver of advertisement and one appraisal

B. Agency: <u>Tennessee Board of Regents – Putnam County</u>

Transaction: Acquisition – Fee (Purchase)

Provision: Waiver of advertisement and one appraisal

C. Agency: <u>Tennessee Board of Regents – Putnam County</u>

Transaction: Acquisition – Fee (Purchase)

Provision: Waiver of advertisement and one appraisal

D. Agency: <u>Tennessee Board of Regents – Putnam County</u>

Transaction: Acquisition – Fee (Purchase)

Provision: Waiver of advertisement and one appraisal

E. Agency: <u>Tennessee Board of Regents – Putnam County</u>

Transaction: Acquisition – Fee (Purchase)

Provision: Waiver of advertisement and one appraisal

(Discussed on page 9 of regular agenda)

F. Agency: <u>Tennessee Board of Regents – Shelby County</u>

Transaction: Disposal – Fee (With Right to Hire Realtor)

Provision: Waiver of one appraisal

### UNIVERSITY OF TENNESSEE

## University of Tennessee, Martin, Weakley County, Tennessee

Requested Action: Approval of a revision in project budget and source(s) of funding

Project Title: Sorority Lodges

**Project Description:** This project will provide for four new sorority lodges to be constructed on campus.

Each lodge will contain approximately 5,356 square feet.

**SBC Number**: 540/011-06-2012

Total Project Budget: \$3,155,000.00

Source of Funding: <u>Original</u> <u>Change</u> <u>Revised</u> \$2,500,000.00 (\$445,000.00) \$2,055,000.00 TSSBA

2,500,000.00 (\$445,000.00) \$2,055,000.00 TSSBA (A) 200,000.00 800,000.00 1,000,000.00 Gift/Donations (O) 100,000.00 0.00 100,000.00 Plant (Auxiliary-Parking) (A)

Original Project Budget: \$2,800,000.00

Change in Funding: \$355,000.00

Revised Project Budget: \$3,155,000.00

**Comment:** The project bid over target. Additional funding is required to award the base bid to

the lowest qualified bidder. Six bids were received on December 3, 2014, with Viktorhall Construction, LLC being the lowest responsible and responsive bidder.

**Previous Action:** 08/20/2012 SBC Approved project

09/24/2012 ESC Selected designer (Askew Nixon Ferguson)

07/11/2013 SBC Approved a revision in scope

12/12/2013 SBC Approved EDP as recommended by the State Architect

01/08/2015 SBC Referred to ESC with authority to act

Minutes: 01/20/2015 ESC Approved a revision in project budget and source(s) of funding.

### **Dyersburg State Community College**, Dyersburg, Dyer County, Tennessee

Requested Action: Approval of project, budget, scope and source of funding

Project Title: Demolition – 224 West Parkview Street

**Project Description:** This project provides for the demolition of the building at 224 West Parkview Street in

Dyersburg, Tennessee in accordance with the DSCC's 2013 Master Plan.

**SBC Number**: 166/017-01-2015

Total Project Budget: \$15,000.00

Source of Funding: \$15,000.00 Plant (Non-Auxiliary) (A)

Comment: This property was acquired on February 28, 2014. The TN Historical Commission

review has determined that this project will not adversely affect the State-owned

resource of 50+ years and no future action is necessary.

Minutes: 01/20/2015 ESC Approved a project, budget, scope and source of funding.

### Tennessee Technological University, Cookeville, Putnam County, Tennessee

Requested Action: Approval of project, budget, scope and source of funding

**Project Title:** Demolition – 519 East Eleventh Street

**Project Description:** This project provides for the demolition of the building at 519 East Eleventh Street in

Cookeville, Tennessee in accordance with TTU's 2014 Master Plan.

**SBC Number**: 166/011-02-2015

Total Project Budget: \$10,000.00

Source of Funding: \$10,000.00 Plant (Non-Auxiliary) (A)

**Comment:** The building is less than 50 years old and does not require review by the TN Historical

Commission.

Minutes: 01/20/2015 ESC Approved a project, budget, scope and source of funding.

### Tennessee Technological University, Cookeville, Putnam County, Tennessee

Requested Action: Approval of project, budget, scope and source of funding

Project Title: Demolition – 1108 N. Washington Avenue

**Project Description:** This project provides for the demolition of the buildings at 1108 N. Washington

Avenue in Cookeville, Tennessee in accordance with the TTU's 2014 Master Plan.

**SBC Number**: 166/011-01-2015

Total Project Budget: \$10,000.00

Source of Funding: \$10,000.00 Plant (Non-Auxiliary) (A)

Comment: The TN Historical Commission review has determined that this project will not

adversely affect the State-owned resource of 50+ years and no future action is

necessary.

Minutes: 01/20/2015 ESC Approved a project, budget, scope and source of funding.

## Acquisition - Fee (Purchase)

Requested Action: Approval to obtain title work, appraisal, survey, and environmental

assessment; to exercise option to acquire interest in 1+/- acres, not to exceed fair market value, with waiver of advertisement and one appraisal; and to enter into an option to acquire interest in 5.15+/- acres, not to exceed fair market value, with waiver of advertisement and one appraisal.

Transaction Description: Transaction No. 15-01-002 (Maholland)

• Location: Volunteer State Community College

Robertson County – 2 Tracts Containing 6.15+/- acres – 180 Laureate Avenue -

Springfield, TN

Owner(s): Billy and Jean Batson
 Estimated Purchase Price: Fair Market Value
 Source of Funding: Plant (Non-Auxiliary) (A)

Comment: The Springfield Highland Crest Campus was gifted to the State /Volunteer State

Community College and the adjacent properties will provide parking and campus expansion. The 1+/- tract adjacent to the Campus will be acquired in the near future and the 5.15+/- acre tract will close in a separate transaction after additional need for expansion has been demonstrated and exercise of the option has been approved by the Executive Subcommittee. The land acquisition plan for VSCC was revised and approved by THEC to

accommodate this purchase.

Date of Last Transfer: October 29, 2002

Purchase Price: Unknown

Property Assessor's Value: Unknown (part of larger tract)

Square Footage Improvements: N/A

Minutes: 01/20/2015 Approved obtaining title work, appraisal, survey, and

environmental assessment; to exercise option to acquire interest in 1+/- acres, not to exceed fair market value, with waiver of advertisement and one appraisal; and to enter into an option to acquire interest in 5.15+/- acres, not to exceed fair market value, with waiver of advertisement and one appraisal.

## <u>Disposal – Lease (Land)</u>

Requested Action: Approval of disposal by lease with waiver of advertisement.

Transaction Description:
 Location:
 Transaction No. 14-12-909 (Baltz)
 Volunteer State Community College

Sumner County - 1000 Camp Creek Road - Cottontown, TN

Tenant: Sumner County RFC (aka Sumner Rugby Club)
 Term: 20 years (February 1, 2015 thru January 31, 2035)

Area / Costs: 35.5+/- Acres

No Cost, Mutual Benefit

FRF Rate: \$18.00 (for reference)

Comment: Lease will accommodate Sumner Rugby Club activities and Volunteer State

Community College can use facility for their intramural and recreational purposes. Sumner County RFC will bear all costs for maintenance and security. Advertisement is requested to be waived because the Sumner Rugby Club is a 501(c)3 organization that will make enhancements to the property that will be beneficial to the College. Currently the land is vacant, in the flood plain and can

only be used minimally by VSCC.

Minutes: 01/20/2015 Approved disposal by lease with waiver of advertisement.

## Acquisition - Fee (Purchase)

Requested Action: Approval to obtain title work, appraisal, survey, and environmental

assessment, and to exercise option to acquire interest, not to exceed fair

market value, with waiver of advertisement and one appraisal.

Transaction Description: Transaction No. 14-12-010 (Maholland)Location: Tennessee Technological University

Putnam County - 40+/- acres - Gainesboro Grade - Cookeville, TN

• Owner(s): John R. Harrison and Anita Peck

• Estimated Purchase Price: Fair Market Value

• Source of Funding: Plant (Non-Auxiliary) (A)

Comment: The land acquisition plan for TTU was revised and approved by THEC to

accommodate this purchase. This property is farmland adjacent to TTU's Shipley Farm and will be used for agricultural programs and other TTU

purposes.

Date of Last Transfer:

Purchase Price:

Property Assessor's Value:

Square Footage Improvements:

July 30, 2003

Inheritance

\$399,100

Minutes: 01/20/2015 Approved obtaining title work, appraisal, survey, and

environmental assessment, and to exercise option to acquire interest, not to exceed fair market value, with waiver of

advertisement and one appraisal.

### DEPARTMENT OF EDUCATION

### **Satisfaction of Deed Conditions**

Requested Action: Approval of proposed use of the Sergeant York Historic School and

satisfaction of conditions in the conveyance deed; acquisition and disposal

of easements and right of first offer

**Transaction Description:** Transaction No. 13-06-001 (SBC Number 168/001-01-2008) (Dunne)

Location: Fentress County- 0.41+/- acres – Jamestown, TN
 Owner(s): Sgt. York Patriotic Foundation (the "Foundation")

Comment: Under the terms of the 2008 grant, the State retained the right to require the

Foundation to convey the property back to the State if the State and the Foundation could not agree on the use of the property. The Foundation has proposed to use the property for educational opportunities for residents of the Upper Cumberland Plateau, and the proposed use is acceptable to the

Department of Education.

**Previous Action:** 01/10/2008 SBC Referred to ESC with authority to act

01/22/2008 ESC Discussion; deferred action 120 days

04/21/2008 ESC Status report

05/27/2008 ESC Discussion; referred to special meeting

06/16/2008 ESC Discussion 06/26/2008 ESC Discussion

07/10/2008 ESC Approved transfer of property to Foundation

06/24/2013 ESC Approved amending agreement language with SYPF Approved amending agreement language with SYPF O6/23/2014 ESC Approved amending agreement language with SYPF

Minutes: 01/20/2015 ESC Approved proposed use of the Sergeant York Historic

School and satisfaction of conditions in the conveyance deed; acquisition and disposal of easements and right of

first offer.

### TENNESSEE WILDLIFE RESOURCES AGENCY

### Acquisition - Fee (Third Party)

Requested Action: Approval to obtain title work, appraisal, survey, and environmental

assessment; to exercise option to acquire, not to exceed fair market value; and to utilize third party, with waiver of advertisement and one

appraisal

**Transaction Description:** Transaction No. 14-12-004 (Berry)

• Location: Monroe County – 3,252+/-acres – Mt. Pleasant Rd., Madisonsville, TN

• Owner(s): Missouri Local Government Employee Retirement System

• Estimated Purchase Price: Fair Market Value

Source of Funding: 14/15 Wetlands Acquisition Fund (A)
 Third Party The Nature Conservancy (TNC)

• Third Party Costs None

Comment: Acquisition is to acquire a tract contiguous to the Foothills Wildlife

Management area. The property is on the wetlands priority list. A third party is being used because of the need to close more quickly than would be possible under the State process and to take advantage of a discounted purchase price. The purchase of this tract, using wetland funds, is authorized under TCA 11-

14-401(b)(c)(f).

No additional management costs are anticipated with this acquisition.

Date of Last Transfer: May 1, 1998 Purchase Price: \$3,269,000

Property Assessor's Value: \$1,732,300 (1,492.80 acres)

Square Footage Improvements: N/A

Date of Last Transfer: May 1, 1998 Purchase Price: \$3,269,000

Property Assessor's Value: \$117,300 (10.00 acres)

Square Footage Improvements: 7,977

Date of Last Transfer: May 1, 1998 Purchase Price: \$3,269,000

Property Assessor's Value: \$3,757,200 (1,859 acres)

Square Footage Improvements: N/A

Minutes: 01/20/2015 Approved obtaining title work, appraisal, survey, and

environmental assessment; to exercise option to acquire, not to exceed fair market value; and to utilize third party, with waiver

of advertisement and one appraisal.

#### DEPARTMENT OF ENVIRONMENT AND CONSERVATION

### Disposal - Fee

Requested Action: Approval of disposal in fee with waiver of one appraisal

**Transaction Description:** Transaction No. 14-08-002 (Baugh)
• Location: Old Stone Fort State Archaeological Park

Coffee County – 140+/-acres – Country Club Dr., Manchester, TN

• Estimated Sale Price: Fair Market Value

Comment: TDEC closed the golf course in September 2011 and has managed this tract for

passive recreation using the old golf paths as a greenway. As permitted by TCA 11-3-110, revenue from the sale of the golf course will be used to offset improvement costs at the Old Stone Fort State Archaeological Park. The sale will not negatively impact the park, as deed will include a use restriction to prevent development and right-of-way for trail access along the river in the flood plain. The Savage Gulf State Natural Area acquisition will satisfy the federal

requirements of 36 CFR 59.3 section 6(f) 3, related to this disposal.

The structures are less than 50 years old and do not require Tennessee

Historical Commission review.

Date of Last Transfer: March 7, 1974

Previous Owner: Manchester Golf & Country Club

Original Cost to State: \$170,038
Property Assessor's Value: N/A
Square Footage Improvements: 10,400

Minutes: 01/20/2015 Approved disposal in fee with waiver of one appraisal.

#### DEPARTMENT OF ENVIRONMENT AND CONSERVATION

### Acquisition – Fee (Third Party)

Requested Action: Approval to obtain title work, appraisal, survey, and environmental

assessment; to exercise option to acquire, not to exceed fair market value; and to utilize third party, with waiver of advertisement and one appraisal

Transaction Description: Transaction. No.14-11-021 (Maxwell)

• Location: Savage Gulf State Natural Area

Grundy County – 421+/-acres – Chatt & McMinn Stage Rd., Palmer, TN

Owner(s): Sequatchie LLC c/o Timberwood Investment Resources, LLC

• Estimated Purchase Price: Fair Market Value

Source of Funding: 14/15 State Lands Acquisition Fund (A)

Third Party: The Conservation Fund

Third Party Costs: None

**Comment:** Purchase of the Sequatchie tract will provide a buffer zone for the South Rim

trail; allow utilization of various rescue access roads; and enhance visitors' safety due to potential hunting. The property is on the state lands acquisition priority list. A third party is being used because of the need to close more

quickly than would be possible under the State process.

This acquisition will satisfy the federal requirements of 36 CFR 59.3 section 6(f) 3, related to the previous disposal at Old Stone Fort State Archaeological Park

and future disposals of up to 281+-/acres.

No additional management costs are anticipated with this acquisition.

The timber lease, which expires December 31, 2018, allows the timber company lessee to harvest wood from the property for commercial sale. The agency has determined that the timber lease will not negatively impart their intended use for the property. The agency has experience with timber leases of this type.

Date of Last Transfer: June 23, 2006

Purchase Price: \$66,056,786 (multiple transactions)

Property Assessor's Value: \$696,200 (1,071 acres)

Square Footage Improvements: N/A

Minutes: 01/20/2015 Approved obtaining title work, appraisal, survey, and

environmental assessment; to exercise option to acquire, not to exceed fair market value; and to utilize third party, with waiver

of advertisement and one appraisal.

### DEPARTMENT OF GENERAL SERVICES

Report Item - Bradley County - Transaction Number - 14-11-014

Acknowledgement of receipt of fee from City of Cleveland to release the State's reversionary rights.

Comment:

This property was transferred by deed from the State to the City of Cleveland ("Cleveland") to use a part of a municipal airport. The deed contained reversionary language whereby, in the event that Cleveland failed to continue to use the land as an airport, Cleveland had the option to either pay a fee of \$300.00 to retain the property or allow the property to revert to the State. Cleveland is no longer using the property for an airport, but wishes to pay the \$300.00 fee to clear title. The State, including the Department of Military, does not have a need for the land.

Date of last transfer: May 1, 1950 Original Cost to the State: Unknown

Previous Owner: A.L. Bullard & Margaret O. Bullard

Property Assessor's Value: N/A Improvements Square Footage: N/A

Minutes:

01/20/2015. Subcommittee acknowledged receipt of fee from City of Cleveland to release the

State's reversionary rights.

### STATE BUILDING COMMISSION

### Minutes of Executive Subcommittee Meeting

1) Approved the Minutes of the Executive Subcommittee meeting held on December 17, 2014, with the following correction:

#### 3) Department of General Services

(Security Consulting Services)

Maximum Liability: \$100,000.00 \$250,000.00

SBC Project No. 529/000-07-2014

Designer: SECURITY RISK MANAGEMENT CONSULTANTS

### **OSA Policy & Procedures**

1) Subcommittee acknowledged reporting of the following policy addition of "Item D – Contract Award" under Delivery Methods -Procurement Through Construction Management:

#### D. Contract Award:

The proposer with the highest score after taking into account the Technical Proposal and Cost Proposal evaluations is considered the Best Evaluated Proposer and will be recommended to the State Building Commission for award of a contract. Final approval of a contract award recommendation is made by the State Building Commission in accordance with applicable State laws and regulations.

After completion of the pre-construction services, the contractor who has been awarded a contract will propose the guaranteed maximum price(s) (the "GMP") for which the contractor agrees to complete the work. So long as the GMP is equal to or below the Bid Target, the GMP portion of the contract may be executed and the contractor may be given notice to proceed with the work. If the GMP exceeds the Bid Target, then the approval to execute the GMP portion of the work must be obtained from the State Building Commission with an appropriate revision in funding, if necessary.

# **Designer Selections**

- 1) Subcommittee acknowledged reporting of a designer name change from "AMEC Environment & Infrastructure, Inc." to "Amec Foster Wheeler Environment & Infrastructure, Inc." on all current State projects.
- The following designer selections represent projects approved by the State Building Commission and recommended by the State Procurement Agencies. Secretary Hargett stated that, while they used the normal criteria in determining final selections including maintaining the geographical balance, current work capacity, and quality and quantity of workload over past several years, it was still primarily a process driven by the individual agencies.

## 1) South Central Correctional Facility

(Water Piping Replacement)

Total Project Budget: \$4,400,000.00 Current Project Funding: \$624,300.00 SBC Project No. 142/018-02-2013

Designer: SMITH SECKMAN REID

### 2) Nashville State Community College

(Southeast Center Roof Replacement)
Total Project Budget: \$2,000,000.00
SBC Project No. 166/034-03-2014
Designer: RICHARD C. RINKS & ASSOC

### **Other Business**

There being no other business, the meeting adjourned at 11:13 a.m.

# Acquisition - Fee (Purchase)

Requested Action: Approval to obtain title work, appraisal, survey, and environmental

assessment, and to exercise option to acquire interest, not to exceed fair

market value, with waiver of advertisement and one appraisal.

Transaction Description: Transaction No. 14-12-008 (Maholland)

• Location: Tennessee Technological University

Putnam County – 0.28+/- acres – 519 East 11th Street – Cookeville, TN

Owner(s): Dr. Jack Gaw
 Estimated Purchase Price: Fair Market Value
 Source of Funding: Plant (Non-Auxiliary) (A)

Comment: This property is in Tennessee Technological University's <u>2014 Master Plan</u>.

Date of Last Transfer: August 16, 2013

Purchase Price: \$63,500 Property Assessor's Value: \$56,600 Square Footage Improvements: 960

Minutes: 01/20/2015 Approved obtaining title work, appraisal, survey, and

environmental assessment, and to exercise option to acquire interest, not to exceed fair market value, with waiver of

advertisement and one appraisal.

## Acquisition - Fee (Purchase)

Requested Action: Approval to obtain title work, appraisal, survey, environmental

assessment and to exercise option to acquire interest, not to exceed fair

market value, with waiver of advertisement and one appraisal.

Transaction Description: Transaction No. 14-12-006 (Maholland)

• Location: Transaction No. 14-12-006 (Maholland)

Tennessee Technological University

Putnam County - 0.28+/- acres - 520 East Eleventh Street - Cookeville, TN

Owner(s): Lewis Coomer
 Estimated Purchase Price: Fair Market Value
 Source of Funding: Plant (Non-Auxiliary) (A)

Comment: This property is in TTU's **2014 Master Plan**.

Date of Last Transfer: November 23, 2002

Purchase Price: \$36,000
Property Assessor's Value: \$15,500
Square Footage Improvements: N/A

Minutes: 01/20/2015 Approved obtaining title work, appraisal, survey, environmental

assessment and to exercise option to acquire interest, not to exceed fair market value, with waiver of advertisement and one

appraisal.

# Acquisition - Fee (Purchase)

Requested Action: Approval to obtain title work, appraisal, survey, and environmental

assessment, and to exercise option to acquire interest, not to exceed fair

market value, with waiver of advertisement and one appraisal.

Transaction Description: Transaction No. 14-12-007 (Maholland)

• Location: Tennessee Technological University

Putnam County - 0.36+/- acres - 1090 N. Washington Ave - Cookeville, TN

Owner(s): Dr. Jack Gaw
 Estimated Purchase Price: Fair Market Value
 Source of Funding: Plant (Non-Auxiliary) (A)

Comment: This property is in TTU's <u>2014 Master Plan</u>.

Date of Last Transfer: October 31, 2011

Purchase Price: \$100,000 Property Assessor's Value: \$413,400 Square Footage Improvements: 6,913 (duplex)

Minutes: 01/20/2015 Approved obtaining title work, appraisal, survey, and

environmental assessment, and to exercise option to acquire interest, not to exceed fair market value, with waiver of

advertisement and one appraisal.

# Acquisition - Fee (Purchase)

Requested Action: Approval to obtain title work, appraisal, survey, and environmental

assessment, and to exercise option to acquire interest, not to exceed fair

market value, with waiver of advertisement and one appraisal.

Transaction Description: Transaction No. 14-12-009 (Maholland)

• Location: Tennessee Technological University

Putnam County - 0.25+/- acres - 1108 N. Washington Ave - Cookeville, TN

Owner(s): Lewis and Inez Coomer
 Estimated Purchase Price: Fair Market Value

• Source of Funding: Plant (Non-Auxiliary) (A)

Comment: This property is in TTU's **2014 Master Plan**.

Date of Last Transfer: November 1, 2005

Purchase Price: Unknown
Property Assessor's Value: \$73,700
Square Footage Improvements: 1,635

Minutes: 01/20/2015 Approved obtaining title work, appraisal, survey, and

environmental assessment, and to exercise option to acquire interest, not to exceed fair market value, with waiver of

advertisement and one appraisal.

### Disposal – Fee (with Right to Hire Realtor)

Requested Action: Approval of disposal in fee with waiver of one appraisal and to utilize

local procurement methods to contract with a realty firm to assist with the

disposal.

**Transaction Description:** Transaction No. 15-01-001 (Baugh)

• Location: University of Memphis

Shelby County – 1.8+/- Acres – 4035 Grandview – Memphis, TN

Estimated Sale Price: Fair Market Value
 Estimated Realtor Cost: 6% of Sale Price

**Comment:** The house has served as the UoM's president's home from 1965 until 2013.

The property no longer meets the University's dual need for a president's home and special events. Additionally, the house needs substantial repair and

renovation.

Date of Last Transfer:

Previous Owner:

Original Cost to State:

Property Assessed Value:

December 22, 1965

W. N. & Mable Fry

\$120,000.00

\$827,300.00

Square Footage Improvements: 4,675

Minutes: 01/20/2015 Approved disposal in fee with waiver of one appraisal and to

utilize local procurement methods to contract with a realty firm

to assist with the disposal.

Approved:

Tre Hargett

Secretary, State Building Commission Executive Subcommittee Secretary of State