

Sen., Nick Hinrichsen, *Chair*
Sen. Kyle Mullica
Sen. Cleave Simpson

Rep. Tammy Story, *Vice Chair*
Rep. Mandy Lindsay
Rep. Ty Winter



Capital Development Committee
State Capitol Building, Room 029
Denver, Colorado 80203-1784
(303) 866-3521



January 18, 2024

Mr. Bob Jaros
State Controller's Office
Department of Personnel & Administration
1525 Sherman Street, 5th Floor
Denver, Colorado 80203

Dear Mr. Jaros:

On January 18, 2024, the Capital Development Committee (CDC) considered requests to waive the six-month encumbrance deadline for capital projects from one higher education institution, pursuant to Section 24-30-1404 (7), C.R.S. *The CDC approves the waiver requests to the Office of the State Controller.* Descriptions of the requests are attached. Table 1 below summarizes the requests.

Table 1
Capital Development Committee Recommendation
Regarding Six-Month Waiver Requests for FY 2023-24

Agency	Project	Waiver Request	Fund Source
Fort Lewis College	Replace Lighting, Whalen Gymnasium	\$313,990	CCF
Fort Lewis College	Modernize Elevators, Noble Hall and Concert Hall	\$727,135	CF
Fort Lewis College	Replace Fire Alarm Equipment, Multiple Buildings	\$1,739,754	CF

If you have any questions or concerns about the CDC's recommendation, please call Bo Pogue, Legislative Council Staff, at 303-866-5390.

Sincerely,

Senator Nick Hinrichsen
Chair, Capital Development Committee

Mr. Bob Jaros
January 18, 2024
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c: Capital Development Committee Members
Mark Ferrandino, Office of State Planning and Budgeting
Tammy Pacheco, Office of State Planning and Budgeting
Tana Lane, State Architect
Jennifer Henry, Office of the State Controller
Steve Schwartz, Fort Lewis College
Andrea Uhl, Joint Budget Committee Staff
Capital Development Committee Staff

Waiver Request -- January 16, 2024

FY 2023-24 Request to Waive the Sixth-Month Encumbrance Deadline Pursuant to Section 24-30-1704 (7), C.R.S.

Fort Lewis College
Modernize Elevators, Noble Hall and Concert Hall

MOTION	Approve the request from Fort Lewis College to waive the six-month encumbrance deadline for the FY 2023-24 appropriation for the Modernize Elevators, Noble Hall and Concert Hall project (\$727,135 CF).
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SUMMARY

2024-044

The project updates a pair of elevators serving two buildings by replacing the elevator controllers, door operators, operating panels, lamps, and fixtures, along with the wiring for these elevators. The project also upgrades the finishes in the elevator cabs. The elevator in Noble Hall recently experienced a five-month outage due to a failed processing board. The elevator in Concert Hall is currently not in service due to equipment obsolescence, diminishing ADA accessibility.

REASON FOR WAIVER

The college says contract reviews have slowed the process of encumbering the appropriation and moving forward with the project. The college provided its chosen contractor with a draft contract in mid-November, which is still under review by the contractor's legal department. Once it is approved by the contractor, the Attorney General will need to review the contract on behalf of Fort Lewis before it is executed.

FY 2023-24 APPROPRIATION AMOUNT

Fund Source	Appropriation
CF	\$727,135
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Total	\$727,135

STAFF QUESTIONS

None.

Waiver Request -- January 16, 2024

FY 2023-24 Request to Waive the Sixth-Month Encumbrance Deadline Pursuant to Section 24-30-1704 (7), C.R.S.

Fort Lewis College
Replace Lighting, Whalen Gymnasium

MOTION	Approve the request from Fort Lewis College to waive the six-month encumbrance deadline for the FY 2023-24 appropriation for the Replace Lighting, Whalen Gymnasium project (\$313,990 CCF).
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SUMMARY

2024-092

The project replaces light fixtures and installs a new lighting control system in the Whalen Gymnasium. The existing compact fluorescent lights were installed in 2003, the lighting control system is obsolete, and replacement parts are difficult to obtain.

REASON FOR WAIVER

The college says contract reviews have slowed the process of encumbering the appropriation and moving forward with the project. Fort Lewis says it signed a contract for the project in early December and is ready to move forward with the project.

FY 2023-24 APPROPRIATION AMOUNT

Fund Source	Appropriation
CCF	\$313,990
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Total	\$313,990

STAFF QUESTIONS

None.

Waiver Request -- January 16, 2024

FY 2023-24 Request to Waive the Sixth-Month Encumbrance Deadline Pursuant to Section 24-30-1704 (7), C.R.S.

Fort Lewis College
Replace Fire Alarm Equipment, Multiple Buildings

MOTION	Approve the request from Fort Lewis College to waive the six-month encumbrance deadline for the FY 2023-24 appropriation for the replace Fire Alarm Equipment, Multiple Buildings project (\$1,739,754 CF).
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SUMMARY

2022-049

The five-phase project replaces fire alarm panels in ten buildings on campus. The existing panels are approaching obsolescence and replacement parts are difficult to obtain. This year's request for Phase III replaces the panels in the Art and Design and Noble Halls, while Phases IV and V will replace panels in Skyhawk Hall, Physical Plant Services East, and the Education Business Hall. Phase I conducted design work and replaced panels in Reed Library and Jones Hall. Phase II replaced panels in the Community Concert Hall, the Center of Southwest Studies, and Kroeger Hall.

REASON FOR WAIVER

The college says contract reviews have slowed the process of encumbering the appropriation and moving forward with the project. The college sought to amend its existing contract with the contractor in mid-September, and subsequent negotiations lasted until mid-November. Further contract review resulted in a contract amendment being signed in mid-December.

FY 2023-24 APPROPRIATION AMOUNT

Fund Source	Appropriation
CF	\$1,739,754
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Total	\$1,739,754

STAFF QUESTIONS

None.