

**STATE BUILDING COMMISSION  
TELECONFERENCE**

April 28, 2009  
10:00 a.m.  
New Education Building, Suite 450  
Raleigh, NC

**M I N U T E S**

**MEMBERS PRESENT BY TELEPHONE**

Chairman John Kirkland, Terry Turner, Jim Driscoll, Sam Vaughan, and Steve Criscenzo

**MEMBERS PRESENT ON SITE**

Kevin MacNaughton, John Muter, and John Thompson

**OTHERS PRESENT**

Gil Johnson, Mike Kennon, Carl Dawson, Ed Stempier, David Eatman (City of Raleigh); Susan Gentry, Barry Gupton, (Department of Insurance); Jim Gates (Department of Correction); Paul Stewart, Ola Ferm (Williard-Ferm Architects); Jim Schenck (Conner Gwyn Schenck, PLLC); Ross Massey (WSP Sells); Scott Cutler, Cara Greening (Clancey & Theys); LeAnn Martin (Attorney General's Office); Mike Higgins (Boris Land Larson); Greg Driver, Ryan Scruggs, Jennifer Braley, and Veronica Howell (State Construction Office).

**1. CALL TO ORDER AND ETHICS STATEMENT**

Chairman Kirkland called the teleconference to order at 10:00 and read the Ethics Statement.

**2. APPROVAL OF MINUTES**

Kevin MacNaughton made a motion to approve the minutes of the March 30, 2009, meeting. John Thompson seconded the motion. The minutes were approved as written.

**3. SELECTION OF DESIGN FIRM**

Department of Correction  
Central Prison Elevator Modernization

Greg Driver presented the project. The project was advertised in the Purchase Directory February 2-27, 2009. Eleven firms responded; four were interviewed. The Pre-selection Committee recommended the following firms in priority order.

- #1: John Hawkins Architect - Chapel Hill, NC
- #2: The Wooten Company - Raleigh, NC
- #3: Roughton Nickelson Deluca Architects, PA - Durham, NC

Sam Vaughan made a motion to approve the Pre-selection Committee's recommendation and Terry Turner seconded the motion. The selection was approved as recommended.

**4. SELECTION OF DESIGN FIRM**

Department of Transportation  
Commissioning for New Hanover County DMV-SHP Complex

Greg Driver presented the project. The project was advertised in the Purchase Directory on February 28, 2009. Fourteen firms responded; four of these were interviewed. The Pre-selection Committee recommended the following firms in priority order.

- #1: Hanson Professional Services, Inc. - Chapel Hill, NC
- #2: Facility Dynamics Engineering Corporation - Columbia, MD
- #3: Commissioning WorCx, Inc. - Jamestown, NC

Sam Vaughan made a motion to approve the Pre-selection Committee's recommendation and John Thompson seconded the motion. The selection was approved as recommended.

5. **SELECTION OF DESIGN FIRM**

Department of Administration/Department of Environment & Natural Resources  
DOA Parking Deck and DENR Nature Research Center

Greg Driver presented the project. The project was advertised in the Purchase Directory on March 12, 2009. Fifteen firms responded; six of these were interviewed. The Pre-selection Committee recommended the following firms in priority order.

- #1: Clancy & Theys - Raleigh, NC
- #2: Balfour Beatty/DH Griffin - Raleigh, NC
- #3: TA Loving - Goldsboro, NC

John Thompson made a motion to approve the Pre-selection Committee's recommendation and Jim Driscoll seconded the motion. The selection was approved as recommended.

6. **REPORT - UNIVERSITY OF NORTH CAROLINA GENERAL ADMINISTRATION**

Status of CM at Risk Projects Advertised After January 1, 2002

Greg Driver presented the report in Gordon Rutherford's absence. Commission members had no questions.

7. **INFORMATION**

- a. Project Distribution
- b. Emergency Selection - Department of Administration Parking Deck Repairs (75, 76, 64/66)

Greg Driver presented the reports and answered Members questions.

8. **REQUEST TO USE ALTERNATIVE CONTRACTING METHOD**

City of Raleigh - Transit Operations Facility

Gill Johnson and other City of Raleigh representatives presented the project and their justification for requesting approval to utilize the Design/Build contracting method. They answered questions from the Commission. Kevin MacNaughton made a motion to approve the request and Jim Driscoll seconded the motion. (Steve Criscenzo, John Thompson, and John Muter recused themselves from the vote.) The request to use the Design/Build contracting method was approved. The City of Raleigh agreed to report back to the Commission on the project at a later date.

9. **SUBCOMMITTEE REPORTS**

Innovations Subcommittee

Chairman Paul Boney reported the subcommittee had met with the Bonding Group and had recommended the bonding limit be raised from \$300,000 to \$500,000. Greg Driver reported there was already a House Bill to do this, but he did not know who initiated the bill. He told members he would email them a copy of the bill. Kevin MacNaughton asked if AGC was involved in the bonding issue and Mr. Boney stated that Dave Simpson was aware of the recommendation and that he would discuss it with David Crawford of the AIA.

Subcommittee on Legislative Study Committee Recommendations

Paul Boney reported that there would be an update on the final report by the next meeting.

Rules Subcommittee

Chairman John Thompson reported that the subcommittee had met with DOA Attorney Gretchen Aycock on the procedures for rule changes. A meeting of the subcommittee should be scheduled by mid-May.

9. **OLD BUSINESS**

Chairman Kirkland asked Greg Driver to report on the Memorandum of Understanding between the Department of Insurance and the Department of Administration. Mr. Driver reported that the DOI employees moved to SCO on April 1, and although there were some procedural issues to resolve, work is progressing and he believes the change will be good for the State.

10. **NEW BUSINESS**

Nominating Committee for New Officers

Chairman Kirkland appointed Kevin MacNaughton and John Thompson to this committee.

10. **SCHEDULE NEXT MEETING**

The next meeting was scheduled as a teleconference on May 26, 2009.

12. **ADJOURNMENT**

Sam Vaughan made a motion to adjourn the meeting and John Muter seconded the motion. Chairman Kirkland adjourned the teleconference at 10:55 a.m.

  
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Gregory A. Driver, PE, Secretary