

"An Act making a supplemental appropriation to the University of Alaska for Fairbanks campus security; and providing for an effective date."

1/27/75

COMMITTEE REPORT

FINANCE

HOUSE

Mr. Speaker:

Date Feb 10, 1975

The Committee on HESS has had HB 79

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR _____ AND THAT

CS FOR _____ DO PASS

"and" recommends it BE REFERRED TO THE _____

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

<u>Susan Sullivan</u>	<u>Kathryn Ostrinsky</u>	_____
<u>Louanna Thomas</u>	<u>Charles Ham</u>	_____
<u>Nancy Hackney</u>	<u>Lynlie E. Swanson</u>	_____
<u>Alvin Osterback</u>	<u>Helen Berg</u>	_____

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

Susan Sullivan Chairman

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2/11/75

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_____	_____	_____
_____	_____	_____

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_____ recommends:
_____ recommends:
_____ recommends:
_____ recommends:

_____ Chairman

7. Analysis of Governor's Decisions

ITEM	AMOUNT	FUNDING SOURCE	EXPLANATION
FY 75 Supplemental Request	2,169.7	GF	
Professional Employees Area Salary Differential	(1,521.0)	GF	
Safety and security Upgrading Security Patrol	(70.0)	GF	
Additional Fire Protection	(99.8)	GF	
Recommendation	<u>478.9</u>	GF	Includes 452.4 (plus interest) for court award to Modern Construction and 26.5 for State Trooper on Fairbanks Campus.

BRU University of Alaska BRIJ CODE FY 75 Supplementals REVISED _____



November 6, 1974

The Honorable William A. Egan
Governor of the State of Alaska
Palace A
Juneau, AK 99801

Dear Governor Egan:

At the September 23 meeting of the Board of Regents, I was instructed to request your support for the following supplementary appropriations to be presented to the first session of the Ninth State Legislature.

1. Through the concerted efforts of the State administration and the Legislature, the Fairbanks campus of the University was able to obtain a student activity center. A building was designed and later constructed by Modern Construction, Inc.

As a result of certain additional expenses incurred during the course of construction, Modern Construction may file an "in rem" claim against the University. This claim was finally received by the State Supreme Court and an award was made amounting to \$852,309.05 as of July 10, 1974, with interest of 8% continuing. (See Attachment 1 for further details.)

The University does neither the funds to pay this award of the courts or an authorization to spend funds for the settlement of this claim. Therefore, we request your assistance to help us obtain an appropriation to permit settlement of the claim.

2. For several years the Board of Regents have authorized a salary schedule that provided for an area cost of living differential for the classified staff of the University. This schedule was identical to that provided to other State employees. In May 1974, the Board adopted a new salary schedule that provided for a smaller area differential for the remainder of its employees.

Chapter 47, C.A.A.S., relating to compensation of State employees, extends to the professional employees of the University pay increments comparable to the

November 6, 1974

pay received by classified and partially exempt employees of the State. However, there was no money provision in the appropriation to fund the pay step.

We solicit your help in obtaining a supplementary appropriation in the amount of \$1,521,000 to offset the pay step differential to the professional staff of the University in accordance with the intent of AS39.27.020 and Sections 3 and 4 of Chapter 47, Laws of Alaska 1974. (See Attachment 2.)

3. The University is defending against two law suits that charge it with failure to provide adequate safety, security and fire support programs for persons and property on the Fairbanks campus. Our Safety and Security Department, under the direction of Mr. Underwood, has identified two areas of need. Both of the areas have been of concern for several years and have now reached the point of requiring immediate correction. These are:

- a. Protection of people. Includes a state trooper on campus, additional security guard supervisors, a security investigator, and support items.
- b. Protection of property. Includes additional professional firemen and year-round coverage by the student fire-fighters.

Your assistance in obtaining a supplementary appropriation in the amount of \$155,250 for the current fiscal year and continuation funding in future years would be greatly appreciated by all the students and employees of the Fairbanks campus, plus the property owners in our fire protection area. (For further details, please see Attachment 3.)

We acknowledge that our supplementary requests are great, and I regret to make this request of you because you have done a fine job in support of the University during my tenure here. However, I must, of necessity, inform you of these additional requirements of funds for the current fiscal year which are urgent and were impossible to plan for.

Please let us know if you desire additional information.

Sincerely,

Robert W. Hiatt
President

RWH:cb

Attachments - 3

SUMMARY OF INFORMATION RELATING TO
ARBITRATION AWARD ON WOOD CENTER BLDG.

1. Arbitration occurred during September 1972 in which Modern Construction claimed \$1.2 million for an impact on their construction because of:
 1. Utility Change Order
 2. Beam Failure
 3. Delay in Color Decisions

Arbitrators awarded \$532,779 to Modern on October 10, 1972. The Arbitrators gave no breakdown as to which of three items of the claim accounted for most portion of the award.

2. University Attorney (Steve DeLisio) appealed the case to the Superior Court moving that Court vacate the Arbitrators' Award on the ground that Arbitrators exceeded their powers, that there was evidence of partiality and that they impaired the rights of U of A. This was heard on March 15, 1973 and the University's motion was denied.
3. The ruling of the Superior Court was appealed to the Alaska Supreme Court and filed on October 4, 1973. A petition for Rehearing asked that there be clarification of the Arbitrators' award and that the Arbitrators follow the contract in awarding damages.

The Supreme Court upheld the award to Modern on June 10, 1974. The University's Attorney filed for Rehearing. This was denied on June 24, 1974.

4. The accounting on the total funds needed to pay the award to Modern and other expenses is attached.

HODGES CONSTRUCTION, INC., vs. UNIVERSITY OF ALASKA

ACCOUNTING

(Per Judgment May 23, 1973)

Principal amount	\$383,779.00
Interest at 12% from Oct. 10, 1972, to July 10, 1974	<u>55,571.19</u>
	<u>\$439,350.19</u>
Costs	\$ 2,703.13
Interest at 6% from Jan. 1, 1973, to July 1, 1974	<u>243.75</u>
	<u>\$ 2,951.88</u>
Costs	\$ 2,597.05
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	<u>\$ 2,832.17</u>
Attorney fees	\$ 6,200.00
Interest at 8% from May 23, 1973, to July 10, 1974	<u>560.80</u>
	<u>\$ 6,760.80</u>

(Per Judgment Supreme Court July 1, 1974)

Appeal Costs and Attorney fees	474.00
Interest at 8% from July 1, 1974	<u> </u>
	<u> </u>
TOTAL	\$452,369.04
Increase over original award	68,590.04

REQUEST FOR SPECIAL APPROPRIATION
SAFETY AND SECURITY DEPARTMENTJUSTIFICATION:

The present conditions in the Safety and Security Department suggest that consideration be given for an emergency supplemental appropriation during FY-75. Two major areas of concern exist. Each of these will be discussed in detail with funding amounts identified.

1. Security: The campus presently is divided into patrol zones. Student security patrolmen cover the assigned areas on an after-hours basis beginning at 10:00 pm and ending at 5:00 am. During the day one professional who serves as Chief of the Security Patrol is on duty. His major task is coordinating the efforts of 22 student patrolmen, two full-time supervisors, as well as five radio clerk-dispatchers and clerical personnel. He reviews each incident report filed by patrolmen on duty, aids in necessary coordination with State Troopers, files reports, attends meetings, assists with traffic control and parking problems.

With nearly 1,200 housing residents on campus, nearly 3,000 vehicles registered, over 1,000 employees on campus daily in addition to approximately 3,000 students plus the increased number of buildings and expanding dollar volume of equipment, the need for security is evident. Present staff does not address the magnitude of this problem.

Evidence of this lack of security has been apparent over the past several months. A recap of incidents will aid in focusing on the need for an environment that is more "security" conscious.

- 1) Incident reports or violations reported has increased from 576 in 1970-71 to 783 in 1973-74. This is a 37% increase and does not address the unreported events.
- 2) A rape-murder occurred on campus in December of 1972.
- 3) An assault-rape occurred on campus in June of 1974.

UNIVERSITY OF ALASKA
REQUEST FOR SPECIAL APPROPRIATION
SAFETY AND SECURITY DEPARTMENT

I. Security (Cont'd.)

- 4) An assault-attempted rape occurred on campus in August of 1971.
- 5) Increases are noted in reported cases of Breaking and Entering-Burglary, Larceny, Narcotics, Vandalism, Trespass (potentially dangerous especially in dormitories), Hazardous Safety Conditions, and Misuse of University Property.

One of the changes in recent years that appears to have been a factor in the diminishing concern for the security environment has been the removal of a State Trooper from the campus. A second factor is the increased levels of crime being experienced state-wide due to increased economic activity.

1) Assign a state trooper to the campus. Contracted price per State Troopers is estimated on attached memo.	\$36,000
2) Upgrade Security Patrol supervisors from 2.00 FTE to 5.3 FTE to allow for 24 hour, 7 day per week coverage as back-up for student security patrol. Grade 13 @ \$13,356 x 3.3 FTE plus 17% benefits	51,600
3) Add a security investigator to staff. Salary plus benefits.	21,000
4) Support services - desks, chairs, vehicles, files, radio, etc.	20,000
TOTAL	<u>\$128,600</u>

NOTE:

The amount requested is on a full fiscal year funding basis. Since October 1 is the earliest possible date to implement any portion of the program, the actual maximum FY-75 budget required would be 9/12 of \$128,600 or \$96,500. Each month of delay would reduce the cost by \$10,700.

TROOPER BUDGETA. Personnel Services:

Trooper Salary	$\$1,415/\text{mo} \times 12 \text{ mo} =$	\$17,340
Overtime	$26 \text{ hrs}/\text{mo} \times \$8.80/\text{hr} \times 12 \text{ mo} =$	2,775
Shift differential	$.68 \times 2000 \text{ hrs} =$	1,360
Standby duty	$25 \text{ days} \times \$6.60/\text{day} =$	<u>165</u>
		\$21,640
Benefits @ 15% of \$21,640 =		<u>3,295</u>

\$ 25,535

B. Contractual:

Insurance

100

C. Travel:

Minimum mileage per Department of Public Works =	\$ 1,920
30 miles/day \times 5 days \times 50 weeks @ 19¢ =	<u>1,425</u>

3,345

D. Commodities:

Uniforms - Complete Issue

500

E. Equipment:

One time charge for vehicle completely equipped

6,500

TOTAL BUDGET

\$ 35,933

Introduced: 1/27/75
Referred: Health, Education &
Social Services and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 79

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation to the
7 University of Alaska for Fairbanks campus security;
8 and providing for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. The sum of \$26,500 is appropriated from the general fund
11 to the University of Alaska for the fiscal year ending June 30, 1975, for
12 the purpose of reimbursing the Department of Public Safety for the estab-
13 lishment of a trooper position at the Fairbanks campus.

14 * Sec. 2. This Act takes effect immediately in accordance with AS 01.
15 10.070(c).

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COMMITTEE COPY

HB 79

January 27, 1975

The Honorable Mike Bradner
Speaker of the House
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. Speaker:

Pursuant to the Uniform Rules of the Legislature, I am transmitting a bill making a supplemental appropriation to the University of Alaska for Fairbanks campus security in the amount of \$26,500. This amount will be used to reimburse the Department of Public Safety for the establishment of a trooper position at the Fairbanks campus.

Sincerely,

Jay S. Hammond
Governor

COMMITTEE COPY

ALASKA STATE LEGISLATURE

1975 Legislature 1st Session

HOUSE BILL NO. 79

By RULES COMMITTEE BY REQUEST OF THE GOVERNOR

An Act making a supplemental appropriation to the University of Alaska for Fairbanks campus security; and providing for an effective date.

U of A Fairbanks/security

Introduced in the House ... 1/27/75

HISTORY IN THE HOUSE

19 75	Read first time and referred to Committee on												
Jan 27	Health, Education & Social Services and Finance Reported back with recommendation that												
	Read second time and												
	Read third time and												
	<table border="0"> <tr><td>PASS</td><td>Effective Date</td></tr> <tr><td>Yeas</td><td>Yeas</td></tr> <tr><td>Nays</td><td>Nays</td></tr> <tr><td>Absent</td><td>Absent</td></tr> <tr><td>Excused</td><td>Excused</td></tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused		
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CHIEF CLERK OF THE HOUSE													

HISTORY IN THE SENATE

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SECRETARY OF THE SENATE													

HISTORY IN THE HOUSE

19	Received from Senate
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 By Governor
	Filed with Lt. Governor
	Chapter No.

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HB 77 & 79

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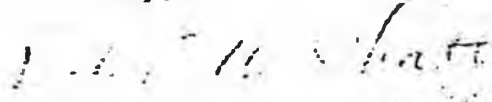
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- I. Security: The campus presently is divided into patrol zones. Student security patrolmen cover the assigned areas on an after-hours basis beginning at 10:00 pm and ending at 6:00 am. During the day one professional who serves as Chief of the Security Patrol is on duty. His major task is coordinating the efforts of 22 student patrolmen, two full-time supervisors, as well as five radio clerk-dispatchers and clerical personnel. He reviews each incident report filed by patrolmen on duty, aids in necessary coordination with State Troopers, files reports, attends meetings, assists with traffic control and parking problems.

With nearly 1,200 housing residents on campus, nearly 3,000 vehicles registered, over 1,000 employees on campus daily in addition to approximately 3,000 students plus the increased number of buildings and expanding dollar volume of equipment, the need for security is evident. Present staff does not address the magnitude of this problem.

Evidence of this lack of security has been apparent over the past several months. A recap of incidents will aid in focusing on the need for an environment that is more "security" conscious.

- 1) Incident reports or violations reported has increased from 576 in 1970-71 to 788 in 1973-74. This is a 37% increase and does not address the unreported events.
- 2) A rape-murder occurred on campus in December of 1972.
- 3) An assault-rape occurred on campus in June of 1974.

REQUEST FOR SPECIAL APPROPRIATION
SAFETY AND SECURITY DEPARTMENT

I. Security (Cont'd.)

- 4) An assault-attempted rape occurred on campus in August of 1971.
- 5) Increases are noted in reported cases of Breaking and Entering-Burglary, Larceny, Narcotics, Vandalism, Trespass (potentially dangerous especially in dormitories), Hazardous Safety Conditions, and Misuse of University Property.

One of the changes in recent years that appears to have been a factor in the diminishing concern for the security environment has been the removal of a State Trooper from the campus. A second factor is the increased levels of crime being experienced state-wide due to increased economic activity.

- 1) Assign a state trooper to the campus.

Contracted price per State Troopers is estimated on . \$36,000
attached memo.

- 2) Upgrade Security Patrol supervisors from 2.00 FTE to 5.3 FTE to allow for 24 hour, 7 day per week coverage as back-up for student security patrol. Grade 13 @ \$13,356 x 3.3 FTE plus 17% benefits 51,600

- 3) Add a security investigator to staff. Salary plus benefits. 21,000

- 4) Support services - desks, chairs, vehicles, files, radio, etc. 20,000

TOTAL \$128,600

NOTE:

The amount requested is on a full fiscal year funding basis. Since October 1 is the earliest possible date to implement any portion of the program, the actual maximum FY-75 budget required would be 9/12 of \$128,600 or \$96,500. Each month of delay would reduce the cost by \$10,700.

TROOPER BUDGETA. Personnel Services:

Trooper Salary	$\$1,415/\text{mo} \times 12 \text{ mo} =$	\$17,340
Overtime	$26 \text{ hrs}/\text{mo} \times \$8.89/\text{hr} \times 12 \text{ mo} =$	2,775
Shift differential	$.68 \times 2000 \text{ hrs} =$	1,300
Standby duty	$25 \text{ days} \times \$6.60/\text{day} =$	<u>165</u>
		\$21,640
Benefits @ 18% of \$21,640 =		<u>3,895</u>

\$ 25,535

B. Contractual:

Insurance

100

C. Travel:

Minimum mileage per Department of Public Works =	\$ 1,920
30 miles/day x 5 days x 50 weeks @ 19c =	<u>1,425</u>

3,345

D. Commodities:

Uniform - Complete Issue

500

E. Equipment:

One time charge for vehicle completely equipped

6,500

TOTAL BUDGET

\$ 25,983