

09/22/2023-SPECIAL ORDERED TO THE FLOOR

BILL NO. 35-0171

Thirty-Fifth Legislature of the Virgin Islands**September 22, 2023**

An Act authorizing the reprogramming of \$4,901,266.24 from capital projects at the Virgin Islands Public Finance Authority to various other projects; amending Act No. 8617 relating to the fiscal year 2023 operating budget for the Government of the Virgin Islands to pay outstanding liabilities, amending Act No. 8640 in the fiscal year 2023 to allow for road maintenance, and amending Act No. 8448 to reprogram funds previously appropriated to the Pier at the King's Alley Hotel in Christiansted, St Croix

PROPOSED BY: Senators Novelle E. Francis, Jr., and Donna A Frett-Gregory by
Request of the Governor

Be it enacted by the Legislature of the Virgin Islands:

SECTION 1. Act No. 8617 Section 1 is amended:

(a) In Subsection L. ORG 290 Office of Veterans Affairs:

(1) by inserting a new line item to read "ADDITIONAL FUNDING CRYPTS
AND COLUMBARIUM (St. Croix) \$118.800" after the line item for "Utilities";
and

(2) In line item "TOTAL ORG 290 OFFICE OF VETERANS AFFAIRS"
by striking "\$1,180,390" and inserting "\$1, 299, 190" in its place.

(b) In Subsection C/CNTR AGENCY MISC ITEM:

(1) By inserting a new line item to read "OMB RETROACTIVE WAGES
\$25,000,000" after the line item "OMB GRANT PROJECT MATCH \$500,000"; and

(2) By striking "\$71,942,785" in the line item "TOTAL MISCELLANEOUS SECTION" and inserting "\$96,942,785".

(c) The sums appropriated in this section remain available until December 31, 2023.

SECTION 2. Act No. 8640 is amended in Section 1 as follows:

(a) By inserting a line item to read "610 DEPARTMENT OF PUBLIC WORKS \$5,000,000" for miscellaneous road repair above the line item "CONTRIBUTION TO THE GENERAL FUND \$5,000,000"; and

(b) By striking "\$6,000,000" in line item "8008/9 TOTAL TRANSPORTATION TRUST FUND" and inserting "\$11,000,000" in its place; and

(c) By inserting a new paragraph after the line item "8008/9 TOTAL TRANSPORTATION TRUST FUND" which reads, "The funds appropriated to the Department of Public Works remain available until expended."

SECTION 3. (a) Act No. 8448 is amended in Section 1 (1) by striking "the Public Finance Authority for Pier at the King's Alley Hotel in Christiansted, St. Croix, Virgin Islands" and inserting "Lutheran Social Services of the Virgin Islands as a match for the Early Headstart Program project on St. Croix".

(b) The sums appropriated in this section remain available until expended.

SECTION 4. (a) The acts and the Series 1998 Matching Fund Bonds Issue listed in subsection (b) are amended by reducing the amounts allocated to the project authorized therein by the amounts set forth in the "Reduction Amount" column in subsection (b) for a total aggregate reduction of \$4,901,266.24 to fund the capital projects listed in subsection (d).

(b) The capital projects listed in this subsection for reprogramming are funded from the amounts remaining under the acts in this subsection:

Project Name	Legislative Authorization	Reduction Amount
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DOE Lockhart Elementary - Grease trap repair and relocation	Act 8193 Sec. 7(b)	\$30,000.00
DOE Lockhart Elementary - Roof leak repair and cleaning	Act 8193 Sec. 7(b)	\$39,230.00
DOE Modular School covered walkway for various schools on St. Thomas and St. John	Act 8193 7(b)	\$348,318.43
DOE Major Maintenance	Acts 7081, Sec 2(b)(7), 8193, Secs. 6 and 8(b)	\$3003.30
DOE Ivanna Eudora Kean Walkway resurfacing	Act 8193, Sec 8(b)	\$35,000.00
DOE Ulla Muller Elementary School structural concrete repairs	Act 8193, Sec. 8(b)	\$25,000.00
DOE Ulla Muller Elementary Plumbing waste line repairs/replacements	Act 8193, Sec. 8(b)	\$50,000.00
DOE Ulla Muller Elementary School Playground and basketball court renovations	Act 8193, Sec. 8(b)	\$55,404.75
DOE Jane E. Tuitt Elementary School – Roof repairs	Act 8193, Sec. 8(b)	\$27,850.44
DOE Leonard Dober Elementary School – Roof repairs	Act 8193, Sec. 8(b)	\$13,177.00
DOE Joseph Sibilly Elementary School-Restroom Renovations	Act 8193, Sec. 8(b)	\$20,000.00
DOE Joseph Sibilly Elementary School-Playground Renovations	Act 8193, Sec. 8(b)	\$100,000.00
DOE Joseph Gomez Elementary School - Restroom renovations	Act 8193, Sec. 8(b)	\$1455.00
DOE Joseph Gomez Elementary School - Basketball court renovations and covering	Act 8193, Sec. 8(b)	\$56,765.00
DOE Joseph Gomez Elementary School - Replacement of kitchen grease trap	Act 8193, Sec. 8(b)	\$11,500.00
DOE Joseph Gomez Elementary School - Electrical updates	Act 8193, Sec. 8(b)	\$18,500.00

DOE Yvonne Milliner-Bowsky Elementary School - Remove and replace sewage treatment plant	Act 8193, Sec. 8(b)	\$150,000.00
DOE Intercom and PA system repairs and expansion for various schools on STT/STJ	Act 8193, Sec. 8(b)	\$400,000.00
DOE Alfredo Andrews Elementary School- Electrical renovations	Act 8193, Sec. 8(b)	\$25,000.00
DOE Alfredo Andrews Elementary School- Plumbing and restroom repairs	Act 8193, Sec. 3(b)(8)	\$50,000.00
DOE John H. Woodson Jr. High School- Parking lot renovations and lighting	Act 8193, Sec. 3(b)(9)	\$7,000.00
DOE John H. Woodson Jr. High School- Restroom & changing room modular installation	Act 8193, Sec. 3(b)(9)	\$48,750.00
DOE St. Croix Educational Complex- Library A/C repair	Act 8193, Sec. 3(b)(10)	\$45,000.00
DOE St. Croix Educational Complex- Library ceiling renovations	Act 8193, Sec. 3(b)(10)	\$20,000.00
DOE St. Croix Educational Complex- Cistern cleaning and sealing	Act 8193, Sec. 3(b)(10)	\$40,250.00
DOE St. Croix Educational Complex- Removal and replacement of lockers	Act 8193, Sec. 3(b)(10)	\$20,000.00
DOE Ricardo Richards Elementary School – Kitchen floor tile replacement	Act 8193, Sec. 3(b)(11)	\$8,000.00
DOE Ricardo Richards Elementary School – Cafeteria A/C repair	Act 8193, Sec. 3(b)(11)	\$11,000.00
DOE Pearl B. Larsen Elementary School- Building 5-Two classroom damaged panel building walls and roof removal, replacement, and interior renovations	Act 8193, Sec. 3(b)(12)	\$85,000.00
DOE Major Maintenance	Act 8193, Sec.1, Sec. (3)(b)(13), and Sec. 5(b)	\$24,683.68
DOE St. Croix Educational Complex- Roof repairs	Act 8193, Sec. 5(b)	\$28,000.00

DOE St. Croix Educational Complex- Roll- up doors repair	Act 8193, Sec. 5(b)	\$30,000.00
DOE St. Croix Educational Complex (C-TEX) – Library A/C repair	Act 8193, Sec. 5(b)	\$45,000.00
DOE Eulalie Rivera Elementary School – Cafeteria roof leak repair	Act 8193, Sec. 5(b)	\$8,000.00
DOE Eulalie Rivera Elementary School – Grade and prepare the baseball field	Act 8193, Sec. 5(b)	\$20,000.00
DOE Eulalie Rivera Elementary School – Restroom modular installation	Act 8193, Sec. 5(b)	\$50,000.00
DOE Eulalie Rivera Elementary School – New bus shed, walkaway, and dropoff	Act 8193, Sec. 5(b)	\$60,000.00
DOE Pearl B. Larsen Elementary School- Restroom modular installation	Act 8193, Sec. 5(b)	\$38,750.00
DOE Arthur A. Richards Jr. High School and Alexander Henderson Elementary Schools – Cistern cleaning and pump room reconstruction	Act 8193, Sec. 5(b)	\$130,000.00
Juanita Gardine Elementary School - Roof leak repair	Act 8193, Sec. 5(b)	\$20,000.00
DOE Alternative Education Program Dunbavin – Roof repair/replacement building 1 Alt. Ed.	Act 8193, Sec. 5(b)	\$14,037.20
DOE Alternative Education Program Dunbavin – Roof repair/student services bldg.	Act 8193, Sec. 5(b)	\$50,000.00
DOE St. Croix School Lunch Warehouse – Electrical repair	Act 8193, Sec. 5(b)	\$3,540.00
DOE St. Croix School Lunch Warehouse – A/C installation	Act 8193, Sec. 5(b)	\$928.75
DOE Major Maintenance	Act 8193, Sec. 1 and Sec. 2(b)	\$41,572.52
DOE Ricardo Richards Elementary School – Playground removal and replacement	Act 8193, Sec. 2(b)	\$60,000.00

DOE Ricardo Richards Elementary School – Restroom repairs	Act 8193, Sec. 2(b)	\$40,000.00
DOE Central High School – Roof leak repairs	Act 8193, Sec. 2(b)	\$15,302.22
DOE Central High School – Modular library installation	Act 8193, Sec. 2(b)	\$36,888.26
DOE St. Croix Educational Complex – Band room	Act 8193, Sec. 2(b)	\$55,100.00
DOE St. Croix Educational Complex – Track and Field	Act 8193, Sec. 2(b), Act 7453, Sec. 2(A), Act 7599, Sec. 9(a), and Act 8193, Sec.1	\$27,960.27
DOE St. Croix Procurement Warehouse	Act 8193, Sec. 2(b)	\$7,130.60
DOE St. Croix Procurement Warehouse	Act 8193, Sec. 2(b)	\$77,076.00
DOE Installation of modular school covered walkways for various schools on St. Croix	Act 8193, Sec. 2(b)	\$400,000.00
DOE Curriculum Center modular office installation	Act 8193, Sec. 2(b)	\$63,805.12
DOE intercom and PA system repairs and expansion for various schools on St. Croix	Act 8193, Sec. 2(b)	\$300,000.00
DOE Claude O. Markoe Elementary School – Recreational equipment	Act 8193, Sec. 4 internal (b)(5)	\$25,000.00
DOH Pilot Breast & Cervical Cancer Screening Program	Act 6864, Sec. 27	\$621.26
DPW Bordeaux Mountain Road – Route 108	Act 7081, Sec. 2(d)(2)(M) and Act 7356, Sec. 8(i)	\$3,160.40
DPW Garage Facility	Act 7453, Sec. 2(A)	\$832,398.00
DPW Leonardo Trotman Drive – Completion of Phase 1	Act 7453, Sec. 2(A)	\$10,957.32
DPW Estate Hope Road Repairs- Drainage improvements, Paving, and Striping West intersection of Route 30 West of intersection with Route 318	Act 8454, sec. 1(b)(1)	\$92.10
DPW Estate Pearl Road Repairs Drainage improvements, Paving and Striping West of intersection of Route 33 and Route 301, heading Bordeaux	Act 8454, Sec. 1(b)1	\$1,950.00

DPW Estate Frenchman Bay Road Repairs -Drainage improvements, Paving, and Striping (segments of Route 30- East of Intersection with Route 315 past Limetree entrance ending at the top of Donkey Hill)	Act 8454, Sec. 1(b)(1)	\$994.86
DPW Estate St. Peter and Liliendahl/Marienhøj Road Repairs- Drainage improvements, Paving and Striping (Segments of Route 33- Lionel Berry Scenic Drive)	Act 8454, Sec. 1(b)(1)	\$307.50
Estate Mandahl Road Repairs - Drainage improvements, Paving and Striping (Segments of Route 42 -West of intersection with Route 40 ending at Yvonne Bowsky School)	Act 8454, sec. 1(b)(1)	\$196.50
DPW Prindsens Gade Estate Road Repair (Miling and Paving)	Act 8454, Sec. 1(b)(1)	\$64,741.11
DPW Hospital Ground Road Repair (Milling and Paving)	Act 8454, Sec. 1(b)(1)	\$1.00
DPW Northstar Village Road Repair Estate St. Peter (Milling and Paving)	Act 8454, Sec. 1(b)(1)	\$93,243.89
DPW Anguilla Force Main	Series 1998 Matching Fund Bonds Official Statement, page 7	\$57,299.00
DPW Route 63 – Ham’s Bluff	Act 7081, Sec. 2(d)(1)(H) and Act 7369, Sec. 12(4)	\$26.66
DPW Frederiksted Cemetery	Act 7081, Sec. 2(d)(1)(O)	\$41,098.09
DPW Christiansted Cemetery	Act 7081, Sec. 2(d)(1)(P)	\$5,931.81
DPW St. Croix Roadwork Projects	Act 7453, Sec. 2(A)	\$22,931.70
DPW Maintenance of Public Cemeteries	Act 7625, Sec. 1(4)	\$43,217.24
DPW Estate LaReine Residential Roads (Road Reclamation, Drainage, Improvements, Reconditioning, Paving and Striping)	Act 8454, Sec. 1(b)(2)	\$188.00

DPW Hermon Hill Residential Roads (Road Reclamation, Drainage, Improvements, Reconditioning, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$147,596.91
DPW St. George's Villas Residential Roads (Road Reclamation, Drainage, Improvements, Reconditioning, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$2319.00
DPW Bugby Hole Residential Roads (Road Reclamation, Drainage, Improvements, Reconditioning, Paving and Striping)	Act 8454, Sec. 1(b)(2)	\$525.00
DPW Upper Love Road Repairs (Drainage Improvements, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$31.28
DPW Mount Pleasant Road Repairs (Drainage Improvements, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$48.00
DPW Whim Road Repairs	Act 8454, Sec. 1(b)(2)	\$4,088.24
DPW Strawberry Hill Road Repairs (Resurfacing of the roadway)	Act 8454, Sec. 1(b)(2)	\$1, 719.80
DPW Union and Mount Washington (Drainage Improvements, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$35.00
DPW Estate St. John Road Repairs (Drainage Improvements, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$704.59
DPW Calquohoun Road Repairs (Drainage Improvements, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$339.49
DPW William's Delight Road Repairs (Drainage Improvements, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$1,859.79
DPW Campo Rico Road Repairs (Drainage	Act 8454, Sec. 1(b)(2)	\$6,616.47

Improvements, Paving, and Striping)		
DPW Catherine's Rest Road Repairs (Drainage Improvements, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$765.81
DPW Work and Rest Residential Road Repairs area surrounding Plots 269-500 (Drainage Improvements, Paving, and Striping)	Act 8454, Sec. 1(b)(2)	\$475.00
DSPR Honeymoon Beach Facility, Water Island	Act 7972, Sec. 1(b)(2)	\$17,446.60
DSPR Honeymoon Beach Pavilion and Related Facilities, Water Island	Act 7453, Sec 28(a)(3)	\$100,000.00
DSPR Joseph Aubain Ballpark Backstop, Batting Cage Fence, New Net & Storage Unit	Act 7991, Sec. 1(3)	\$225.46
DSPR Emile Griffith Ballpark Installation of a High-Efficiency Electrical System	Act 7991, Sec. 1(3)	\$940.00
VIWAPA to replace water lines in the Frederiksted town area	Act 7081, Sec 2(L); Act 7709, Sec. 2; and Act 7993, Sec. 2(b)(22)	\$13,195.16

(c) All other provisions of this acts amended in subsection (b) remain in full force.

(d) From the savings realized from the reductions made in subsection (b), the aggregate amount of \$4,901,266.24 from the unused proceeds previously allocated to the projects listed in subsection (b) is reallocated to the projects listed in paragraphs (1) through (5) in the following amounts:

(1) Department of Education \$3,417,978.25

(A) STX Capital Project - \$2,032,774.77

(B) STT/STJ capital Project - \$1,385,203.48

(2) The Department of Health \$621.26

Charles Harwood Medical Center and other

DOH Capital Projects

(3) The Department of Public Works \$1,350,859.51

(A) Local Road and Drainage \$3,160.00

Improvements

(B) Operations Facility \$832,398.00

(C) Construction of the Leonardo Nardo

Trotman Drive \$414,096.65

(D) Road Paving/Striping \$414,096.00

(E) General Cemetery Maintenance \$90,247.14

(4) The Department of Sports, Parks & \$118,612.06

Recreation STT/STJ Park and Recreation Facilities

(5) The Virgin Islands Water and Power \$13,195.16

Authority Clifton Hill Project

(e) The funds allocated to the projects identified in subsection (d) remain available until expended.

SECTION 5. (a) The Commissioner of Public Works shall accept the following residential roads into the public roadway system for the purposes of constructing and repairing the roadways to the federal standards pursuant to title 20 Virgin Islands Code, section 1(c):

(1) Plots 4L to 4T-A Lower Love;

(2) Road Parcels 215 and 216 in Estate Morningstar;

(3) Estate LaGrande Princesse Plots 94-272; and

(4) Contentment Road, St. Croix, Virgin Islands.

(b) The sum of \$1,500,000 is appropriated from the St. Croix Capital Improvement Fund to the Department of Public Works in the fiscal year ending September 30, 2023, for the following projects in the following amounts:

(1) Repair of residential roads of Estate Lower Love from Plot 4L through Plot 4T-A, St. Croix, Virgin Islands - \$500,000;

(2) Repair of residential roads in Road Parcels 215 and 216 Estate Morningstar, St. Croix, Virgin Islands - \$500,000;

(3) Repairs of residential roads of Estate LaGrande Princesse from Plot 94 through Plot 272, St. Croix, Virgin Islands- \$250,000; and

(4) Repairs of Contentment Road, St. Croix, Virgin Islands - \$250,000.

(c) The sums appropriated in subsection (b) remain available until expended.

(d) The Commissioner of the Department of Public Works shall complete the residential road repairs authorized in subsection (a) and funded in subsection (b) in phases as the funds become available and allotted and as the most critical residential roads in need of repair are identified as provided in title 20 Virgin Islands Code, section 1(c).

BILL SUMMARY

This Bill appropriates \$25,000,000 from the General Fund to pay outstanding retroactive wages owed to current and former employees, \$118,800 to OVA for additional costs for the STX Crypts, and \$5,000,000 to the Department of Public Works from the Transportation Trust Fund to fund road maintenance projects. It also reprograms \$4,901, 266.24 in capital project funds at the Virgin Islands Public Finance Authority for various projects.

**BR23-0676/August 7, 2023/LMW/REVISED/September 22, 2023/SLR
G35-012**