

M I N U T E S

ADMINISTRATION COMMITTEE

of the

LEGISLATIVE COUNCIL

October 10, 1979

The meeting of the Administration Committee of the Legislative Council was called to order at 9:30 a.m., October 10, 1979, in Room 22 of the State House, Des Moines, by Committee Chairperson, Senator Calvin O. Hultman. Committee members present in addition to Senator Hultman were:

Senator James Briles
Senator Lowell Junkins
Representative Roger Halvorson
Representative John Clark

Other persons present were Wayne Faupel, Code Editor; Mr. Wythe Willey, Executive Assistant to the Governor; Mr. Serge Garrison, Director, Legislative Service Bureau; Mr. Dennis Prouty, Legislative Fiscal Bureau; Mr. David Wray, Chief Clerk of the House; Mr. Frank Stork, Secretary of the Senate; and Ms. Debra Dahab, Legislative Service Bureau.

After a brief discussion with Mr. Faupel concerning the publication of the 1981 Code, the Committee recommended that the Legislative Council authorize the Code Editor and the State Superintendent of Printing to negotiate a contract with Data Retrieval Corporation of America to update the current data base and create a typesetting base for the Code. Mr. Faupel also requested that he be given permission to print the Rules of Criminal Procedure in the back of the Code only like the Rules of Civil Procedure rather than in chapter 813 and in the back of Volume II of the Code. Senator Briles moved that the Committee recommend that the Legislative Council approve Mr. Faupel's request with the additional requirement that a notation be placed under chapter 813 of the Code describing the change and notifying the reader where the Rules of Criminal Procedure appear. The motion passed.

Chairperson Hultman then recognized Mr. Wythe Willey who had been invited to discuss with the Committee the extent of contact between the Governor's office and the other executive offices currently located in the Capitol Building. Mr. Willey explained that the location of the Secretary of State in the Capitol Building is important because of statutory requirements that mandate the Secretary of State to attest to the Governor's signature on extraditions and proclamations and to cosign many other documents issued by the Governor. He explained that the Governor's office has daily contact with the Treasurer's office particularly when revenue sharing checks in large amounts are received through the mail and must be deposited immediately because of the amount of interest on the principal that is at stake. He pointed out that the location of the Auditor's office in the Capitol Building is

also essential because of that office's statutory responsibilities vis-a-vis the Governor's office.

Mr. Willey concluded that in the case of all executive council offices there is a definite need for proximity to the Governor's office. He pointed out that moving the Attorney General's office to the Hoover Building has caused some problems and has prompted the initiation of a twice daily courier service between the Governor's office and the Criminal Appeals Division primarily because of extradition matters. It was pointed out that the Attorney General is not a member of the executive council.

At the conclusion of Mr. Willey's presentation, Senator Hultman observed that it appears that the office space that would be vacated by the relocation of the executive offices now located in the Capitol Building would not be particularly suitable for legislative use and that according to Mr. Willey's comments, such relocation would present inconveniences for the Governor's office and the executive council offices. He thanked Mr. Willey for meeting with the Committee on this issue.

Referring to a document that had been requested from Mr. McCausland at the last meeting which describes the costs and implications of the four space allocation alternatives outlined at that meeting, Senator Hultman observed that it appears that plan 4 which would involve moving the Auditor and the Treasurer to the second floor of the Lucas Building would not be beneficial to the legislature because of the nature of the space that would be vacated. Senator Junkins basically agreed with Senator Hultman's observation with the caveat that plan 4 could perhaps be considered as a last resort in combination with one or more of the other plans.

Senator Hultman then asked Committee members if they had any suggestions regarding the space allocation alternatives and possible recommendations to the Legislative Council. Senator Junkins suggested that that portion of the operations of the Auditor located on the east side of the south wing of the Capitol Building be moved to the Lucas Building thereby providing room for the entire operations of the Legislative Fiscal Bureau. Senator Hultman commented that the Auditor of State had expressed concern at the last meeting that if his staff were further divided he would lose security over his audits. Senator Junkins disagreed with Senator Hultman's interpretation of the Auditor's comment pointing out that he was not suggesting that the entire operations of the Auditor's Office be moved but just one portion as he had described in his suggestion. Senator Hultman commented that in assessing Senator Junkin's proposal the Committee needs to look at what services would suffer more from being relocated outside the Capitol Building, the Legislative Fiscal Bureau Program Evaluation Division or a portion of the Auditor's operations.

Senator Junkins suggested that if moving part of the Auditor's staff would disrupt the entire office that much then perhaps it

might be wiser to move the entire Auditor's office out of the Capitol Building. He pointed out that the other alternatives, which include an underground addition to the Capitol Building or the construction of a new state office building, appear even more remote at this point than does relocating the Auditor's office. At that point Senator Junkins described his suggestion in detail which included moving the entire Legislative Fiscal Bureau to that portion of the Auditor's office space located on the east side at the end of the south wing of the Capitol Building and moving that portion of the Auditor's operations to the second floor of the Lucas Building. He pointed out that this would free the area currently occupied by the Legislative Fiscal Bureau in the Capitol Building for other legislative uses. Senator Junkins' suggestion also included construction of seven hearing rooms in the Lucas Building for use by the appropriations subcommittees, interim subcommittee meetings and other legislative and public functions. He also noted that the Legislative Council had objected to separating the fiscal process from the rest of the legislative process and that this suggestion would solve that objection because the Legislative Fiscal Bureau offices would remain in the Capitol Building.

At that point Senator Hultman asked Mr. Stanley McCausland, General Services Director, who had just arrived, to comment on the discussion. Mr. McCausland observed that in the last several years the executive branch has given up 10,000 square feet of office space in the Capitol Building to the other branches of government. He briefly reviewed the negotiations which took place in 1978 between the courts, the executive branch, and the legislature which resulted in the state treasurer agreeing to vacate a part of his space in the Capitol Building in order to provide additional space for the General Assembly and the judicial branch. Mr. McCausland opined that with the legislature again looking at the possibility of occupying more space in the Capitol Building perhaps the 1978 compromise should be renegotiated. He objected to the suggestion that the Auditor be requested to relinquish space in the Capitol Building pointing out that the courts were the ones that really benefitted from the 1978 agreement and perhaps the General Assembly should be requesting that they relinquish some of their space.

Senator Junkins asked for an estimate as to how much the executive branch space needs have grown in recent years. Mr. McCausland responded that he could not provide such an estimate but pointed out that all branches of government have grown in recent years and that this is not the issue because the extent of growth has been in all cases mutually agreed upon.

Mr. McCausland then outlined what he identified as the space problems facing the three branches of government today. He cited the proposal to build a historical building at a cost of 8.5 million dollars, the suggestion that the existing historical building be remodeled at a cost of 3 million dollars, the space problems of the General Assembly, the deteriorating condition of the Capitol Annex occupied by the Office of Planning and

Programming, the leasing arrangements for downtown office space to house several state agencies, and the poor condition of the Executive Hills facility. Mr. McCausland suggested that perhaps all of these problems could be solved by building one building that would provide for historical exhibits, for a library, administrative offices, space to meet legislative needs, and parking facilities. Senator Briles inquired concerning the cost of such a building. Mr. McCausland responded that building costs are running about \$65.00 a square foot.

Senator Junkins asked how building a new office building would solve legislative problems given the location that Mr. McCausland had proposed which would be north of the Vocational Rehabilitation Building and the current State Historical Building. Mr. McCausland responded that construction of a new building would carry with it the possibility of incorporating legislative office space into the new facility. He pointed out that his suggestion may not solve all the problems but that it would certainly allow for consideration of them. Representative Halvorson expressed general agreement with Mr. McCausland's position noting that the General Assembly needs to look at the possibility of building a new office building or perhaps a separate facility for the courts. Mr. McCausland responded that the judicial branch is quite adamant against moving from the Capitol Building, particularly the members of the Supreme Court.

Representative Halvorson observed that any forthcoming decision by the General Assembly on space problems is crucial to the mall proposal offered by the Capitol Planning Commission. He explained that if the General Assembly recommends anything other than those items included in the mall proposal, that plan is for all practical purposes dead. Mr. McCausland did not necessarily agree with this observation. Mr. Wray expressed his support for the underground office and parking facility, pointing out that 36,000 square feet of office space would solve a lot of the space problems including those of the legislative and executive branches.

Representative Halvorson asked what agencies will occupy the second floor of the Lucas Building if the legislature decides that they do not want to use that space. Mr. McCausland responded that that space will be used by a number of smaller state agencies, explaining that by smaller he means agencies whose space needs range from 500 to 2000 square feet each. Mr. McCausland then explained the status of the rental agreements between the state and the private owners of the Liberty Colony and Jewett Buildings. He underscored the need for a firm decision by the General Assembly soon as several of the downtown leases are up for renewal.

Senator Junkins again raised the suggestion of moving a portion of the Auditor's operations to the Lucas Building pointing out that this is a short term solution that preserves the General Assembly's long range options and does not open space in the Capitol Building to other executive and judicial offices. Senator Hultman observed that Senator Junkins' proposal still results in splitting the

appropriations process. He noted that at this point the Administration Committee could recommend to the Legislative Council that the Council do nothing on the space problem or the Administration Committee could endorse any one of the four alternatives discussed at the last meeting.

Mr. McCausland observed that since the legislative needs appear to run around 25,000 square feet, either the second floor of the Lucas Building or the underground addition to the Capitol Building appear to be the only viable options. He further noted that moving the Auditor's office from the Capitol Building doesn't even begin to solve the short term problems regarding legislative space. Discussion ensued during which Citizens' Aide Bill Angrick pointed out that the Committee needs to determine the particular needs of those legislative agencies that would occupy the second floor of the Lucas Building under that alternative.

Senator Junkins then moved that a portion of the Auditor's Office as previously described to be moved to the second floor of the Lucas Building along with the Citizens' Aide and the Code Editor and that the remaining space on that floor be subdivided into hearing rooms for legislative and public use. The motion also included relocating all operations of the Legislative Fiscal Bureau on the first floor of the Capitol Building in space that would be vacated by the Auditor's office. The motion included the condition that if moving a portion of the Auditor's office poses a security program then the entire Auditor's office would be moved from the Capitol Building. The recommendation also emphasized the need for a new office building in the near future.

In discussing Senator Junkins' motion, Representative Halvorson expressed concern regarding the possible security problems that would be experienced by the Auditor if a portion of his office were located elsewhere. It was pointed out that the Auditor had been contacted but is currently out of the building and unavailable to respond to Committee questions. A vote on the Junkins' motion was called for and the motion failed.

Senator Hultman then suggested that the Administration Committee report to the Council that it has discussed the alternatives and has not arrived at a solution to date. He raised the possibility of seeking an outside opinion on the space issue. Senator Junkins then moved that the Administration Committee recommend that the Legislative Council reserve the second floor of the Lucas Building for legislative use pending a decision on specific functions that would be assigned to that location. The motion passed.

The meeting was adjourned at 11:00 a.m.

Respectfully submitted,

DEBBI DAHAB
Research Analyst