

M I N U T E S  
LEGISLATIVE COUNCIL

July 26, 1983

The sixth meeting of the 1983-1984 Iowa Legislative Council was called to order by the Chairperson, Speaker Donald Avenson at 1:55 p.m., Tuesday, July 26, 1983 in Senate Committee Room 22 of the State House in Des Moines. Council members present were:

Speaker Donald Avenson, Chairperson  
Senator Lowell L. Junkins, Vice Chairperson  
Senator James E. Briles  
Senator C. Joseph Coleman  
Senator Donald V. Doyle  
Senator Merlin D. Hulse  
Senator C. W. Hutchins  
Senator Charles P. Miller  
Senator Arthur A. Small, Jr.  
Representative Dale Cochran  
Representative John Connors  
Representative Betty Hoffman-Bright  
Representative Jean Lloyd-Jones  
Representative Lester Menke  
Representative Lowell Norland  
Representative Delwyn Stromer  
Representative Richard Welden

Also present were:

Representative Minnette Doderer  
Mr. Dennis Prouty, Director, Legislative Fiscal Bureau  
Mr. Serge H. Garrison, Director, Legislative Service Bureau  
Mr. Burnette E. Koebernick, Senior Legal Counsel, Legislative Service Bureau  
Mr. Thane R. Johnson, Senior Research Analyst, Legislative Service Bureau

Also present were other Iowa legislative staff persons, news media representatives, and other interested individuals.

Chairperson Avenson recognized Representative Menke who moved that the roll call be dispensed with. The motion was adopted.

Chairperson Avenson recognized Representative Minnette Doderer for a progress report on the Comparable Worth Steering Committee. Representative Doderer disseminated a personnel chart from the Iowa Merit Employment Department which demonstrated the purpose for the Comparable Worth Steering Committee and the study of the Iowa merit system pay schedule. She stated that the chart shows that women-dominated positions are concentrated in pay grades 17 and below and men-dominated positions are concentrated in pay grades 25 and above. She stated that a Request for Proposal was adopted at the first meeting of the Steering Committee as a basis for accepting bids from consultants to implement a job evaluation plan for the

Iowa merit system and its compensation plan. She added that the schedule calls for a Pre-Bid Conference on August 5, written proposals to be submitted by August 25, and the award of a bid contract by approximately September 2.

With regard to per diem payments to nonlegislative members of the Tax Study Committee and the Comparable Worth Steering Committee, Senator Junkins moved that the nongovernmental, public members of the Tax Study Committee and the Comparable Worth Steering Committee be authorized a per diem of \$40 for the meeting days of the respective committees. The motion was seconded by Representative Lloyd-Jones. Chairperson Avenson explained that the legislation creating the Tax Study Committee requires the payment of a \$40 per diem to the nongovernmental, public members. He added that it is only equitable that the same per diem be paid to the nongovernmental, public members of the Comparable Worth Steering Committee also. There being no further discussion, the motion was adopted.

Chairperson Avenson recognized Representative Connors who moved to dispense with the reading of the minutes of the June 29 meeting. The motion was adopted.

Relating to the Educational Leave Report, Senator Coleman expressed concern that the State Department of Health employs a person who is in charge of all financial records in the Emergency Medical Services Section who is now being enrolled in educational courses, Intermediate Accounting I and Introduction to Data Processing. He added that these courses should be prerequisites for being appointed to the position. He added that the Legislative Council has no authority to deny these educational leave requests, but these inconsistencies should receive more public attention. Representative Welden commented that legislation is needed and a bill is available to correct many of these situations. He added that educational leave and tuition grants should be deferred at the present time because of the state's financial problems.

Chairperson Avenson stated that these points made by Senator Coleman and Representative Welden are well taken and without further objection the Educational Leave Report is received.

Chairperson Avenson next recognized Dr. Stuart Rothenburg and Dr. Tony Ryan who presented the Maharishi Award for the Ministry for Capitals of the Age Enlightenment to the Iowa State Legislature. Chairperson Avenson accepted the award on behalf of the Iowa State Legislature and thanked the gentlemen for the recognition.

Chairperson Avenson recognized Senator Junkins for the report of the Space Committee. A copy of the report of the Space Committee is attached to and by this reference made a part of these minutes. Senator Junkins stated that the Space Committee met on Tuesday, July 26, 1983 to review the office and meeting room spaces of the

General Assembly and its staff, and the office areas of the Auditor of State and the Treasurer of State and to discuss space needs. He stated that the Space Committee recommends that the Legislative Council approve the expenditure of not more than \$18,000 to update and validate the 1977 Capitol Space Study which was completed by Hansen Lind Meyer, P.C.

Chairperson Avenson recognized Mr. Jack Walters, Director, Department of General Services, who stated that the 1977 Capitol Space Study should be updated to confirm the need for additional space by the General Assembly and to further develop a long-term project, East Mall addition, which would include between 35,000 and 40,000 additional square feet of space.

Chairperson Avenson also recognized Mr. Richard F. Hansen, Hansen Lind Meyer, P.C., who commented that the Capitol Building space is not adequate for the needs of the General Assembly and showed a drawing of a two-tiered expansion plan for the East Mall. He stated that the proposed schedule for updating the 1977 Capitol Space Study includes verifying existing space utilization during August with final completion and the final report by mid-September, 1983.

In reply to a question by Representative Cochran, Mr. Walters stated that he does have available the architectural plans prepared by the Hansen Lind Meyer firm for the construction of the underground office space, garage, and mall area east of the State House.

In reply to a question by Lieutenant Governor Anderson, Mr. Walters stated that the new Space Study includes an inventory of existing space so that rearrangements can be made as a part of the overall solution.

Senator Junkins commented that approximately 25,000 square feet will be available in the Lucas State Office Building when all of the current remodeling project is complete.

Senator Junkins moved that the Legislative Council approve the expenditure of not more than \$18,000 payable on an hourly charge basis to the Hansen Lind Meyer, P.C. to update and validate the 1977 Capitol Space Study. The motion was seconded by Representative Hoffman-Bright.

In reply to a question by Representative Cochran, Mr. Hansen stated that the updated Capitol Space Study will not exceed the \$18,000 amount and that the final report will include recommended solutions to the space problems.

There being no further comments, Senator Junkins' motion was adopted.

Chairperson Avenson recognized Representative Tom Jochum for the report of the Legislative Fiscal Committee. Representative Jochum reviewed the principal items in the report, a copy of which is attached to and by this reference made a part of these minutes. Representative Connors moved that the Legislative Council accept the report of the Legislative Fiscal Committee. The motion was adopted.

Chairperson Avenson acknowledged receipt of a letter from Ms. Diane Bolender, Senior Research Analyst, Legislative Service Bureau, on behalf of Senator Bob Carr and Representative Rod Halvorson for three additional meeting days for public hearings by the Retirement Programs Subcommittee. Senator Junkins moved that the request be submitted to the Studies Committee. The motion was adopted.

Chairperson Avenson recognized Representative John Connors for the report of the Administration and Service Committees. Representative Connors presented a brief review of the meetings of the Administration and Service Committees and moved that the General Assembly acquire the computer hardware and software from Sperry Univac to provide the fiscal, text editing, and other computer services required by the General Assembly as specified in the Request for Proposal. The motion was seconded by Representative Jean Lloyd-Jones. A copy of the report of the Administration and Service Committees is attached to and by this reference made a part of these minutes.

Chairperson Avenson next recognized Mr. Loren Reineking, representing Honeywell, for a written statement. A copy of the written statement is attached to and by this reference made a part of these minutes.

Chairperson Avenson next recognized Mr. J. Peterson and Mr. Larry Swanson, representing Honeywell, who presented a proposal to the Legislative Council to authorize the testing of a workable Honeywell system from September 1 to November 1, 1983 for the total maintenance cost of \$12,000 per month with no cost for the equipment. If a workable system has not been demonstrated by November 1, 1983, there is no further obligation to the state. If the Honeywell system is demonstrated and acceptable by November 1, 1983, a contract could be consummated.

Representative Menke commented that he does not believe the Legislative Council should accept either proposal because neither vendor has demonstrated all items called for in the Request for Proposal, but the reduced cost to test what may become a workable system may be worth discussing.

After further discussion, Representative Menke moved a substitute motion that the Legislative Council take no action on the Sperry proposal or the Honeywell proposal.

Senator Hutchins expressed disappointment in the allegations by Mr. Reineking's statement. He stated that he believes the Committees reviewed the proposals carefully and that a decision is needed quickly so that needed text processing services can be available prior to the next session.

After further discussion, Representative Connors requested a recess of the Legislative Council meeting for the purpose of holding another meeting of the Administration and Service Committees to consider the proposal submitted by the Honeywell representatives. Senator Small commented that he has no objection to another committee meeting but he opposes a new meeting for the purposes of considering a new offer. He stated that reopening bids at this point would be unfair. Representative Jochum also commented that the Legislative Council should accept or reject the current recommendation and not start a bidding war at this time.

In reply to a question by Representative Welden, Chairperson Avenson stated that he intends to appoint a steering committee to make arrangements with the successful vendor concerning whether the equipment and software will be purchased, leased, or a purchase-lease agreement negotiated.

After further discussion and there being no objection, Chairperson Avenson recessed the meeting of the Legislative Council at 2:55 p.m. Chairperson Avenson recalled the meeting to order at 4:20 p.m. with the members present prior to the recess again present except for Lieutenant Governor Anderson and Senator Briles.

Chairperson Avenson recognized Representative Menke who withdrew his substitute motion.

Chairperson Avenson recognized Representative Connors who moved an amendment to his motion to accept the Administration and Service Committees' recommendation that the chairperson of the Legislative Council appoint a committee to work with the staff of the Legislative Service Bureau, the Legislative Fiscal Bureau, and the House and the Senate to develop a contract with the vendor relating to the lease, purchase, or lease-purchase of the computer equipment and software. After discussion, the amendment to the motion was adopted.

Representative Cochran moved an amendment to Representative Connors' motion that the contract include language that if Sperry is unable to install and operate the computer system within the Request for Proposal requirements by November 1, 1983 to the satisfaction of the staff, the state has no further obligation to the vendor.

Senator Junkins stated that the committee should be given latitude to use contract language that is advantageous to protecting the state's position that the system must be installed

and operating by November 1. Representative Cochran and Representative Welden stated that the Legislative Council needs some type of guarantee that the system will be properly functioning by November 1 for the protection of the General Assembly and to meet its needs during the next session. Senator Hutchins commented that it is critical that the contract specifically outlines what constitutes compliance with the terms of the contract and the RFP.

There being no further comments on the proposed amendment, the Cochran amendment was adopted.

In reply to a request by Senator Small, Mr. Prouty presented a review of the vendors' comparable costs. A copy of the comparable costs and alternatives is attached to and by this reference made a part of these minutes. Mr. Prouty stated that the proposals do not reflect personnel costs by either vendor. He stated that a MAPPER coordinator will be needed for the Sperry system at an annual cost of \$25,000 to \$30,000. Senator Small stated that the Sperry proposal appears to cost approximately \$120,000 more over the next seven years plus the additional annual personnel costs of \$25,000 to \$30,000. As a result, Senator Small moved a substitute motion that the Legislative Council accept the bid proposal submitted by Honeywell. On a roll call vote, the motion was defeated with 14 nays and 4 ayes. Those voting no were Speaker Avenson, Senators Junkins, Coleman, Doyle, Hutchins, Miller, Tieden, and Representatives Connors, Jochum, Lloyd-Jones, Menke, Norland, Stromer, and Welden. Those voting aye were Senators Hulse and Small and Representatives Cochran and Hoffman-Bright.

Returning to the original motion by Representative Connors, as amended, the motion was adopted by a record roll call of 15 ayes and 3 nays. Those voting aye were Speaker Avenson, Senators Junkins, Coleman, Doyle, Hutchins, Miller, Small, Tieden, and Representatives Cochran, Connors, Jochum, Lloyd-Jones, Norland, Stromer, and Welden. Those voting no were Senator Hulse and Representatives Hoffman-Bright and Menke.

Chairperson Avenson announced the appointees to the Contract Steering Committee. They include Representative Stromer, Senator Hultman, Senator Junkins, and Speaker Avenson.

Chairperson Avenson recognized Mr. Garrison for an explanation of the prefiling rules approved by the Legislative Council. A copy of the prefiling rules approved by the Legislative Council for the 1984 Session of the General Assembly is attached to and by this reference made a part of these minutes. Senator Junkins moved that the prefiling rules be approved. The motion was adopted.

Senator Junkins moved that the following members of the Professional and Occupational Regulation Committee be approved:

Senator Arne Waldstein, two-year term  
Senator Joseph Welsh, four-year term  
Representative Darrell Hanson, two-year term  
Representative Michael Gronstal, four-year term  
Mr. Joe Halverson, Eagle Grove, two-year term  
Ms. Jane Teaford, Cedar Falls, two year term  
Ms. Jolyne Franken, Denison, two-year term  
Mr. Rick Morain, Jefferson, four-year term  
Dr. E. J. Paul, Des Moines, four-year term

The motion was adopted.

Chairperson Avenson announced that a special meeting of the Legislative Council will be held during the third or fourth week of August. He stated that the special meeting will be necessary to finalize the contract for the computer system.

Mr. Garrison stated that he has prepared a list of questions regarding the computer contract for the information of the Legislative Council. He stated that this document will be referred to the Contract Steering Committee.

There being no further business before the Council, Senator Junkins moved that the Legislative Council adjourn at 4:50 p.m. The motion was adopted unanimously.

Respectfully submitted,

THANE R. JOHNSON  
Senior Research Analyst

SERGE H. GARRISON  
Director