

M I N U T E S

ADMINISTRATION COMMITTEE
of the
LEGISLATIVE COUNCIL

September 7, 1976

The Administration Committee meeting was called to order by the Chairperson, Speaker Dale M. Cochran at 10:25 a.m. in the Speaker's Room of the State House. Members present were Speaker Cochran, Representatives Donald Doyle and Andrew Varley and Senators George Kinley and Eugene Hill.

Speaker Cochran noted that the purpose of this meeting of the Administration Committee is to review legislative needs for space and the allocation of space which will become available in the State House upon completion of the two new state office buildings. Speaker Cochran noted that Mr. Stanley McCausland, Director of General Services, had appeared before the Legislative Council in the fall of 1975 and requested authority to add an additional floor to the Hoover Building since funds were available within the appropriation made for the new building. He also noted that the Legislative Council agreed to the plan for an addition of a fifth floor to the new state office building, as proposed by the Capitol Planning Commission, and specifying that first priority shall be given to moving the Executive Council officers, other than the Governor, and their respective agencies out of the State House and assigning the space vacated to the General Assembly.

Speaker Cochran noted that the Wallace building should be available for occupancy next March and that the Hoover building will become available for occupancy in late 1977 or early 1978. Senator Kinley inquired as to the progress being made in the construction of these two facilities. Mr. McCausland responded that significant progress is being made on both facilities and that construction is on schedule. Speaker Cochran inquired as to the number of square feet which will become available with the additional floor on the Hoover building. Mr. McCausland replied that approximately 28,000 square feet of additional office space will be available in that building. Speaker Cochran inquired as to the amount of square footage in space which would become available when the Department of Agriculture moves from the State House. Mr. McCausland indicated that the Department of Agriculture presently occupies approximately 5,100 square feet.

Speaker Cochran inquired as to the number of square feet presently occupied by the Secretary of State's office. Mr. McCausland noted that approximately the same amount of space is occupied by the Secretary of State as is used by the Auditor of State. Senator Hill indicated that according to previous minutes of the Administration Committee, the Auditor of State occupies approximately 4,500 square feet, the Treasurer of State occupies approximately 3,100 square feet, the State Comptroller occupies

approximately 5,700 square feet, and the Attorney General occupies approximately 2,300 square feet.

Speaker Cochran suggested that it is possible to move the Secretary of State and the Department of Agriculture and that the Supreme Court could then move into the space vacated by the Secretary of State's office. The space presently occupied by the Department of Agriculture could then be used by the General Assembly. He noted that with the space created by the addition of one floor to the Hoover building should free considerably more space for use by the General Assembly.

Senator Hill noted that he has given some thought to how the space which will become available in the State House could be best utilized. He suggested that the principle problem in using the space will not be with the court. He suggested that there is resistance from the Governor's office in removing elected state officials from the State House and noted the resistance of these elected officials to moving into another building. Senator Hill suggested that a meeting should be arranged with the Governor to discuss the entire issue relative to the availability of additional space in the State House and the appropriate use of that space. He suggested that the Attorney General, Secretary of State, Auditor of State, and Treasurer of State should be moved. This move would free all space on the East side of the first floor for use as committee rooms by the General Assembly. He opined that the Comptroller's office should remain in the State House to make that office more accessible to the Governor and to the members of the General Assembly who also use the Comptroller's office as a source of information, but suggested that it would not be necessary for all divisions of the Comptroller's office to remain in the State House.

Speaker Cochran suggested that there is no need for a confrontation between the various branches of government since all branches of government serve the citizens of this state. He indicated it is also a fact that all three branches need additional space. He noted that some offices can be moved from the State House in their entirety and can continue to perform their functions from another building as easily as from the State House. He suggested that since both chambers of the General Assembly are located in the State House and there is no indication that these facilities will be moved, a need does exist for additional committee rooms in the State House which are accessible to the House and Senate chambers. He suggested that the Secretary of State's function can be very adequately performed in or out of the State House. He suggested that the Committee also look at additional needs such as the need for additional parking facilities and a centralized cafeteria. Mr. McCausland noted that it estimated that approximately 13 million dollars will be needed for the mall project which would include a cafeteria and 200 parking spaces. He suggested that if money were appropriated upon the convening of the next General Assembly with a publication clause attached to the bill so that work could begin immediately, the

facility could be completed before 1980. He suggested that if the money were to be made available July 1, 1977, he would strongly recommend that funds for planning be authorized or that the planning be authorized prior to that date with payment for planning functions after that date.

Senator Kinley noted that all three branches of government are co-equal and that all three branches of government have needs for additional space. He noted that the Supreme Court is going to need additional space once the intermediate court is functioning and that the intermediate court is required by law to use the Supreme Court chambers. He suggested that the Secretary of State, Auditor of State, Secretary of Agriculture, Treasurer of State, and the Attorney General be moved. He suggested that the Administration Committee set up a meeting with the Governor to discuss space needs and emphasized that it is his opinion, that if it is deemed advisable to keep elected state officials in the State House, each elected official be given a private office but that all staff of these elected state officials be moved into other facilities. Senator Kinley noted that it appears that the present law authorizes the Legislative Council to determine and allocate legislative space needs in the State House. He suggested that the primary purpose of the Administration Committee and the General Assembly be to make the building functional for all branches of government. He also indicated that he feels that the additional floor on the Hoover building would adequately take care of the space needs of all of the elected state officials.

Speaker Cochran noted that the Legislative Council has indicated that the additional floor would mean additional space in the State House for the General Assembly. Senator Hill indicated that the action of the Legislative Council can be found in the October 14, 1975 minutes of the Administration Committee and the October 15, 1975 meeting of the Legislative Council. Speaker Cochran suggested that there is no reason for the three branches of government to have any confrontation, that the problems can be worked out in discussions between the parties involved.

Senator Hill indicated that he was somewhat unhappy when he learned that the top floor being added to the Hoover building is tentative scheduled for occupancy by the Iowa State Commerce Commission, Occupational Safety and Health Review Commission, and the Public Employment Relations Board.

Secretary of the Senate Steven Cross stated that he has contacted the Chief Justice of the Supreme Court and he is available to meet at any time this date with the members of the Administration Committee. Mr. Cross indicated that he has not received any word from the Governor's office.

Senator Hill stated that the Director of General Services, Mr. Stanley McCausland, indicated that it is possible to construe the present statute to authorize the Department of General Services to allocate space but indicated that he would be reluctant

to do so without discussion of space allocation with the Legislative Council. Senator Hill also noted that previous minutes of the Administration Committee indicated that Mr. McCausland had suggested that the Legislative Council should specify its space needs by the fall of 1976.

Representative Varley inquired as to whether there is any commitment for use of other space in the new Hoover building. Senator Hill responded that he is unaware of the present space allocation proposal for that facility. Representative Varley suggested that the Legislative Council should determine a firm figure as to the number of additional square feet of space which would be needed to serve the General Assembly. Senator Hill suggested that the Northeast quadrant of the first floor might be used by the House for committee meeting rooms, that the Southeast quadrant of the first floor might be used by the Senate for such purposes, and that the Supreme Court be given the space presently occupied by the Secretary of State when his offices would be moved to a new facility.

The members of the Administration Committee agreed that committee meeting rooms are insufficient at the present time for both houses of the General Assembly and that first priority for legislative needs be for committee rooms. Representative Varley suggested that the number of committee rooms should be determined immediately. He suggested that the court needs more office space and that some of the space which will become available on the first floor is not adaptable for that purpose.

Representative Doyle suggested that the Legislative Service Bureau, the Chief Clerk of the House, and the Secretary of the Senate determine the number of committee meetings which were held during the last session and interim.

Mr. McCausland noted that while the Secretary of State is a logical office to move, the heavy power files in his office require additional floor loading capacity and this was not provided for in the construction of some of the facilities. Speaker Cochran stated that last fall the Director of General Services indicated that the Secretary of State could move to another building and now has taken another position. Mr. McCausland responded that he has not taken another position but simply indicated one of the problems that arises when office needs are not determined immediately and indicated that when additional floor loading capacity was needed for certain offices, change orders were made.

Senator Kinley asked Mr. McCausland if any of the elected state officials have indicated that they will not move. Mr. McCausland responded in the negative. Senator Kinley inquired as whether Mr. McCausland has sensed any opposition to moving. Mr. McCausland responded in the affirmative. Senator Kinley noted that the Attorney General has voiced his opposition to any move. Mr. McCausland suggested that his opposition had been based primarily upon the design of the new facility and lack of privacy. He

suggested that this problem can be resolved. Senator Kinley inquired as to whether Mr. McCausland has visited with the Governor about Executive Council officials moving from the State House. Mr. McCausland responded in the affirmative noting that the Governor appears to favor retaining offices for elected state officials in the State House. Senator Kinley inquired as to whether the Governor has asked for a recommendation from the Department of General Services to keep elected officials in the State House. Mr. McCausland responded in the negative. Mr. McCausland also reemphasized the need for the Legislative Council to determine its space needs in the State House.

Representative Doyle noted the problem with regard to floor loading and inquired as to whether there are any plans to strengthen the lower two floors of the new office building. Mr. McCausland responded in the affirmative noting that additional floor loading capacity was developed in the first two floors and indicated that this planning was in response to needs of other agencies. Mr. McCausland noted that the ground floor of the Wallace building could be used by the Secretary of State's offices and would have sufficient floor loading capacity to handle the power files presently in his office. He also noted that the plans for moving the Commerce Commission, Occupational Safety and Health Review Commission, and the Public Employment Relations Board to the top floor of the Hoover building are tentative.

Representative Varley suggested that the General Assembly could add provisions into appropriation bills for certain agencies directing that these agencies be located at specific sites in the Capitol complex. Senator Hill suggested that this course of action is available but that it should not be necessary to use it. Representative Varley suggested that the Legislative Council should have some manner in which to express its intent regarding the use of the facilities available in the State House. Speaker Cochran suggested that representatives of the three branches of government should be able to sit down and work out the space needs problems without going so far as to include special provisions in appropriations bills. Mr. McCausland suggested that it is his opinion that no part of the State House is really conducive to use as office space. He also emphasized that because of action of the General Assembly this past session in creating a new intermediate court, additional space is needed in the State House for this court.

The Administration Committee recessed for lunch at 12:15 p.m. and reconvened at 2:00 p.m.

Speaker Cochran recognized Secretary of the Senate Steven Cross to comment on the work he had done to determine the authority for allocating space. Mr. Cross noted that under section 2.43 of the Code, the Legislative Council may assign space in the State House and other space in consultation with the Department of General Services and the Capitol Planning Commission. Section 17.8 of the Code gives authority to the Director of General Services to

assign space. He suggested that it appears that the Department of General Services has authority to allocate space for executive and judicial agencies. He also suggested that the language found in section 2.12 of the Code talks about allocation of space by the Legislative Council which is "used or to be used".

Mr. McCausland inquired as to what would occur if the court exercised its authority under the separation of powers doctrine. Speaker Cochran responded that such a decision on the part of the court would have to be recognized. Senator Hill suggested that the Administration Committee meet with the Iowa Supreme Court and the Governor and suggested that the Administration Committee recommend use of certain space by the General Assembly. Representative Doyle suggested that the Legislative Council designate that space which is to be occupied by the General Assembly and used for legislative purposes and let the Department of General Services determine the location of the executive and judicial offices.

Secretary of the Senate Steve Cross indicated that the Governor is unable to meet with the Committee at this time but that Mr. Wythe Willey, Executive Assistant to the Governor, could be present. Senator Kinley suggested that the Committee meet with Mr. Willey and with the Chief Justice at this time and schedule an additional meeting with the Governor at such time as he is available.

Mr. Wythe Willey, Executive Assistant to the Governor, and Chief Justice C. Edwin Moore of the Iowa Supreme Court joined the members of the Committee. Senator Kinley reviewed the need for committee room space for the General Assembly and indicated that the added floor in the new Hoover building inferred that some Executive Council officials would move from the State House. He indicated that it appears that the state elected officials are unwilling to move at this time and inquired as to the needs of the Supreme Court. Chief Justice Moore stated that the Supreme Court needs all of that space which will be vacated by the Department of Agriculture and the needs for this space have increased with the creation of the new intermediate court.

Mr. Wythe Willey said that the allocation of space in the State House has not been discussed with the Governor but that the Governor had indicated his feeling that the citizens of this state are most fortunate in that they can come to the State House and see all of their elected state officials, the Supreme Court, and the General Assembly within one building. Senator Kinley indicated his willingness to allow an elected state official to have an executive office in the State House. Mr. Willey inquired as to whether that would include the immediate staff. Senator Kinley responded that his answer would depend upon the definition of "immediate staff". Senator Hill asked Chief Justice Moore if, in relation to the space to be vacated by the Department of Agriculture, he was interested in the amount of space available and the accessibility. Chief Justice Moore responded that he was interested in the amount of

space available and the fact that such space would be located immediately across the hall from the present Supreme Court chambers which would make it most accessible. Senator Hill inquired about the possibility of use of the present facilities occupied by the offices of the Secretary of State by the court. Chief Justice Moore responded that he objected to the use of this space because of the location of a three-story vault presently within the offices of the Secretary of State and noted that the space presently occupied by the Department of Agriculture will be immediate office space which will be available in the very near future.

Representative Varley suggested that it would be much better to maintain the present high-ceiling rooms as committee rooms rather than to divide these into private offices. Chief Justice Moore responded that there is no intention to cut up that space into offices only since there is need for an additional conference room and more library facilities.

Senator Hill pointed out the need for additional committee rooms for the General Assembly because present rooms do not accommodate all of the members of particular standing committees and because open meetings presently conducted by the General Assembly are attended by many persons and often there are many persons who must either stand or not get into the room at all. Mr. Willey suggested that the General Assembly might consider the use of other meeting rooms available within the state complex. Senator Kinley emphasized that the Administrative Committee is discussing the need for meeting rooms and not legislative offices.

Representative Varley indicated that at the present time, the Committee on Appropriations of the House cannot be accommodated adequately in any meeting room which is available. He emphasized that when public hearings need to be conducted, the only space available to accommodate the number of persons who attend those meetings is either the House or Senate chambers. He noted that legislators presently have only their Senate or House desk as an office and the use of this space by the legislators is extremely limited and without any type of privacy nor useable when chambers are needed.

Speaker Cochran said that the Administration Committee desires a meeting with the Governor and would be happy to meet with the Governor at anytime on Wednesday. Mr. Willey said that he would contact the Legislative Council regarding a meeting time which could be arranged with the Governor.

Mr. Stanley McCausland, outlined for the members of the Administration Committee his idea relative to making the parking lot east of the State House a better facility for handling cars of members of the General Assembly, all legislative employees, and other state employees working in the State House. He recommended that control gates be placed at three locations on the lot and that parking stickers and plastic cards, which would be inserted into a control gate to open it, be issued to all State House employees,

members of the General Assembly, and legislative employees to assure adequate parking for persons working within the State House. He indicated that the cost of the installation of the three gates and the curbing would be approximately \$12,655. A copy of the cost estimates for installing three control gates is attached and by this reference made a part of these minutes. After further discussion, it was also agreed that the unpaved lot located just South of Walnut Street and adjacent to the State House lot be included to insure completely adequate parking facilities. Mr. McCausland indicated that the installation of the additional gate would be approximately \$3,425 including a 10% contingency. A copy of the cost estimates for installation of four control gates which was submitted by Mr. McCausland to the Legislative Council is attached and by this reference made a part of these minutes. The Administration Committee adopted a motion that the Legislative Council approve an expenditure of funds by the General Assembly pursuant to the appropriation in section 2.12 of the Code for the installation of the control gates for the parking lot just East of the State House traditionally used by members of the General Assembly and the lot located just South of the State House lot located on the south side of Walnut Street. The motion was approved unanimously with Speaker Cochran, Senator Hill, Representative Doyle, and Representative Varley voting in the affirmative.

There being no further business, the meeting of the Administration Committee was adjourned at 4:00 p.m.

Respectfully submitted,

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