

WAYS AND MEANS COMMITTEE

Minutes of Meeting
March 15, 1961

Meeting was called to order at 10:00 A.M. by the Chairman, Senator Lauterbach, with all members present except Senators Doty, Farmer, Glades and Hults.

Mr. Paul Shanahan, Secretary of State, and Mr. John Conard, Chairman of the House Committee on Ways and Means appeared before the committee to report their findings re the line item contained in HB #361 which would provide funds for razing the old library building on the statehouse grounds.

Mr. Conard reported the following:

1. The State Architect estimates the cost of razing to be from \$2500 to \$5000.
2. The House Ways and Means Committee feels that the legislature has already expressed itself on razing the building by passing legislation permitting it to be done (Session of 1957), and feels an appropriation for this purpose should be made.
3. The State Architect's estimate for remodeling is \$100,000. (See attached schedule).

Mr. Conard read a letter from Mr. Nyle Miller, Secretary, Kansas State Historical Society, stating that they are not interested in the building as a historical monument. They do not feel it is suitable as a library and art museum, chiefly because of the fact that parking facilities would not be available. (See copy of letter attached).

Mr. Conard contacted the State Printer who stated that at the present time they have about four truck loads of carbon paper stored there. However, it is really not satisfactory for storage of anything, because there are lice, pigeons, and other bits of filth in the building. Also, it is subject to vandalism, and there has been some trouble in this connection in the past.

Mr. Shanahan stated that the Executive Council, of which he is a member, has taken no stand as to disposition of the building - either for or against razing. He also submitted to the committee a copy of the 1881 action of the Kansas Legislature - copy of which is attached.

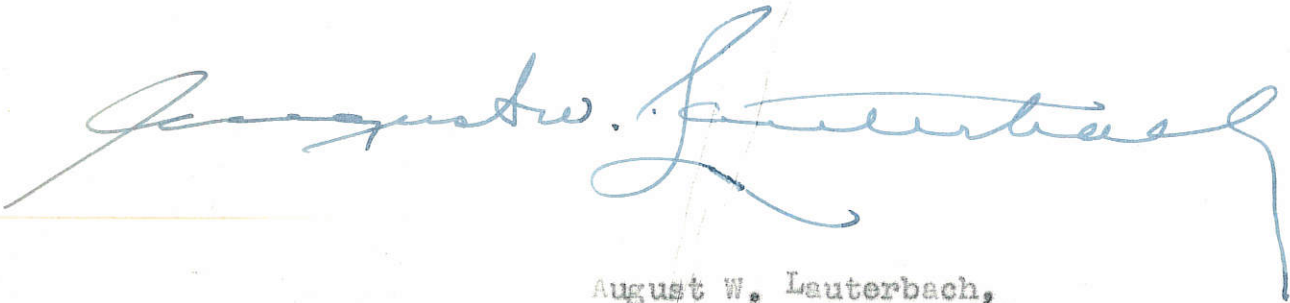
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Senator Smith moved that House Bill #381 be amended to delete the item for razing the old library Building in the amount of \$5,000. Motion seconded by Senator VanSickle. Senator Doty offered a substitute motion that House Bill #381 be recommended for passage as drawn. Substitute motion seconded by Senator Harper. Substitute motion failed. Original Motion carried.

Senator Smith moved that House Bill #381 be recommended for passage as amended. Motion seconded by Senator Ward, carried.

Senator Warren moved that House Bill #157 be recommended for passage. Motion seconded by Senator VanSickle. Motion carried.

Meeting adjourned.

A large, stylized handwritten signature in blue ink, which reads "August W. Lauterbach". The signature is written in a cursive style with a long, sweeping tail that extends downwards and to the right.

August W. Lauterbach,
Chairman, Senate Committee
on Ways and Means

CHAPTER CLXIV.

TOPEKA LIBRARY--BUILDING FOR, TO BE ERECTED ON CAPITOL SQUARE.

AN ACT authorizing the Topeka library association to erect a free building on the capitol square, in Topeka.

Be it enacted by the Legislature of the State of Kansas

Topeka library association, for the purpose of erecting a building on the capitol square, in Topeka.

SECTION 1. The right is hereby granted to the Topeka library association to erect and maintain at its own and expense a free library building, near the northeast corner of the capitol square, in the city of Topeka.

SEC. 2. It shall be the duty of the executive council, whenever requested by the president of said library association, to designate a tract of ground in the northeast corner of said capitol square, not exceeding two hundred feet square, so as not to interfere with a direct walk from said northeast corner to the capitol buildings, for the purpose specified in the first section of this act.

Executive council to designate location.

SEC. 3. Said library building shall be constructed of handsome cut stone, and with a due regard to durability, architectural taste and beauty, and at a cost of not less than twenty-five thousand dollars. It shall be fire-proof, and completed on or before January 1st, 1883.

Material and cost.

SEC. 4. The rights and privileges granted to said library association by this act are upon the following conditions: First, the governor, chief justice of the supreme court and speaker of the house of representatives shall be *ex officio* directors in said library association; second, that said library association shall at its own cost establish and maintain in said building a library, which shall be forever free to the citizens of this state, subject to such rules and regulations as may from time to time be made by the board of directors of said library association; third, that this state shall never assume, or in any manner become liable for any debts or obligations of any kind that may be made or in any way incurred by said library association; and fourth, that said library association shall never sell, convey or lease said building or the ground upon which it may be erected, nor shall it make, suffer or permit to be made on or against said building or ground any incumbrance by mortgage, lease, incumbrance lien or otherwise, nor shall said building or the ground upon which it may be erected, be subject to be sold, leased, conveyed or incumbered.

Ex-officio directors.

Forever free.

State shall never assume any liabilities.

Library shall never sell, convey or lease.

SEC. 5. The said library association shall have and exercise the exclusive right to the possession, use, management and control of said library building, and shall also have the right of way to and from said building, and, within the limits prescribed by the executive council, to protect, beautify and ornament said grounds by planting and cultivating trees, shrubbery and flowers thereon. And said library association shall continue to possess and enjoy all the rights and privileges granted by this act, so long as it shall in good faith comply with the provisions, conditions and requirements thereof; but if at any time it shall fail to do so, or if at any time it shall, by its neglect or refusal, be unable to observe and carry out in good faith the provisions, conditions and requirements of this act, then and in such case said building may be forfeited to and become the property of this state, at the option of the legislature thereof.

Association to manage and control.

If dissolved, building to become the property of state.

SEC. 6. Said library association shall, within six months after this act takes effect, file with the secretary of state a written acceptance of the conditions thereof, under the hand of its president.

SEC. 7. This act shall take effect from and after its publication once in the official state paper.

Approved March 5, 1881.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper, March 11, 1881.

JAMES SMITH, Secretary of State.

Subcommittee Report - 1961 Session

The subcommittee, composed of Messrs. Heath, Fair and Saffels, has reviewed the budget for fiscal years 1961 and 1962, of the State Office Building, and is making the following report:

Fiscal year 1961

The budget as recommended by the Governor for fiscal year 1961 is based on an increase of the expenditure limitation on the State Office Building Bond Fund from the present \$777,567, to \$783,573. This is a net increase of \$6,006 to help finance the increased telephone rates which was unanticipated at the time this budget was approved. The actual increase of telephone rates is estimated to be \$32,300, but by making the recommended adjustments relating to salaries and wages and the other operating expenditures for the building, all but the \$6,006 can be absorbed within the approved budget. In addition, the expenditure limitation on the State Office Building further is recommended to be increased from \$14,076 to \$73,183. This increase of \$59,107 is necessary to provide for the caulking of the building itself. The subcommittee recommends that these adjustments be made for the present fiscal year.

Fiscal year 1962

In the budget message and the document, the Governor recommended that the fund arrangement for the Office Building be revised. Pending legislation would discontinue the office building fund and the office building bond fund. Instead, an office building operating fund and an office building depreciation reserve fund will be created. With these revisions, better accounting and identification of operating funds, bond interest funds and depreciation reserve funds will be possible. The information included in the budget under the heading "Appropriation Bill Text" will be changed from \$806,646 for the office building operating fund, to \$828,296. This change is necessary because in this fund will include the anticipated expenditures of \$20,300 for capital improvements. In addition, the \$456,522 recommended for other operating expenditures will be revised to \$457,872. The following is a summary of these changes:

	<u>Original Recommendation</u>	<u>Revised Recommendation</u>
State Office Building Operating Fund	\$ 806,646	\$ 828,296
Salaries and wages	350,124	350,124
Other operating expenditures	456,522	457,872
Capital outlay	-	1,350
Capital improvements	-	20,300
State Office Building Bond and Interest Sinking Fund	No limit	No limit
State Office Building Depreciation Reserve Fund	1,350	No limit

Also included in the pending legislation is a transfer of \$332,000 from the office building operating fund to the depreciation reserve fund for the purpose of establishing the reserve. It also provides for a transfer beginning September 30, 1961, and quarterly thereafter not less than \$111,000 from the office building operating fund to the office building bond and interest sinking fund. This transfer is to provide for bond retirement and would permit the retirement of bonds at an increased rate if funds are available. The subcommittee would point out that as a part of the budget for fiscal year 1962, an accelerated payment of bond retirement is recommended but that a return to the regular schedule of bond retirement is anticipated for subsequent fiscal years. The recommended payment is \$888,000; the anticipated annual retirement is \$444,000, or the quarterly transfer of \$111,000 multiplied by four. These changes will not affect the total budget as recommended by the Governor. The subcommittee recommends that the Committee approve the budget as recommended, but with the above revisions in fund arrangement. Should the pending legislation fail to become law, subsequent review of this budget will be necessary.

Charles Heath

D. J. Fair

Dale E. Saffels

Subcommittee Report - 1961 Session

Doyen

The subcommittee composed of Messrs. Heath, Fair and Saffels has reviewed with Mr. Shanahan the budget of the EXECUTIVE COUNCIL, Page 106, and is reporting as follows:

Fiscal Year 1961

Two supplemental appropriations have been recommended. The first is \$100,000 for special maintenance and improvement of the Cedar Crest property. The subcommittee had an opportunity to visit the property with the Governor and to make a detailed inspection of the Mansion. The second appropriation is \$6,000 for remodeling space in the building at 801 Harrison for use of the Department of Public Instruction. The subcommittee recommends that the supplemental items be approved.

Fiscal Year 1962

The Governor has recommended a total budget of \$331,923, which includes the cost of maintaining and operating the State House, 801 Harrison, the old Kansas Technical Institute property, the Cedar Crest property, as well as \$16,000 for capital improvements. Of this \$16,000, the remodeling of a rest room for men is to cost \$10,000, and further remodeling and renovating of the 801 Harrison building will require the remaining \$6,000.

Since the budget was presented, a request has been received for an appropriation of \$5,900 for floor covering and adequate lighting in the Department of Post Audit. The detail of the request is as follows:

1 - floor covering (rubber tile over under- layment; \$1 per sq. ft.	\$2,200
2 - new electrical service to West Wing of State house (because of the now overloaded circuits)	1,200
3 - purchase and installation of electrical fixtures	<u>2,500</u>
Total	\$5,900

The subcommittee would remind the Committee of the now unused old library building located on the North east side of the State House grounds. Since the building is no longer considered usable, the subcommittee recommends that an appropriation of \$5,000 be made for razing this building.

In summary, the subcommittee recommends the following:

1. the acceptance of the operating budget as recommended by the Governor;
 2. the acceptance of the \$6,000 for further remodeling, and maintenance of the 801 Harrison building.
 3. decrease the \$10,000 for remodeling the 4th floor rest room to \$4,100 and add the \$5,900 for the remodeling of the Department of Post Audit.
 4. Add \$5,000 for razing the old library building.
- The net change in the budget will be a \$5,000 increase.

Respectfully submitted

By

Charles R. Heath, Chairman

D. J. Fair

Dale E. Saffels

Ross Doyen

Chapter 442, Laws of Kansas, 1957
(Senate Bill No. 389)

Sec. 10. The executive council is hereby authorized and directed to advertise for bids for the razing of the library building situated near the northeast corner of capitol square in the city of Topeka, and if said building can be razed and the site filled and graded without cost to the state, the executive council shall proceed to have said building razed.

Approved March 28, 1957.

KANSAS STATE HISTORICAL SOCIETY

111 & JACKSON STREETS TOPEKA

NYLLE H. MILLER, SECRETARY

EDGAR LANGSDORE, ASSISTANT SECRETARY

MRS. LELA BARNEE, TREASURER

STANLEY D. SCHL, MUSEUM DIRECTOR

ALBERTA FANTLE, LIBRARIAN

ROBERT W. RICHMOND, STATE ARCHIVIST

THOMAS A. WITTY, ARCHAEOLOGIST

KIRKE MECHEM, EDITOR

February 27, 1961

Rep. John J. Conard, Chairman
House Ways and Means Committee
State House
Topeka, Kansas

Dear John:

In response to your telephoned inquiry of last week I herewith respectfully submit our views on subjects which are now or may soon come before your committee.

The scarcity of parking around the state house square is reason enough--without going into several others--for this Society not to be interested in setting up another historical museum in Topeka's old library building. The structure may be of architectural and sentimental interest to segments of our population. However, this Society does not consider it as interesting, historically, as the old Baptist Pottawatomie mission building just west of town on US-40. The latter was erected about 1850 and is the oldest surviving building in Topeka's immediate area.

As for the final disposition of the current Executive Mansion when the governor should take up his official residence at Cedar Crest, we would make these observations:

A house first occupied by the Kansas chief executive in 1901 and occupied by nearly every governor since that date, certainly is of historical value to the state. Having been the home of our governors, in which most prominent Kansas and many national figures of this century have visited, disposition of the property ought to be a matter of careful consideration.

It could, of course, be sold to the highest bidder and devoted to other uses; but its sale price undoubtedly would be lower than most people would expect.

It could be utilized for offices or for other state business, if possible preserving as much of the interior arrangements as practicable.

Or, the property could be retained as is, including most of the furniture, for preservation as a state historical museum. Since several

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other states have made official use of discarded--yet historical--executive mansions, I would be derelict in my duty if I did not speak frankly about the Kansas situation. (I hasten to add that I am not asking that the property be assigned to the Historical Society. We would take it, of course, as your historical agency, if the legislature should so decide.)

As a historical museum, the property could be opened regularly with most of its historical and sentimental treasures intact. Not having toured the place lately, I can only speak in generalities. The downstairs, and a bedroom or bedrooms, could be retained as they are. In other upstairs areas cases could be installed to be devoted to each of Kansas' governors, and exhibits honoring the First Ladies should be given special attention. Carriages might again be displayed in the garage.

The cost, if the property is used for this purpose, might be \$15,000 or more annually. This of course can be only a guess, for the average actual maintenance expenditures of the mansion are not presently available. If so used, it should be expected that the property could be kept in such condition that it would always remain a show place.

A custodian would be needed. He and his wife should be provided necessary quarters, perhaps within a rear area of the house. Most of the remainder of the property could then be open to the public. Some additional help would be needed, especially for guide purposes.

No doubt other ideas have or will be presented. At your suggestion it is a pleasure to respectfully offer ours.

With kindest personal regards and best wishes, I am

Cordially,

Secretary

NHM:mj