

Approved March 5, 1986
Date

MINUTES OF THE Senate COMMITTEE ON Local Government

The meeting was called to order by Senator Don Montgomery at
Chairperson

9:00 a.m./~~xxx~~ on March 4, 1986 in room 531-N of the Capitol.

All members were present except: Senator Mulich who was excused

Committee staff present: Mike Heim, Theresa Kiernan, Lila McClaflin

Conferees appearing before the committee:

Senator Robert Frey, Liberal, KS.
Jim Kaup, League of Kansas Municipalities

Hearing on S.B. 623 - concerning cities; relating to the removal of unsafe structures.

Senator Frey was present and spoke in support of the bill. He stated he had been requested by city commissioners to introduce the bill. The bill would allow cities to recover the moneys spent in cost of publications of notice and any postage for mailing of notices concerning the removal of unsafe structures. He did not oppose including the removal of weeds in the bill.

Jim Kaup, League of Kansas Municipalities, supported the bill, and asked that it be amended to allow cities to recover the money spent in the removal of weeds.

Senator Gaines moved to amend the bill to include weeds and nuisance. Senator Daniels seconded the motion. The motion carried. Senator Gaines moved to pass the bill as amended. Senator Langworthy seconded the motion. The motion carried.

S.B. 613 - concerning business improvement districts; relating to service fees.

Senator Steineger sponsor of the bill asked that the bill be reported adversely, the people requesting the bill will take care of their concern at the local level.

Senator Steineger moved to report the bill adversely. Senator Gaines seconded the motion. The motion carried.

S.B. 493 - concerning recreation commissions; relating to tax levies thereby;

This bill was heard in committee on February 19, 1986. A letter from Alan Alderson was distributed to committee members. His letter was in response to a letter Senator Daniels had written requesting an opinion from the Kansas Recreation and Parks Association, and what effect S.B. 493, would have on the larger recreation commissions. (Attachment I)

The Committee discussed the language in the bill concerning the makeup of the recreation commissions. Staff stated the language could be clarified in this section of the bill.

Senator Daniels moved to amend the bill to localize it to the City of Sedgwick and clarify the language. Senator Gaines seconded the motion. The motion carried.

CONTINUATION SHEET

MINUTES OF THE Senate COMMITTEE ON Local Government,
room 531-N, Statehouse, at 9:00 a.m./~~p.m.~~ on March 4, 1986

Senator Daniels moved to report the bill as amended favorably for passage. Senator Gaines seconded the motion. The motion carried.

Senator Allen moved to adopted the minutes of February 25, 26 and 27. Senator Winter seconded the motion. The motion carried.

The next meeting will be held March 5, at 9:00 a.m. The meeting adjourned at 9:40.



Senator Don Montgomery

ALDERSON, ALDERSON & MONTGOMERY

ATTORNEYS AT LAW
1610 SW TOPEKA AVENUE
P.O. BOX 237
TOPEKA, KANSAS 66612

W. ROBERT ALDERSON, JR.
ALAN F. ALDERSON
STEVEN C. MONTGOMERY

(913) 232-0753

OF COUNSEL
JOHN E. JANDERA
(913) 234-0565
C. DAVID NEWBERY

February 25, 1986

The Honorable Norma L. Daniels
Room 460-E, Statehouse
Topeka, Kansas 66612

Re: Kansas Recreation and Parks
Association; S.B. No. 493

Dear Senator Daniels:

This letter is being provided pursuant to your request for a written statement of the position of the KRPA on S.B. No. 493. It is my understanding that the Senate local government committee had some questions with regard to the effect of this bill on the larger recreation commissions.

As we discussed by telephone, I am not able to provide you any definitive information concerning the organization of the various recreation commissions throughout the state at this time. As you are aware, there are many recreation commissions organized pursuant to special legislation and the various statutes concerning recreation commissions have been amended nonuniformly over a number of years. I have been advised, however, that there are at least three recreation commissions operating under the provisions of K.S.A. 12-1908(e), namely Emporia, Salina, and Parsons.

In my brief discussions with the officers of the KRPA, I feel comfortable in advising you that your bill, if amended to make it clear that your changes are not mandatory upon those commissions which want to retain two school board members and two city officials, will not create any problems for any recreation commission. As we discussed, we believe this can be accomplished by the use of the term "at least" in lines 126 and 128 of S.B. 493.

As we also discussed, I am not prepared to explain how a number of recreation commissions are operating with nine members. I would like to be able to explore this situation myself, but I think that goes beyond the scope of your bill and perhaps the state of the entire body of statutes concerning recreation commissions should be studied at some future time. Your bill is simply taking care of a particular situation that already exists, and if amended, will retain the status quo. The KRPA would be glad to assist the legislature in getting a better handle on the various forms

(ATTACHMENT I)

S. 49

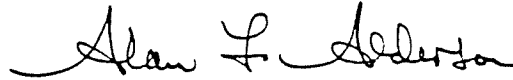
3/4/86

The Honorable Norma L. Daniels
February 25, 1986
Page 2

of recreation commissions when the local government committees are ready to look into the overall picture.

If I can provide you with any additional information at this time, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Alan F. Alderson".

Alan F. Alderson
ALDERSON, ALDERSON & MONTGOMERY

AFA:tw

cc: Lee Beran
Gary Haller