

Approved March 28, 1986
Date

MINUTES OF THE Senate COMMITTEE ON Local Government

The meeting was called to order by Senator Audrey Langworthy at
Chairperson

9:00 a.m./~~p.m.~~ on March 26, 1986 in room 531-N of the Capitol.

All members were present except: Senators Gaines and Winter who were excused.

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

Conferees appearing before the committee:

Representative Harold P. Dyck, Hesston, KS., 99th District
Dorel Neufeld, Mayor, City of Halstead, KS.
Representative Duane Goossen, Goessel, KS., 70th District
Representative Keith Roe, Mankato, KS. 109th District
Warren Hardin, County Engineer, Jewell County

H.B. 3060 - concerning the City of Halstead, Ks. authorizing the creation of a flood control improvements fund.

Rep. Harold Dyck presented the bill to the Committee. He stated the bill was needed to permit the City of Halstead to levy a tax for needed money for preliminary work for a major flood control project. This project has been needed for years and it should help economic development in Halstead. The city believes the flooding over the years has limited their development.

Dorel Neufeld, Mayor of Halstead, presented written testimony supporting H.B. 3060. He stated for twenty years they have labored to make this project a reality. Your assistance in passing this bill will enable us to take one more important step forward. (Attachment I)

After brief committee discussion, Senator Allen moved to report the bill favorably. Senator Ehrlich seconded the motion. The motion carried.

H.B. 2955 - concerning homes for the aged; providing for the establishment or acquisition thereof by cities.

Rep. Duane Goossen presented the bill and explained to the Committee why the bill was necessary. He stated this bill would allow the City of Peabody to reacquire a nursing home which the city originally established but which later incorporated as a nonprofit institution creating confusion as to who has legal ownership of the home.

Senator Mulich moved to report the bill favorably. Senator Ehrlich seconded the motion. The motion carried.

H.B. 3053 - concerning counties; relating to the issuance of bonds for road construction and repair.

Rep. Keith Roe stated this bill was drafted to authorize Jewell County to issue bonds to provide local matching money for a federally funded road project leading to the Dubuque Packing Company.

CONTINUATION SHEET

MINUTES OF THE Senate COMMITTEE ON Local Government,
room 531-N, Statehouse, at 9:00 a.m./~~p.m.~~ on March 26, 1986

Warren Hardin, County Engineer of Jewell County, presented a letter from the County Commissioners of Jewell County stating their support of the bill. Also, a letter concerning the road project from Secretary of Transportaion, John Kemp was attached. (Attachment II)

Senator Ehrlich moved to pass the bill. Senator Mulich seconded the motion. After committee discussion concerning the language in lines 57 and 58 of the bill, the cost of \$160,000 per bridge, Senator Ehrlich withdrew his motion. The consensus of the Committee was to look at that portion of the bill and delay action until that could be done.

H.B. 2841 - relating to law enforcement in certain counties; concerning the cost of medical care and treatment of prisoners.

Staff explained the bill to the Committee. The bill was requested by the Riley County Consolidated Law Enforcement Agency, they were not present to testify.

Senator Steineger recommended the bill be held in committee until the Senator from Riley County could be contacted to see what his recommendation on the bill was.

Senator Daniels moved to reconsider the action of yesterday to pass S.B. 503 favorably. Senator Allen seconded the motion. The motion carried.

Senator Daniels offered an amendment to S.B. 503 that would permit county commissioners to be the governing board and they shall appoint an advisory board and that this amendment be localized to Sedgwick County. Senator Bogina seconded the motion and that the amendment conceptually include prohibit home rule power. The amendment is (Attachment III).

Senator Steineger wanted each of these to be voted on separately.

The Committee voted on the part of the amendment to prohibit home rule power. The motion carried.

The Chairman stated the Committee time was up. Senator Mulich moved to table S.B. 503 until another time. Senator Bogina seconded the motion. The motion carried.

The meeting adjourned until 9:00 a.m., March 27, 1986.


Vice-Chairperson, Senator Langworthy

City of Halstead

303 Main, Box 147

Halstead, Kansas 67056

316-835-2286

March 25, 1986

Senator Don Montgomery
Chairman, Local Government Committee
State Capitol
Topeka, Kansas 66612

Dear Senator Montgomery:

The City of Halstead wishes to offer its support of House Bill 3060, as developed and proposed by Representative Harold Dyck and Senator Joseph Harder working in conjunction with Halstead flood control committee members, which would allow our city government to set up a fund for financing of the Halstead Flood Control Project.

The City of Halstead has been plagued for years with flooding, causing severe economic hardship on the city's residents and industries, and limiting our development. We have been working to obtain federal assistance in this matter for literally decades.

Last August we were notified that the Halstead Flood Control Project would be funded on a 75-25% basis. We would be expected to finance approximately \$2 million of the project.

Of all the water projects in the country, our project was one of only 12 which was notified that it would ultimately be funded. We expect that financing to begin in Fiscal year 1987.

It is now necessary for us to begin much of the work of acquiring easements and right of ways for the project. Although we will ultimately hold a bond election for much of the essential funding, it is imperative that we have the ability to transfer funds from the general fund to a special flood control project so that work on acquisitions can begin immediately. Time is of the utmost priority--our acquisitions now will help the project move more smoothly when funding is authorized this fall, and will provide the most cost effective use of monies for our local share.

For more than 20 years, we have labored to make this project a reality. Your assistance in the State Congress with authorization of HB 3060 will enable us to take one more important step forward in providing flood protection for the citizens of Halstead.

Sincerely,



Dorel Neufeld
Mayor

(Attachment I) S LG

DN: jn

3/26/86



WESLEY C. MOORE
COUNTY CLERK

DARRELL MILLER
COUNTY ATTORNEY

COMMISSIONERS MEET
EACH MONDAY

Office of County Clerk

JEWELL COUNTY
MANKATO, KANSAS 66956

March 17, 1986

COMMISSIONERS

GENE L. BARRETT
1ST DISTRICT

JOHN R. ROSS
2ND DISTRICT

CHAS. L. FOGO
3RD DISTRICT

Senator Don Montgomery
State Capitol
Topeka, KS 66612

Dear Senator Montgomery,

The Jewell County Commissioners Support H.B. 3053. Jewell County needs H.B. 3053 in order to provide matching money thru the issuing of bonds for the road project leading to the Dubuque Packing Company, which is a major employer of this area.

H.B. 3053 will not increase our tax levy because we will be retiring bonds this year that were issued several years ago for bridge replacement.

We urge your support for H.B. 3053 and thank you for your efforts.

JEWELL COUNTY COMMISSIONERS

John R. Ross, Chairman

Gene L. Barrett, Member

Chas L. Fogo, Member

cc:

Representative Keith Roe
State Capitol
Topeka, KS 66612

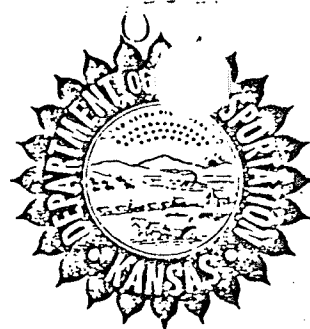
(Attachment II) S. LG

3/26/86

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KANSAS DEPARTMENT OF TRANSPORTATION

STATE OFFICE BUILDING—TOPEKA, KANSAS 66612



JOHN B. KEMP, Secretary of Transportation

JOHN CARLIN, Governor

June 14, 1985

Mr. Charles L. Fogo, Chairman
Board of County Commissioners
Jewell County Courthouse
Mankato, Kansas 66956

Subject: Jewell County Economic Development Project

Dear Mr. Fogo:

I am pleased to inform you that based on the recommendation of the Highway Advisory Commission, I have allocated \$340,000 of Federal-aid Secondary Funds for the economic development project which you submitted in response to my announcement of August 30, 1984. This project is for placing a 4 inch asphaltic concrete overlay on approximately 1.6 miles of road to the Dubuque Packing Plant east of Mankato.

These funds, along with the obligation authority to spend the funds, will be made available to Jewell County as soon after July 1, 1986, as the County has plans ready to be advanced to construction. The project will be administered through the Bureau of Rural and Urban Development like other County secondary projects. It will be necessary for the County to provide the local 25 percent (25%) match for construction at the time of letting. The balance of the \$340,000 of Federal funds, which are not used to finance this project, will be available to the County for subsequent secondary project financing.

It would be most helpful if you would have your engineer contact Raymond Olson with the Bureau of Rural and Urban Development for details pertaining to your project.

Very truly yours,

A handwritten signature in cursive script that reads "John B. Kemp".

JOHN B. KEMP
Secretary of Transportation

cc: Mr. Warren Hardin, County Engineer
Mr. R. L. Anderson, District Engineer

**K.S.A. 19-4002A. County Commissioners as Governing Board;
creation of advisory board.**

- a) In any county which establishes a community mental health center and/or facility under the provision of K.S.A. 19-4001 et seq., the board of county commissioners of said county may by resolution establish itself as the mental health and/or mental retardation governing board with all the rights, powers and duties set out for the governing board by these statutes. In the event that two or more counties have jointly organized to provide a community mental health center and/or community facility for the mentally retarded, the boards of county commissioners of said counties may by joint resolution establish the board of county commissioners of each participating county as the mental health/mental retardation governing board.
- b) In any county or counties which by resolution has established the board of county commissioners as the mental health/mental retardation governing board pursuant to subsection (a) of this statute, the board of county commissioners of said county or counties shall appoint a mental health/mental retardation advisory board of not less than seven (7) members to be appointed by the board of county commissioners of said county or counties. The term of office of each member of the advisory board shall be for three (3) years, except that of the members first appointed, one-third shall be appointed for a term of one year, one-third for a term of two years, and one-third for a term of three years. The terms of office of the members of the first advisory board shall be begin on dates fixed by the board of county commissioners and any vacancy occurring in the membership of any advisory board shall be filled by appointment by the board of county commissioners of the county in which the vacating member resided at the time of his or her appointment.
- c) In any county or counties which has established a community mental health center pursuant to K.S.A. 19-4001 et seq. and pursuant to these statutes has also established a mental health/mental retardation governing board as of the effective date of this statute, may by resolution adopt said governing board as the advisory board pursuant to this statute.
- d) Membership of each advisory board shall as nearly as possible be representative of public health, medical profession, the judiciary, public welfare, hospitals,

mental health organization, as well as education, rehabilitation, labor, business and civic groups, and the general public.

- e) In any county or counties which has established the board of county commissioners as the mental health/mental retardation governing board pursuant to this statute, the board of county commissioners shall seek the recommendations of the mental health/mental retardation advisory board prior to adopting the annual plan and budget for county mental health and retardation programs.