

19
Approved March 15, 1988
Date

MINUTES OF THE Senate COMMITTEE ON Local Government

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

9:09 a.m./~~p.m.~~ on March 4, 1988n room 531-N of the Capitol.

All members were present except:

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

Conferees appearing before the committee:

The Chairman opened the discussion on S.B. 669 - concerning the water supply and distribution districts relating to annexation of territory, this bill is only applicable to Water District #1 of Johnson County.

Staff presented the amendment they had been asked to draft (Attachment I).

Senator Allen moved to adopt the amendment as written. The motion was seconded by Senator Langworthy. The motion carried.

Senator Allen moved to passed the bill as amended. Senator Langworthy seconded the motion. The motion carried.

Senator Steineger asked that the minutes reflect by amending KSA 82a-629 the purpose of this amendment shall be to dissolve by virtue of this statute to preclude the necessity of going back and going through a long and laborious expensive procedure.

The Chairman asked the committee if an interim study is requested on S.B. 612, did they want to included other entities? The consensus of the members was that it should be applicable to anyone using the lease/purchase agreement.

The Chairman adjourned the meeting at 9:16 a.m., next meeting will be on March 15, 1988.


Chairman, Senator Don Montgomery

0045 ity's water supply and distribution system, including all prop-
 0046 erty, equipment, records, reports and funds, to the water district;
 0047 (2) the continued service to customers of such system by such
 0048 district; and (3) the assumption of all or part of the revenue bond
 0049 liability and any other outstanding obligations of such other
 0050 water utility.

0051 The water district board and the governing body of such other
 0052 water utility shall each adopt a resolution approving such agree-
 0053 ment, and a copy of such agreement shall be filed for public
 0054 inspection in the office of the county clerk of each county in
 0055 which a portion or all of the area served by such district or such
 0056 other water utility lies. The water district board shall cause
 0057 notice of the approval of the agreement to extend the boundaries
 0058 of such district and the offices in which it has been filed to be
 0059 published once in a newspaper or newspapers of general cir-
 0060 culation in the areas served by such district and such other water
 0061 utility. Such notice shall state that the proposed extension shall
 0062 be made unless there is presented to the water district board or
 0063 the governing body of such other water utility a protest petition
 0064 as hereinafter provided. No protest may be presented by any
 0065 stockholder of any such other water utility which has approved
 0066 such agreement.

0067 If, within 60 days after publication of such notice, there is
 0068 presented either to the water district board or to the governing
 0069 body of any such other water utility a written protest against the
 0070 proposed extension signed by qualified electors of the water
 0071 district or of the area served by any such other water utility,
 0072 respectively, equal to 2% of the qualified electors who voted at
 0073 the last preceding general election, the board or the governing
 0074 body of the other water utility shall present such proposed
 0075 extension to the qualified electors of the water district or of such
 0076 other water utility at a special election called and held in the
 0077 same manner provided by K.S.A. 19-3507a and 19-3508, and
 0078 amendments thereto. The boundary extension shall not be made
 0079 unless approved by a majority of the qualified electors voting
 0080 thereon at the election hereinbefore required.

0081 (c) *Whenever the water district enters an agreement pursu-*

Notwithstanding the provisions of K.S.A.
 82a-629, and amendments thereto,

(Attachment I) Local Go 3/4/88

0082 ant to subsection (b) with a rural water district and such agree-
0083 ment provides for the: (1) Total transfer of the rural water
0084 district's water supply and distribution system; (2) continuation
0085 of service to all customers of the rural water district; and (3)
0086 assumption of all revenue bond liability and any other out-
0087 standing obligations of the rural water district, ~~the agreement~~
0088 ~~also may provide for the dissolution of the rural water district.~~
0089 Sec. 2. K.S.A. 1987 Supp. 19-3512 is hereby repealed.
0090 Sec. 3. This act shall take effect and be in force from and
0091 after its publication in the statute book.

shall be dissolved if the agreement and the
published notice so provide