

## **MINUTES**

### **JOINT COMMITTEE ON STATE BUILDING CONSTRUCTION**

January 31, 2008  
Room 123-S—Statehouse

#### **Members Present**

Senator Dwayne Umbarger, Chairperson  
Representative Joe Humerickhouse, Vice-Chairperson  
Senator Pat Apple  
Senator Greta Goodwin  
Senator Laura Kelly  
Senator Stephen Morris  
Representative Steven Brunk  
Representative Bill Feuerborn  
Representative Bob Grant  
Representative Jo Ann Pottorff

#### **Staff Present**

Audrey Dunkel, Kansas Legislative Research Department  
Kimbria Caywood McCarthy, Kansas Legislative Research Department  
Michael Steiner, Kansas Legislative Research Department  
Amy VanHouse, Kansas Legislative Research Department  
Aaron Klaassen, Kansas Legislative Research Department  
Mike Corrigan, Office of the Revisor of Statutes  
Helen Abramson, Committee Assistant

#### **Conferees**

Russ Jennings, Juvenile Justice Authority

#### **Other Attending**

See attached list.

Staff reported on the status of the balances of the Educational Building Fund, the State Institutions Building Fund, and the Correctional Institutions Building Fund, with explanation of the authorization of the money that flows into those funds (Attachment 1). The attachment shows transfers of \$1.7 million from the Expanded Lottery Act Revenue Fund (ELARF) in FY 2009, FY 2010, and FY 2012 for the Correctional Institutions Building Fund in order to maintain that level of expenditures.

Chairperson Umbarger remarked that there was discussion yesterday of the use of ELARF funding and the position of the Committee yesterday was that this might not be a wise decision.

Vice-Chairperson Humerickhouse stated that what is being brought forth today is a little different than what was discussed yesterday, as today it does not concern principal payment indebtedness, but infrastructure.

Staff indicated that they would draw up the concern of the Building Committee in regard to ELARF dollars being used for funding, not only for debt service principal payments but also capital improvements projects in the state. Such a concern could read as follows:

"The Joint Committee on State Building Construction expresses concern over the use of Expanded Lottery Act Revenue Fund (ELARF) dollars for debt service principal payments and capital improvement projects in the state. The ELARF is a new fund, and as such, revenue estimates for the fund are little more than speculative. In addition, pending legal action regarding the Expanded Lottery Act Revenue Fund casts further doubt on the revenue to the ELARF. Given these concerns, the Joint Committee on State Building Construction recommends the shift of expenditures from the ELARF to the State General Fund for the (agency name) in FY 2009 and recommends review of this shift at Omnibus."

Staff presented an overview of the FY 2008 and FY 2009 Adjutant General's capital improvement request (Attachment 2).

The agency requests expenditures of \$3.6 million for capital improvements in FY 2008. The revised request includes expenditures of \$1.1 million, all from the State General Fund, for debt service principal payments. The revised request also includes \$1.0 million, all from the Federal Military Fee Fund, to match funds in the Armory renovation program. Also included in the request is \$1.6 million, all from the Adjutant General Expense Fund, for construction of the Fusion Center.

The Governor concurs with the agency's FY 2008 capital improvement request.

The agency requests expenditures of \$7.0 million for FY 2009 capital improvements. The request includes expenditures of \$1.6 million, all from the State General Fund, for debt service principal payments. The request also includes expenditures of \$1.0 million, all from the Federal Military Fee Fund, to match funds in the Armory renovation program. The agency requests \$4.9 million, all from the State General Fund, for capital improvement enhancements. The agency requests \$336,753, all from the State General Fund, to expand the Motor Vehicle Storage Compound at the Liberal Army National Guard Armory. Also requested is \$4.1 million, all from the State General Fund, for a regional training site in conjunction with the newly developed Great Plains Regional Training Center. The final enhancement request is \$182,439, all from the State General Fund, for debt service payments on bonds for the Armories and the Great Plains Regional Training Center. The agency reports that the final debt service schedules received from the Kansas Development Finance Authority for one set of Armory Bonds and the Great Plains Training Center Bonds varied dramatically from the preliminary schedules.

The Governor recommends expenditure of \$6.6 million for capital improvements in FY 2009. The recommendation includes expenditures of \$345,000, all from the State General Fund, for debt service principal payments on bonding for the facility located at Pittsburg State University and for the Great Plains Regional Training Center. The Governor recommends funding of \$5.2 million, all from the Expanded Lottery Act Revenue Funds, including \$1.2 million for the debt service principal payment on the Armory renovation bonds, and \$4.0 million for the creation of the Great Plains Regional Training Center Site No. 1. The Governor concurs with the agency's request of \$1.0 million, all from the Federal Military Fee Fund, for the Armories. The Governor does not recommend the agency's request for funding to expand the Liberal Motor Vehicle Storage Compound.

*Representative Grant moved that the Committee concur with the Governor's recommendation for FY 2008 and FY 2009 for the Adjutant General's request with the exception that the Joint Committee on State Building Construction recommends the shift of expenditures from the ELARF to the State General Fund in FY 2009 and recommends review of this shift at Omnibus. Senator Goodwin seconded. Motion carried.*

Staff presented an overview of the FY 2008 and FY 2009 capital improvement requests for the Kansas Bureau of Investigation (KBI) (Attachment 3).

The agency requests capital improvement expenditures of \$637,196, all from the State General Fund, for FY 2008. The estimate includes \$265,000 for the debt service principal payment on the Headquarters building in Topeka. The building was acquired in 1989 with a 20-year bond issue. The final payment will be made in FY 2010. The estimate included \$100,000 for an engineering study regarding problems with the heating and cooling systems at the Headquarters building and to fund cooling recommendations in the computer room. The 2007 Legislature approved FY 2008 funding of \$124,000 to begin acquisition of property in the same block as the Headquarters building in Topeka. The FY 2008 estimate also includes a reappropriation of \$148,196 of the remaining money appropriated by the 2006 Legislature to acquire the IMA Building in Topeka and to remodel the second floor of the Great Bend Laboratory.

The Governor concurs with the agency's FY 2008 request.

The agency requests capital improvement expenditures of \$1,019,540, all from the State General Fund. The request includes \$285,000 for the debt service principal payment on the Headquarters building in Topeka. The request also includes \$35,000 for a ventilation system in the Headquarters sub-basement. The agency reports that the agency's UPS system is located in the sub-basement with temperatures reaching 100 degrees. Also requested is \$65,000 to clean and caulk all windows in the Headquarters building. The agency requests \$634,540, all from the State General Fund, for the following enhancements:

- \$225,540 for the development of a KBI Headquarters Complex;
- \$142,500 for the Kansas City Laboratory Evidence Control Center;
- \$100,000 for Headquarters Generator Replacement; and
- \$136,500 for repairs at the Great Bend Laboratory.

The Governor recommends capital improvements expenditures of \$635,000, including \$100,000 from the State General Fund and \$535,000 from the Expanded Lottery Act Revenue Fund in FY 2009. The Governor concurs with the agency's request for \$100,000, all from the State General Fund, for a ventilation system in the Headquarters sub-basement and to clean and caulk all windows in the Headquarters building. The Governor recommends that the \$285,000 debt service payment for the Headquarters building in Topeka be financed through the Expanded Lottery Act Revenue Fund. In addition, the Governor recommends enhancements totaling \$250,000, all from the Expanded Lottery Act Revenue Funds, for the following:

- \$50,000 to complete the buyout and demolition of property in the same block as the Headquarters building;
- \$50,000 for a site master plan to define space utilization, general appearance, traffic flow, utilities, code compliance, and phasing of the KBI Complex; and
- \$150,000 for a needs assessment for a new forensic science laboratory.

Committee discussion followed concerning the location of the new forensic science laboratory, the purchase of the remaining property in the same block as the Headquarters building, and repairs or replacement of items at the Great Bend Laboratory.

*Representative Grant moved that the Committee concur for FY 2008 and FY 2009 with the Governor's recommendation for the Kansas Bureau of Investigation with the exception that the Joint Committee on State Building Construction recommends the shift of expenditures from the ELARF to the State General Fund for debt service principal payments and the three enhancements for FY 2009 and recommends review of this shift at Omnibus. Senator Goodwin seconded. Motion carried.*

Staff presented an overview of the Kansas Highway Patrol FY 2008 and FY 2009 capital improvement requests (Attachment 4).

The agency requests capital improvement expenditures of \$991,083, all from special revenue funds, in FY 2008. Included in the request is debt service principal payments of \$735,000 for the Kansas Highway Patrol Training Academy, the Fleet Center, and the Vehicle Identification Number Facility in Olathe. The final debt service payment for the Training Academy is scheduled to occur in FY 2008. The capital improvements budget also includes expenditures of \$256,083 for rehabilitation, repair, and scale replacement.

The Governor concurs with the agency's request for FY 2008.

The agency requests capital improvement expenditures of \$1,382,199, all from special revenue funds, in FY 2009. The request included debt service principal payments on the Fleet Center and the Vehicle Identification Number Facility in Olathe. The request includes rehabilitation, repair, and scale replacement totaling \$262,000, and an enhancement totaling \$845,199 for roof replacement on the Administration Building at the Kansas Highway Patrol Training Academy in Salina.

The Governor concurs with the agency's request for FY 2009.

Discussion followed concerning the roof replacement on the Administration Building at the Kansas Highway Patrol Academy in Salina.

*Representative Grant moved that the Committee concur with the Governor's recommendation for FY 2008 and FY 2009 for the Kansas Highway Patrol. Representative Pottorff seconded. Motion carried.*

Staff presented an overview of the FY 2008 and FY 2009 Juvenile Justice Authority capital improvement requests (Attachment 5).

The agency requests capital improvements of \$2,050,595. The request is all from the State Institutions Building Fund. The request includes \$37,803 in rehabilitation and repair projects and \$1,975,000 in debt service principal payments. The request also includes \$537,792 in new construction, all from the State Institutions Building Fund, to construct a new maintenance and

storage building at the Juvenile Correctional Facility. The current building being used for maintenance was built in 1900 and is in a state of disrepair.

The Governor recommends capital improvements of \$3,051,005, an increase of \$410 above the agency's FY 2008 request. The increase is due to a one-time transfer of \$410 from the Larned Juvenile Correctional Complex to the JJA Central Office.

For FY 2009, the agency requests improvements of \$4,148,150, all from the State Institutions Building Fund. The request includes \$798,146 in rehabilitation and repair projects, \$2,075,000 in debt service principal, and \$1,239,004 in construction.

The request includes:

- \$50,000 to construct a new security station at the north entrance at the Kansas Juvenile Correctional Complex;
- \$681,318 to install an emergency power generator at Atchison Juvenile Correctional Facility in FY 2009;
- \$420,004 to raze the Arapaho/Cheyenne and Chippewa/Jayhawk living units at the Kansas Juvenile Correctional Complex; and
- \$87,682 to raze an existing maintenance building at Atchison Juvenile Correctional Facility.

Discussion followed concerning the use of the Administration Building at the Kansas Juvenile Correctional Complex in place of the current Administration Building in downtown Topeka.

The Governor recommends capital improvements of \$6,113,931, all from the State Institutions Building Fund. The recommendation includes \$738,146 in rehabilitation and repair projects and \$2,075,000 in debt service principal. The recommendation also includes \$3,300,785 in new construction. The recommendation includes:

- \$420,004 to raze the Arapaho/Cheyenne and Chippewa/Jayhawk living units at the Kansas Juvenile Correctional Complex;
- \$2,793,099 to renovate the old Topeka Juvenile Correctional Facility administration building; and
- \$87,682 to raze an existing maintenance building at the Atchison Juvenile Correctional Facility.

Secretary Jennings, Juvenile Justice Authority, stated that remodeling of the Administration Building at the Correctional Complex will allow an additional 5,000 square feet of space. There will be some hazardous materials involved when razing the dormitories, therefore, no in-house juvenile labor is being considered, but juvenile labor will be used for fence relocation.

Discussion followed concerning the emergency power generator at Atchison. Secretary Jennings pointed out that the emergency power generator relates more to light illumination. The agency made this decision based on a prolonged electrical outage and also the consideration for the future use of the facility.

*Representative Pottorff moved that the Committee concur with the Governor's recommendation for the FY 2008 and FY 2009 capital improvement requests for the Juvenile Justice Authority. Vice-Chairperson Humerickhouse seconded. Motion carried.*

Chairman Umbarger adjourned the meeting at 12:45 p.m..

Prepared by Helen Abramson  
Edited by Kimbra Caywood McCarthy

Approved by Committee on:

July 10, 2008  
(Date)