

The first meeting of the Senate Committee on Federal, State and Local Governments was held on January 23, 1969, at 9:00 A.M.

Committee Members present: Chairman James Gibson
Warren L. Monroe
Vernon E. Bunker
Marvin L. White
Francis W. Farr
Chic Hecht
Carl F. Dodge

Others present: John Brooke, City Manager of Sparks, Nevada.
Curtis Blyth, Executive Director, Nevada
Municipal Association.
Press representatives.

The meeting was called to order by Chairman Gibson at 9:00 A.M. The Chairman announced that there would be three sets of minutes to Committee meetings and procedures, one of which would be available to members of the Committee for reference and review.

Senator Farr introduced Mr. John Brooke, City Manager of Sparks, Nevada, to explain SB-3 before the Committee and answer any questions which the members might have regarding the bill. This bill authorizes the City of Sparks to utilize surplus municipal services center and fire department bond proceeds for city hall and police building projects. Senator Farr stated that while it was generally a non-controversial bill, it was felt that some of the background might be helpful.

Mr. Brooke briefly delineated the material in the bill, explaining that while the figures for the building projects were based on the architects' estimates, they were now faced with something they had not anticipated. The estimates in some cases were very close; in other cases, as the result of changes in building trades and the cost of materials, the estimates were far under the actual bids. As a result the total figure of 2.4 million dollars was accurate enough to finance the overall project, but they had "the money in the wrong pocket." He cited that the municipal services center bids were well enough under the bids for the other projects, and there is sufficient money in that bonding to provide the additional funding necessary beyond the bonding issues for the City Hall and the police building. He then quoted the figures in Section 1 of SB-3, and stated that since the contractor is currently building the buildings and needed sufficient money with which to continue the contract, they had obtained authority to get an emergency loan should this bill be unsuccessful. He stressed that it was important to understand that while they have this money, it can not be spent where it is---in the individual funds described----without authority to transfer. This would enable them to complete the project without going outside and borrowing additional amounts with the expense of interest.

There followed a period of questions by various members of the Committee regarding additional costw of the project, contractors' agreements, bond retirement and rate of interest (5.4). In several responses Mr. Brooke referred to his counselling with the bonding attorneys and stated their opinions regarding various aspects of this issue.

Senator Dodge then moved that the Committee pass this bill. The motion was seconded by Senator Monroe. Committee vote was unanimous.

Next under consideration was SB-4, introduced by Senator Monroe. Senator Monroe drew attention to the amended section.

Senator Dodge moved that the Committee pass this bill. The motion was seconded by Senator Bunker.

There was a brief discussion following with Senators White, Hecht and Gibson commenting on various aspects of the bill.

Committee vote was unanimous for passage.

Next on the agenda was SB-8, introduced by Senator Dodge, regarding the filling of legislative vacancies in multicounty districts. In explaining the bill, he cited the problem of multicounty senatorial districts, as under reapportionment now, the problems ahead of filling vacancies and stated that he felt this is a better procedure. Senator Farr stated he felt there was no objection to this bill; it set a standard of procedure which was not now available and would avoid future argument and delay.

Senator Monroe moved that the Committee pass this bill, and the motion was seconded by Senator Bunker. Committee vote was unanimous for passage.

Chairman Gibson stated that in the future he would prefer no action by the Committee or voting while witnesses were still present in the Committee room.

Senate Joint Resolution-3 was then explained by Chairman Gibson. This bill proposed reintroduction of federal legislation to alleviate income tax treatment for state legislators.

Senator Dodge moved that the Committee pass this bill. Senator White seconded the motion.

Committee vote was unanimous for passage.

Chairman Gibson then briefly summarized fifteen bills and received approval from the Committee for introduction.

It was announced that the next meeting of this Committee would be at 9:00 A.M. on Monday, January 27, 1969. At that time, there will be a hearing on the North Las Vegas fiscal situation, the general Las Vegas bond picture and other matters so relating.

The meeting was adjourned by Chairman Gibson.

Respectfully submitted,

Patricia F. Burke

Patricia F. Burke
Committee Secretary

COMMITTEE RULES - 55th SESSION

FEDERAL, STATE AND LOCAL GOVERNMENTS COMMITTEE

1. Four members constitute a quorum of the committee.
2. Motions will be moved, seconded, and passed by a simple majority of those present, except that definite action ("Do Pass" or "Hold") on a bill will require a majority of the entire committee.
3. In order to reconsider previous actions taken, an affirmative vote of 5 members of the committee will be required.
4. Mason's Manual will be followed as to parliamentary procedure.
5. Any member of the committee may request an item on the agenda by contacting the committee chairman a day ahead of the committee meeting.
6. Committee bill introduction will be only by unanimous approval of the committee members present. Committee introduction does not imply in any way a commitment on the part of any committee member to support the bill introduced.

ADOPTED: January 23, 1969

S. B. 3

SENATE BILL NO. 3—SENATOR FARR

JANUARY 20, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Authorizes City of Sparks to utilize surplus municipal services center and fire department bond proceeds for city hall and police building projects. (BDR S-573)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT concerning the City of Sparks, Nevada; authorizing the City of Sparks to utilize surplus municipal services center and fire department bond proceeds for city hall and police building projects; and providing other matters properly relating thereto.

- 1 WHEREAS, The City of Sparks (the "city") in the County of Washoe
- 2 and State of Nevada has issued the following bonds:
- 3 1. The "City of Sparks, Nevada, General Obligation Municipal Serv-
- 4 ices Center Bonds, Series July 1, 1968," in the principal amount of
- 5 \$710,000 (the "municipal services center bonds"), for the construction,
- 6 installation and other acquisition of municipal services center buildings,
- 7 including without limitation storage and repair facilities for city-owned
- 8 vehicles and city warehouse facilities, and equipment and furnishings for
- 9 such buildings (the "municipal services center project");
- 10 2. The "City of Sparks, Nevada, General Obligation City Hall Build-
- 11 ings Complex Bonds, Series July 1, 1968," in the principal amount of
- 12 \$690,000 (the "city hall bonds"), for the construction, installation and
- 13 other acquisition of a city hall buildings complex, including without
- 14 limitation buildings for council's chambers and various executive and
- 15 administrative offices, and equipment and furnishings for such buildings
- 16 (the "city hall project");
- 17 3. The "City of Sparks, Nevada, General Obligation Police Building
- 18 Bonds, Series July 1, 1968," in the principal amount of \$860,000 (the
- 19 "police building bonds"), for the construction, installation and other
- 20 acquisition of a police building, including without limitation jail facilities
- 21 therein, and equipment and furnishings for such building (the "police
- 22 building project"); and
- 23 4. The "City of Sparks, Nevada, General Obligation Fire Department
- 24 Bonds, Series July 1, 1968," in the principal amount of \$140,000 (the
- 25 "fire department bonds"), for the construction, reconstruction, installa-
- 26 tion and other acquisition of fire department buildings, including without
- 27 limitation the reconstruction of the old city hall into a central fire station

S. B. 4

SENATE BILL NO. 4—SENATOR MONROE

JANUARY 20, 1969

Referred to Committee on Federal, State and Local Governments
 SUMMARY—Provides for sale of real property by counties. (BDR 20-378)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the sale of real property by counties; providing procedures for such sale; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 244 of NRS is hereby amended by adding
 2 thereto a new section which shall read as follows:
 3 1. *When a board of county commissioners has determined by reso-*
 4 *lution that the sale or exchange of any real property owned by the county*
 5 *will be in the best interest of the county, it may:*
 6 (a) *Sell such property at public auction, in the manner prescribed for*
 7 *the sale of real property on execution.*
 8 (b) *Sell such property through a licensed real estate broker. No exclu-*
 9 *sive listing may be given. In all listings, the board of county commission-*
 10 *ers shall specify the minimum price, the terms of sale and the commission*
 11 *to be allowed, which shall not exceed the normal commissions prevailing*
 12 *in the community at the time.*
 13 (c) *Exchange such property for other real property of substantially*
 14 *equal value, or for other real property plus an amount of money equal to*
 15 *the difference in value, if it has also determined by resolution that the*
 16 *acquisition of such other real property will be in the best interest of the*
 17 *county.*
 18 2. *Unless the board of county commissioners by its resolution fur-*
 19 *ther finds that the property to be sold is worth less than \$1,000, the board*
 20 *shall appoint three disinterested persons to appraise the property, and*
 21 *shall not sell or exchange it for less than the appraised value.*
 22 3. *If the property is appraised at \$1,000 or more, the board of*
 23 *county commissioners may sell it either for cash or for not less than 25*
 24 *percent cash down and upon deferred payments over a period of not*
 25 *more than 10 years, secured by a mortgage or deed of trust, bearing*
 26 *such interest and upon such further terms as the board of county com-*
 27 *missioners may specify.*

Original bill is 2 pages long.
 Contact the Research Library for
 a copy of the complete bill.

S. B. 8

SENATE BILL NO. 8—SENATOR DODGE

JANUARY 21, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Provides for filling of legislative vacancies in multicounty districts by the governor. (BDR 17-43)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT to amend NRS 218.043, relating to filling of legislative vacancies, by providing for such vacancies to be filled by the governor in multicounty districts.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 218.043 is hereby amended to read as follows:
 2 218.043 Where a vacancy occurs in the office of state senator or
 3 assemblyman and no biennial election or regular election at which county
 4 officers are to be elected takes place between the occurrence of such
 5 vacancy and the next regular or special session of the legislature: [the
 6 board of county commissioners of the county from which such member
 7 was elected shall appoint a person of the same political party as the former
 8 incumbent to fill such vacancy. Where the senator or assemblyman was
 9 elected from a district comprising more than one county, such appoint-
 10 ment shall be made by a joint board composed of all the county commis-
 11 sioners of each county within the district, under the chairmanship of the
 12 chairman of the board of county commissioners of the most populous
 13 county. If no person receives a plurality of the votes of the joint board,
 14 the boards of county commissioners of the respective counties shall each
 15 select a candidate, and the appointee shall be chosen by drawing lots
 16 among the candidates so selected.]
 17 1. *Where the senator or assemblyman was elected from a district*
 18 *comprising but one or part of one county, the board of county commis-*
 19 *sioners of the county from which such legislative member was elected*
 20 *shall appoint a person of the same political party as the former incum-*
 21 *berent to fill such vacancy.*
 22 2. *Where the senator or assemblyman was elected from a district*
 23 *comprising more than one county, the governor shall appoint a person*
 24 *of the same political party as the former incumbent to fill such vacancy.*
 25 SEC. 2. This act shall become effective upon passage and approval.

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S. J. R. 3

SENATE JOINT RESOLUTION NO. 3—COMMITTEE ON
FEDERAL, STATE AND LOCAL GOVERNMENTS

JANUARY 21, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Proposes reintroduction of federal legislation to alleviate income tax treatment for state legislators. (BDR 381)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

SENATE JOINT RESOLUTION—Memorializing certain members of the United States Congress to reintroduce a bill intended to improve income tax treatment afforded to state legislators.

- 1 WHEREAS, On April 30, 1968, S.3409 was introduced in the Senate
2 of the United States and was a bill intended to improve the income tax
3 treatment afforded state legislators on their living allowances, including
4 per diem; and
5 WHEREAS, S.3409 would have exempted from gross income for tax
6 purposes up to \$25 of the living allowances paid to a state legislator for
7 each day such allowances are authorized; and
8 WHEREAS, S.3409 was not considered by the Senate Finance Commit-
9 tee but its supporters have indicated that if there is a sufficient showing
10 of interest in the states the measure could be reintroduced in the next
11 session of the Congress; and
12 WHEREAS, The legislators of Nevada are interested in improving the
13 income tax treatment afforded to state legislators for living allowances;
14 now, therefore, be it
15 *Resolved by the Senate and Assembly of the State of Nevada, jointly,*
16 That the supporters of former S.3409 are hereby memorialized to rein-
17 troduce in the next session of the Congress a measure intended to
18 improve the income tax treatment afforded to state legislators on their
19 living allowances; and be it further
20 *Resolved,* That the Congress of the United States is hereby memorial-
21 ized to act favorably upon such legislation; and be it further
22 *Resolved,* That a copy of this resolution be transmitted forthwith by
23 the legislative counsel to Senator Walter F. Mondale of Minnesota, to
24 the President of the Senate, to the Speaker of the House of Representa-
25 tives and to each member of the Nevada congressional delegation.

Original bill is on file at
the Research Library.