

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Senator Jesse Laslovich, on February 6, 2009 at 3:00 P.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. John Esp, Chairman (R)
Sen. Jeff Essmann, Vice Chairman (R)
Sen. Gregory D. Barkus (R)
Sen. Steven Gallus (D)
Sen. Kim Gillan (D)
Sen. Verdell Jackson (R)
Sen. Jesse Laslovich (D)
Sen. Bruce Tutvedt (R)

Members Excused: Sen. Ron Erickson (D)

Members Absent: None.

Staff Present: Leanne Heisel, Legislative Branch
Debra Polhemus, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 305, 1/28/2009

Executive Action: None

HEARING ON SB 305

Opening Statement by Sponsor:

00:01:44 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SB 305, Revise subdivision and platting act.

Proponents' Testimony:

EXHIBIT(los28a01)

Several letters of testimony were provided by Sen. Bruce Tutvedt. Letters were from Stacey Dykeman, Missoula; Teresa Polumsky, Corvallis; The Powell Family, Corvallis; Lori Schallenberger, Hamilton; Chris Cobb-Taggart, Hamilton; and, Jerry Hamlin, Helena.

00:05:12 William K. VanCanagan, Attorney, Datsopoulos, MacDonald & Lind, P.C., Missoula, representing Montana Association of Realtors

EXHIBIT(los28a02)

EXHIBIT(los28a03)

00:25:28 Terry Nelson, Surveyor, Ravalli County

EXHIBIT(los28a04)

00:27:46 Jerry Christison, Lewis & Clark County resident

00:29:23 Jason Rice, Co-Owner and Vice President, Territorial Land Works

00:30:40 Jeanette Joost, Stevensville resident

00:32:02 Paul Wilson, Victor resident

EXHIBIT(los28a05)

00:33:20 Daniel Cox, Conner resident

00:35:02 Niki Sardot, Florence resident

00:35:27 Alex Beal, Attorney, Datsopoulos, MacDonald & Lind, PC, Missoula

EXHIBIT(los28a06)

00:36:19 Nick Kaufman, Missoula attorney

00:36:54 Bill Gallagher, Gallagher and Associates, PLLC, Helena

EXHIBIT(los28a07)

00:37:35 Liane Taylor, representing the Helena Association of Realtors

EXHIBIT(los28a08)

00:37:42 Michael J. Fasbender, Helena

EXHIBIT(los28a09)

00:38:10 Jon Bennion, representing Montana Chamber of Commerce

Opponents' Testimony:

00:38:35 Dan Schwarz, Yellowstone County
00:47:56 John Ostlund, Yellowstone County Commissioner
00:51:04 Jeff Sealey, representing Montana County Attorneys
Association and also Lewis & Clark County Attorneys

EXHIBIT(los28a10)

00:52:49 Myra L. Shults, Consultant Land Use Attorney for
Joint Powers Insurance Authority (JPIA)/Montana
Association of Counties (MACo)

EXHIBIT(los28a11)

00:55:19 Tim Davis, representing Montana Smart Growth Coalition

EXHIBIT(los28a12)

00:56:26 John MacDonald, representing City of Missoula
00:57:15 Tim Burton, City Manager, City of Helena
00:58:27 Greg Chilcott, Executive Committee, MACo, also Valley
County Commissioner
00:59:59 Alec Hansen, Montana League of Cities and Towns
01:01:13 Janet Ellis, Montana Audubon Society
01:02:35 Anne Hedges, Montana Environmental Information Center
01:03:26 Sarah Cobler, representing Montana Conservation Voters

Informational Testimony: None

Questions from Committee Members and Responses:

01:04:06 Sen. Gillan
01:05:04 Tim Davis
01:08:51 Sen. Jackson
01:10:02 Bill Gallagher, Gallagher and Associates
01:12:52 Sen. Essmann
01:13:47 Janet Ellis, Montana Audubon Society
01:14:40 Sen. Barkus
01:15:25 William K. VanCanagan, Datsopoulos, MacDonald & Lind
01:17:25 Sen. Essmann
01:18:00 William K. VanCanagan
01:18:58 Sen. Gillan
01:20:31 William K. VanCanagan

Closing by Sponsor:

01:23:02 Sen. Tutvedt

ADJOURNMENT

Adjournment: 4:30 P.M.

Debra Polhemus, Secretary

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Additional Documents:

EXHIBIT ([los28aad.pdf](#))