

**MINUTES OF THE
POLITICAL SUBDIVISIONS INTERIM COMMITTEE**
Wednesday, October 20, 2004 – 2:00 p.m. – W025 House Building

Members Present:

Sen. Carlene M. Walker, Senate Chair
Rep. Kory M. Holdaway, House Chair
Sen. Patrice M. Arent
Sen. Greg S Bell
Sen. Lyle W. Hillyard
Rep. Roger E. Barrus
Rep. D. Gregg Buxton
Rep. David N. Cox
Rep. Scott Daniels
Rep. Brad L. Dee
Rep. M. Susan Lawrence
Rep. Joseph G. Murray

Members Absent:

Rep. Eli H. Anderson
Rep. Duane E. Bourdeaux
Rep. Ann W. Hardy

Staff Present:

Mr. Joseph T. Wade, Policy Analyst
Mr. Robert H. Rees, Associate General Counsel
Ms. Wendy L. Bangerter, Legislative Secretary

Note: A list of others present and a copy of related materials can be found at www.le.utah.gov or by contacting the committee secretary, Wendy Bangerter, at 538-1032. A recording of the meeting is available from the committee secretary.

1. Committee Business

Chair Holdaway called the meeting to order at 2:23 p.m.

MOTION: Rep. Murray moved to approve the minutes of the September 15, 2004 meeting. The motion passed unanimously. Sen. Hillyard, Rep. Barrus, and Rep. Cox were absent for the vote.

2. Land Use Development and Management Act

Senator Greg Bell introduced the working group, who have been meeting to discuss revisions to the Municipal and County Land Use Development and Management Acts. He indicated that legislation implementing the recommendations will be presented in November for the Committee's consideration.

Ms. Jodi Hoffman, Director of Legislative Affairs, Utah League of Cities and Towns gave a presentation explaining the mission of the working group. She reviewed the group's conclusions and what the group was able to accomplish. She reviewed statutory changes the group recommends.

Mr. Bruce Baird, attorney, Hutchings, Baird and Jones, spoke in support of the efforts of the working group.

Mr. Brad Cahoon, attorney, Snell and Wilmer, commended Sen. Bell and spoke in favor of the worthwhile effort. He noted that some conclusions were agreed upon according to court decisions.

3. Local Government Authority for Design-Build Construction

Rep. Mike Morley distributed a memo outlining the three-step process relating to design-build projects.

Mr. Darrel Bostwick, Bostwick and Price, P.C., explained past practices of allowing design-build contracts. He noted the subjective elements included in design-build.

Ms. Chris Finlinson, Central Utah Water, stated that design-build, according to their perception, is very strict. She requested that the Legislature not restrict them by forcing them into a process that is not cost-effective to them. She stated that the process they currently use is good and tightly controlled.

Rep. Morley stated he is still open to suggestions before making changes to the statute.

Mr. Craig Peterson, consultant with Montgomery, Watson, and Harza, expressed appreciation to Rep. Morely. He expressed concern that there may be unintended consequences that might be avoided by listening to all interested parties. He spoke in support of the changes to S.B. 183.

4. Adjourn

MOTION: Rep. Cox moved to adjourn the meeting. The motion passed unanimously.
Sen. Arent was absent for the vote.

Chair Holdaway adjourned the meeting at 3:45 p.m.