

MINUTES
NEW SCHOOL DISTRICT TRANSITION TEAM
Sandy City Hall – 10000 Centennial Parkway Sandy, Utah 84070

JUNE 23, 2008

Meeting commenced at 4:33 p.m.—East Conference Room

PRESENT

New School District Transition Team (NSDTT) Members: Chair Steve Newton, Vice-Chair Devon Sanderson, Bob Day, LaMont Smith, and Mike Shelton. Jason Burningham participated via conference call beginning at 6:26 p.m.

Others in Attendance: Legal Counsel Jeff and Zach Shields, Valley Journals Reporter Marie Mischel, and NSDTT Staff Support Linda Bullough

Excused: Michael Petersen

WELCOME

Chair Newton welcomed those in attendance.

APPROVAL OF MINUTES

Motion: Member Sanderson moved to approve the 06-02-08 NSDTT meeting minutes.

Second: Member Smith

Vote/Motion Approved: Unanimous vote in favor of the motion.

REVIEW OF TRANSITION TEAM TIME LINE AND REPORT TO INTERLOCAL COMMITTEE

Chair Newton reported he submitted a budget with estimated NSDTT arbitration expenses to the Interlocal Committee.

Estimated Arbitration Expenses—NSDTT

Description	Amount
Update seismic study on buildings (estimates obtained from Reaveley Engineering)	\$75,000
Update the database showing the Cost of Needed Repairs (FCI)—(estimates obtained from Entelen)	\$375,000
Update/replicate the Wikstrom Study (estimates obtained from Member Burningham and Burke Jolley's office)	\$40,000
Appraisers Fees	\$200,000
Attorneys Fees	\$200,000
Arbitrators Fees	\$100,000
TOTAL	\$990,000

Chair Newton explained the update of the *Cost of Needed Repairs (FCI)* had the longest lead time at 4 months. Member Shelton noted it is imperative to have Entelen begin the update ASAP as other commitments will hamper Entelen's ability to do the work if the project is not started within the month.

Jeff Shields discussed the logistics of obtaining an engagement letter. Statute requires the JSD pay the arbitration costs of both transition teams. This creates the somewhat unique situation of the JSD being the paying client yet having no attorney/client privilege. Mr. Shields said he would get with the East side city attorneys and the JSD's attorney to work out the engagement letter. He also indicated he would set up a meeting with the RSDTT's legal counsel to work out arbitration budget numbers.

Chair Newton briefly reported on a meeting he, Member Shelton, and Linda Bullough attended on Wednesday, June 18, in the office of Speaker Greg Curtis. Others in attendance at the meeting were Mayor Kelvyn Cullimore, Rep. Merlyn Newbold, Rep. Wayne Harper, RSDTT members Rick Horst and Dennis Higbee, Speaker Curtis, and his personal assistant. The meeting had been called by Speaker Curtis at the request of Mayor Cullimore and Representatives Newbold and Harper in the hopes of jump-starting negotiations between the two Transition Teams. During the meeting, Mayor Cullimore presented a proposal he had drafted and discussed with Mayors Money and Crane. Members of the Transition Teams indicated they would present Mayor Cullimore's proposal to other members of their teams for discussion and consideration.

Chair Newton and Member Shelton said Mayors Cullimore and Dolan reported in the Interlocal Committee meeting they had received reports from some West side mayors that a majority of the RSDTT members will vote to reject Mayor Cullimore's proposal. The East side mayors are in agreement. They do not think it is possible to work with the RSDTT, and instructed the NSDTT to aggressively press forward with arbitration.

NSDTT members expressed the belief the RSDTT's lack of good faith negotiation is being motivated by a desire to prevent the split of the JSD from happening, get the legislation undone, and embarrass the legislature. Chair Newton said he didn't think the legislature will repeal the split. To do so would require throwing out of office two newly elected boards of education. He also noted the RSDTT's actions could lead to the repeal of SB 48 which would result in the West side of the JSD losing more money than the \$112 million settlement number suggested in the first negotiating team's proposal.

Motion: Member Day moved to go to closed session to discuss issues relating to imminent litigation with Legal Counsel Jeff Shields and Zach Shields.

Second: Member Sanderson

Vote/Motion Approved: Unanimous vote in favor of the motion.

Open session ended at 5:32 p.m. Closed session commenced at 5:41 p.m.

Member Burningham joined the discussion via conference call at 6:26 p.m.

Open session commenced at 6:51 p.m.

Motion: Member Day moved to adjourn the meeting.

Second: Member Smith

Vote/Motion Approved: Unanimous vote in favor of the motion.

Meeting adjourned at 6:52 p.m.

This document, along with the digital recording, shall constitute the complete meeting minutes for the New School District Transition Team meeting.

The digital recording of the closed session of this meeting was prepared in accordance with provisions outlined under Utah Code Section 52-4-206, but is not available to the public.

Minutes submitted by Linda Bullough