

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

JUNE 30, 2008

Meeting commenced at 4:14 p.m.—Council Conference Room
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PRESENT

New School District Transition Team (NSDTT) Members: Chair Steve Newton, Bob Day, LaMont Smith, Mike Shelton, and Michael Petersen. Jason Burningham arrived at 4:10 p.m.

Others in Attendance: Legal Counsel Zachary Shields, Pat Casaday, and NSDTT Staff Support Linda Bullough

Excused: Vice-Chair Devon Sanderson

WELCOME

Chair Newton welcomed those in attendance.

APPROVAL OF MINUTES

Motion: Member Smith moved to approve the 06-23-08 NSDTT meeting minutes.

Second: Member Day

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

UPDATE ON ARBITRATION ISSUES AND ASSIGNMENTS

Zachary Shields reported discussing the logistics of procuring an engagement letter with Sandy City Attorney Walter Miller. Discussion ensued about who should sign the engagement letter. Statute indicates costs of the NSDTT are borne by the Interlocal Cities and arbitration costs are borne by the current JSD. While the JSD is responsible for payment of arbitration costs, it will not have control over services required.

Chair Newton reported he had presented an estimated budget detailing the NSDTT's anticipated arbitration costs to the current JSD East side Board members at last week's Interlocal Committee meeting. Board Member Horiuchi said one million dollars for arbitration expenses have been included in the 2008-2009 JSD operating budget. Chair Newton indicated the necessity of Callister Nebeker & McCullough (CNM) moving expeditiously to get an engagement letter written and signed to enable the timely contracting of expert services needed to prepare for arbitration. It was noted that some of the experts will require significant lead times to gather the required information.

Projected growth numbers outlined in the Wikstrom Study were discussed and reviewed. Member Burningham commented that his firm had made no attempt to validate the Wikstrom numbers as part of the Feasibility Study. He briefly reviewed some of the inputs used to construct the projections, and reviewed how overstated the projected numbers are in comparison with actual student counts over the past three years.

Chair Newton explained that much of the information the NSDTT needs for arbitration requires updating studies the JSD has already performed. He also noted the NSDTT must file a report by August 1, 2008 detailing what the two Transition Teams have agreed to. Member Shelton said the only thing the Transition Teams have agreed to is the "Foundation & Guiding Principles/Rules of Governance" document. Team members pointed out that although the RSDTT officially approved this document, it has ignored its provisions in subsequent negotiations and discussions. The other key date is September 1, 2008. Transition Teams are required to appoint arbitrators by this time.

Contents of the proposal authored by Mayor Cullimore were briefly discussed.

It was decided that personnel from CNM will take care of the logistics of obtaining an engagement letter with the experts needed and CNM was encouraged to do so expeditiously. Specific experts to prepare the work for arbitration were discussed. Chair Newton noted NSDTT members will and should be used to assist the retained experts.

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

Second: Member Petersen.

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

Open session ended at 5:13 p.m. Closed session commenced at 5:13 p.m.

*Korban Lee came just as the closed session began. He left at 5:15 p.m.
Pat Casaday left at 5:40 p.m.*

Open Session commenced at 5:53 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 5:53 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