

May 29, 2025

8:00 a.m.

### Conference Room/Electronic Meeting

## Board Members

**Present:** Sullivan Love - Chair    Brent Rummel    Neal Winterton  
                  Dave Norman    David Bunker    Blaine Thomas

**Electronic:** Richard Nielson Mack Straw Mark Christensen  
Joel Thompson Chandler Goodwin

**Excused:** Brian Braithwaite

**District Staff:** Richard Mickelsen, District Manager  
David Barlow, District Engineer  
Danette Smith, Board Secretary

**Others:** Mark Bell, Hayes Godfrey Bell PC  
Mason Kjar, Fabian VanCott PC  
Jodi Hoffman, Hoffman Law (electronic)

## Call to Order

Sullivan Love, Board Chair, called the meeting to order. 8:01 a.m.

## **Closed Session**

## 1. To discuss Litigation, Property Acquisition and Personnel

Neal Winterton made a motion to go into Closed Session to discuss imminent litigation in the TSSD Conference Room. David Bunker seconded the motion. Sullivan Love, Chair, took a roll call vote. Those voting "Aye" – Sullivan Love, Dave Norman, David Bunker, Brent Rummler, Blaine Thomas, Neal Winterton, Richard Nielson, Mark Christensen, and Joel Thompson. Those voting "Nay" – None. The motion passed unanimously. 8:03 a.m.

\*Chandler Goodwin, Mack Straw joined the meeting.

David Bunker made a motion to go back into regular session. Brent Rummler seconded the motion. Those voting "Aye" – Sullivan Love, Dave Norman, David Bunker, Brent Rummler, Chandler Goodwin, Richard Nielson, Mack Straw, Neal Winterton, Mark Christensen, and Joel Thompson. Those voting "Nay" – None. The motion passed unanimously. 9:58 a.m.

\*Chandler Goodwin, Mack Straw and Mark Christensen, Joel Thomspson left the meeting.

### Action Item

## 1. Give Direction to Legal Counsel

Mason Kjar said his understanding is the board wants him to go and develop a better sense from both sides of the legal positions, but not necessarily get down to the details for numbers. Dave Norman thinks there is a huge benefit for Mason to be able to say the impact fee issue is critical to the board and why, but there is potential on the other side without committing us to anything. Dave Norman asked if he is legally allowed to let Lehi City know that it is at least a discussion they should be putting forth. Mark Bell said his gut reaction is if Dave's comments are limited to encouraging a settlement discussion that is fine, but anything beyond that he would be very concerned about. David Bunker said the board should not be giving direction to a singular board member. David Bunker said he is fine if we authorize our attorney to have those discussions, share appropriate portions of a power point, prepared for the board, and have that open dialogue with Lehi counsel. Neal Winterton said he would recommend Dave Norman not discuss the issue and only respond to Lehi with "it should be discussed with the attorney." Dave Norman said he understands that Mason Kjar now has the ability to have those discussions, and he can stay out of it.

1           David Bunker made a motion to authorize TSSD legal counsel to meet with Lehi to discuss the merits of the  
2 positions on both sides and share portions of a power point presentation, prepared by Rich Mickelsen, that  
3 would help propose our position as a Board, and to authorize legal counsel to convey to Lehi that the District is  
4 anticipating the Impact Fees be paid in full and have high level discussions of potential amounts and hear a  
5 counteroffer. Winterton seconded the motion. Sullivan Love, Chair, took a roll call vote. Those voting "Aye" –  
6 Sullivan Love, Dave Norman, Blaine Thomas, Neal Winterton, Brent Rummel, David Bunker, and Richard  
7 Nielson. Those voting "Nay" – None. The motion passed unanimously.

8           **Adjourn:**

9           Dave Norman made a motion to adjourn. David Bunker seconded the motion. All present "Aye." Meeting  
10 adjourned. 10:15 a.m.

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