



Detroit Water and Sewerage Department Meeting Minutes - Final Legal and Government Affairs

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Wednesday, December 6, 2023

3:30 PM

To attend by phone call one of these numbers:
+1 301 715 8592, +1 312 626 6799, +1 267 831 0333
Use Meeting ID: 815 7263 5118
Use Passcode: 482262021

To attend online: <https://cityofdetroit.zoom.us/j/81572635118>
Use Passcode: 482262021

Legal and Government Affairs Committee Meeting will be held virtually

CALL TO ORDER

Chairperson Kinloch called the meeting to order at 3:31 p.m.

2. ROLL CALL

Present: 3 - Chairperson Jonathan Kinloch, Commissioner Michael Einheuser and Commissioner Mary Blackmon

3. APPROVAL OF AGENDA

Chairperson Kinloch requested approval of the amended agenda.

Amend to add item 2023-285 (Lawsuit Settlement Agreement) to the agenda.

A motion was made by Commissioner Michael Einheuser, seconded by Commissioner Mary Blackmon that the agenda be approved as amended. The motion carried by a unanimous vote.

4. APPROVAL OF MINUTES

Chairperson Kinloch requested approval of the minutes of November 1, 2023.

A motion was made by Commissioner Michael Einheuser, seconded by Commissioner Mary Blackmon that the minutes be approved. The motion carried by a unanimous vote.

5. PUBLIC PARTICIPATION (3 minutes per speaker)

There was none.

6. COMMUNICATIONS

A. [2023-281](#) Receipt of Correspondence

Sponsors: Riggs

Attachments: [FOIA REQUESTS - MONTHLY REPORT November 2023](#)

A motion was made by Commissioner Michael Einheuser, seconded by Commissioner Mary Blackmon that this Communication or Report be received and filed. The motion carried by a unanimous vote.

B. [2023-282](#) Receipt of Correspondence

Sponsors: Raheem

Attachments: [November Litigation Report - Office of the General Counsel](#)

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Michael Einheuser that this Communication or Report be received and filed. The motion carried by a unanimous vote.

7. UNFINISHED BUSINESS

There was none.

8. NEW BUSINESS

A. [2023-279](#) Detroit Water and Sewerage Department Easement Agreement

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to **enter into an Easement Encroachment Permit with Harsha and Danelle Chandra-Sekhar**, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Raheem

Attachments: [Easement Enroachment Permit](#)

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Michael Einheuser that this Contract, Real Estate Easement be recommended for approval. The motion carried by a unanimous vote.

B. [2023-283](#) Legislative Update

Sponsors: Pospiech

Attachments: [Legislative Update - 12-6-23](#)

This Communication or Report was received and filed.

C. Planning Calendar (2023-162)

Legislative Year End Summary

9. OTHER MATTERS

There were none.

10. NEXT MEETING

Monday, January 8, 2024

11. CLOSED SESSION

A. [2023-284](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department **agrees to meet with legal counsel, in closed session, pursuant to Section 8(3) of the Michigan Open Meetings Act to discuss ongoing litigation for the Board of Water Commissioners**, and also authorize the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Raheem

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Michael Einheuser that this Request, Closed Session be approved. The motion carried by a unanimous vote.

ROLL CALL

A motion was made to enter this closed session at 4:10 p.m. The motion carried by the following vote:

Aye: 3 - Chairperson Kinloch, Commissioner Einheuser and Commissioner Blackmon

OPEN SESSION

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Michael Einheuser to return from closed session. The motion carried by a unanimous vote.

ROLL CALL

A motion was made to return from closed session at 4:17 p.m. be approved. The motion carried by the following vote:

Aye: 3 - Chairperson Kinloch, Commissioner Einheuser and Commissioner Blackmon

NEW BUSINESS CONTINUED

D. [2023-285](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department **authorizes the Director to accept the offer of settlement in *Nibal Dalloul v. City of Detroit*, Third Circuit of Michigan Case No.**

22-006744-NI AND 2) and also authorize the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Raheem

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Michael Einheuser that this Case Settlement, Other be recommended for approval. The motion carried by a unanimous vote.

12. ADJOURNMENT

Chairperson Kinloch requested a motion to adjourn.

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Michael Einheuser that this meeting be adjourned. The motion carried by a unanimous vote.

There being no further business, the meeting adjourned at 4:22 p.m.

How to Make a Request for Public Comment

You may provide your public comment via Zoom link:

<http://cityofdetroit.zoom.us/j/81572635118>

During the public comment section for each committee meeting, raise your hand using the Zoom hand icon on your desktop or mobile device, or if calling into the meeting by phone, press *9 to raise your hand (press *6 to unmute when called upon).

We respectfully request that you maximize your three minutes by sharing all your comments/questions at one time. You will only be called upon once for public comment during the same committee meeting, full board meeting, or hearing.

Once the Chair closes public comment, there will be no other public comments accepted and all the attendees will remain muted for the duration of the meeting.