



Detroit Water and Sewerage Department Meeting Minutes - Final Board of Water Commissioners

735 Randolph
Detroit, Michigan 48226

Wednesday, June 15, 2016

2:00 PM

5th Floor Board Room, Water Board Building

Regular Meeting and Annual Meeting

1. CALL TO ORDER

Chairman Einheuser called the meeting to order at 2:00 p.m.

2. ROLL CALL

Present: 6 - Commissioner Mary Blackmon, Commissioner Linda Forte, Commissioner John Henry Davis, Commissioner Michael Einheuser, Commissioner Lane Coleman and Commissioner Jane Garcia

Excused: 1 - Commissioner Pamela Rodgers

3. APPROVAL OF AGENDA

Commissioner Rodgers joined the meeting at 2:05 p.m.

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Jane Garcia that the agenda be approved. The motion carried unanimously.

4. ELECTION AND APPROVAL OF OFFICERS

16-0070

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department, nominated the Following Board Member(s) for the office of "Chair" of the BOWC; Michael Einheuser; and whereas the BOWC conducted an election for the office of Chair with the following votes having been recorded: Michael Einheuser 7 votes; **NOW, THEREFORE BE IT Resolved** that Michael Einheuser having received a majority of votes cast, is elected as the Chair of the BOWC for a term ending at the 2017 Annual Meeting of the BOWC.

Sponsors: Sulaka

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Jane Garcia that this Resolution, BOWC, be approved. The motion carried by an unanimous vote.

16-0071

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department, nominated the Following Board Member(s) for the office of "Vice-Chair" of the BOWC: Mary E. Blackmon; and whereas the

BOWC conducted an election for the office of Vice Chair with the following votes having been recorded: Mary E. Blackmon 7 votes; **NOW, THEREFORE BE IT Resolved** that Mary E. Blackmon having received a majority of votes cast, is elected as the Vice-Chair of the BOWC for a term ending at the 2017 Annual Meeting of the BOWC.

Sponsors: Sulaka

A motion was made by Commissioner John Henry Davis, seconded by Commissioner Jane Garcia that this Resolution, BOWC, be approved. The motion carried by an unanimous vote.

16-0072

The Board of Water Commissioners for the City of Detroit Water and Sewerage Department **adopts the 2017 Schedule of Meetings and Workshops attached to this motion** and also authorizes the Chairman and the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Sulaka

Attachments: [BOWC 2017 Meeting Schedule](#)

A motion was made by Commissioner Jane Garcia, seconded by Commissioner John Henry Davis that this Communication or Report be approved. The motion carried by an unanimous vote.

5. APPROVAL OF MINUTES

Chairman Einheuser requested approval of the minutes of May 9, 2016 Finance Committee and May 11, 2016 BOWC Workshop and Special Meeting No. 1.

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Jane Garcia that the minutes be approved. The motion carried by an unanimous vote.

6. PUBLIC COMMENTS (3 minutes per speaker)

Donna Stallings, WAVE (Water Access Volunteer Effort), encouraged the BOWC to support WAVE's Tenth Annual Golf Outing on July 26, 2016 at the Western Golf and Country Club.

7. ITEMS FROM THE COMMISSIONERS

Commissioner Blackmon commended Dr. Marc-Antonie Cooper, Chief Customer Service Officer and the customer service staff on how they handled a customer's concern.

8. UNFINISHED BUSINESS

There was none.

9. NEW BUSINESS

[16-0073](#)

The Board of Water Commissioners for the City of Detroit Water and Sewerage Department authorizes **adoption of these amended by-laws pursuant to the Judge's Order, specifically amending the Preamble; Article I; Article III, Sections 1, 3, 4 and 5; Article IV, Sections 2, 3, 4 and 5; Article V; Article VI; Article VII, Sections 1 and 3; Article VIII, Sections 1, 5, 7, 8, 9 and 10; deleting the previous Article IX and renumbering all subsequent Articles; amending the new Article IX; amending the new Article X; amending the new Article XI; amending the new Article XII; amending the new Article XIII; amending the new Article XIV; amending the new Article XV; amending the new Article XVI, Sections 5 and 8; and amending the new Article XVII, and also** authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Sulaka

Attachments: [BOWC Bylaws \(2016 Revision\)\(26502863_7\)_16-0073FINAL](#)

Note for the record, more than four Commissioners are present.

A motion was made by Commissioner John Henry Davis, seconded by Commissioner Pamela Rodgers that this Resolution, BOWC, be approved as amended. The motion carried by an unanimous vote.

[16-0075](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department **approves the proposed schedule of Detroit Retail water and sewer charges consistent with the revenue requirement and water and sewer system budgets approved by the Board of Water Commissioners March 16, 2016**, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Hudson

Attachments: [BOWC Schedule of Rates Presentation - June 2016](#)

A motion was made by Commissioner Davis, seconded by Commissioner Blackmon that this Rates, Charges and Fees, be approved. The motion carried by the following vote:

Aye: 6 - Commissioner Blackmon, Commissioner Forte, Commissioner Davis, Commissioner Einheuser, Commissioner Coleman and Commissioner Rodgers

Abstain: 1 - Commissioner Garcia

[16-0076](#)

DWSD Financial Summary

Sponsors: Hudson

Attachments: [BOWC Financial Presentation - June 2016](#)

This Communication or Report was received and filed.

10. DIRECTOR'S METRICS[16-0074](#)**Director's Report -Metrics**

Sponsors: Brown

Attachments: [Board Report - Metrics - 06132016 - FINAL](#)
[Director's Update 06152016](#)

This Report, Director's Report, was received and filed.

11. COMMENTS BY COMMISSIONERS

There was none.

12. COMMENTS BY THE CHAIR

Chairman Einheuser appointed Commissioners Blackmon, Coleman and Forte to an Ad Hoc Committee to review the scope of services contract for the Board's staff.

13. OTHER MATTERS

There was none.

14. CLOSED SESSION[16-0069](#)

Upon recommendation and opinion of Richard Sulaka, General Counsel, the Board of Water Commissioners for the City of Detroit, Water and Sewerage Department: **1) Agrees to meet with legal counsel, in closed session, pursuant to Section 8(e) and (h) of the Michigan Open Meetings Act to discuss settlement of Property Damage Claim no. 15-174 and 2) Notes that an affirmative roll call vote of 2/3 of the Board Members appointed and serving is required for approval of this Motion; and 3) Authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.**

Sponsors: Sulaka

Attachments: [15-174 Approval](#)

Memo to Director and Confidential Settlement Basis Over \$5,000

A motion was made by Commissioner Blackmon, seconded by Commissioner Davis to enter into Closed Session at 3:15 p.m., be approved. The motion carried by the following vote:

Aye: 7 - Commissioner Blackmon, Commissioner Forte, Commissioner Davis , Commissioner Einheuser, Commissioner Coleman, Commissioner Rodgers and Commissioner Garcia

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner John Henry Davis to return from Closed Session at 3:30 p.m., be approved. The motion carried by an unanimous vote.

The only matter discussed was Damage Claim No. 15-174.

[16-0085](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to **approve settlement of DWSD Damage Claim No. 15-174 in the amount of \$10,000.00**, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Sulaka

A motion was made by Commissioner John Henry Davis, seconded by Commissioner Mary Blackmon that this Claim, Sewer, be approved. The motion carried by an unanimous vote.

15. **ADJOURNMENT**

Chairman Einheuser requested a motion to adjourn.

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Pamela Rodgers that this meeting be adjourned. The motion carried by an unanimous vote.

There being no further business, the meeting adjourned at 3:31 p.m.