



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

735 Randolph
Detroit, Michigan 48226
(313) 224-4704 Office
dwsd.legistar.com

Wednesday, April 21, 2021

2:00 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

BOWC Meeting and Public Rate Hearing

1. CALL TO ORDER

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

2. ROLL CALL

Present: 6 - Commissioner Jane Garcia, Commissioner John Henry Davis,
Commissioner Jonathan Kinloch, Commissioner Lane Coleman,
Commissioner Linda Forte and Commissioner Michael Einheuser
Excused: 1 - Commissioner Mary Blackmon

3. APPROVAL OF AGENDA

Chairman Einheuser requested approval of the amended agenda.

Items 15 -18 were moved up on the agenda for discussion before the closed session.

**A motion was made by Commissioner John Henry Davis, seconded by
Commissioner Jane Garcia that the agenda be approved as amended. The
motion carried by a unanimous vote.**

4. PUBLIC HEARING-RATES

Commissioner Davis opened the public rate hearing at 2:02 p.m.

A. [21-0445](#)

Water and Sewer Rate Review

Sponsors: Rice

Attachments: [02.21-0445.DWSD Preliminary Rate Structure - Fiscal Year 2022.pdf](#)

This Communication or Report was received and filed.

Vice Chair Blackmon joined at 2:05 p.m.

5. PUBLIC HEARING COMMENTS (3 minutes per speaker)

Cindy Darrah - submitted written communication

Demeeko Williams asked that the Board suspend the water rate increase until after the pandemic, and until an affordability plan and shutoff mandate is in order. He also wanted to know the average sewer rate volume per gallon.

Beulah Walker asked for suspension of the water rate increase. She also suggested that the Homrich water shutoff contract be used to maintain water service for the residents.

6. ADJOURN PUBLIC HEARING

Commissioner Davis requested a motion to adjourn the public rate hearing.

A motion was made by Commissioner Michael Einheuser, seconded by Commissioner Linda Forte that the hearing be adjourned at 2:30 p.m. The motion carried by a unanimous vote.

7. APPROVAL OF MINUTES

Commissioner Davis requested approval of the minutes of March 17, 2021.

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

8. PUBLIC COMMENTS (3 minutes per speaker)

Ruby Riley came before the Board about a damage claim due to a 2016 basement flood.

Miles Brown came to report water in the basement issue from a sewer alley repair.

Sharita Pierce submitted written correspondence about the water service deposit.

9. ITEMS FROM THE COMMISSIONERS

There were none.

10. COMMUNICATIONS**A. [21-0464](#) Receipt of Correspondence**

Sponsors: Burgi

Attachments: [Novation Agreement with GLWA Oracle ULA 6000718 MBv4-15 FINAL](#)

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

B. [21-0465](#) Receipt of Correspondence

Sponsors: Pospiech

Attachments: [FOIA REQUESTS - MONTHLY REPORT MARCH 2021.pdf](#)

A motion was made by Commissioner Linda Forte, seconded by Commissioner Jane Garcia that this Communication or Report be received and filed. The motion carried by a unanimous vote.

11. UNFINISHED BUSINESS

Hydrate Detroit Water Amnesty
Water Restart Program
We the People

12. APPROVAL OF CONSENT AGENDA (Items 12A-H)

A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Mary Blackmon that the Consent Agenda be approved. The motion carried by a unanimous vote.

A. [21-0444](#) The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to approve **the lease of the property located at 17161 Mack Avenue, in Detroit, Michigan to the Laethem Automotive Group.** This also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Pospiech

Attachments: [17161 Mack - Proposal Summaries - Final.pdf](#)
[Mack and Bluehill Marketing Package.pdf](#)

A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Mary Blackmon that this Contract, Lease Agreements be approved. The motion carried by a unanimous vote.

B. [21-0448](#) The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to approve **Amendment 2 to DWSD Contract 6002217, which utilizes Sourcewell's Cooperative Contract #030817-JHN with Johnson Controls Inc., for HVAC equipment, parts, repairs and preventative maintenance services to add \$230,731, for an amended total contract amount not-to-exceed \$6,232,867.** This also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Burgi

A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Mary Blackmon that this Contract Amendment be approved. The motion carried by a unanimous vote.

C. [21-0447](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department conditionally authorizes the Director to approve **DWSD Contract 6003422 with Tri-County International Truck, Inc. to furnish parts and repair services for DWSD's heavy duty trucks for a total amount not-to-exceed \$250,000 and a term of 5 years.** This also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Burgi

A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Mary Blackmon that this Contract be approved. The motion carried by a unanimous vote.

D. [21-0455](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to approve **Amendment 2 to DWSD Contract 6001390 to extend the term through 4/30/21 and add \$40,000 for a new amended total not-to-exceed amount of \$220,000 for continued repairs, parts and maintenance services of John Deere equipment with AIS Construction Equipment.** This also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Burgi

A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Mary Blackmon that this Contract Amendment be approved. The motion carried by a unanimous vote.

E. [21-0441](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to approve **DWSD Contract 6003430 for repairs, parts and maintenance services of John Deere equipment with AIS Construction Equipment for a total contract amount not-to-exceed \$270,000 and a term of 26 months.** This also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Burgi

A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Mary Blackmon that this Contract be approved. The motion carried by a unanimous vote.

F. [21-0453](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to approve **DWSD Contract 6003462 utilizing the Omnia Partners Cooperative Contract #180233-002 with Oracle**

America Inc. DBA Mythics Inc. for the ongoing quarterly maintenance of Oracle Cloud licenses, for a total contract not-to-exceed amount of \$4,244,220 and a term of 2.5 years. This also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Burgi

A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Mary Blackmon that this Contract be approved. The motion carried by a unanimous vote.

G. [21-0456](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to approve **DWSD Contract 6003451 with Bill Jones Enterprise, Inc. DBA Metro Airport Trucks to provide parts, maintenance and repair services for Cummins Engines, Crane Carriers, Trucks and Autocar Trucks for a total contract amount not-to-exceed \$250,000 and a term of five (5) years.** This also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Sponsors: Burgi

Attachments: [Bid Tabulation - Cummins Engines - Fleet Dept](#)

A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Mary Blackmon that this Contract be approved. The motion carried by a unanimous vote.

H. [21-0463](#)

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to **approve change order No. 2 to Contract No. 6003126 (previously 6000802) with Giorgi Concrete LLC for the Repair of Pavement, Sidewalks, Driveways and Curb cuts at various locations throughout the City of Detroit (project# DWS-902) . This amendment will add \$2,500,000 for a total amended contract amount not to exceed \$26,181,475** and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Mary Blackmon that this Contract Amendment be approved. The motion carried by a unanimous vote.

13. CLOSED SESSION

A motion was made by Commissioner Michael Einheuser, seconded by Commissioner Linda Forte to enter into Closed Session at 2:55 p.m. be approved. The motion carried by a unanimous vote.

A. [21-0468](#)

Upon the request of Chief General Counsel Debra N. Pospiech, Esq., the Board of Water Commissioners votes to **approve a meeting with General Counsel in closed session pursuant to Sections 8(e) and (h) of the Michigan Open**

Meetings Act to discuss trial or settlement strategy in pending litigation and a confidential attorney communication.

Sponsors: Pospiech

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

B. [21-0469](#)

Upon the request of Chief General Counsel Debra N. Pospiech, Esq., the Board of Water Commissioners votes to **approve a meeting with General Counsel in closed session pursuant to Sections 8(e) and (h) of the Michigan Open Meetings Act to discuss trial or settlement strategy in pending litigation and a confidential attorney communication.**

Sponsors: Pospiech

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

ROLL CALL VOTE

A motion was made that this be approved. The motion carried by the following vote:

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

OPEN SESSION

A motion was made by Commissioner Michael Einheuser, seconded by Commissioner Linda Forte to return from Closed Session at 3:40 p.m. be approved. The motion carried by a unanimous vote.

The only matters discussed was trial or settlement strategy in pending litigation.

14. NEW BUSINESS

A. [21-0470](#)

The Board of Water Commissioners for the City of Detroit Water and Sewerage Department **authorizes the Director to settle the matter of *Corey Thomas v. City of Detroit*, E.D. of Michigan Case No. 19-cv-12273, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.**

Sponsors: Pospiech

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

15. DIRECTOR'S METRICS

A. [21-0467](#) Director's Metrics

Sponsors: Brown

Attachments: [Board Report - Metrics - 04212021.pdf](#)

This Communication or Report was received and filed.

16. COMMENTS BY COMMISSIONERS

Commissioner Blackmon mentioned that there has been misleading information to the public that implies the Department was not concerned with water shutoffs. She suggested that the Department provide communication that addresses the Board's commitment to the customer.

17. COMMENTS BY THE CHAIR

There were none.

18. OTHER MATTERS

There were none.

19. ADJOURNMENT

Commissioner Davis requested a motion to adjourn.

A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Linda Forte that the meeting be adjourned. The motion carried by a unanimous vote.

There being no further business, the meeting adjourned at 3:44 p.m.

Due to the COVID-19 Pandemic and Detroit Health Department emergency orders, the Detroit Board of Water Commissioners is currently hosting its meetings virtually via Zoom.

Any member of the public who wants to speak during public comment, follow these instructions:

- Prior to submitting for public comment, please review the meeting documents posted online at dwsd.legistar.com
- Email dwsd-publicaffairs@detroitmi.gov prior to 2:00 p.m. on the day of the meeting with your full name, the phone number you will be using if you are calling into the meeting or the name you will be using on Zoom if logging into the meeting using a computer or mobile device, and a brief description of your comment(s).

OR

If you do not want to leave your phone number, you may email your comments to dwsd-publicaffairs@detroitmi.gov prior to 2:00 p.m. on the day of the meeting and your comments will be read into the record at the board meeting during public comment.