



# Detroit Water and Sewerage Department

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## Legislation Details (With Text)

**File #:** 13-0767      **Version:** 1      **Name:**  
**Type:** Resolution, Closed Session      **Status:** Agenda Ready  
**In control:** Office of the General Counsel  
**On agenda:** 5/9/2014      **Final action:**  
**Title:** The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department: 1) Agrees to meet with legal counsel on May 28, 2014, at 2 pm, in closed session, pursuant to Section 8(e) of the Michigan Open Meetings Act to discuss pending litigation in the matter of In re: City of Detroit, Michigan, Case No. 13-53846 (SWR), United States Bankruptcy Court, Eastern District of Michigan; 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.  
**Indexes:** Legal Committee  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
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### Agenda of May 9, 2014

Item No. 13-0767

The Honorable Board of Water Commissioners:

**RE:** In re City of Detroit, Michigan, Case No. 13-53846 (SWR)  
United States Bankruptcy Court, Eastern District of Michigan

### MOTION:

Upon recommendation and opinion of William M. Wolfson, Chief Administrative and Compliance Officer/General Counsel, the Board of Water Commissioners for the City of Detroit, Water and Sewerage Department:

1) Agrees to meet with legal counsel on, May 28, 2014, at 2 pm, in closed session, pursuant to Section 8(e) of the Michigan Open Meetings Act to discuss pending litigation in the matter of In re: City of Detroit, Michigan, Case No. 13-53846 (SWR), United States Bankruptcy Court, Eastern District of Michigan; 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.**

**JUSTIFICATION:**

A meeting in closed session is requested to discuss the above referenced matter. Section 8(e) of the Michigan Open Meetings Act, MCL 15.268(e) allows a public body to meet in closed session: “To consult with its attorney regarding trial or settlement strategy in connection with specific pending litigation, but only if an open meeting would have a detrimental financial effect on the litigating or settlement position of the public body.”

Pursuant to this provision of the Open Meetings Act quoted above, General Counsel requests an opportunity to meet with you in closed session.

Respectfully Submitted,

**William M. Wolfson**

William M. Wolfson  
Chief Administrative and Compliance Officer / General Counsel  
DWSD