



# Detroit Water and Sewerage Department

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## Legislation Details (With Text)

**File #:** 17-0135      **Version:** 1      **Name:**

**Type:** Request, Closed Session      **Status:** Approved

**In control:** Board of Water Commissioners

**On agenda:** 8/16/2017      **Final action:** 8/16/2017

**Title:** Upon the request of Chief General Counsel Debra N. Pospiech, Esq., the Board of Water Commissioners vote to: 1) Approve a meeting to consider a period personnel evaluation in closed session pursuant to Section 8(a) of the Michigan Open Meetings Act and upon request of the public officer/employee; and 2) Authorize the Director to take such other action as may be necessary to accomplish the intent of the Board's vote.

**Indexes:** Board of Water Commissioners

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
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Upon the request of Chief General Counsel Debra N. Pospiech, Esq., the Board of Water Commissioners vote to: 1) **Approve a meeting to consider a period personnel evaluation in closed session pursuant to Section 8 (a) of the Michigan Open Meetings Act and upon request of the public officer/employee; and 2) Authorize the Director to take such other action as may be necessary to accomplish the intent of the Board's vote.**

### Agenda of August 16, 2017

#### Item No. 17-0135

#### Closed Session Request

**TO:** The Honorable  
Board of Water Commissioners  
City of Detroit, Michigan

**FROM:** Debra N. Pospiech, Esq., Chief General Counsel, Detroit Water and Sewerage Department

**RE:** **Personnel Evaluations of Director Gary A Brown and Chief Financial Officer Marcus Hudson**

### MOTION

Upon the request of Chief General Counsel Debra N. Pospiech, Esq., the Board of Water Commissioners for the City of Detroit Water and Sewerage Department, by an affirmative roll call vote of 2/3 of the Board Members appointed and serving, hereby resolves to: 1) **Meet in closed session pursuant to Section 8(a) of the Michigan Open Meetings Act to consider periodic personnel evaluations of Director Gary A Brown and Chief Financial Officer Marcus Hudson, who each have requested a closed hearing, and 2) Authorize the Director to take such other action as may be necessary to accomplish the intent of this vote.**

### BACKGROUND

Section 8(a) of the Michigan Open Meetings Act allow a public body to meet in closed session: “To consider . . . a periodic personnel evaluation of, a public officer, employee, staff member, or individual agent, if the named person requests a closed hearing.” Director Gary A Brown and Chief Financial Officer Marcus Hudson have each requested a closed session, pursuant to the attached letters. The Board will evaluate their performance on matters including, but not limited to, the May 26, 2017, Independent Auditor’s Report prepared by Plante Moran. The Board may request Plante Moran personnel to attend the closed session as part of the performance evaluations.

Section 7 of the Act requires an affirmative roll call vote of 2/3 of the Board Members appointed and serving to approve a closed session.

Respectfully Submitted,

**Debra N. Pospiech**

Debra N. Pospiech, Esq.

Chief General Counsel

Detroit Water & Sewerage Department