



# Detroit Water and Sewerage Department

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## Legislation Details (With Text)

**File #:** 18-0098      **Version:** 1      **Name:**

**Type:** Case Settlement, Other      **Status:** Passed

**In control:** Office of the General Counsel

**On agenda:** 5/2/2018      **Final action:** 5/2/2018

**Title:** The Board of Water Commissioners for the City of Detroit Water and Sewerage Department authorizes the Director to enter into a Settlement Agreement between DWSD and Gail Beasley, class representative, on behalf of a class of individuals regarding basement backup claim filed by Ms. Beasley, as class representative, against DWSD. The Agreement is intended to settle all the claims alleged by the Plaintiff in Wayne County Circuit Court Case Number 16-012602-NZ, entitled *Gail Beasley v. City of Detroit and Great Lakes Water Authority*; and authorizes the Director and General Counsel to take such other action as may be necessary to accomplish the intent of this vote.

**Indexes:** Board of Water Commissioners

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
5/2/2018	1	Board of Water Commissioners	approved	Pass

The Board of Water Commissioners for the City of Detroit Water and Sewerage Department authorizes **the Director to enter into a Settlement Agreement between DWSD and Gail Beasley, class representative, on behalf of a class of individuals regarding basement backup claim filed by Ms. Beasley, as class representative, against DWSD. The Agreement is intended to settle all the claims alleged by the Plaintiff in Wayne County Circuit Court Case Number 16-012602-NZ, entitled *Gail Beasley v. City of Detroit and Great Lakes Water Authority*; and authorizes the Director and General Counsel to take such other action as may be necessary to accomplish the intent of this vote.**

### Agenda of May 2, 2018

**Item No.: 18-**

**Amount: \$1,300,000.00**

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

**FROM:** Gary A. Brown, Director  
Detroit Water and Sewerage Department

**RE:** *Gail Beasley v. City of Detroit and Great Lakes Water Authority*  
**Case No: 16-012602-NZ**

### MOTION

Upon recommendation and opinion of Debra N. Pospiech, Esq, General Counsel, the Board of Water Commissioners for the City of Detroit Water and Sewerage Department **authorizes the Director to enter into a Settlement Agreement between DWSD and Gail Beasley, class representative, on behalf of a class of**

individuals regarding basement backup claim filed by Ms. Beasley, as class representative, against DWSD. The Agreement is intended to settle all the claims alleged by the Plaintiff in Wayne County Circuit Court Case Number 16-012602-NZ, entitled *Gail Beasley v. City of Detroit and Great Lakes Water Authority*; and authorizes the Director and General Counsel to take such other action as may be necessary to accomplish the intent of this vote.

#### **BACKGROUND AND JUSTIFICATION**

The Background and Justification for the Settlement Agreement are contained in a confidential, attorney-client privileged communication provided under separate cover and discussed with the Board in Closed Session.

#### **BUDGET IMPACT**

To the extent that there are expenses associated with this authorization, those expenses are within levels and programs authorized as part of the DWSD's budget.

#### **BOARD REVIEW**

This matter was individually reviewed by each member of the Board.