



Detroit Water and Sewerage Department

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Legislation Details (With Text)

File #: 20-0062 **Version:** 1 **Name:**
Type: Resolution, BOWC **Status:** Approved
In control: Office of the General Counsel
On agenda: 2/19/2020 **Final action:** 2/19/2020
Title: The Board of Water Commissioners for the City of Detroit approves the Resolution Requesting Aid from Michigan Municipal Legal Defense Fund, and also authorizes the Director 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
2/19/2020	1	Board of Water Commissioners	adopted	Pass

The Board of Water Commissioners for the City of Detroit **approves the Resolution Requesting Aid from Michigan Municipal Legal Defense Fund**, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Agenda of February 19, 2020 Item No. 20-0062

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

FROM: Gary Brown, Director
Water and Sewerage Department

**RE: Request for Michigan Municipal League Legal Defense Fund to Provide Litigation Support for
DAART v. City of Detroit and *Binns v. City of Detroit* Michigan Supreme Court Appeal**

MOTION

WHEREAS, the City of Detroit is currently involved in two class action lawsuits pending in the Michigan Supreme Court entitled *DAART v. City of Detroit* and *Binns v. City of Detroit*; and

WHEREAS, the City believes that the issues involved in such litigation are such that the Michigan Municipal Legal Defense Fund may wish to provide supportive aid in such litigation; and

WHEREAS, the City desires to receive the assistance of the Michigan Municipal League Legal Defense Fund;

NOW, THEREFORE, BE IT RESOLVED, that the City of Detroit Board of Water Commissioners hereby authorizes the Director and any other appropriate municipal offices to request supportive aid from the Michigan Municipal League Legal Defense Fund in the litigation described above. It is agreed that acceptance of such support shall constitute an agreement by the requesting municipality to abide by any conditions placed upon the

aid offered by the Fund.

BACKGROUND AND JUSTIFICATION

The Background and Justification for this motion are contained in a confidential, attorney-client privileged communication provided under separate cover. DWSD requested the Michigan Municipal League Legal Defense Fund to file an *amicus curie* brief in the above-captioned matters. Their board requires the requesting municipality to pass a resolution as worded herein.

BUDGET IMPACT

There is no budget impact to DWSD for this aid.

BOARD REVIEW

This matter was individually reviewed by each member of the Board