



Detroit Water and Sewerage Department

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Legislation Text

File #: 20-0059, **Version:** 1

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 Section 8(h) of the Michigan Open Meetings Act to discuss memoranda subject to attorney-client privilege.**

Agenda of January 23, 2020
Item No. 20-0059
Closed Session Request

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

FROM: Debra N. Pospiech, Esq., Chief General Counsel, Detroit Water & Sewerage Dept

RE: **Legal Opinions Related to Increasing Water Residential Assistance Program (WRAP)
Funding and to Expand Program Eligibility Criteria**

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 (DWSD), by an affirmative roll call vote of 2/3 of the Board Members appointed and serving, hereby resolves to **meet with General Counsel in closed session pursuant to Section 8(h) of the Michigan Open Meetings Act, MCL 15.261 et seq to discuss a memorandum subject to attorney-client privilege.**

BACKGROUND

Section 8(h) of the Michigan Open Meetings Act (MCL 15.261 et. seq.) allows a public body to meet in closed session to consider material exempt from discussion or disclosure by state or federal statute. The Freedom of Information Act (MCL 251.231 et seq.) exempts from disclosure records subject to the attorney-client privilege. (MCL 15.243(g)) Section 7 of the Open Meetings Act requires an affirmative roll call vote of 2/3 of the Board Members appointed and serving to approve a closed session. (MCL 15.267(1))

General Counsel provided confidential memoranda to Commissioners with legal opinions related to the proposed increased funding and expansion of eligibility criteria for the Water Residential Assistance Program (WRAP) General Counsel respectfully requests a closed session to discuss the memoranda.

Respectfully Submitted,

Debra N. Pospiech

Debra N. Pospiech, Esq.
Chief General Counsel