



**DETROIT WATER AND SEWERAGE DEPARTMENT  
BOARD OF WATER COMMISSIONERS  
AGENDA OF JANUARY 11, 2012  
1:00 – 3:00 P.M.**

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**SPECIAL MEETING NO. 1**

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**1. CALL TO ORDER**

**2. ROLL CALL**

**3. APPROVAL OF AGENDA**

**4. APPROVAL OF MINUTES**

None

**5. PUBLIC PARTICIPATION**

Anyone from the public who wishes to address any item on the Agenda or make a comment. (3 Minute Limitation)

**6. ITEMS FROM THE COMMISSIONERS**

None

**7. APPROVAL OF CONSENT AGENDA (See Attachment A)**

None

**8. TABLED ITEMS**

None

**9. UNFINISHED BUSINESS**

None

**BOARD OF WATER COMMISSIONERS  
SPECIAL MEETING AGENDA OF JANUARY 11, 2012**

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**10. NEW BUSINESS**

**A. LAW DEPARTMENT (Krystal Crittendon)**

- 1) Upon recommendation of the Law Department, the Board of Water Commissioners authorizes the Director and **shall pursuant to the Open Meetings Act, MCL 15.268 (8) (f) move into closed session to consult with its attorneys, Miller Canfield Paddock & Stone, regarding trial strategy**, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

**B. OFFICE OF THE DIRECTOR (Sue F. McCormick)**

- 1) Upon recommendation Sue F. McCormick, Director, the Board of Water Commissioners authorizes the Director to **enter into a contract with Miller Canfield Paddock & Stone to file suit against appropriate contractors identified in the December 2010 Federal indictment of Mr. Kilpatrick, et al for which claims of damages by DWSD exist**, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.
- 2) Upon recommendation of Sue F. McCormick, Director, the Board of Water Commissioners **supports a policy that a party which is suing the Department or being sued by the Department, including those for which authorization has been granted, shall not be permitted to bid on contracts with the Department during the pendency of the litigation, and directs that the Legal Committee work with Miller Canfield Paddock & Stone to bring a formal policy to the Board's next regular meeting**, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.
- 3) Upon recommendation of Sue F. McCormick, Director, the Board of Water Commissioners authorizes the Director **and pursuant to the November 4, 2011 Procurement Policy, to (accepts/rejects) the bid protest of Walbridge Aldinger on PC-786 received December 23, 2011 and directs the Director to promptly notify the protestor of this decision and its opportunity to appeal to the Detroit City Council**, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

**C. FINANCIAL SERVICES (James George)**

**D. WATER SUPPLY OPERATIONS (Cheryl Porter)**

**E. WASTEWATER OPERATIONS (Samuel A. Smalley)**

**F. ASSET MAINTENANCE (Mohamad Farhat)**

**BOARD OF WATER COMMISSIONERS  
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- 11. DIRECTOR'S ORAL REPORT (Sue F. McCormick)**
- 12. COMMENTS BY COMMISSIONERS**
- 13. CHAIR'S ORAL REPORT (Jim Fausone)**
- 14. ADJOURNMENT**

**DETROIT WATER AND SEWERAGE DEPARTMENT  
BOARD OF WATER COMMISSIONERS  
CONSENT AGENDA  
JANUARY 11, 2012**

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**10. NEW BUSINESS**

- A. LAW DEPARTMENT (Kyrstal Crittendon)**
- B. OFFICE OF THE DIRECTOR (Sue F. McCormick)**
- C. FINANCIAL SERVICES GROUP (James George)**
- D. WATER SUPPLY OPERATIONS (Cheryl Porter)**
- E. WASTEWATER OPERATIONS (Samuel A. Smalley)**
- F. ASSET MAINTENANCE (Mohamad Farhat)**