

**METROPOLITAN COUNCIL
390 Robert Street North, St. Paul, Minnesota 55101**

**MINUTES OF THE MEETING OF THE
LITIGATION REVIEW COMMITTEE**

**April 15, 2015
Robert Street Conference Room 5A**

Committee Members Present: Steven Chávez, Committee Chair
Harry Melander, Committee Vice Chair
Lona Schreiber, Council Member

Committee Members Absent: Gary Cunningham, Council Member

Also Present: Don Muetting, General Counsel
Dan Abelson, Associate General Counsel
Ann Bloodhart, Associate General Counsel
Trina Harris, Recording Secretary

CALL TO ORDER:

Committee Chair Chávez called the meeting of the Council's Litigation Review Committee to order at approximately **3:02 p.m.** on **April 15, 2015.**

APPROVAL OF AGENDA:

It was moved by Council Member Schreiber to approve the agenda for this meeting of the Litigation Review Committee. **The motion carried.**

APPROVAL OF MINUTES:

It was moved by Committee Chair Chávez, seconded by Council Member Schreiber, to approve the minutes of the October 15, 2014 meeting of the Litigation Review Committee. **The motion carried.**

MOTION TO CLOSE MEETING TO THE PUBLIC:

After discussion, it was moved by Council Member Schreiber, seconded by Committee Chair Chávez, to close this meeting to the public to discuss attorney-client privileged matters. **The motion carried.** In accordance with the motion, the meeting was closed to the public. The persons indicated above were in attendance during the closed portion of the committee meeting.

BUSINESS (in closed meeting):

- A. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *State of MN, et al. v. 3M*.** General Counsel Don Mueting and Associate General Counsel Dan Abelson advised the committee members on the facts and issues regarding this matter and answered committee member questions. Committee members discussed the matter.
- B. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Metropolitan Council v. Duke Realty*.** General Counsel Don Mueting advised the committee members on the facts and issues regarding this matter.
- C. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Lakes and Park Alliance of Minneapolis v. Federal Transit Administration, et al.*** General Counsel Don Mueting and Associate General Counsel Ann Bloodhart advised the committee members on the facts and issues regarding this matter and answered committee member questions. Committee members discussed the matter.
- D. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Opus Woods Conservation Association, et al. v. Metropolitan Council*.** General Counsel Don Mueting and Associate General Counsel Ann Bloodhart advised the committee members on the facts and issues regarding this matter and answered committee member questions. Committee members discussed the matter.
- E. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding Matters Entitled *Robert Burks v. Metropolitan Council* and *KSTP-TV Data Practice Challenge*.** General Counsel Don Mueting advised the committee members on the facts and issues regarding these matters and answered committee member questions. Committee members discussed the matters.
- F. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Beverly Brown v. Metropolitan Council*.** General Counsel Don Mueting advised the committee members on the facts and issues regarding this matter and answered committee member questions.
- G. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *RK Midway Shopping Center*.** General Counsel Don Mueting advised the committee members on the facts and issues regarding this matter and answered committee member questions. Committee members discussed the matter.
- H. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding the Matters of the *DPPA Lawsuits*.** Associate General Counsel Dan Abelson advised the committee members on the facts and issues regarding these matters and answered committee member questions. Committee members discussed the matters.

MOTION TO REOPEN MEETING TO THE PUBLIC

After discussion, it was moved by Council Member Lona Schreiber, seconded by Committee Vice Chair Harry Melander, to reopen this meeting to the public. **The motion carried.**

G. Discussion of a HUD Complaint matter. General Counsel Don Mueting advised the committee members on the facts regarding this matter and answered committee member questions.

ADJOURNMENT:

The meeting was declared adjourned by the Committee Chair at approximately 3:58 **p.m.**

Respectfully submitted,

Trina Harris
Recording Secretary