

Minutes

Management Committee



Meeting Date: November 9, 2022

Time: 2:30 PM

Location: 390 Robert Steet

Members Present:

Chair, Judy Johnson,
District 1

Vice Chair, Francisco Gonzalez,
District 12

Deb Barber, District 4

John Pacheco, District 6

Robert Lilligren, District 7

Abdirahman Muse, District 8

Chai Lee, District 13

= present

Call to Order

A quorum being present, Committee Chair Johnson called the regular meeting of the Management Committee to order at 2:33 p.m.

Agenda Approved

Council Members did not have any comments or changes to the agenda.

Approval of Minutes

It was moved by Lilligren, seconded by Gonzalez to approve the minutes of the October 12, 2022, regular meeting of the Management Committee. **Motion carried.**

Non-Consent Business

1. 2022-302: Non-Represented Plan Changes

It was moved by Lilligren, seconded by Barber, that the Metropolitan Council approve the Non-Represented Plan changes effective December 24, 2022, incorporating the revisions summarized in the business item.

Marcy Syman, Director of Human Resources gave an overview of the proposed changes to the plan and reviewed staff that these changes pertain too.

Motion carried.

2. 2022-291: 2023 Authorized Financial Institutions

It was moved by Pacheco, seconded by Lee, that the Metropolitan Council authorize the 2023 Authorized financial Institutions.

Mark Thompson, Director of Treasury, gave an overview of the item. Council Members expressed a desire for more focus to be on finding ways to utilize smaller banks for our banking needs. A typo was noted on page 4, column 4 of the business item. It erroneously has the year as 2021 and should have been 2022.

Motion carried.

Information

1. Quarterly Investment Review (Mark Thompson, Director, Treasury, 651-602-1629)

Mark Thompson presented an overview of the report and the November 8, 2022, Investment Review Advisory Committee meeting.

2. **Procurement & Office of Equity & Equal Opportunity Quarterly Review**

Jody Jacoby, Procurement Director, 651-602-1144 and Ashanti Payne, Assistant Director, OEEQ, 651-602-7660 presented the report.

3. **Climate action work plan strategies discussion**

Lisa Barajas, Executive Director, CD, 651-602-1895 and Council Member Lindstrom presented the item.

4. **Litigation Review: Discussion of Attorney-Client Privileged matters and Litigation issues**

Ann Bloodhart, General Council, 651-602-1105 presented the item.

It was moved by Barber, and seconded by Lee, to close this meeting to the public to discuss attorney-client privileged matters. **Motion Carried.** Because this was the final agenda item, it was noted that the meeting would not be reopened following the discussion of attorney-client matters and the meeting would be adjourned at the conclusion of the discussions.

In accordance with the motion, the meeting was closed to the public and began discussion of Attorney-Client Privileged matters and Litigation issues at 3:43 p.m., Wednesday, November 9, 2022. Chair Johnson asked for the room to be cleared except for Council Members, Management Committee staff and others whose presence is necessary to conduct the closed meeting.

Closed session business was concluded at 3:57 p.m.

The following persons attended the closed portion of the committee meeting: Greg Ricci, Marie Henderson, Lori Connery, Georges Gonzalez, Ann Bloodhart, David Theisen, Darcy Erickson, Council Member Lindstrom, and Daniel Abelson.

BUSINESS (in closed meeting):

- A. **Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Brenda Lutzke v. Metropolitan Council*.** 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 *Zina Baker v. Metropolitan Council*.** 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.
- C. **Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Barry Segal v. Metropolitan Council*.** 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.
- D. **Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Rice Lake Construction Group v. Metropolitan Council*** 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.
- E. **Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Timmy Webber v. Metropolitan Council*.** 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.
- F. **Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Jason Berner v. Metropolitan Council, Metro Transit Division*** 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.
- G. **Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a**



Matter Entitled *WPG Northtown Venture, LLC. v. Metropolitan Council*. Associate General Counsel Darcy Erickson 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 a Matter Entitled *Angela Yvonne Gibson v. Kingwood Management, Metropolitan Council Metro HRA*. 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.

Adjournment

Business completed; the meeting adjourned at 3:57 p.m.

Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Management Committee meeting of November 9, 2022.

Approved this 30th day of November 2022.

Council Contact:

Lori Connery, Recording Secretary
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