

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

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

**April 20, 2016
Robert Street Conference Room 5A**

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

Committee Members Absent: Harry Melander, Committee Vice Chair
Gary Cunningham, Council Member

Also Present: Don Muetting, 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 **3:03 p.m.** on **April 20, 2016.**

APPROVAL OF AGENDA:

It was moved by Chair Chávez, seconded by Council Member ("CM") Schreiber, to approve the agenda for this meeting of the Litigation Review Committee. **The motion carried.**

APPROVAL OF MINUTES:

It was moved by Chair Chávez, seconded by CM Schreiber, to approve the minutes of the October 21, 2015 meeting of the Litigation Review Committee. **The motion carried.**

MOTION TO CLOSE MEETING TO THE PUBLIC:

After discussion, it was moved by CM Schreiber, seconded by Chair Chávez, at approximately **3:05 p.m.** 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 *Minnesota Center for Environmental Advocacy v. MPCA, Metropolitan Council*.** General Council Meeting 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 *State of MN, et al. v. 3M*.** General Council Meeting 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 *LaFayette Temple v. Metro Transit Police Department*.** General Council Meeting 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 *Lakes and Park Alliance of Minneapolis v. Federal Transit Administration, et al*.** General Council Meeting 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 *Opus Woods Conservation Association, et al. v. Metropolitan Council*.** General Council Meeting 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 *RK Midway Shopping Center*.** General Council Meeting 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 *Erica Frizzell-Nelson v. Metropolitan Council*.** General Council Meeting 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 *Robert Burks v. Metropolitan Council (MDHR Issue)*** General Council Meeting advised the committee members on the facts and issues regarding this matter and answered committee member questions. Committee members discussed the matter.

- I. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding Matters Entitled *Robert Burks v. Metropolitan Council and KSTP-TV Data Practice Challenge*.** General Council Mueeting advised the committee members on the facts and issues regarding these matters and answered committee member questions. Committee members discussed the matters.
- J. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding the Matters of the *DPPA Lawsuits*.** General Council Mueeting advised the committee members on the facts and issues regarding these matters and answered committee member questions. Committee members discussed the matters.
- K. Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding Pending Condemnations (ES).** General Council Mueeting 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 CM Schreiber, seconded by Chair Chávez, at approximately **3:37 p.m.** to reopen this meeting to the public. **The motion carried.**

INFORMATION:

The Committee was briefed on the current status of the complaint filed with the Department of Housing and Urban Development against the Council; the Liquid Aluminum Sulfates Antitrust class action; and the Oak Grove administrative hearing under Minn. Stat. section 473.857.

ADJOURNMENT:

The meeting was declared adjourned by Committee Chair Chávez at approximately **3:55 p.m.**

Respectfully submitted,

Trina Harris
Recording Secretary