

# Minutes

Management Committee



**Meeting Date:** April 27, 2022

**Time:** 2:33 PM

**Location:** 390 Robert Street

## Members Present:

Chair, Judy Johnson,  
District 1

V 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, E = excuse

## Call to Order

A quorum being present, Committee Chair Johnson called the regular meeting of the Management Committee to order at 2:30 p.m.

## Agenda Approved

It was moved by Gonzales, seconded by Lee to approve the agenda. Council Members did not have any comments or changes to the agenda. **Motion carried.**

## Approval of Minutes

It was moved by Gonzales, seconded by Pacheco to approve the minutes of the April 13, 2022 regular meeting of the Management Committee. **Motion carried.**

## Non-Consent Business

1. **2022-106 SW:** FTA Affirmative Action/Equal Opportunity Plan Update

It was moved by Lee, seconded by Barber, that the Metropolitan Council Approve the Council's 2022-2026 Equal Employment Opportunity Program Update to be submitted to the Federal Transit Administration.

**Motion carried.**

## Information

1. Bond Sale Results (Mark Thompson, Senior Manager, Treasury, 651-602-1629)

Litigation Review (closed session)

### Discussion of Attorney-Client Privileged matters and Litigation issues

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

It was moved by Gonzales, and seconded by Pacheco, 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 3:28 pm, Wednesday, April 27, 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 3:28 p.m.

The following persons attended the closed portion of the committee meeting: Greg Ricci, Marie Henderson, Lori Connery, Georges Gonzalez, Phil Walljasper, Dave Larrabee, Ann Bloodhart, David Theisen, George Henry, Margaret Jocot, and Daniel Abelson.

## **BUSINESS (in closed meeting):**

- A. **Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Bridget Dow, Individually and a Trustee for the Heirs and Next of Kin of Grayson Dow, Decedent v. Metropolitan Council and BNSF Railway Company*.** Manager, Risk Management & Claims, Dave Larrabee 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 *Tammy Mendez v. Metropolitan Council*.** Manager, Risk Management & Claims, Dave Larrabee 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 *Galasso v. Metropolitan Council*.** Associate General Counsel Margaret Jacot 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 *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.
- F. **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.
- G. **Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *Jason Berner v. Metropolitan Council, Metro Transit Division*** Associate General Counsel Margaret Jacot 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 *Dennis Sershen v. Metropolitan Council, et al.*** 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.
- I. **Discussion of Attorney-Client Privileged Matters and Litigation Issues Regarding a Matter Entitled *WPG Northtown Venture, LLC. v. Metropolitan Council*.** Associate General Counsel George Henry 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 3:40 p.m.

## Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Management Committee meeting of April 27, 2022.

Approved this 11 day of May 2022.

---

### Council Contact:

Lori Connery, Recording Secretary

[Lori.Connery@metc.state.mn.us](mailto:Lori.Connery@metc.state.mn.us)

