



**LANSING BOARD OF WATER AND LIGHT
BOARD OF COMMISSIONERS**

SPECIAL MEETING MINUTES

May 19, 2015

The Board of Commissioners met at the BWL Headquarters-REO Town Depot located at 1201 S. Washington Ave., Lansing, MI, at 6:00 p.m. on Tuesday, May 19, 2015.

Chairperson David Price called the Special Board meeting to order at 6:54 p.m.

Present: Commissioners Margaret Bossenbery, Dennis M. Louney, Anthony McCloud, Tony Mullen, David Price, Tracy Thomas, Cynthia Ward and Sandra Zerkle.

Absent: None.

The Corporate Secretary declared a quorum.

Commissioner Thomas led the Pledge of Allegiance.

Meeting Purpose:

Closed Session (Attorney – Client Memorandum)....MCL 15.268 (h) & MCL 15.243 (g).
Separation Agreement Settlement Re: J. Peter Lark.

PUBLIC COMMENT

No Public Comment.

Purpose

Closed Session (Attorney-Client Memorandum) MCL 15.268 (h) & MCL 15.243 (g)
Separation Agreement Settlement Re: J. Peter Lark

Motion by Commissioner Ward, Seconded by Commissioner McCloud to go into closed session.

Action: Motion Carried.

Roll Call Vote:

Yeas: Commissioners Margaret Bossenbery, Dennis M. Louney, Anthony McCloud, Tony Mullen, David Price, Tracy Thomas, Sandra Zerkle.

Nays: None.

Action: Motion Carried.

The Special Board Meeting went into closed session at 6:55 p.m.

The Special Board Meeting reconvened to open session at 7:16 p.m.

Attorney David Russell, provided an overview of the Separation Agreement and Complete Mutual Release Agreement regarding J. Peter Lark.

Upon conclusion of the Closed Session, the following motion and Resolution was offered:

Motion by Commissioner Cynthia Ward, Seconded by Commissioner Mullen to approve the Resolution for Separation and Complete Mutual Release Agreement for J. Peter Lark as it is read into the Records:

RESOLUTION 2015-05-01

BOARD OF COMMISSIONERS OF THE LANSING BOARD OF WATER AND LIGHT

J. PETER LARK SEPARATION AND COMPLETE MUTUAL RELEASE AGREEMENT

At a special meeting of the Board of Commissioners of the Lansing Board of Water and Light (the "Board"), held at the REO Town Depot, 1201 S. Washington Avenue, Lansing, Michigan on the 19th day of May, 2015, at 6:00 p.m.

PRESENT: Board of Water & Light Commissioners Margaret Bossenbery, Dennis M. Louney, Anthony McCloud, Tony Mullen, David Price, Tracy Thomas, Cynthia Ward and Sandra Zerkle.

ABSENT: None

The following Resolution was offered by Commissioner Cynthia Ward and seconded by Commissioner Anthony McCloud.

WHEREAS, J. Peter Lark ("Mr. Lark") was terminated by the Board on January 13, 2015; and

WHEREAS, Mr. Lark, through his counsel, has made a demand on the Board based on the January 13, 2015 termination alleging numerous causes of action; and

WHEREAS, the Board desires to resolve the dispute between the parties to avoid the risks and costs of litigation associated with the allegations; and

WHEREAS, the Board has determined that entering into a settlement is in the best interest of the Lansing Board of Water and Light.

NOW, THEREFORE, it is resolved by the Board of Commissioners of the Lansing Board of Water and Light as follows:

1. The Board agrees to enter into the proposed Separation Agreement and Complete Mutual Release, which is attached to this resolution;
2. The Board's Chairperson, David Price, is authorized and directed to execute the Separation Agreement and Complete Mutual Release on behalf of the Board consistent with this resolution.
3. Any and all resolutions that are in conflict with this Resolution are hereby repealed to the extent necessary to give this Resolution full force and effect.

Roll Call Vote: ADOPTED 8-0 Vote

YEAS: Commissioners Margaret Bossenbery, Dennis M. Louney, Anthony McCloud, Tony Mullen, David Price, Tracy Thomas, Cynthia Ward and Sandra Zerkle.

NAYS: None

Motion by Commissioner Ward, seconded by Commissioner Mullen to approve Board Chair Price as the sole designated Board of Commissioner's media contact during the seven day revocation period.

Action: Motion Carried.

Commissioner Remarks

None.

Motion of Excused Absence

None.

Adjournment

Meeting adjourned at 7:25 p.m.

Official Filing with Lansing City Clerk on June 6, 2015