

Special [Closed] School Board Meeting - Legal

Duluth Public Schools, ISD 709

Agenda

Tuesday, October 1, 2024

District Services Center

709 Portia Johnson Dr.

Duluth, MN 55811

4:00 PM

1. **Call to Order**
2. **Roll Call**
3. **Closed Session pursuant to Minnesota Statute 13D.05, subdivision 3(b) for confidential discussion with legal counsel regarding litigation that appears imminent.** 2
4. **Official Action Related to Closed Session, If Necessary**
5. **Adjournment**

The next agenda item is a Motion to go into Closed Session to discuss litigation that appears imminent against the District. The Open Meeting Law, Minn. Stat. Sec. 13D.05, subd. 3(b), allows the School Board to close a meeting² for the following purpose, among others: for confidential discussions permitted by the attorney-client privilege. Staff will ask the Board to close the meeting to meet with its attorney regarding the District's options with respect to the litigation that appears imminent. There is a need for absolute confidentiality because the District's position would be compromised if such discussions took place in public and could be overheard by adverse parties, and thus, the District's interest in maintaining confidentiality outweighs the public's right to hear the discussion. Accordingly, pursuant to the law I have cited, I will hereby entertain a motion that this meeting be closed pursuant to the attorney-client privilege.