

Special [Closed] School Board Meeting - Legal

Duluth Public Schools, ISD 709

Agenda

Tuesday, February 28, 2023

Duluth East High School

301 N 40th Ave E

Duluth, MN 55804

4:30 PM

1. **Call to Order**
2. **Roll Call**
3. **Approval of the Agenda**
4. **Closed Session**

2

The Board will go into a closed session pursuant to Minnesota Statutes Section 13D.05, subdivision 3(b). The Minnesota Open Meeting Law allows the School Board to close a meeting to engage in attorney-client privileged discussions. The School Board seeks to meet with its attorney to obtain confidential legal advice related to the litigation of *Dippolito v. Duluth Public Schools*.

5. **Possible Action Related to Closed Session - no action taken**
6. **Adjournment**

The next item on the agenda is a closed session. The Minnesota Open Meeting Law, Minnesota Statutes Section 13D.05, subdivision 3(b), allows the School Board to close a meeting to engage in attorney-client privileged discussions. The School Board seeks to meet with its attorney to obtain confidential legal advice related to the litigation of Dippolito v. Duluth Public Schools. During the closed meeting, the School Board will discuss with its attorney the claims made, the District's defenses to the same, legal strategy, and settlement discussions. 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. It is in the District's best interest for the School Board to obtain legal advice in a confidential setting to maintain the attorney-client privilege. I will hereby entertain a motion to close the meeting pursuant to the attorney-client privilege for the reasons that I have stated.