

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
Monday, May 4, 2015

Present: Commissioners Andrew Adil, Luis Caban, Daniel Camilliere, Mary Anne Charron, Donald M. Currey, William A. DiBella, Allen Hoffman, Jean Holloway, Sandra Johnson, Joseph Klett, Kathleen J. Kowalyshyn, Joseph H. Kronen, Maureen Magnan, Alphonse Marotta, James S. Needham, Mark A. Pappa, Albert F. Reichin, Pasquale J. Salemi, Helene Shay, Michael Solomonides, Raymond Sweezy, Alvin E. Taylor and Richard W. Vicino (23)

Absent: Commissioners Timothy Curtis, Janice Flemming, Matthew B. Galligan, Michael W. Gerhart, William P. Horan, Thea Montanez, J. Lawrence Price, Kennard Ray, Hector Rivera, Michael A. Toppi, and Special Representative Michael Carrier (11)

Also

Present: Scott W. Jellison, Chief Executive Officer
John M. Zinzarella, Deputy Chief Executive Officer, Business Services
R. Bartley Halloran, District Counsel
Christopher R. Stone, Assistant District Counsel
Gerald J. Lukowski, Director of Operations
Erin Ryan, Director of Human Resources
Kelly Shane, Director of Procurement
Stanley Pokora, Manager of Treasury
John S. Mirtle, District Clerk
Kerry E. Martin, Assistant to the Chief Executive Officer
Cynthia A. Nadolny, Executive Assistant

CALL TO ORDER

The meeting was called to order by Chairman DiBella at 5:49 PM

ROLL CALL AND QUORUM

The District Clerk called the roll and informed Chairman DiBella that a quorum of the Commission was present, and the meeting was declared a legal meeting of the District Board of The Metropolitan District of Hartford County, Connecticut.

PLEDGE OF ALLEGIANCE

Those in attendance stood and recited the Pledge of Allegiance.

APPROVAL OF MINUTES

On motion made by Commissioner Kronen and duly seconded, the meeting minutes of April 13, 2015 were approved.

Commissioners Reichin and Pappa abstained.

REPORT FROM DISTRICT CHAIRMAN

Scott Jellison, Chief Executive Officer presented the monthly CEO Report.

**BOARD OF FINANCE
APPROVAL FOR STATE OF CONNECTICUT FINANCING
CWF 619-CD1**

To: District Board

May 4, 2015

From: Board of Finance

At a meeting of the Board of Finance on May 4, 2015, the Board of Finance recommended approval of the following resolution:

It is **RECOMMENDED** that it be

Voted: That the District Board approve the following resolution:

RESOLUTION WITH RESPECT TO THE ISSUANCE OF INTERIM FUNDING OBLIGATIONS AND PROJECT LOAN OBLIGATIONS PURSUANT TO PROJECT LOAN AND PROJECT GRANT AGREEMENT NO. CWF 619-C BETWEEN THE STATE OF CONNECTICUT AND THE METROPOLITAN DISTRICT AS AMENDED BY FIRST AMENDMENT NO. CWF 619-C1 AND SECOND AMENDMENT NO. CWF 619-CD1 UNDER THE CLEAN WATER FUND PROGRAM

RESOLVED:

Section 1. The Chairman and the District Treasurer or Deputy Treasurer are authorized to execute and deliver the Second Amendment No. CWF 619-CD1 to Project Loan and Grant Agreement CWF 619-C, as amended by the First Amendment to Project Loan and Grant Agreement CWF 619-C, and any and all Interim Funding Obligations and Project Loan Obligations under the Second Amendment No. CWF 619-CD1 in the aggregate amount not to exceed \$20,360,027.72. Such Interim Funding Obligations shall be dated as of their date of issue, shall mature within six months of the Scheduled Completion Date, shall bear interest at the rate of two percent (2%) per annum, shall be payable as to principal and interest as provided in the Project Loan and Project Grant Agreement entered into with the State of Connecticut CWF No. 619-C, as amended by the First Amendment to Project Loan and Grant Agreement CWF 619-C and the Second Amendment CWF No. 619-CD1 (as amended, the "Agreement") and, to the extent not

paid prior to maturity from The Metropolitan District funds, may be renewed by the issuance of Interim Funding Obligations or Project Loan Obligations, all as provided in the Agreement. Capitalized terms used herein and not defined shall have the meanings ascribed to them in the Agreement.

Section 2. The Project Loan Obligations shall be dated as of their date of issue, shall mature no later than twenty years from the Scheduled Completion Date, shall bear interest at the rate of two percent (2%) per annum and shall be payable as to principal and interest as provided in the Agreement.

Respectfully Submitted,

John S. Mirtle, Esq.
District Clerk

***On motion made by Commissioner Salemi and duly seconded,
the report was received and the resolution adopted by
unanimous vote of those present.***

**BOARD OF FINANCE
AUTHORIZATION FOR TREASURER AND DEPUTY TREASURER
TO OPEN AND MAINTAIN DEPOSIT ACCOUNT WITH TD BANK**

To: District Board

May 4, 2015

From: Board of Finance

Staff seeks approval from the District Board to authorize the Treasurer and Deputy Treasurer, acting severally, to perform the following operational cash management banking functions for The Metropolitan District:

Open and maintain a deposit account or accounts

Endorse all checks, drafts, notes and other items payable to or owned by The Metropolitan District

Execute special depository agreements or other such agreements for purposes for which funds, checks or items may be deposited, collected or withdrawn

Sign checks or other items to be tendered or drawn against bank account(s) opened.

At a meeting of the Board of Finance on May 4, 2015, the Board of Finance recommended approval of the following resolution:

It is **RECOMMENDED** that it be

Voted: That the District Board approved the following resolution:

Be It Resolved: that the District Clerk be and is authorized to execute the attached Governmental Entity Certificate of Resolution ("Certificate of Resolution") on behalf of the District, and that the terms and conditions set for in the Certificate of Resolution are incorporated herein and made a part of this resolution which, upon passage, effectively authorizes the District Treasurer and Deputy Treasurer, severally, to act on behalf of the District in the manner consistent with the terms and conditions set forth in said Certificate of Resolution.

Respectfully submitted,

John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Reichin and duly seconded, the report was received and the resolution adopted by unanimous vote of those present.

COMMUNITY ASSISTANCE PROGRAM

The District Board discussed the Community Assistance Program.

COMMITTEE ON ORGANIZATION APPOINTMENT OF DIRECTOR OF FINANCE

To: District Board for consideration on May 4, 2015

Pursuant to Section B3b of the District By-Laws, please consider this communication as my recommendation to the Committee on Organization to conditionally appoint Robert Constable as Director of Finance for the Metropolitan District.

Therefore, it is **RECOMMENDED:**

Voted: That the District Board approve passage of the following resolution:

Resolved: That the District Board, in accordance with Section B3b of the District By-Laws, hereby conditionally appoints Robert Constable as Director of Finance for the Metropolitan District.

Respectfully submitted,

John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Magnan and duly seconded, the report was received and the resolution adopted by unanimous vote of those present.

SETTLEMENT OF PENDING LITIGATION CLAIM

EXECUTIVE SESSION

At 6:05 P.M., Chairman DiBella requested an executive session.

On motion made by Commissioner Sweezy and duly seconded, the District Board entered into executive session in order to discuss settlement of the McCann v. MDC claim.

Those in attendance during the executive session:

Commissioners Andrew Adil, Luis Caban, Daniel Camilliere, Mary Anne Charron, Donald M. Currey, William A. DiBella, Allen Hoffman, Jean Holloway, Sandra Johnson, Joseph Klett, Kathleen J. Kowalyshyn, Joseph H. Kronen, Maureen Magnan, Alphonse Marotta, James S. Needham, Mark A. Pappa, Albert F. Reichin, Pasquale J. Salemi, Helene Shay, Michael Solomonides, Raymond Sweezy, Alvin E. Taylor and Richard W. Vicino; Attorneys John S. Mirtle, Christopher R. Stone and R. Bartley Halloran; Scott Jellison and John M. Zinzarella.

RECONVENE

At 6:14 P.M., Chairman DiBella requested to come out of executive session and on motion made by Commissioner Reichin and duly seconded, the District Board came out of executive session and reconvened. No formal action was taken.

To: District Board

BE IT HEREBY RESOLVED, that pursuant to Section B2f of the By-Laws of The Metropolitan District, the Board of Commissioners of The Metropolitan District hereby authorizes District Counsel, or his designee, to settle the lawsuit captioned *Vincent McCann v. Metropolitan District Commission.*, Docket No. HHD-CV12-6036210 ("*Litigation*"), for the total sum of \$132,500.00, subject to the proper execution of any and all documents reasonably necessary to effect said settlement, including but not limited to a general release containing a confidentiality provision from the plaintiff, and formal withdrawal of said action.

Respectfully submitted,

John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Reichin and duly seconded, the report was received and the resolution adopted by unanimous vote of those present.

SETTLEMENT OF WORKERS' COMPENSATION CLAIM

The settlement of workers' compensation claim was not taken up at this meeting.

ADJOURNMENT

The meeting was adjourned at 6:21 PM

ATTEST:

John S. Mirtle, Esq.
District Clerk

Date of Approval