THE METROPOLITAN DISTRICT COMMISSION
555 Main Street
Hartford, Connecticut 06103
Monday, March 6, 2017

Present: Commissioners Andrew Adil, John Avedisian, Luis Caban, Daniel Camilliere, Donald M. Currey, William A. DiBella, Allen Hoffman, Jean Holloway, Sandra Johnson, Byron Lester, Maureen Magnan, Alphonse Marotta, Whit Osgood, Dominic M. Pane, J. Lawrence Price, Hector Rivera, Pasquale J. Salemi, Michael Solomonides, Raymond Sweezy, Christopher Syrek, Alvin Taylor and Richard W. Vicino (22)

Absent: Commissioners Mary Anne Charron, Janice Flemming-Butler, Matthew B. Galligan, William P. Horan, Kathleen J. Kowalyshyn, Mark A. Pappa, Bhupen Patel, Kennard Ray and Special Representative Michael Carrier (9)

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
Brendan Fox, Assistant District Counsel
John S. Mirtle, District Clerk
Robert Schwarm, Director of Information Technology
Kelly Shane, Director of Procurement
Robert Zaik, Interim Director of Human Resources
Christopher Levesque, Assistant Manager of Water Treatment
Kerry E. Martin, Assistant to the Chief Executive Officer
Carrie Blardo, Assistant to the Chief Operating Officer
Cynthia A. Nadolny, Executive Assistant

CALL TO ORDER

The meeting was called to order by Chairman DiBella at 5:32 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.
INTRODUCTION OF NEW COMMISSIONER AND ADMINISTRATION OF OATH OF OFFICE

The District Clerk swore in Commissioner Christopher Syrek of West Hartford.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

Judy Allen of 25 Fowler Drive West Hartford requested Commissioners be identified by name before speaking.

APPROVAL OF MINUTES

On motion made by Commissioner Caban and duly seconded, the meeting minutes of February 6, 2017 were approved.

Commissioners Adil and Taylor abstained.

REPORT FROM DISTRICT CHAIRMAN

No report delivered by the District Chairman

REPORT FROM CHIEF EXECUTIVE OFFICER

Scott W. Jellison presented the Chief Executive Officer’s Report.

REPORT FROM DISTRICT COUNSEL

R. Bartley Halloran delivered the District Counsel’s Report.

At 5:58p.m. Commissioner Currey exited the meeting.

At 6:10p.m. Commissioners Price and Adil exited the meeting.

At 6:59p.m. Commissioner Osgood exited the meeting.

COMMITTEE ON ORGANIZATION

APPOINTMENT OF DIRECTOR OF FACILITIES

To: District Board

From: Committee on Organization

March 6, 2017
Pursuant to Section B3b of the District By-Laws, it is the recommendation of the staff of The Metropolitan District and approved by the Committee on Organization to appoint Thomas A. Tyler as Director of Facilities for The Metropolitan District.

Therefore, it is RECOMMENDED:

Voted: That the Committee on Organization recommends to the District Board passage of the following resolution:

Resolved: That the District Board, in accordance with Section B3b of the District By-Laws, hereby appoints Thomas A. Tyler as Director of Facilities for The Metropolitan District.

Respectfully submitted,

John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Sweezy and duly seconded, the report was received and resolution adopted unanimously.

COMMITTEE ON ORGANIZATION
APPOINTMENT OF DIRECTOR OF OPERATIONS

To: District Board

From: Committee on Organization

March 6, 2017

Pursuant to Section B3b of the District By-Laws, it is the recommendation of the staff of The Metropolitan District and approved by the Committee on Organization to appoint Christopher J. Levesque as Director of Operations for The Metropolitan District.

Therefore, it is RECOMMENDED:

Voted: That the Committee on Organization recommends to the District Board passage of the following resolution:

Resolved: That the District Board, in accordance with Section B3b of the District By-Laws, hereby appoints Christopher J. Levesque as Director of Operations for The Metropolitan District.

Respectfully submitted,

John S. Mirtle, Esq.
District Clerk
On motion made by Commissioner Camielliere and duly seconded, the report was received and resolution adopted unanimously.

COMMITTEE ON ORGANIZATION
APPOINTMENT OF DIRECTOR OF OPERATIONS

To: District Board  March 6, 2017
From: Committee on Organization

Therefore, it is RECOMMENDED:

Voted: That the Committee on Organization recommends to the District Board passage of the following resolution:

Resolved: The following Commissioners are hereby appointed to the following Committees:

WATER BUREAU  BUREAU OF PUBLIC WORKS
Andrew Adil    John Avedisian
Byron Lester   
Georgiana Holloway
Domenic Pane   
Christopher Syrek
Alvin Taylor

Respectfully submitted,
John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Sweezy and duly seconded, the report was received and the resolution, as amended by the Committee on Organization, adopted unanimously.

Agenda item #11A “Enroachment Agreement- 594 Albany Turnpike Canton, CT” and #11B “MDC Policy on WUCC Established Exclusive Service Area and
Involuntary Acquisition of Small Water Companies” were passed due to the Water Bureau meeting being cancelled due to lack of a quorum.

PETITION FOR DISABILITY RETIREMENT
No action was taken on Agenda item #12B “Petition for Disability Pension” because disability retirement is within the exclusive jurisdiction of the Personnel, Pension & Insurance Committee and no action is necessary, or warranted, by the District Board.

AMENDMENT TO DISTRICT PENSION PLAN RE: SZESTAKOW CLAIM SETTLEMENT

WHEREAS, The Metropolitan District (the “MDC”) is the sponsor of the Retirement Plan for Employees of The Metropolitan District (the “Retirement Plan”); and

WHEREAS, the District Board of the MDC has the authority to adopt amendments to the Retirement Plan upon the recommendation of the Personnel, Pension and Insurance Committee of the MDC (the “PPI Committee”); and

WHEREAS, it is desirable that the PPI Committee recommend to the District Board of the MDC that it adopt an amendment to the Retirement Plan which provides that, pursuant to the MDC’s settlement agreement with Donna Szestakow, her benefit under the Retirement Plan shall be determined after imputing six (6) additional years of credited service for her so that she has a total of twenty-five (25) years of credited service, after stipulating her final average earnings as $100,000, after requiring that she repay to the Plan the amount of her prior lump sum withdrawal from the Plan, increased by five percent interest (5%), compounded annually from the date of the withdrawal, and after requiring that she contribute to the Plan five percent (5%) of the amount of certain imputed compensation for the six (6) year period that begins in 2012.

NOW, THEREFORE, BE IT

RESOLVED: That the PPI Committee does hereby recommend to the District Board that it adopt Amendment No. 9 to the Retirement Plan in substantially the form presented to this meeting, together with any modifications that are determined by counsel for the MDC to be necessary or desirable to effectuate the intention thereof and to comply with the requirements of the Internal Revenue Code of 1986, as amended; and further

RESOLVED: That the PPI Committee does hereby recommend to the District Board that the chief executive officer of the MDC or any other officer designated by the chief executive officer be authorized and empowered, for and on behalf of the MDC, to take any and all actions which may be necessary or desirable to effectuate the intention of the foregoing resolution.
AMENDMENT NO. 9 TO
THE RETIREMENT PLAN FOR EMPLOYEES OF
THE METROPOLITAN DISTRICT

The Metropolitan District, a governmental entity organized under the laws of the State of Connecticut (the "Employer"), has adopted this Amendment No. 9 to the Retirement Plan for Employees of The Metropolitan District (the "Plan"), effective March 6, 2017.

1. Article II of the Plan shall be amended by deleting Section 2.16 thereof and substituting therefor the following new Section 2.16:

"2.16 'Final Average Earnings' means the greater of: (a) twelve times the average of a Participant's monthly Compensation during the thirty-six (36) consecutive months preceding the Participant's severance from employment; or (b) the average of the Participant's Compensation for the three calendar years (whether or not consecutive) during the ten calendar years preceding the calendar year of the Participant's severance from employment which produce the highest such average.

For the period on and after April 1, 1989 and prior to July 1, 1997, Final Average Earnings meant the greater of: (a) twelve times the average of a Participant’s monthly Compensation during the forty-eight (48) consecutive months preceding the Participant’s severance from employment; or (b) the average of the Participant’s Compensation for the four calendar years (whether or not consecutive) during the ten calendar years preceding the calendar year of the Participant’s severance from employment which produced the highest such average.

For the period prior to April 1, 1989, Final Average Earnings meant the greater of: (a) twelve times the average of a Participant’s monthly Compensation during the sixty (60) consecutive months preceding the Participant’s severance from employment; or (b) the average of the Participant’s Compensation for the five calendar years (whether or not consecutive) during the ten calendar years preceding the calendar year of the Participant’s severance from employment which produced the highest such average.

Anything herein to the contrary notwithstanding, the Final Average Earnings of Donna Szestakow shall be $100,000."

2. Article II of the Plan shall be further amended by deleting Section 2.34 thereof and substituting therefor the following new Section 2.34:

"2.34 'Years of Credited Service' means the period beginning on a Participant’s Date of Employment or Reemployment and ending on the commencement date of a Break in Service; provided, however, that Years of Credited
Service shall not include any period during which the Participant does not make
Participant Contributions to the Plan. Years of Credited Service shall be computed
on the basis of whole Years of Credited Service and completed calendar months.

All of a Participant’s Years of Credited Service shall be aggregated in
determining the amount of the Participant’s Accrued Benefit, whether or not the Years
of Credited Service are consecutive; provided, however, if a Participant receives a
lump sum distribution pursuant to Section 9.3, is reemployed by the Employer, and
does not recontribute the lump sum distribution to the Plan following his or her Date
of Reemployment pursuant to Section 9.4, then the Participant’s Years of Credited
Service earned prior to his or her Date of Reemployment shall not be aggregated with
his or her Years of Credited Service earned on or subsequent to his or her Date of
Reemployment.

Anything herein to the contrary notwithstanding, in the case of Donna
Szentakow, six (6) Years of Credited Service shall be added to the number of Years
of Credited Service determined pursuant to the provisions set forth above in this
Section 2.34 so that she shall be credited with a total of twenty-five (25) Years of
Credited Service for all purposes under the Plan, including the provisions of Sections
2.21 and 5.2."

3. Article IV of the Plan shall be amended by deleting subsection (a) of
Section 4.1 thereof and substituting therefor the following new subsection (a):

"Section 4.1 (a) Each Participant shall contribute to the Plan, by means of
payroll deduction, an amount equal to the following:

(i) For each Participant who is hired or rehired on or after October
4, 2015, seven percent (7%) of his or her Compensation; and

(ii) For each Participant who was hired prior to October 4, 2015, five
percent (5%) of his or her Compensation.

In the event that a Participant’s Compensation is increased, his or her contribution to
the Plan shall be increased in a corresponding manner at the same time.

For the period prior to April 1, 1989, each Participant was required to
contribute to the Plan, by means of payroll deduction, an amount equal to three
percent (3%) of his or her Compensation. For the period on and after April 1, 1989
and prior to October 4, 2015, each Participant was required to contribute to the Plan,
by means of payroll deduction, an amount equal to five percent (5%) of his or her
Compensation.

Anything herein to the contrary notwithstanding, Donna Szentakow, in addition
to making any contributions required pursuant to the provisions set forth above in this
subsection (a) for years prior to 2012, shall contribute to the Plan five percent (5%) of
the following amounts that, for purposes of this subsection (a), shall be considered her Compensation for the years set forth below:

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2012</td>
<td>$91,455.76</td>
</tr>
<tr>
<td>2013</td>
<td>$94,199.41</td>
</tr>
<tr>
<td>2014</td>
<td>$97,025.42</td>
</tr>
<tr>
<td>2015</td>
<td>$99,451.05</td>
</tr>
<tr>
<td>2016</td>
<td>$101,937.33</td>
</tr>
<tr>
<td>2017</td>
<td>$101,937.33</td>
</tr>
</tbody>
</table>

Donna Szestakow’s contribution pursuant to the preceding sentence shall be made by payroll deduction from the amount payable to her under her settlement agreement with the Employer that is reportable on Form W-2.”

4. Article IX of the Plan shall be amended by adding the subsection (c) to Section 9.4 thereof:

“(c) Anything herein to the contrary notwithstanding, Donna Szestakow, pursuant to her settlement agreement with the Employer, shall repay to the Plan the amount of her prior lump sum distribution, increased by five percent (5%) interest compounded annually from the date of that prior lump sum distribution, and this repayment shall be deducted by the Employer from the amount payable to her under such settlement agreement with the Employer that is reportable on Form W-2.”

Witness:

THE METROPOLITAN DISTRICT

____________________
By___________________________
Name: _________________________
Title: _________________________
Date: _________________________

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 unanimously.

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

Judy Allen of 25 Fowler Drive, West Hartford read the following comments:
ADJOURNMENT

The meeting was adjourned at 7:13 P.M.

ATTEST:

John S. Mirtle, Esq.
District Clerk  Date of Approval