

**THE METROPOLITAN DISTRICT COMMISSION
SPECIAL MEETING**

555 Main Street
Hartford, Connecticut 06103
Monday, April 2, 2018

Present: Commissioners John Avedisian, Clifford Avery Buell, Luis Caban, Donald M. Currey, William A. DiBella, Timothy J. Fitzgerald, Peter Gardow, Denise Hall, James Healy, Allen Hoffman, Jean Holloway, David Ionno, Maureen Magnan, Alphonse Marotta, Whit Osgood, Domenic M. Pane, Bhupen Patel, Pasquale J. Salemi, Raymond Sweezy, Alvin Taylor and Richard W. Vicino (21)

Absent: Commissioners Andrew Adil, Daniel Camilliere, Mary Anne Charron, Matthew B. Galligan, Sandra Johnson, Kathleen J. Kowalyshyn, Gary LeBeau, Byron Lester, Michael Solomonides and New Britain Special Representative Michael Carrier (10)

Also

Present: Citizen Member Martin B. Courneen
Scott W. Jellison, Chief Executive Officer
John M. Zinzarella, Deputy Chief Executive Officer, Business Services
R. Bartley Halloran, District Counsel
Christopher Stone, Assistant District Counsel
Brendan Fox, Assistant District Counsel
John S. Mirtle, District Clerk
Robert Constable, Director of Finance
Christopher Levesque, Director of Operations
Sue Negrelli, Director of Engineering
Robert Schwarm, Director of Information Technology
Kelly Shane, Director of Procurement
Tom Tyler, Director of Facilities
Robert Zaik, Director of Human Resources
Nick Salemi, Special Services Administrator
Kerry E. Martin, Assistant to the Chief Executive Officer
Carrie Blardo, Assistant to the Chief Operating Officer
Victoria S. Escoriza, Executive Assistant
David Silverstone, Consumer Advocate

CALL TO ORDER

The meeting was called to order by Chairman DiBella at 5:30PM

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.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

No one from the public appeared to be heard.

APPROVAL OF MINUTES

On motion made by Commissioner Caban and duly seconded, the meeting minutes of March 12, 2018 were approved. Commissioners Hall and Magnan abstained.

REPORT FROM CHIEF EXECUTIVE OFFICER

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

Commissioner Holloway entered the meeting at 5:35 PM

REPORT FROM DISTRICT COUNSEL

District Counsel R. Bartley Halloran presented a report.

Commissioner Healy entered the meeting at 5:40 PM

Without object, the agenda order was changed, and agenda item #10 "PUBLIC REQUESTS FOR PLACEMENT OF BENCHES ON WATERSHED LANDS" was moved in front of agenda item #9 "2018 OPERATING BUDGET TRANSFER"

**WATER BUREAU
PUBLIC REQUESTS FOR PLACEMENT OF BENCHES ON WATERSHED LANDS**

To: District Board

April 2, 2018

From: Water Bureau

Be it resolved, that the Board of Commissioners of the Metropolitan District ("Board") authorizes staff to consider and, when appropriate, approve requests from the public for the placement of benches on District owned lands.

Be it further resolved, that the installation of any such benches will be paid for by the requestor and at no cost to the District. The installation will be subject to review and approval by District staff. Once a bench has been installed, the requestor will not have any right, or responsibility, to maintain the bench.

Be it further resolved, the District makes no promise to perform any maintenance or upkeep of any such benches and once the District determines that any bench shall be removed for any reason, the District may remove the bench at its sole discretion.

Respectfully submitted,

John S. Mirtle, Esq.
District Clerk

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

**BOARD OF FINANCE
BUDGET FOR LEGAL DEFENSE OF NON-MEMBER TOWN
SURCHARGE CLASS ACTION LAWSUIT**

To: District Board

April 2, 2018

From: Board of Finance

At a meeting of the Board of Finance held on April 2, 2018, it was:

Voted: That the Board of Finance recommends to the District Board passage of the following resolution.

Resolved: The legal defense costs of the non-member town surcharge class action lawsuit will be exclusively funded by water sales revenues.

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

**SETTLEMENT OF PENDING LITIGATION
REYNALDO RUIZ v. MDC et al.**

To: District Board

April 2, 2018

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 *Reynaldo Ruiz v. The Metropolitan District et al.*, Docket No. HHD-CV17-6073650, for the total sum of \$7,500.00, 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 Magnan and duly seconded, the report was received and resolution adopted, by unanimous vote of those present.

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

No one from the public appeared to be heard.

ADJOURNMENT

The meeting was adjourned at 6:04 PM

ATTEST:

John S. Mirtle, Esq.
District Clerk

Date of Approval