

**JOURNAL  
OF  
THE COMMITTEE ON MDC GOVERNMENT  
OF  
THE METROPOLITAN DISTRICT  
COMMISSION**

FOR THE YEAR  
2017

Published by authority of the Commission  
And compiled by the  
Office of the District Clerk

Membership of the District is made up of the City of Hartford and  
The Towns of Bloomfield, Newington, Wethersfield, Windsor,  
East Hartford, Rocky Hill and West Hartford

## CONTENTS

	Page
Membership.....	A

## MINUTES OF THE COMMITTEE ON MDC GOVERNMENT

January 9.....	1
February 6.....	5
November 1 (Public Hearing) .....	7
December 4.....	10

## INDEX

Minutes of the Committee on MDC Government.....	I-1
---	-----

**MEMBERSHIP**  
**OF**  
**THE COMMITTEE ON MDC GOVERNMENT**  
**2017**

**J. LAWRENCE PRICE**      Chairman, Committee on MDC Government  
**ALPHONSE MAROTTA**      Vice Chairman, Committee on MDC Government

ALLEN HOFFMAN

JAMES NEEDHAM

JEAN HOLLOWAY

J. LAWRENCE PRICE

WILLIAM HORAN

HECTOR RIVERA

MAUREEN MAGNAN

ALVIN TAYLOR

ALPHONSE MAROTTA

# **MINUTES**

**OF**

**MEETINGS OF THE COMMITTEE ON MDC GOVERNMENT**

**HELD IN 2017**

**COMMITTEE ON MDC GOVERNMENT  
SPECIAL MEETING**

**The Metropolitan District**  
555 Main Street, Hartford CT  
Monday, January 9, 2017

**Present:** Commissioners Allen Hoffman, Maureen Magnan, Alphonse Marotta, J. Lawrence Price, Hector Rivera, Alvin Taylor and District Chairman William A. DiBella (7)

**Absent:** Commissioners Jean Holloway, William P. Horan and James S. Needham (3)

**Also**

**Present:** Citizen Member Ron Angelo  
Commissioner Donald M. Currey  
Commissioner Bhupen Patel  
Commissioner Whit Osgood  
Commissioner Pasquale J. Salemi  
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  
Sue Negrelli, Director of Engineering  
Robert Schwarm, Director of Information Technology  
Kelly Shane, Director of Procurement  
Robert Zaik, Interim Director of Human Resources  
Mike Curley, Manager of Technical Services  
Nick Salemi, Special Services Administrator  
Kerry E. Martin, Assistant to the Chief Executive Officer  
Cynthia A. Nadolny, Executive Assistant

**CALL TO ORDER**

Chairman Price called the meeting to order at 4:47 PM

**PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS**

No one from the public appeared to be heard.

**APPROVAL OF MINUTES**

***On motion made by Commissioner Hoffman and duly seconded, the meeting minutes of December 15, 2016 were approved.***

***Commissioner Magnan abstained.***

**COMMITTEE ON MDC GOVERNMENT  
APPOINTMENT OF LEGISLATIVE CONSULTANTS**

To: Committee on MDC Government

January 9, 2017

Over the past several years, the firms of Doyle, D'Amore & Balducci and Capitol Strategies Group, LLC have provided exemplary service in the area of government relations and advocacy within state government on behalf of the District. Based upon their collective past performance, and to maintain the necessary level of continuity within the District's legislative and administrative lobbying activities, District staff recommends the reappointment of Doyle, D'Amore & Balducci and Capitol Strategies Group, LLC to represent the District during the 2017 legislative session of the State general assembly, and to provide additional services in the area of government relations as may be necessary during the one year term of their respective contract. The term of these appointments would be from January 1, 2017 through December 31, 2017.

Furthermore, in the event the Committee on MDC Government forwards the appointments to the District Board, District staff recommends that the annual fee for each lobbyist firm remain \$25,000.00, for a total of \$50,000.00. Payments would be prorated over a 12-month period, commencing January 2017.

It is therefore recommended that it be:

**Voted:** That the Committee on MDC Government recommends to the District Board passage of the following resolution:

**Resolved:** That the firms of Doyle, D'Amore & Balducci and Capitol Strategies Group, LLC be retained to perform lobbying services for a period commencing on January 1, 2017 and terminating on December 31, 2017, for a fee of \$25,000.00 each, totaling \$50,000.00, to be prorated over a twelve-month period, subject to the execution of a written agreement prepared and approved by District Counsel as to form and content, reflecting the scope of services, reporting requirements and such other terms and conditions as District Counsel may specify.

Respectfully submitted,

Scott W. Jellison  
Chief Executive Officer

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

**COMMITTEE ON MDC GOVERNMENT  
PROPOSED CREATION OF AN OFFICE OF CONSUMER AFFAIRS**

To: Committee on MDC Government

January 9, 2017

District staff is proposing to the Committee on MDC Government the adoption of an enabling ordinance to create an Office of Consumer Affairs to address and assist in resolving complicated customer service complaints and disputes. Similarly situated water utilities, including South Central Connecticut Regional Water Authority in New Haven, utilize an Office of Consumer Affairs. Staff proposes that the Committee on MDC Government schedule a public hearing for consideration of amendment to the District General Ordinances to create an Office of Consumer Affairs.

It is therefore RECOMMENDED that it be:

**Resolved:** That the Committee on MDC Government draft a proposed General Ordinance creating an Office of Consumer Affairs to advocate on behalf of consumer interests in all matters which may affect consumers, including without limitation matters of rates, water quality and supply, and wastewater service.

**Further Resolved:** That the Committee on MDC Government direct the District Clerk to schedule a public hearing for consideration of an amendment to the District's General Ordinances to create an Office of Consumer Affairs.

Respectfully submitted,

Scott W. Jellison  
Chief Executive Officer

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

**ADJOURNMENT**

The meeting was adjourned at 5:09 PM

ATTEST:

  
John S. Mirtle, Esq.  
District Clerk

February 6, 2017

\_\_\_\_\_  
Date of Approval

**COMMITTEE ON MDC GOVERNMENT  
SPECIAL MEETING**

**The Metropolitan District**  
555 Main Street, Hartford CT  
Monday, February 6, 2017

**Present:** Commissioners Allen Hoffman, Jean Holloway, Maureen Magnan, Alphonse Marotta, J. Lawrence Price, Hector Rivera and District Chairman William A. DiBella (7)

**Absent:** Commissioners William P. Horan and Alvin Taylor (2)

**Also**

**Present:** Commissioner Daniel Cammielliere  
Commissioner Bhupen Patel  
Commissioner Whit Osgood  
Citizen Member Ron Angelo  
Scott W. Jellison, Chief Executive Officer  
John M. Zinzarella, Deputy Chief Executive Officer, Business Services  
Christopher R. Stone, Assistant District Counsel  
Brendan Fox, Assistant District Counsel  
John S. Mirtle, District Clerk  
Sue Negrelli, Director of Engineering  
Robert Schwarm, Director of Information Technology  
Kelly Shane, Director of Procurement  
Robert Zaik, Interim Director of Human Resources  
Carrie Blardo, Assistant to the Chief Operating Officer  
Kerry E. Martin, Assistant to the Chief Executive Officer  
Cynthia A. Nadolny, Executive Assistant

**CALL TO ORDER**

Chairman Price called the meeting to order at 5:03 PM

**PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS**

Judy Allen of 25 Fowler Drive, West Hartford spoke regarding a consumer advocate.

**APPROVAL OF MINUTES**

***On motion made by Commissioner Marotta and duly seconded, the meeting minutes of January 9, 2017 were approved.***

**DISCUSSION RE: 2017 LEGISLATIVE SESSION**

***Assistant District Counsel Christopher Stone addressed the Committee on MDC Government and reported on the pending 2017 General Assembly Legislative Session.***

**OPPORTUNITY FOR GENERAL PUBLIC COMMENTS**

Judy Allen of 25 Fowler Drive, West Hartford spoke to the Committee.

The meeting was adjourned at 5:40 PM

ATTEST:

  
John S. Mirtle, Esq.  
District Clerk

December 4, 2017

\_\_\_\_\_  
Date of Approval

**COMMITTEE ON MDC GOVERNMENT  
PUBLIC HEARING**

**The Metropolitan District**  
555 Main Street, Hartford CT  
Wednesday, November 1, 2017

**Present:** Commissioner John Avedisian, Commissioner Luis Caban, Commissioner Donald Currey, Commissioner Allen Hoffman, Commissioner David Ionno, Commissioner Domenic Pane, District Chairman William A. DiBella, Citizen Member Ron Angelo, Assistant District Counsel Brendan Fox, Assistant District Counsel Christopher Stone, Chief Executive Officer Scott W. Jellison, Deputy Chief Executive Officer of Business Services John Zinzarella, District Clerk John Mirtle, Director of Finance Robert Constable, Director of Engineering Susan Negrelli, Director of Operations Christopher Levesque, Director of Information Technology Robert Schwarm, Director of Procurement Kelly Shane, Director of Facilities Tom Tyler, Special Services Administrator Nick Salemi, Assistant to the Chief Executive Officer Kerry Martin and Executive Assistant Cindy Nadolny

**PUBLIC HEARING ON PROPOSED ADDITION AND REVISIONS TO GENERAL  
ORDINANCES AND WATER SUPPLY ORDINANCES**

Commissioner Alphonse Marotta, acting as chairman, called the public hearing to order at 4:01 P.M.

Commissioner Marotta read the hearing procedures and guidelines:

“This is a public hearing to consider the proposed addition of Part G9 “INDEPENDENT CONSUMER ADVOCATE” to the Metropolitan District’s General Ordinances and the following proposed revisions and additions to The Metropolitan District Water Ordinances: § § **W2b, W2c, W4h, W4i, W5g, W6b, W7o.**

This Public Hearing is part of the legal procedure that The Metropolitan District is required to follow regarding the revision of any of its ordinances, as mandated by Special Act 01-3 of the Connecticut General Assembly of 2001.”

“A final decision on this proposed ordinance revision has yet to be made. That decision will ultimately be made by the District Board of The Metropolitan District, and will take into account what is said at this hearing.

“The District Clerk will now read, for the record, the notice of this public hearing and the statement of purpose explaining why these revisions have been proposed.”

John Mirtle, District Clerk, read the following into the record:

The following hearing notices were published in the Hartford Courant on October 23, 2017 and again on October 27, 2017; and the notice and the complete text of the proposed ordinance addition and revisions was filed, for public inspection, in the office of the town clerk in each municipality that is a member town of The Metropolitan District.

**NOTICE OF PUBLIC HEARING ON  
PROPOSED REVISIONS TO ORDINANCES**

Pursuant to Special Act 01-3, as adopted by the General Assembly of the State of Connecticut, The Metropolitan District will hold a public hearing on proposed additions to The Metropolitan District General Ordinances **Part G9 “INDEPENDENT CONSUMER ADVOCATE”**. The hearing will be held in the Board Room at District Headquarters, 555 Main Street, Hartford, Connecticut on **Wednesday, November 1, 2017 at 4:00 P.M.**

The proposed ordinance revisions are available for inspection at the Office of the District Clerk of The Metropolitan District, 555 Main Street, Hartford and [www.themdc.org/district-board](http://www.themdc.org/district-board).

**STATEMENT OF PURPOSE OF ADDITION OF PART G9 “INDEPENDENT CONSUMER ADVOCATE”:** To create an Independent Consumer Advocate to advocate on behalf of District customers’ interests.

John S. Mirtle, Esq.  
District Clerk

**NOTICE OF PUBLIC HEARING ON  
PROPOSED REVISIONS TO ORDINANCES**

Pursuant to Special Act 01-3, as adopted by the General Assembly of the State of Connecticut, The Metropolitan District will hold a public hearing on proposed revisions and additions to The Metropolitan District Water Ordinances:

**§ W2b “UNPAID WATER BILL CONSTITUTES LIEN”**

STATEMENT OF PURPOSE OF REVISION- Update ordinance to be consistent with District Charter.

**§ W2c “SHUT-OFF FOR NON-PAYMENT”**

STATEMENT OF PURPOSE OF REVISION- Update ordinance to allow shutoff for denial of access to District equipment.

**§ W4h “INSTALLATION OF MAINS BY DEVELOPER’S METHOD”**

STATEMENT OF PURPOSE OF REVISION- Update ordinance to expand Developer’s Method.

**§ W4i “ACQUISITION OF WATER COMPANY”**

STATEMENT OF PURPOSE OF ADDITION- Creation of ordinance to address acquisition of small water systems.

**§ W5g “COMBINATION SERVICES NOT ALLOWED”**

STATEMENT OF PURPOSE OF REVISION- Update ordinance to include inspection of combination services.

**§ W6b “CHARGES FOR MAINTENANCE”**

STATEMENT OF PURPOSE OF REVISION- Clarify ordinance regarding hydrant maintenance.

**§ W7o “AIRCRAFT”**

STATEMENT OF PURPOSE OF REVISION- Update ordinance to prohibit use of drones on District land.

The hearing will be held in the Board Room at District Headquarters, 555 Main Street, Hartford, Connecticut on **Wednesday, November 1, 2017 at 4:00 P.M.** The proposed ordinance revisions are available for inspection at the Office of the District Clerk of The Metropolitan District, 555 Main Street, Hartford and [www.themdc.org/district-board](http://www.themdc.org/district-board).

John S. Mirtle, Esq.  
District Clerk

**PUBLIC COMMENTS**

Judy Allen of West Hartford spoke in favor of the General Ordinance addition, G9.

**ADJOURNMENT**

The meeting was adjourned at 4:25 PM

ATTEST:

  
John S. Mirtle, Esq.  
District Clerk

December 4, 2017

\_\_\_\_\_  
Date of Approval

**COMMITTEE ON MDC GOVERNMENT  
PUBLIC HEARING AND  
SPECIAL MEETING  
The Metropolitan District  
555 Main Street, Hartford CT  
Monday, December 4, 2017**

**Present:** Commissioners John Avedisian, Peter Gardow, Allen Hoffman, Jean Holloway, Alphonse Marotta, Alvin Taylor and District Chairman William A. DiBella (7)

**Absent:** Commissioners Clifford Avery Buell and Maureen Magnan (2)

**Also**

**Present:** 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  
Sue Negrelli, Director of Engineering  
Kelly Shane, Director of Procurement  
Tom Tyler, Director of Facilities  
Robert Zaik, Director of Human Resources  
Lisa Remsen, Financial Analyst  
Kerry E. Martin, Assistant to the Chief Executive Officer  
Carrie Blardo, Assistant to the Chief Operating Officer  
Cynthia A. Nadolny, Executive Assistant

**PUBLIC HEARING ON PROPOSED REVISIONS TO WATER SUPPLY ORDINANCES**

Commissioner Alphonse Marotta, acting as chairman, called the public hearing to order at 5:37 P.M.

Commissioner Marotta read the hearing procedures and guidelines:

“This is a public hearing to consider the proposed revisions to The Metropolitan District Water Supply Ordinances: **§ W6f.**”

This Public Hearing is part of the legal procedure that The Metropolitan District is required to follow regarding the revision of any of its ordinances, as mandated by Special Act 01-3 of the Connecticut General Assembly of 2001.”

“A final decision on this proposed ordinance revision has yet to be made. That decision will ultimately be made by the District Board of The Metropolitan District, and will take into account what is said at this hearing. “The District Clerk will now read, for the record, the notice of this public hearing and the statement of purpose explaining why these revisions have been proposed.”

John Mirtle, District Clerk, read the following into the record:

The following hearing notice was published in the Hartford Courant on November 22, 2017 and again on November 29, 2017; and the notice and the complete text of the proposed ordinance addition and revisions was filed, for public inspection, in the office of the town clerk in each municipality that is a member town of The Metropolitan District.

**NOTICE OF PUBLIC HEARING  
GOVERNMENT COMMITTEE OF THE METROPOLITAN DISTRICT  
PROPOSED REVISION TO WATER ORDINANCES**

**The Metropolitan District  
555 Main Street  
Hartford, Connecticut**

Pursuant to Special Act 01-3, as adopted by the General Assembly of the State of Connecticut, and Section 2-14 of the Charter of The Metropolitan District, the Government Committee of The Metropolitan District will hold a public hearing on proposed revisions to The District’s Water Supply Ordinances as they relate to the water rates for the fiscal year 2018. The hearing will be held in the Board Room at Metropolitan District Headquarters, 555 Main Street, Hartford, Connecticut, on **Monday, December 4, 2017 at 5:00p.m.**

Proposed changes to the rates stipulated under the following sections of the Water Supply Ordinances will be considered:

**SEC. W6f CHARGES FOR PRIVATE FIRE PROTECTION SERVICE**

The proposed ordinance revisions are available for inspection at the Office of the District Clerk of The Metropolitan District, 555 Main Street, Hartford and [www.themdc.org/district-board](http://www.themdc.org/district-board).

All interested parties from The Metropolitan District’s member municipalities may appear to be heard.

John S. Mirtle, Esq.  
District Clerk

**PUBLIC COMMENTS**

No one from the public appeared to be heard.

**ADJOURNMENT**

The public hearing was adjourned at 5:40 PM

**CALL TO ORDER**

Vice Chairman Marotta called the meeting to order at 5:40 PM

**PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS**

No one from the public appeared to be heard.

**APPROVAL OF MINUTES**

*On motion made by Commissioner Hoffman and duly seconded, the meeting minutes of February 6, 2017 and Public Hearing minutes of November 1, 2017 were approved.*

**PROPOSED ADDITION TO THE GENERAL ORDINANCES § G9  
OF THE METROPOLITAN DISTRICT**

To: Committee on MDC Government for consideration on December 4, 2017

District staff, through the Office of District Counsel, submits the addition of Section G9, "INDEPENDENT CONSUMER ADVOCATE", to The Metropolitan District General Ordinances for consideration by the Committee on MDC Government. Pursuant to the authority set forth in Section 1(g) of Special Act 08-9 (Regular Session 2008).

Therefore, it is **RECOMMENDED** that it be

**VOTED:** That the Committee on MDC Government recommends to the District Board passage of the following resolution:

**RESOLVED:** That the addition to The Metropolitan District's General Ordinances be adopted as follows:

**G-9 INDEPENDENT CONSUMER ADVOCATE  
PART 9, GENERAL ORDINANCES**

<u>Section</u>	<u>Section Title</u>
G9a	Independent Consumer Advocate
G9b	Reports

**SEC. G9a INDEPENDENT CONSUMER ADVOCATE**

The State of Connecticut Consumer Counsel (“Consumer Counsel”) will appoint an Independent Consumer Advocate (“Consumer Advocate”) who shall be a member of the Connecticut bar and shall have private legal experience in public utility law and policy. The Consumer Advocate shall act as an independent advocate for consumer interests in all matters which may affect District consumers, including, but not limited to, rates, water quality, water supply and wastewater service quality. The Consumer Counsel will appoint the Independent Consumer Advocate prior to November 1, 2017 and then in each odd numbered year thereafter to serve for a two-year term commencing on the following first day of January. The Consumer Advocate shall be independent of the District Board and may not be removed by the District Board for any reason. The District Board shall not direct or oversee the activities of the Consumer Advocate. The District Board shall cooperate with reasonable requests of the Consumer Advocate to enable the Consumer Advocate to effectively perform his or her duties and functions. The Consumer Advocate may be terminated by the Consumer Counsel prior to the completion of a two-year term only for misconduct, material neglect of duty or incompetence. Costs related to the Consumer Advocate, including, but not limited to, hourly fees and necessary expenses shall be paid for by the District. The annual amount of such costs shall not exceed seventy thousand dollars for the period from November 1, 2017 through December 31, 2018 and fifty thousand dollars for each year thereafter, unless there is a demonstration of substantial need made by the Consumer Advocate and approved by the District Board. From November 1, 2017 through December 31, 2017, the Consumer Advocate shall not perform any of his or her official functions as set forth herein, but rather perform those duties reasonably necessary to enable him or her to commence performing the official functions of the Consumer Advocate as of January 1, 2018.

The Consumer Advocate may appear and participate in District matters or any other federal or state regulatory or judicial proceeding in which consumers generally of the District are or may be involved. The Consumer Advocate, in carrying out his or her duties, shall: (1) Have access to the records of the District, (2) have the right to make a reasonable number of copies of District records, (3) be entitled to call upon the assistance of the District's technical and legal experts, and (4) have the benefit of all other information of the District, except for employment records and other internal documents that are not relevant to the duties of the Consumer Advocate. Prior to January 1, 2018, the Consumer Advocate and representatives of the District shall determine those District records that may be publicly disclosed without prior consent of the District. Requests for public disclosure of any other records shall be forwarded to the District Clerk and processed in accordance with the State of Connecticut Freedom of Information Act.

Nothing herein shall be construed to prevent any party interested in any proceeding or action of the District from appearing in person or from being represented by counsel therein.

## **SEC. G9b    REPORTS**

The Consumer Advocate shall prepare reports of his or her activities and submit such reports at the end of each calendar quarter to the District, the chief elected official of each town receiving service from the District and to the Consumer Counsel. Such quarterly reports shall be posted on the Internet web sites of the District and the Consumer Counsel. The Consumer Advocate shall hold an annual public forum on the second Wednesday of October each year at a location where the District holds hearings, for the purpose of describing the recent activities of the Consumer Advocate and receiving feedback from consumers. The District shall publicize the public forum through an announcement at the preceding scheduled meeting of the District, on its Internet web site and in a notice on or attached to its consumer bills. The Consumer Advocate may hold additional public forums as he or she deems necessary.

Respectfully submitted,

Scott W. Jellison  
Chief Executive Officer

***On motion made by Commissioner Gardow and duly seconded, the report was received and the resolution was adopted by majority vote of those present. Commissioners Avedisian, Gardow and Ionno opposed.***

## **REVISIONS TO DISTRICT WATER ORDINANCES §§ W1a, W1d, W2b, W2c, W4h, W4i, W5g, W6b, W6f, W7o**

To:    Committee on MDC Government for consideration December 4, 2017

District staff, through the Office of District Counsel, submits the following ordinance revisions to The Metropolitan District Water Ordinances for consideration by the Committee on MDC Government. Pursuant to the authority set forth in Section 1(g) of Special Act 08-9 (Regular Session 2008).

§ W1a	“WATER USED CHARGE (TREATED WATER)”
§ W1d	“CHARGES FOR UNTREATED WATER”
§ W2b	“UNPAID WATER BILL CONSTITUTES LIEN”
§ W2c	“SHUT-OFF FOR NON-PAYMENT/DENIAL OF ACCESS”
§ W4h	“INSTALLATION OF MAINS BY DEVELOPER'S METHOD”
§ W4i	“ACQUISITION OF PRIVATE SYSTEM”
§ W5g	“COMBINATION SERVICES NOT ALLOWED”
§ W6b	“CHARGES FOR MAINTENANCE”
§ W6f	“CHARGES FOR PRIVATE FIRE PROTECTION SERVICE”
§ W7o	“AIRCRAFT”

### **SEC. W1a WATER USED CHARGE (TREATED WATER)**

The WATER USED CHARGE is the quantity of water used as read at the meter, as follows:

BILLS RENDERED	RATE
MONTHLY AND QUARTERLY	<del>\$2.77 per 100 Cubic Feet</del> <b><u>\$3.14 per 100 Cubic Feet</u></b>

### **SEC. W1d CHARGES FOR UNTREATED WATER**

Charges for untreated water sold to water companies and agencies under agreement between The Metropolitan District and such companies or agencies, or by other arrangement, shall ~~remain at the rate of \$1.00 cents~~ **be a rate of \$1.50** per hundred cubic feet.

### **SEC. W2b UNPAID WATER BILL CONSTITUTES LIEN**

Any claim or debt due for charges for the use of water shall be and constitute a lien upon the lot, house, tenement or premises upon, or in conjunction with which, said water was used until such claim or debt, together with interest and lien charges shall be fully paid, but no such lien shall attach unless a certificate of such lien, describing the property on which the same exists and the amount to be claimed, signed by the Registrar or other authorized representative of the Water Bureau, shall be filed with the town clerk of the town wherein such lien accrued, within ~~one~~ **two** years ~~s~~ after the original charge shall have become payable.

### **SEC. W2c SHUT-OFF FOR NON-PAYMENT/DENIAL OF ACCESS**

The Water Bureau reserves the right to shut off the water from premises where the bill remains unpaid 30 days after date on which payment is due **or the property owner refuses to grant access to view, inspect, repair or replace the water meter or other District equipment**. If so turned off, the water will not be turned on again without

payment of all charges, or the granting of access to the District equipment, as the case may be, plus a fee as established by the Water Bureau as part of its Special Rules and Charges.

#### **SEC. W4h INSTALLATION OF MAINS BY DEVELOPER'S METHOD**

In lieu of the installation of a Class II main or mains and appurtenances and the assessment therefore, ~~in unimproved rights-of-way in sub-division developments,~~ the Water Bureau may, by agreement with the developer or owner, require the construction of, such main or mains and appurtenances at the expense of said developer or owner. The Water Bureau is empowered to authorize the District Clerk to enter into agreements on behalf of the developer's contractors or Water Bureau forces, or combinations thereof, as mutually determined and agreed upon. Such agreements shall provide for assumption of liability by the developer or owner in connection with such construction and adequate insurance shall be required. In cases where, in staff's opinion, special circumstances are involved, the Administration must bring the matter to The Water Bureau for approval. The Chairman or Vice Chairman of the Water Bureau is authorized to sign all such agreements on behalf of The Metropolitan District. The Chairman of the Water Bureau may, at his or her discretion, authorize the District Clerk to sign all such agreements on behalf of The Metropolitan District.

#### **SEC. W4i ACQUISITION OF PRIVATE SYSTEM**

If any private water system petitions the District to acquire or incorporate the private system into the District's water supply distribution system, or the District is legally ordered to acquire any private system in accordance with Conn. Gen. Stat. § 16-262o, the system must be inspected by District staff and meet District design and construction standards. The design and construction of any necessary improvements will be done in accordance with the District's process for the Developer's Method described in § W4h. The costs associated with any necessary improvements of the acquired private water system shall be paid by the acquired water company or by the properties so served.

#### **SEC. W5g COMBINATION SERVICES NOT ALLOWED**

The installation of combined fire and domestic services will not ordinarily be permitted except by special permission, a separate service connection being required in each case. When a combination service is to be installed by special permission or an existing combination service is repaired or replaced, the service pipe shall be laid in a manner prescribed by the Water Bureau and subject to inspection, before backfilling, by a representative of said bureau.

#### **SEC. W6b CHARGES FOR MAINTENANCE**

All public hydrants and their connections, when installed, are part of the ~~plant~~ public water system of The Metropolitan District, which will maintain them subject to an

annual charge to be paid by the ~~requesting authority~~ responsible party. A public hydrant is defined as any hydrant connected to a public water main regardless of whether the public main is located outside a public roadway. Annual charges for maintenance will be billed to the municipality where the public hydrant is located. A private hydrant is a hydrant connected to a private service and is outside The District's public water system. Annual charges for maintenance of private hydrants will be billed to the property owner or owner of the private water system. The amount of the annual charges for public and private hydrants shall be those established by the Water Bureau, based on current costs.

Non-payment of the annual maintenance charge, after due notice thirty days in advance, will be sufficient authority for the Water Bureau to discontinue service at all hydrants where such payment is in arrears.

#### **SEC. W6f CHARGES FOR PRIVATE FIRE PROTECTION SERVICE**

Charges for connections to water mains supplying water for fire protection, metered, or unmetered, shall be in accord with the following table:

<u>SIZE OF CONNECTION</u>	<u>MONTHLY CHARGE</u>
2"	<u>\$15.75</u>
3"	<u>\$20.49</u>
4"	<u>\$30.76</u>
6"	<u>\$51.59</u>
8"	<u>\$77.57</u>
10"	<u>\$129.91</u>
12"	<u>\$182.70</u>

  

<u>SIZE OF CONNECTION</u>	<u>MONTHLY CHARGE</u>
<u>2"</u>	<u>\$17.91</u>
<u>3"</u>	<u>\$23.30</u>
<u>4"</u>	<u>\$34.98</u>
<u>6"</u>	<u>\$58.67</u>
<u>8"</u>	<u>\$88.21</u>
<u>10"</u>	<u>\$147.73</u>
<u>12"</u>	<u>\$207.76</u>

#### **SEC. W7o AIRCRAFT**

The landing of aircraft on any reservoir, pond, or lake which is on the premises of the Metropolitan District is prohibited, except in case of emergency, and except that permission may be granted by an authorized agent of The Metropolitan District. The unauthorized use of any unmanned aerial vehicle (drone) is prohibited on all property owned by The Metropolitan District.

Therefore, it is **RECOMMENDED** that it be

**VOTED:** That the Committee on MDC Government recommends to the District Board passage of the following resolution:

**RESOLVED:** That the following Metropolitan District's Water Ordinances be revised and adopted as follows:

**SEC. W1a WATER USED CHARGE (TREATED WATER)**

The WATER USED CHARGE is the quantity of water used as read at the meter, as follows:

BILLS RENDERED	RATE
MONTHLY AND QUARTERLY	\$3.14 per 100 Cubic Feet

**SEC. W1d CHARGES FOR UNTREATED WATER**

Charges for untreated water sold to water companies and agencies under agreement between The Metropolitan District and such companies or agencies, or by other arrangement, shall be a rate of \$1.50 per hundred cubic feet.

**SEC. W2b UNPAID WATER BILL CONSTITUTES LIEN**

Any claim or debt due for charges for the use of water shall be and constitute a lien upon the lot, house, tenement or premises upon, or in conjunction with which, said water was used until such claim or debt, together with interest and lien charges shall be fully paid, but no such lien shall attach unless a certificate of such lien, describing the property on which the same exists and the amount to be claimed, signed by the Registrar or other authorized representative of the Water Bureau, shall be filed with the town clerk of the town wherein such lien accrued, within two years after the original charge shall have become payable.

**SEC. W2c SHUT-OFF FOR NON-PAYMENT/DENIAL OF ACCESS**

The Water Bureau reserves the right to shut off the water from premises where the bill remains unpaid 30 days after date on which payment is due or the property owner refuses to grant access to view, inspect, repair or replace the water meter or other District equipment. If so turned off, the water will not be turned on again without payment of all charges, or the granting of access to the District equipment, as the case may be, plus a fee as established by the Water Bureau as part of its Special Rules and Charges.

**SEC. W4h INSTALLATION OF MAINS BY DEVELOPER'S METHOD**

In lieu of the installation of a Class II main or mains and appurtenances and the assessment therefore, the Water Bureau may, by agreement with the developer or owner, require the construction of, such main or mains and appurtenances at the expense of said developer or owner. The Water Bureau is empowered to authorize the District Clerk to enter into agreements on behalf of the developer's contractors or Water Bureau forces, or combinations thereof, as mutually determined and agreed upon. Such agreements shall provide for assumption of liability by the developer or owner in connection with such construction and adequate insurance shall be required. In cases where, in staff's opinion, special circumstances are involved, the Administration must bring the matter to The Water Bureau for approval. The Chairman or Vice Chairman of the Water Bureau is authorized to sign all such agreements on behalf of The Metropolitan District. The Chairman of the Water Bureau may, at his or her discretion, authorize the District Clerk to sign all such agreements on behalf of The Metropolitan District.

**SEC. W4i ACQUISITION OF PRIVATE SYSTEM**

If any private water system petitions the District to acquire or incorporate the private system into the District's water supply distribution system, or the District is legally ordered to acquire any private system in accordance with Conn. Gen. Stat. § 16-262o, the system must be inspected by District staff and meet District design and construction standards. The design and construction of any necessary improvements will be done in accordance with the District's process for the Developer's Method described in § W4h. The costs associated with any necessary improvements of the acquired private water system shall be paid by the acquired water company or by the properties so served.

**SEC. W5g COMBINATION SERVICES NOT ALLOWED**

The installation of combined fire and domestic services will not ordinarily be permitted except by special permission, a separate service connection being required in each case. When a combination service is to be installed by special permission or an existing combination service is repaired or replaced, the service pipe shall be laid in a manner prescribed by the Water Bureau and subject to inspection, before backfilling, by a representative of said bureau.

**SEC. W6b CHARGES FOR MAINTENANCE**

All public hydrants and their connections, when installed, are part of the public water system of The Metropolitan District, which will maintain them subject to an annual charge to be paid by the responsible party. A public hydrant is defined as any hydrant connected to a public water main regardless of whether the public main is located outside a public roadway. Annual charges for maintenance will be billed to the municipality where the public hydrant is located. A private hydrant is a hydrant connected to a private service and is outside The District's public water system. Annual

charges for maintenance of private hydrants will be billed to the property owner or owner of the private water system. The amount of the annual charges for public and private hydrants shall be those established by the Water Bureau, based on current costs.

Non-payment of the annual maintenance charge, after due notice thirty days in advance, will be sufficient authority for the Water Bureau to discontinue service at all hydrants where such payment is in arrears.

#### **SEC. W6f CHARGES FOR PRIVATE FIRE PROTECTION SERVICE**

Charges for connections to water mains supplying water for fire protection, metered, or unmetered, shall be in accord with the following table:

<u>SIZE OF CONNECTION</u>	<u>MONTHLY CHARGE</u>
<u>2"</u>	<u>\$17.91</u>
<u>3"</u>	<u>\$23.30</u>
<u>4"</u>	<u>\$34.98</u>
<u>6"</u>	<u>\$58.67</u>
<u>8"</u>	<u>\$88.21</u>
<u>10"</u>	<u>\$147.73</u>
<u>12"</u>	<u>\$207.76</u>

#### **SEC. W7o AIRCRAFT**

The landing of aircraft on any reservoir, pond, or lake which is on the premises of the Metropolitan District is prohibited, except in case of emergency, and except that permission may be granted by an authorized agent of The Metropolitan District. The unauthorized use of any unmanned aerial vehicle (drone) is prohibited on all property owned by The Metropolitan District.

Respectfully submitted,

Scott W. Jellison  
Chief Executive Officer

***Without objection, Attorney Stone amended Section W2c "Shutoff for non-payment". The additional text is shown above in red underline.***

***On motion made by Commissioner Hoffman and duly seconded, the report was received and the resolution, as amended, was adopted by majority vote of those present. Commissioners Avedisian, Hoffman and Gardow opposed.***

**OPPORTUNITY FOR GENERAL PUBLIC COMMENT**

No one from the public appeared to be heard.

**ADJOURNMENT**

The meeting was adjourned at 5:44 PM

ATTEST:



John S. Mirtle, Esq.  
District Clerk

January 8, 2018

\_\_\_\_\_  
Date of Approval

**INDEX**

**To**

**MINUTES OF THE COMMITTEE ON MDC  
GOVERNMENT**

# Committee on MDC Government - 2017

	<b>Page</b>
<hr/>	
<b>C</b>	
<b>CONSUMER AFFAIRS OFFICE</b>	
Proposed Creation	3
<b>L</b>	
<b>LEGISLATIVE CONSULTANTS</b>	
Appointment of Doyle, D'Amore & Balducci and Capitol Strategies Group LLC	2
<b>LEGISLATIVE SESSION, 2017</b>	
Discussion	6
<b>O</b>	
<b>ORDINANCE, NEW</b>	
General Ordinances Part 9 - Independent Consumer Advocate	12
<b>ORDINANCE, REVISIONS</b>	
Water Supply Ordinance Revisions - W2b, W2c, W4h, W4i, W5g, W6b, W6f, W7o	14
<b>P</b>	
<b>PUBLIC HEARING</b>	
New General Ordinances Part 9 - Independent Consumer Advocate	7
Water Supply Ordinance Revisions - W2b, W2c, W4h, W4i, W5g, W6b, W7o	7
Water Supply Ordinance Revisions - W6f	10