

**JOURNAL
OF
THE METROPOLITAN DISTRICT
COMMISSION**

FOR THE YEAR
2022

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

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METROPOLITAN DISTRICT COMMISSION

(The District Board)

2022

Term Expires

<u>Commissioner</u>	<u>Town</u>	<u>Dec. 31 of</u>
ANDREW S. ADIL	WETHERSFIELD GOVERNOR APPOINTMENT	2024
JOHN AVEDISIAN	WINDSOR	2022
JOHN BAZZANO	HARTFORD	2028
CLIFFORD AVERY BUELL	HARTFORD	2028
RICHARD BUSH	WEST HARTFORD	2022
DONALD M. CURREY	EAST HARTFORD GOVERNOR APPOINTMENT	2024
WILLIAM A. DI BELLA	HARTFORD	2026
DIMPLE DESAI	ROCKY HILL	2024
DAVID DRAKE	WETHERSFIELD	2026
JOHN GALE	HARTFORD	2026
PETER GARDOW	LEGISLATIVE APPOINTMENT	2026
JOAN GENTILE	EAST HARTFORD	2028
JAMES HEALY	WEST HARTFORD	2024
ALLEN HOFFMAN	LEGISLATIVE APPOINTMENT	2025
CHRISTIAN HOHEB	FARMINGTON NON-MEMBER TOW APPOINTMENT	2026
GEORGIANA HOLLOWAY	HARTFORD	2026
MARY LACHANCE	GLASTONBURY NON-MEMBER TOWN APPOINTMENT	2025
DIANE LEWIS	HARTFORD GOVERNOR APPOINTMENT	2024
BYRON LESTER	BLOOMFIELD	2024
MAUREEN MAGNAN	WEST HARTFORD	2026
JACKIE MANDYCK	WEST HARTFORD GOVERNOR APPOINTMENT	2024
MICHAEL MANISCALCO	SOUTH WINDSOR NON-MEMBER TOWN APPOINTMENT	2024
DOMINIC PANE	NEWINGTON	2022
BHUPEN PATEL	NEWINGTON GOVERNOR APPOINTMENT	2026
JON PETOSKEY	EAST HARTFORD	2020
PASQUALE J. SALEMI	EAST HARTFORD	2028
ALVIN E. TAYLOR	SENATE PRO TEMPORE APPOINTMENT	2022
CALIXTO TORRES	HARTFORD	2028
JAMES WOULFE	HARTFORD GOVERNOR APPOINTMENT	2024
MICHAEL CARRIER ¹	NEW BRITAIN	

A

¹ Representative from the City of New Britain on water matters only

OFFICERS
Of
THE METROPOLITAN DISTRICT COMMISSION
2022

Chief Executive Officer	SCOTT W. JELLISON
District Counsel	CHRISTOPHER STONE
Chief Operating Officer	CHRISTOPHER LEVESQUE
Chief Administrative Officer	KELLY SHANE
Chief Financial Officer / Director of Finance	ROBERT BARRON
District Clerk	JOHN S. MIRTLE
Director of Engineering	SUSAN NEGRELLI
Director of Facilities	THOMAS A. TYLER
Director of Human Resources	JAMIE HARLOW
Director of Information Services	ROBERT SCHWARM

**CITIZEN MEMBERS
Of
THE METROPOLITAN DISTRICT COMMISSION
2022**

	<u>Term Expires</u>
DREW IACOVAZZI	DECEMBER 31, 2023
LINDA A. KING-CORBIN	DECEMBER 31, 2023
NICK LEBRON	DECEMBER 31, 2023
LINDA RUSSO	DECEMBER 31, 2023
AWET TSEGAI	DECEMBER 31, 2023

Citizen Members are appointed by the District Board on recommendation of the Committee on Organization and serve for two-year terms.

Citizen Members serve on the Board of Finance.

ORGANIZATION
Of
THE METROPOLITAN DISTRICT COMMISSION
2022

WILLIAM A. DIBELLA Chairman, District Board
MAUREEN MAGNAN Vice Chairman, District Board

BUREAU OF PUBLIC WORKS

ANDREW S. ADIL
JOHN AVEDISIAN
RICHARD BUSH
DONALD M. CURREY
DAVID DRAKE
JOAN GENTILE
JAMES HEALY
ALLEN HOFFMAN

BYRON LESTER
MAUREEN MAGNAN
DOMINIC PANE
BHUPEN PATEL
ALVIN E. TAYLOR
CALIXTO TORRES
JAMES WOULFE

WATER BUREAU

ANDREW S. ADIL
CLIFFORD AVERY BUELL
PETER E. GARDOW
GEORGIANA HOLLOWAY
DIANE LEWIS
JACKIE MANDYCK

JON PETOSKEY
DOMINIC PANE
PASQUALE J. SALEMI
ALVIN TAYLOR
MICHAEL CARRIER²

D

² Representative from the city of New Britain on water matters only

COMMITTEE ON ORGANIZATION

CLIFFORD AVERY BUELL
DONALD M. CURREY
PETER GARDOW

JACKIE MANDYCK
ALVIN E. TAYLOR
JAMES Woulfe

BOARD OF FINANCE

ANDREW S. ADIL
DONALD M. CURREY
ALLEN HOFFMAN
PASQUALE J. SALEMI
DREW IACOVAZZI*

NICK LEBRON*
LINDA KING-CORBIN*
LINDA RUSSO*
AWET TSEGAI*

*Citizen Member; two-year term expires December 31, 2023

PERSONNEL, PENSION AND INSURANCE COMMITTEE

JOHN AVEDISIAN
DONALD M. CURREY
DAVID DRAKE
BYRON LESTER
MAUREEN MAGNAN

DOMINIC PANE
BHUPEN PATEL
PASQUALE J. SALEMI
ALVIN E. TAYLOR

COMMITTEE ON MDC GOVERNMENT

JOHN AVEDISIAN

ALLEN HOFFMAN

CLIFFORD AVERY BUELL

GEORGIANA HOLLOWAY

PETER E. GARDOW

MAUREEN MAGNAN

JAMES HEALY

ALVIN E. TAYLOR

COMMUNITY AFFAIRS COMMITTEE

CLIFFORD AVERY BUELL

MAUREEN MAGNAN

GEORGIANA HALLOWAY

JACKIE MANDYCK

DIANE LEWIS

ALVIN E. TAYLOR

AUDIT COMMITTEE

DONALD M. CURREY

JACKIE MANDYCK

PETER E. GARDOW

DOMINIC PANE

ALLEN HOFFMAN

ALVIN E. TAYLOR

DIANE LEWIS

STRATEGIC PLANNING COMMITTEE

ANDREW S. ADIL

JACKIE MANDYCK

JOHN AVEDISIAN

DOMINIC PANE

RICHARD BUSH

JON PETOSKEY

JOAN GENTILE

ALVIN E. TAYLOR

JAMES HEALY

CALIXTO TORRES

ALLEN HOFFMAN

JAMES WOULFE

GENERAL POLICY AND PLANNING COMMITTEE

DONALD CURREY

DOMINIC PANE

DAVID DRAKE

BHUPEN PATEL

JEAN HOLLOWAY

ALVIN E. TAYLOR

MAUREEN MAGNAN

PASQUALE J. SALEMI

MINUTES

of

MEETINGS OF THE DISTRICT BOARD

HELD IN 2022

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
Monday, January 10, 2022

PRESENT: Commissioners John Avedisian, Richard Bush, William A. DiBella, David Drake, Allen Hoffman, Jacqueline Mandyck, Ray Sweezy and Richard W. Vicino (8)

REMOTE

ATTENDANCE: Commissioners Clifford Avery Buell, Donald Currey, Peter Gardow, James Healy, Christian Hoheb, Jean Holloway, Shubhada Kambli, Mary LaChance, Gary LeBeau, Byron Lester, Diane Lewis, Maureen Magnan, Dominic Pane, Bhupen Patel, Pasquale J Salemi, Alvin Taylor, Calixto Torres and James Woulfe (18)

ABSENT: Commissioners Andrew Adil, David Ionno, Michael Maniscalco, Alphonse Marotta, Jon Petoskey and New Britain Special Representative Michael Carrier (6)

ALSO

PRESENT: Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk
Christopher Levesque, Chief Operating Officer (Remote Attendance)
Sue Negrelli, Director of Engineering (Remote Attendance)
Robert Barron, Chief Financial Officer (Remote Attendance)
Robert Schwarm, Director of Information Technology (Remote Attendance)
Tom Tyler, Director of Facilities (Remote Attendance)
Jamie Harlow, Director of Human Resources (Remote Attendance)
Nick Salemi, Communications Administrator
Carrie Blardo, Assistant to the Chief Operating Officer
Victoria Escoriza, Executive Assistant
Daniel Fazzino, Utility Services Engineering Technician
Tania Stavola, Engineering Technician 3

CALL TO ORDER

The meeting was called to order by District Counsel Christopher Stone at 5:31 PM

ROLL CALL AND QUORUM

The District Clerk called the roll and informed District Counsel Christopher Stone 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.

ELECTION OF CHAIRMAN

Christopher Stone, District Counsel, called for the election of the Chairperson. Commissioner Sweezy placed Commissioner William A. DiBella's name in nomination, Commissioner Salemi seconded the nomination.

There being no further nominations, the nominations were closed. Commissioner William A. DiBella of Hartford was elected Chairperson of the District Board of The Metropolitan District for 2022 and 2023. Chairman DiBella assumed the Chair and thanked the Commission for their nominations.

ELECTION OF VICE CHAIRMAN

Chairman DiBella called for the election of the Vice Chairperson. Commissioner Sweezy placed Commissioner Maureen Magnan's name in nomination, and the nomination was duly seconded by Commissioner Bush.

Commissioner Taylor made a motion to close the nominations. Commissioner Maureen Magnan was elected Vice Chairperson of the District Board of The Metropolitan District for 2022 and 2023.

**APPOINTMENTS TO COMMITTEE ON ORGANIZATION
FOR THE YEARS 2022 - 2023**

To: District Board

From: District Chairperson

January 10, 2022

The Chairperson hereby appoints the following Commissioners to the Committee on Organization for the years 2022 and 2023:

Clifford Avery Buell
Donald M. Currey
Peter E. Gardow
Allen Hoffman
Shubhada Kambli

Jackie Gorsky Mandyck
Raymond Sweezy
Alvin Taylor
Richard W. Vicino
James Woulfe

Respectfully submitted,

William A. DiBella
District Chairperson

RECESS

At 5:44 PM, Commissioner Sweezy made a motion to recess the District Board meeting to enable the Committee on Organization to prepare its report on appointments for 2022 and 2023. The motion was duly seconded and passed unanimously.

RECONVENE

At 5:48 PM, without objection, District Chairman DiBella reconvened the meeting of the District Board.

**COMMITTEE ON ORGANIZATION
APPOINTMENTS FOR THE YEARS 2022-2023**

To: District Board

January 10, 2022

From: Committee on Organization

At a meeting of the Committee on Organization held on January 10, 2022, it was:

Voted: That pursuant to the Charter of the Metropolitan District, the Committee on Organization recommends to the District Board the following to serve as Citizen Members to serve until December 31, 2023;

Joan McCarthy Gentile – Board of Finance
Drew Iacovazzi – Board of Finance
Linda King-Corbin – Board of Finance
Awet Tsegai – Board of Finance

Further

Voted: That the Committee on Organization recommends to the District Board the following Bureau, Committee, and Board appointments for the years 2022 and 2023:

Water Bureau

Andrew Adil	Diane Lewis
Clifford Avery Buell	Jackie Gorsky Mandyck
Peter E. Gardow	Domenic Pane
Georgiana Holloway	Jon Petoskey
David Ionno	Pasquale J. Salemi
Shubhada Kambli	Raymond Sweezy
Gary Lebeau	Alvin Taylor
	Michael Carrier (Special Rep)

Bureau of Public Works

Andrew Adil	Alphonse Marotta
John Avedisian	Dominic Pane
Richard Bush	Bhupen Patel
Donald Currey	Raymond Sweezy
David Drake	Alvin Taylor
James Healey	Calixto Torres
Allen Hoffman	Richard Vicino
Byron Lester	James Woulfe
Maureen Magnan	

Board of Finance

Andrew Adil	Joan McCarthy Gentile
Donald Currey	Drew Iacovazzi
Allen Hoffman	Linda A. King-Corbin
Pasquale Salemi	Awet Tsegai

Personnel, Pension & Insurance Committee

John Avedisian	Alphonse Marotta
Donald M. Currey	Dominic Pane
David Drake	Bhupen Patel
Shubhada Kambli	Pasquale Salemi
Byron Lester	Raymond Sweezy
Maureen Magnan	Alvin Taylor

Committee on MDC Government

John Avedisian	David Ionno
Clifford Avery Buell	Shubhada Kambli
Peter Gardow	Gary LeBeau
James Healy	Maureen Magnan
Allen Hoffman	Alphonse Marotta
Georgiana Holloway	Alvin Taylor

Audit Committee

Donald M. Currey	Dominic Pane
Peter E. Gardow	Raymond Sweezy
Allen Hoffman	Alvin Taylor
Diane Lewis	Richard W. Vicino
Jackie Gorsky Mandyck	

Community Affairs

Clifford Avery Buell	Maureen Magnan
Georgiana Holloway	Jackie Gorsky Mandyck
David Ionno	Raymond Sweezy
Diane Lewis	Alvin Taylor
Shubhada Kambli	Richard W. Vicino

Commission on Regional Planning

Alphonse Marotta Raymond Sweezy

Strategic Planning Committee

Andrew Adil	Dominic Pane
John Avedisian	Jon Petoskey
Richard Bush	Raymond Sweezy
James Healy	Alvin Taylor
Allen Hoffman	Calixto Torres
Gary Lebeau	Richard W. Vicino
Jackie Gorsky Mandyck	James Woulfe

General Policy & Planning

Donald M. Currey	Dominic Pane
David Drake	Alvin Taylor
Maureen Magnan	James Woulfe

Further

Voted: That the Committee on Organization recommends to the District Board no appointments be made to the following inactive special committees and said special committees be hereby disbanded and dissolved:

Committee on Revenues (created 7/1/2019)

DEEP Landfill Subcommittee (created 9/5/2018)

Special Committee on Diversity (created 1/9/2012)

Farmington River Watershed Committee (created 1/7/1985)

Special Committee on Hydroelectric Development (created 2/14/1983)

Energy Committee

CRRA Steering Committee

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.

APPROVAL OF MINUTES

On motion made by Commissioner Sweezy and duly seconded, the meeting minutes of December 6, 2021 were approved. Commissioner Taylor abstained.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

No one from the public appeared to be heard.

REPORT FROM CHIEF EXECUTIVE OFFICER

Chief Executive Officer Scott Jellison reported to the District Board on CT DEEP's pending approval of the District's Integrated Plan and the tunnel boring machine for the South Hartford Storage and Conveyance Tunnel arrived at its endpoint.

REPORT FROM DISTRICT COUNSEL

District Counsel Christopher Stone reported to the District Board on CT DEEP's pending approval of the District's Integrated Plan

**DISTRICT CLERK
SERVICE OF TAX WARRANTS FOR FISCAL YEAR 2022**

To: District Board

January 10, 2022

From: District Clerk

Pursuant to the Charter of the District, Section 3-13, the District Clerk reports that Tax Warrants for Fiscal Year 2022, drawn by the Chairman of The Metropolitan District, in favor of the Treasurer have been served on the following:

Town Clerk, Marguerite Phillips, Bloomfield
Town Clerk, Robert J. Pasek, East Hartford
Town and City Clerk Noel McGregor, Hartford
Town Clerk James Krupienski, Newington
Town Clerk Sandra Merrill Wieleba, Rocky Hill
Town Clerk Essie S. Labrot, West Hartford
Town Clerk Sue Schroeder, Wethersfield
Town Clerk Anna Posniak, Windsor

Receipts for these tax warrants have been received and are on file in the Office of the District Clerk.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

To: District Board

January 10, 2022

From: Committee on MDC Government

Over the past year, the firms of Gaffney, Bennett and Associates Inc. (Attorney Brendan Fox), SJB Strategies, LLC (Attorney Steve Bonafonte) and Strategic Outreach Solutions, LLC (Janice Flemming) have provided exemplary service in the area of government relations and advocacy within state government on behalf of the District, and the same holds true for Squire Patton Boggs (William Schuster) and SJB Strategies, LLC on the federal level. 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 each of these firms for the 2022 state and federal legislative consultants. The term of these appointments would be from January 1, 2022 through December 31, 2022, subject to Board approval.

Furthermore, in the event the Committee on MDC Government forwards the appointments to the District Board, District staff recommends the following annual fees for state legislative/administrative consultants: (1) Gaffney, Bennett and Associates, Inc. receive \$60,000.00, (2) SJB Strategies, LLC receive \$20,000.00 and (3) Strategic Outreach Solutions, LLC receive \$60,000.00, for a total of \$140,000.00.

On the Federal level, District staff recommends the reappointment of Squire Patton Boggs and SJB Strategies LLC as federal legislative consultants. In the event the Committee on MDC Government forwards the appointments to the District Board, District staff recommends the following annual fees for federal legislative/administrative consultants: (1) Squire Patton Boggs receive \$150,000.00; and (2) SJB Strategies, LLC receive \$70,000.00.

At a meeting of the Committee on MDC Government held on January 10, 2022, it was:

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

Resolved: That the firms of Gaffney, Bennett and Associates Inc., SJB Strategies, LLC and Strategic Outreach Solutions, LLC be retained to perform state lobbying services for a period commencing on January 1, 2022 and terminating on December 31, 2022. Gaffney, Bennett and Associates, Inc. fee will receive \$60,000.00, SJB Strategies, LLC will receive \$20,000.00, and Strategic Outreach Solutions, LLC will receive

\$60,000.00, 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.

Further

Resolved: That the firms of Squire Patton Boggs and SJB Strategies, LLC be retained to perform federal lobbying services for a period commencing on January 1, 2022 and terminating on December 31, 2022. Squire Patton Boggs will receive at \$150,000.00 and SJB Strategies, LLC will receive \$70,000.00, 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,



John S. Mirtle, Esq.
District Clerk

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

**COMMITTEE ON MDC GOVERNMENT
REVISION TO DISTRICT BYLAWS TELEPHONIC ATTENDANCE AT MEETINGS**

To: District Board

January 10, 2022

From: Committee on MDC Government for consideration January 10, 2022

District staff, through the Office of District Counsel, submits the following bylaw revision to The Metropolitan District Bylaws for consideration by the Committee on MDC Government.

The District Board first approved the addition of Bylaw § B1j in October 2014 to allow members to participate at meetings and be counted toward a quorum for the meeting. The original § B1j included a requirement that at least a majority of the required quorum be physically present.

In March 2020, Governor Lamont issued executive orders that suspended public meeting requirements under the Freedom of Information Act in order to allow remote participation for public agency members and the general public. In July 2021, the General Assembly passed Public Act 21-2 that codified into law the ability for public agencies to hold fully remote meetings so long as certain conditions are met. Both the executive orders and Public Act 21-2 allow remote attendees to count towards a quorum.

In July 2021 the Committee on MDC Government recommended to the District Board revision to Bylaw § B1j to give the District the same ability to hold remote meetings as other public agencies. In October 2021, the District Board considered the revision and amended the recommended bylaw to add a sunset provision that will remove the District's ability to count remote attendees towards a quorum and hold remote meetings as of March 1, 2022. It is the recommendation of the District Clerk and Office of District Counsel to remove the sunset provision in order to allow the District Board and committees to function the same as all other public agencies in accordance with the State of Connecticut Freedom of Information Act.

At a meeting of the Committee on MDC Government held on January 10, 2022, it was:

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

RESOLVED: That the revision to The Metropolitan District's Bylaws be adopted as follows:

B1j TELEPHONIC ATTENDANCE AT MEETINGS

Commissioners may participate in and act at any meeting of the Board or any Committee through the use of a conference telephone or by means of other electronic equipment so long as all persons participating in the meeting can communicate with each other concurrently. Telephonic or electronic participation in a meeting shall constitute attendance and presence at the meeting ~~provided that as of March 1, 2022 and absent action by the District Board to the contrary, Commissioners physically present at any meeting must constitute a majority of the required quorum.~~

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

COMMITTEE ON MDC GOVERNMENT REVISION TO DISTRICT BYLAWS CHAPTER 6 - CODE OF ETHICS

To: District Board

January 10, 2022

From: Committee on MDC Government

District staff, through the Office of District Counsel, submits the following bylaw revision to The Metropolitan District Bylaws for consideration by the Committee on MDC Government.

At a meeting of the Committee on MDC Government held on December 6, 2021, it was:

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

RESOLVED: That Chapter 6 of the Bylaws of the District Board of The Metropolitan District, Code of Ethics, be repealed in full and replaced by the following:

CHAPTER 6

CODE OF ETHICS

<u>Section</u>	<u>Title</u>
	Preamble
B6a	Fair and Equal Treatment
B6b	Disclosure of Confidential Information
B6c	Representing Private or Public Interest in District Matters
B6d	Disclosure of Interest
B6e	Gifts and Favors
B6f	Employment by District
B6g	Personnel Matters
B6h	Ethics Advisory Board

PREAMBLE

Public office is a public trust. The proper operation of government requires that public officers and employees be independent, impartial and responsible to the

citizens whom they represent and serve. The work of government, including but not limited to the procurement of goods and services, must be performed honestly, free from threats, favoritism, undue influence and all forms of impropriety. Public office and public employment should not be pursued or used for the purpose of personal gain, and public officials and employees should have clear guidelines for ethical standards of conduct in order to act with integrity, fairness and in the best interests of the District. This Code of Ethics is provided to give these guidelines and to help ensure these standards are achieved.

The provisions of this Chapter shall apply to all Commissioners, Citizen Members, officers and employees of The Metropolitan District, paid or unpaid.

B6a USE OF DISTRICT PROPERTY

No officer, Commissioner, Citizen Member, officer or employee shall use, permit the use of or direct others to use District funds, services, property, equipment or materials, except as provided by law, or in accordance with administrative direction.

B6b DISCLOSURE OF CONFIDENTIAL INFORMATION

No officer, Commissioner, Citizen Member or employee shall disclose Confidential Information or use any such Confidential Information, nor direct any other person to disclose or use any such Confidential Information, for the purpose of advancing the financial or personal interest of him/herself or others, .

“Confidential Information” means information, whether transmitted orally or in writing, which is obtained by reason of the public position or office held and is of such nature that it is not, at the time of transmission, a matter of public record or public knowledge.

B6c REPRESENTING PRIVATE OR PUBLIC INTEREST IN DISTRICT MATTERS

No officer, Commissioner, Citizen Member or employee shall appear for, or represent, any personal interest, or any public interest except that of The Metropolitan District, in any matter pending before or procurement being considered by the District staff, District Board, or any of its Bureaus, Commissioners, or Committees. No former officer, Commissioner, Citizen Member or employee shall represent anyone other than the District concerning any particular matter in which he/she participated personally and substantially while in District service. Nothing in this section shall prohibit or restrict an officer, Commissioner, Citizen Member or employee from appearing before the District Board or any of its Bureaus or Committees, on his/her own behalf, or from being a party in any action, proceeding or litigation brought by or against the officer, Commissioner, Citizen Member or employee to which the District is a party.

B6d DISCLOSURE OF INTEREST

(a) No officer, Commissioner, Citizen Member or employee engage in or participate in any business or transaction, including outside employment with a private business, or pursue an interest, directly or indirectly, which is incompatible with the proper discharge of his or her official responsibilities in the public interest or which would tend to impair his or her independent judgment or action in the performance of official responsibilities.

(b) If any officer, Commissioner, Citizen Member or employee has a personal interest, or a member of his/her immediate family has a financial or personal interest, in any matter coming before, or which has been before, the District Board, or any of its Bureaus, Commissions or Committees, or if there is any matter, the consummation of which is incompatible with the proper discharge of official duties, such officer, Commissioner, Citizen Member or employee shall so advise such body. If such officer, Commissioner, Citizen Member or employee is a member of such body, he or she shall refrain from voting upon or otherwise participating in the consideration of such matter or any determination in connection therewith by such body, and shall not be present at any executive session of such body at which such matter is considered. Notwithstanding the prohibition in subsection, such officer, Commissioner, Citizen Member or employee a public employee or public official may vote or otherwise participate in a matter if it involves a determination of general policy and the interest is shared with a substantial segment of the population of the municipality; provided, in the case of a Commissioner, said Commissioner shall not preside over any meeting or hearing involving such matter.

B6e GIFTS AND FAVORS

No officer, Commissioner, Citizen Member or employee shall solicit or accept any gift from: 1) any person, firm or corporation which to his or her knowledge is interested in any pending matter within such individual's official responsibility or is pending or to be presented, or has been presented, before the District Board or any of its Bureaus, Commissions, or Committees; and 2) any consultant or third-party contractor providing goods or services to the District.

If a prohibited gift is offered, the recipient must refuse it, and if delivered, the intended recipient must return it.

For purposes of this section, the term "gift" means anything of value, including entertainment, food, beverage, travel, and lodging given or paid to an officer, Commissioner, Citizen Member or employee to the extent that consideration of equal or greater value is not received. A gift does not include:

- 1) a political contribution otherwise reported as required by law or a donation or payment as described in subdivision (9) or (10) of subsection (b) of section 9-601a;
- (2) services provided by persons volunteering their time, if provided to aid or promote the success or defeat of any political party, any candidate or candidates for public office or the position of convention delegate or town committee member or any referendum question;

- (3) a commercially reasonable loan made on terms not more favorable than loans made in the ordinary course of business;
- (4) a gift received from (A) an individual's spouse, fiance or fiancée, (b) the parent, brother or sister of such spouse or such individual, or (C) the child of such individual or the spouse of such child;
- (5) goods or services which are provided to the District and facilitate governmental action or functions;
- (6) a certificate, plaque or other ceremonial award costing less than one hundred dollars;
- (7) a rebate, discount or promotional item available to the general public;
- (8) printed or recorded informational material germane to governmental actions or functions;
- (9) an honorary degree bestowed upon an officer, Commissioner, Citizen Member or employee by a public or private university or college;
- (10) a meal provided at an event and/or the registration or entrance fee to attend such an event, in which an officer, Commissioner, Citizen Member or employee participates in his official capacity;
- (11) a meal provided in the home by an individual;
- (12) a gift, including but not limited to, food or beverage or both, provided by an individual for the celebration of a major life event such as the birth or adoption of a child, a wedding, a confirmation or bar/bat mitzvah, and a funeral, provided any such gift provided by an individual who is not a member of the family of the recipient shall not exceed two hundred fifty dollars. Major life event shall not include any event which occurs on an annual basis such as an anniversary; except that personal gifts of up to twenty-five dollars per occasion, aggregating no more than fifty dollars per recipient in a calendar year, shall be permitted to a minor incident to a birthday or other traditional gift-giving occasion, e.g., Christmas or Chanukah.
- (13) anything of value provided by an employer of (A) a public official, (B) a public employee, or (C) a spouse of a public official or public employee, to such official, employee or spouse, provided such benefits are customarily and ordinarily provided to others in similar circumstances;
- (14) anything having a value of not more than ten dollars, provided the aggregate value of all things provided by a donor to a recipient under this subdivision in any calendar year shall not exceed fifty dollars; or

(15) training that is provided by a vendor for a product purchased by a municipality which is offered to all customers of such vendor.

B6f EMPLOYMENT BY DISTRICT

(a) No Commissioner or Citizen Member shall, on behalf of any existing employee or candidate for employment, solicit any officer or employee for promotion, reassignment or employment of any person, nor shall any Commissioner or Citizen Member hold any staff office of employment or other relationship of remuneration with the District while serving as Commissioner or Citizen Member, or for a period of one year after termination of service as a Commissioner or Citizen Member. The restriction during the year after service as a Commissioner or Citizen Member shall not apply to any contract awarded as a result of a bid on a competitive basis after sealed bids and public notice.

(b) No Commissioner or Citizen Member may represent any business or person, other than himself or herself, before the commission for a period of one year following the end of such member's service on the commission.

B6g PERSONNEL MATTERS

No Commissioner or Citizen Member shall represent the personal interest of any District employee in regard to personnel matters, including but not limited to, the operation of personnel administration processes and procedures as it may affect such employee, disciplinary actions, whistleblower complaints, and grievances, provided nothing herein shall serve to interfere with any right to initiate policy, to oversee the implementation of policy, to initiate investigations, or to select District officers.

B6h ETHICS ADVISORY BOARD

There shall be a standing Ethics Advisory Board of the District Board, consisting of three Commissioners together with two Commissioner alternates appointed by the Chairman, which shall render advisory opinions whenever there exists any doubts as to the applicability of the provisions and restrictions of this code. The finding or recommendation of the Ethics Advisory Board shall be reported to the District Board for final action. In the event a matter referred to the Ethics Advisory Board in any way relates to or concerns a member of the Ethics Advisory Board, or if a member is unable to serve for any other reason, such member shall be replaced by an alternate member, on a rotating basis, for purposes of the board's consideration of such matter.

B6i INVESTIGATION OF COMPLAINTS

The Office of District Counsel, with oversight and direction from the Ethics Advisory Board of the District Board established under B6h, shall be responsible for the investigation of any formal complaints which may be received regarding the compliance with the Code of Ethics. District Counsel, upon the advice and consent of

the Ethics Advisory Board, is authorized to retain and oversee such additional resources as may be necessary, including retaining independent counsel, in the course of conducting said investigation(s). The finding of any investigation shall be reported to the District Board for final action, as appropriate.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

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

REFERRAL WITH DISCUSSION RE: SOLID WASTE AND HARTFORD SOUTH MEADOWS DEVELOPMENT PROJECT; SLUDGE; ELECTRICITY; BIODIESEL

On motion made by Commissioner Sweezy and duly seconded, the Agenda Items #16A-D were referred to the Bureau of Public Works by unanimous vote of those present.

POTENTIAL SALE OF 705 KEENEY STREET, MANCHESTER

District Counsel Christopher Stone briefed the District Board regarding the potential sale of 705 Keeney Street, Manchester to the Town of Manchester.

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

No one from the public appeared to be heard.

ADJOURNMENT

The meeting was adjourned at 6:34 PM

ATTEST:

John S. Mirtle, Esq.
District Clerk

March 7, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
Monday, March 7, 2022

PRESENT: Commissioners John Avedisian, Clifford Avery Buell, Richard Bush, William A. DiBella, David Drake, Peter Gardow, Allen Hoffman, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Pasquale J Salemi, Ray Sweezy, Alvin Taylor and Calixto Torres (14)

REMOTE ATTENDANCE: Commissioners Andrew Adil, Donald Currey, Christian Hoheb, Jean Holloway, Mary LaChance, Bhupen Patel, Richard W. Vicino and James Woulfe (8)

ABSENT: Commissioners James Healy, David Ionno, Gary LeBeau, Byron Lester, Diane Lewis, Michael Maniscalco, Alphonse Marotta, Jon Petoskey and New Britain Special Representative Michael Carrier (9)

ALSO PRESENT: Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk
Brendan Fox, Assistant District Counsel
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering
Robert Schwarm, Director of Information Technology
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources
David Rutty, Manager of Command Center
Anthony Spaziani, IT Consultant
David Baker, IT Consultant
Carrie Blardo, Assistant to the Chief Operating Officer
Victoria Escoriza, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate

CALL TO ORDER

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

ROLL CALL AND QUORUM

The District Clerk called the roll and informed District Counsel Christopher Stone 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 Sweezy and duly seconded, the meeting minutes of January 10, 2022 were approved. Commissioner Adil abstained.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

Attorney Joseph Szerejko, Independent Consumer Advocate, introduced himself to the District Board as the new Independent Consumer Advocate.

Joan Facey of Hartford spoke regarding a complaint related to a shared sewer lateral that was disconnected from the sewer main in the street due to a building demolition, resulting in sewer backup into her property. She requested that the District Clerk take her complaint and refer it to the Bureau of Public Works for consideration.

Judy Allen of West Hartford spoke regarding agenda item #12B, and asked at what point the public would become aware of the particular property that is being considered for sale.

REPORT FROM CHIEF EXECUTIVE OFFICER

Chief Executive Officer Scott Jellison reported to the District Board on the current status of the mask mandate, the receipt of a bill from the US Army Corps. of Engineers for Colebrook Dam and MDCs sponsorship of the Special Olympics.

REPORT FROM DISTRICT COUNSEL

District Counsel Christopher Stone reported to the District Board on Colebrook River Lake Dam, labor grievances, the upcoming sale of 705 Kenney Street in Manchester, litigation related to the sewer liner failure in Linbrook Drive West Hartford and a summary of the 2021 collections for unpaid water bills.

Brendan Fox, Assistant District Counsel, provided a report on the current legislative session.

APPOINTMENT OF COMMISSIONERS TO ETHICS ADVISORY BOARD

This agenda item was postponed until the next meeting.

**COMMITTEE ON ORGANIZATION
APPOINTMENT OF DIRECTOR OF OPERATIONS & UTILITY SERVICES**

To: Committee on Organization

March 7, 2022

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 David Rutty as Director of Operations & Utility Services for The Metropolitan District.

At a meeting of the Committee on Organization on March 7, 2022, it was:

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 David Rutty as Director of Operations & Utility Services for The Metropolitan District effective March 7, 2022.

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.

Without objection, Commissioner Sweezy moved to consolidate agenda items #11A "Business Analyst 1", 11B "Business Analyst II", 11C "Manager of Procurement", and 11D "Human Resources Assistant".

**PERSONNEL, PENSION AND INSURANCE COMMITTEE
ADDITIONS TO JOB CLASSIFICATIONS
BUSINESS SYSTEMS ANALYST I**

To: District Board

March 7, 2022

From: Personnel, Pension and Insurance Committee

Staff is recommending that the Classification System be amended to include the *Business Systems Analyst I* classification. A copy of the proposed

Specification is attached. The salary allocation of EE10 (range of \$82,488.44 to \$107,234.98).

This proposed job specification changes will provide a mid-level IT role to help attract qualified candidates to best support Information Systems capabilities. In this role, the Business Systems Analyst I will learn District Information Systems and be able to advance to the next level.

It is therefore RECOMMENDED that it be:

VOTED: That the Personnel, Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That the Job Specification for Business Systems Analyst I be amended to include the Business Systems Analyst I classification allocated to EE10 (copy of job specification attached).

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

**METROPOLITAN DISTRICT COMMISSION
CLASSIFICATION DESCRIPTION**

CLASSIFICATION TITLE: BUSINESS SYSTEMS ANALYST I

JOB SUMMARY

The purpose of this classification is to assist higher level classifications with professional administrative work involving the operational support of administrative systems and in the delivery of solutions for technical project requirements. Assists with developing and deploying approved solutions collaboration with business partners and external service providers. Supports changes providing clear communication, documentation and training to users.

ESSENTIAL FUNCTIONS

The following duties are normal for this position. The omission of specific statements of the duties does not exclude them from the classification if the work is similar, related, or a logical assignment for this classification. Other duties may be required and assigned.

- Supports business groups to advance projects and support business objectives.
- Creates, develops and analyzes functional requirements of system to improve business processes.
- Manages requirements to ensure that they are documented properly and easy to find for future reference.
- Updates requirement traceability information and record requirements status in the course of the project.

- Monitors changes to baseline requirements using approved change management processes and tools.
- Contributes to the development of test plans and test scripts, and perform test execution.
- Coordinates resolution of Enterprise Systems support issues with IT staff, suppliers and functional users
- Maintains support of technical solutions and maintains service levels for the Business.
- Assists with information gathering and in the preparation of reports.
- Keeps current on new technologies by reading literature, attending conferences and seminars, taking classes, and participating in technical societies, as appropriate.
- Performs special assignments, as directed; researches business problems; drafts and presents recommendations.
- Attends training sessions, seminars, and staff meetings; and provides training to other District staff as assigned.

SUPERVISION RECEIVED

Works under the general supervision of the Director of Information Technology.

MINIMUM QUALIFICATIONS

Bachelor's degree in Business Analytics, Management Information Systems, Computer Science, Finance, Business Administration, or a related field, supplemented by two (2) years previous experience or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job.

SPECIAL REQUIREMENTS

Must have a valid driver's license. Others to be defined based on specific skills being recruited for at the time.

PERFORMANCE APTITUDES

Data Utilization: Requires the ability to evaluate, audit, deduce, and/or assess data and/or information using established criteria. Includes exercise of discretion in determining actual or probable consequences, and in referencing such evaluation to identify and select alternatives.

Human Interaction: Requires the ability to apply principles of persuasion and/or influence.

Equipment, Machinery, Tools, and Materials Utilization: Requires the ability to operate, maneuver and/or control the actions of equipment, machinery, tools, and/or materials used in performing essential functions.

Verbal Aptitude: Requires the ability to utilize a wide variety of reference, descriptive, and/or advisory data and information.

Mathematical Aptitude: Requires the ability to perform addition, subtraction, multiplication and division; ability to calculate decimals and percentages; may include ability to perform mathematical operations with fractions; may include ability to compute discount, interest, profit and loss, ratio and proportion; and may include ability to calculate surface areas, volumes, weights, and measures.

Functional Reasoning: Requires the ability to apply principles of influence systems, such as motivation, incentive, and leadership. Ability to exercise independent judgment to apply facts and principles for developing approaches and techniques to problem resolution.

Situational Reasoning: Requires the ability to exercise the judgment, decisiveness and creativity required in situations involving the evaluation of information against sensory, judgmental, or subjective criteria, as opposed to that which is clearly measurable or verifiable.

ADA COMPLIANCE

Physical Ability: Tasks involve the ability to exert light physical effort in sedentary to light work, but which may involve some lifting, carrying, pushing and/or pulling of objects and materials of light weight (5-10 pounds). Tasks may involve extended periods of time at a keyboard or work station.

Sensory Requirements: Some tasks require the ability to perceive and discriminate visual and/or auditory cues or signals. Some tasks require the ability to communicate orally.

Environmental Factors: Essential functions are regularly performed without exposure to adverse environmental conditions.

The Metropolitan District Commission is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the Commission will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

**PERSONNEL, PENSION AND INSURANCE COMMITTEE
REVISIONS TO JOB CLASSIFICATIONS
BUSINESS SYSTEMS ANALYST**

To: Personnel, Pension and Insurance Committee for consideration on February 9, 2022

Staff is recommending that the Job Specifications and Title be amended for the current *Business Systems Analyst* classification to *Business Systems Analyst II* with the proposed specification changes as attached. The salary allocation of EE12 would remain the same (range of \$ 90,934.71 to \$ 118,215.11).

This proposed job specification changes will be used to attract and retain qualified candidates with skills sets to help advance the capabilities of Information Systems.

It is therefore RECOMMENDED that it be:

VOTED: That the Personnel, Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That the *Business Systems Analyst* Job Specification be amended to change the title to *Business Systems Analyst II*, with the wording changes to the job specifications be amended as indicated on the above/attached with no change to the salary allocation EE12.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

METROPOLITAN DISTRICT COMMISSION CLASSIFICATION DESCRIPTION

CLASSIFICATION TITLE: BUSINESS SYSTEMS ANALYST II

JOB SUMMARY

The purpose of this classification is to perform professional administrative work involving the study, analysis and assessment of administrative systems and business operations for the purpose of developing business solutions, management tools, and policies and procedures to improve business resilience, efficiency and effectiveness. Works with MDC business partners to assess requirements and identify the best-fit solution that will deliver sustainable results. Develop and deploy approved solutions through process improvement, application configuration or a combination of methods in close collaboration with business partners and external service providers. Manages changes providing clear communication, documentation and training to users. Documents system requirements, defines scope and objectives and creates and maintains system specifications that support best business practices. Duties include analyzing management operations, procedures and production, recommending improvements in problems discovered, and coordinating programs and the implementation of improvements in them; and develops, administers and reports on assigned budgets.

ESSENTIAL FUNCTIONS

The following duties are normal for this position. The omission of specific statements of the duties does not exclude them from the classification if the work is similar, related, or a logical assignment for this classification. Other duties may be required and assigned.

- Manage relationship between business process owners and IT to advance projects and develop business solutions.
- Manages the expectations and requirements of the business and IT.
- Creates, develops and analyzes functional requirements of system to improve business processes. Establish and implement change control and best practices with regards to system maintenance, configuration, development, testing, data integrity, etc.
- Review existing computer systems to understand capabilities, scheduling and workflow limitations, and make recommendations, including upgrading to and purchasing new equipment or software packages. Maintain, test and monitor computer systems and programs while coordinating installations of new programs and systems.
- Manages requirements to ensure that they are documented properly and easy to find for future reference.
- Manages requirement traceability information and record requirements statuses across multiple projects.
- Manages changes to baseline requirements using approved change management processes and tools.
- Leads the development of test plans and test scripts, and perform test execution.
- Manages resolution of Enterprise Systems support issues with IT staff, suppliers and functional users.

Metropolitan District Commission • Business Systems Analyst

- ~~Measures and manages service level agreements between IT and the Business.~~
- ~~Manages and maintains the document management financial system. Organizes and maintains records, provides user and document permissions, and provides user system training.~~
- ~~Creates and maintains document management architecture in the document management/content manager system. Configures the document management system for Clean Water Projects and Capital Improvement Projects.~~
- ~~Creates workflows for the capital improvement projects.~~
- Compiles information; and prepares a variety of records and reports.
- ~~Leads market research on emerging tools, technologies and processes by reading literature, attending conferences and seminars, taking classes, and participating in technical societies, as appropriate.~~
- ~~Performs-Leads~~ special assignments, as directed; researches management problems or new areas of management involvement; drafts and presents recommendations; and prepares and presents special reports.
- Attends training sessions, seminars, and staff meetings; and provides training to other District staff as assigned.

SUPERVISION RECEIVED

Works under the general supervision of a [the Director of Information Technology Manager](#).

MINIMUM QUALIFICATIONS

Bachelor's degree in [Business Analytics, Management Information Systems, Computer Science, Finance, Business Administration](#)~~business administration~~, or a related field, supplemented by six (6) ~~years~~ previous experience ~~and/or training involving analysis of business systems and the use of common database and spreadsheet software~~; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job.

SPECIAL REQUIREMENTS

~~Must have a valid driver's license. To be defined based on specific skills being recruited for at the time.~~

PERFORMANCE APTITUDES

Data Utilization: Requires the ability to evaluate, audit, deduce, and/or assess data and/or information using established criteria. Includes exercise of discretion in determining actual or probable consequences, and in referencing such evaluation to identify and select alternatives.

Human Interaction: Requires the ability to apply principles of persuasion and/or influence.

Equipment, Machinery, Tools, and Materials Utilization: Requires the ability to operate, maneuver and/or control the actions of equipment, machinery, tools, and/or materials used in performing essential functions.

Verbal Aptitude: Requires the ability to utilize a wide variety of reference, descriptive, and/or advisory data and information.

Mathematical Aptitude: Requires the ability to perform addition, subtraction, multiplication and division; ability to calculate decimals and percentages; may include ability to perform mathematical operations with fractions; may include ability to compute discount, interest, profit and loss, ratio and proportion; and may include ability to calculate surface areas, volumes, weights, and measures.

Functional Reasoning: Requires the ability to apply principles of influence systems, such as motivation, incentive, and leadership. Ability to exercise independent judgment to apply facts and principles for developing approaches and techniques to problem resolution.

Situational Reasoning: Requires the ability to exercise the judgment, decisiveness and creativity required in situations involving the evaluation of information against sensory, judgmental, or subjective criteria, as opposed to that which is clearly measurable or verifiable.

ADA COMPLIANCE

Physical Ability: Tasks involve the ability to exert light physical effort in sedentary to light work, but which may involve some lifting, carrying, pushing and/or pulling of objects and materials of light weight (5-10 pounds). Tasks may involve extended periods of time at a keyboard or work station.

Sensory Requirements: Some tasks require the ability to perceive and discriminate visual and/or auditory cues or signals. Some tasks require the ability to communicate orally.

Environmental Factors: Essential functions are regularly performed without exposure to adverse environmental conditions.

The Metropolitan District Commission is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the Commission will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

PERSONNEL, PENSION AND INSURANCE COMMITTEE REVISIONS TO JOB DESCRIPTIONS MANAGER OF PROCUREMENT

To: District Board

March 7, 2022

From: Personnel, Pension and Insurance Committee

Staff is recommending that the Classification System be amended to include the revised position of *Manager of Procurement*. This position currently exists within the District's job classification structure and, as currently constituted, works under the general direction of the Chief Financial Officer. Staff recommends that this position work under the general direction of the Chief Administrator Officer. Additionally, staff recommends that language be amended in the Minimum Qualifications section of the job specification as follows. To remove language that states that practical experience is not an acceptable substitute for the degree requirement and to add language to allow for an equivalent combination of education, training, and experience.

At a meeting of the Personnel, Pension and Insurance Committee held on February 9, 2022, it was:

Voted: That the Personnel, Pension and Insurance Committee recommend to the District Board passage of the following resolution:

Resolved: That the job specification for *Manager of Procurement* be amended as recommended

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

**METROPOLITAN DISTRICT COMMISSION
CLASSIFICATION DESCRIPTION**

CLASSIFICATION TITLE: MANAGER OF PROCUREMENT

PURPOSE OF CLASSIFICATION

The purpose of this classification is to manage the operations, staff, and resources of the District's purchasing/procurement functions. The Manager of Procurement is responsible for the development, implementation and management of policies and procedures related to the acquisition of materials and services required to support the District's operating and capital requirements. This position will work under the direction of the Chief Administrative Officer.

ESSENTIAL FUNCTIONS

The following duties are normal for this position. The omission of specific statements of the duties does not exclude them from the classification if the work is similar, related, or a logical assignment for this classification. Other duties may be required and assigned.

Plans and manages the District's procurement functions; develops and recommends procurement policies and procedures which facilitate securing the best quality materials, equipment, supplies and services at the best price; establishes work priorities and assignments; and allocates resources to meet the personnel, material and equipment needs of purchasing projects and operations.

Negotiates, creates, and manages contracts for all District functions. Works closely with technical staff to determine needs, provide organizational leadership in preparation, solicitation and evaluation of RFQs/RFPs/RFSS/RFIs. This also includes preparing cost/price analyses, acting as liaison between the District and contractors in administering and managing related contractual issues. Prepares written reports and correspondence as required. Maintains compliance files in accordance with the District policies/procedures. Maintains contacts with all pertinent markets in which the District will operate.

Reviews and analyzes complex solicitations, budgetary estimates and price proposals from subcontractors/vendors in accordance with the District's Charter, labor, taxation, commercial and other applicable laws to determine reasonableness of prices and proposal terms and conditions.

Ensures procurement staff's compliance with procurement and subcontracting policies as adopted by the District. Develops and recommends procurement structures that best utilize staff to achieve long and short-range goals.

Reviews documentation for all contracts and purchase orders involving large amounts to ensure compliance with industrial and government contract requirements and internal policies and procedures.

Exercises authority to execute contracts (up to the maximum amount of their delegated authority), negotiates and issues contract amendments (change orders), purchase orders, and agreements in accordance with the delegation of signature authority established by District management.

Maintains awareness of changes in government regulations and develops recommendations regarding the District's policies and practices.

Applies knowledge of commercial law, Federal Acquisition Regulations (FARs) and supplemental acquisition regulations of government agencies as they apply and influence aspects of contract administration, procurement, and subcontracting.

Develops, maintain and report on key performance indicators which highlight the Procurement function performance. Make recommendations for improving operational efficiency and control.

Documents and periodically review the internal control structure within the Procurement function to ensure proper compliance with all policies and procedures.

Communicates with managers, customers, other individuals and groups. Makes presentations at the Board of Finance and District Board Meetings, as required.

Develops, tracks and communicates objectives and goals for Procurement function personnel on an annual basis and manages the annual employee performance appraisal process. Provides timely feedback to all assigned direct reports regarding performance against objectives and goals on a quarterly basis.

Performs personnel management tasks in accordance with collective bargaining agreements applicable to staff including: conducting interviews and making recommendations for applicant selection; assigning work; establishing performance expectations; providing training and opportunities for employee development; providing guidance and advice regarding difficult issues; ensuring safe work practices; evaluating employee performance; counseling employees; implementing disciplinary action or making recommendations for disciplinary action as necessary; taking other personnel actions, such as reclassifications as needed.

Operates a personal computer proficiently, and general office equipment as necessary to complete essential functions, to include highly skilled use of word processing, spreadsheet, database, or other system software.

Performs other related duties as assigned.

MINIMUM QUALIFICATIONS

Bachelor's Degree in Business, Finance, Accounting or related field with a minimum of seven (7) years of procurement management experience and a minimum of five (5) years of experience in public sector procurement (federal, state or local government), **or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills and abilities for this job. Practical experience is not an acceptable substitute for degree requirement.** Master's Degree in Business Administration and/or professional certification such as Certified Public Purchasing Officer, Certified Professional Purchasing **Manager Officer, Certified Professional Purchasing Manager**, or equivalent certifications are desirable.

SPECIAL REQUIREMENTS

Must have a valid driver's license.

PERFORMANCE APTITUDES

Data Utilization: Requires the ability to coordinate, manage, strategize, and/or correlate data and/or information. Includes exercise of judgment in determining time, place and/or sequence of operations. Includes referencing data analyses to determine necessity for revision of organizational components.

Human Interaction: Requires the ability to apply principles of persuasion and/or influence over others in coordinating activities of a project, program, or designated area of responsibility; and to apply principles of persuasion and/or influence over others in a supervisory capacity.

Equipment, Machinery, Tools, and Materials Utilization: Requires the ability to operate, maneuver and/or control the actions of equipment, machinery, tools, and/or materials used in performing essential functions.

Verbal Aptitude: Requires the ability to utilize a wide variety of reference, descriptive, and/or advisory data and information.

Mathematical Aptitude: Requires the ability to perform addition, subtraction, multiplication, and division; ability to calculate decimals and percentages; may require ability to utilize principles of fractions and/or interpret graphs.

Functional Reasoning: Requires the ability to apply principles of influence systems, such as motivation, incentive, and leadership. Ability to exercise independent judgment to apply facts and principles for developing approaches and techniques to problem resolution.

Situational Reasoning: Requires the ability to exercise the judgment, decisiveness and creativity required in situations involving the evaluation of information against sensory, judgmental, or subjective criteria, as opposed to that which is clearly measurable or verifiable.

ADA COMPLIANCE

Physical Ability: Tasks involve the ability to exert light physical effort in sedentary to light work, but which may involve some lifting, carrying, pushing and/or pulling of objects and materials of light weight (5-10 pounds). Tasks may involve extended periods of time at a keyboard or workstation.

Sensory Requirements: Some tasks require the ability to perceive and discriminate sounds, and visual cues or signals. Some tasks require the ability to communicate orally.

Environmental Factors: Tasks are regularly performed without exposure to adverse environmental conditions.

The Metropolitan District Commission is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the Commission will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

**PERSONNEL, PENSION AND INSURANCE COMMITTEE
ADDITION TO CLASSIFICATION SYSTEM
HUMAN RESOURCES ASSISTANT**

To: District Board

March 7, 2022

From: Personnel, Pension and Insurance Committee

Staff is recommending that the Classification System be amended to include the *Human Resources Assistant* classification. A copy of the proposed Specification is attached. The salary allocation of EE06 (range of \$72,714.88 to \$87,257.86).

This proposed job specification will fill a gap in the current structure of HR. This will enhance the District's opportunity to attract and retain qualified Human Resources candidates while also providing a structure for growth and advancement within the HR structure. In this role, the Human Resources Assistant will learn more about Human Resources and the District and will be able to advance to the next level positions which will help with succession planning and institutional knowledge.

At a meeting of the Personnel, Pension and Insurance Committee held on February 9, 2022, it was:

VOTED: That the Personnel, Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That the Job Specification for Human Resources Assistant position be adopted and allocated to EE06 (copy of job specification attached).

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

**METROPOLITAN DISTRICT COMMISSION
CLASSIFICATION DESCRIPTION**

CLASSIFICATION TITLE: HUMAN RESOURCES ASSISTANT

JOB SUMMARY

This is responsible dedicated Human Resources position. Work involves providing support for various human resources programs, which may involve recruitment, selection, job classification, compensation, employee benefits, organizational effectiveness, labor relations, regulatory compliance, performance

evaluation, payroll interaction, safety, worker's compensation, risk management, training/development, or other human resources issues.

ESSENTIAL FUNCTIONS

The following duties are normal for this position. The omission of specific statements of the duties does not exclude them from the classification if the work is similar, related, or a logical assignment for this classification. Other duties may be required and assigned.

- Serves as a liaison to recruitment activities for the District. Actively and effectively partners with District constituents, throughout the recruitment and staffing processes. Guide hiring managers and other associated users through the online applicant tracking system, job posting and interview process. Answers questions from employees and applicants about employment procedures and policies, benefits, and other Human Resources-related topics.
- Supports business groups to advance projects and support business objectives
- Collaborates with third-party reference and pre-employment background checking vendors. Completes employment and other related verifications. Conducts new employee orientations, ensuring all appropriate documentation is completed within established time constraints and consistent with plan guidelines.
- Maintains timely and accurate data on both internal systems and the District HRIS system in compliance with established data integrity standards. Works with the Human Resources staff to process new employee payroll set-up and inputs and maintains Human Resource records.
- Actively participates in the evaluation of existing HR business and technological processes in an effort to continuously improve operational effectiveness.
- Assists the HR management team in the preparation and tracking of valuable professional learning and developmental opportunities for the District community. Coordinates in person and online training programs for District employees.
- Assists in multiple aspects of Workers' Compensation claims. Working in conjunction with the appropriate parties, ensures absences are recorded and continued follow-up is completed. Acts as a liaison between the supervisor, employee and insurance carrier when appropriate.
- Assists with annual compliance reporting. Assists with the preparation of documentation in support of departmental audits, unemployment and/or insurance claims, labor relations, salary surveys, Affirmative Action Plan statistics.
- Actively participates in various annual HR projects, initiatives, programs and special events as necessary and/or appropriate.
- Performs other duties of a similar or related level and assists with special projects as necessary or assigned.

SUPERVISION RECEIVED

Works under the general supervision of the Director of Human Resources.

MINIMUM QUALIFICATIONS

Bachelor's Degree in Human Resources, Public Administration, Industrial Relations, or a closely related field; supplemented by a minimum of two (2) years previous experience and/or training that includes personnel administration in a union or corporate environment; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this position.

SPECIAL REQUIREMENTS

Must have a valid driver's license.

PERFORMANCE APTITUDES

Data Utilization: Requires the ability to evaluate, audit, deduce, and/or assess data and/or information using established criteria. Includes exercise of discretion in determining actual or probable consequences, and in referencing such evaluation to identify and select alternatives.

Human Interaction: Requires the ability to apply principles of persuasion and/or influence.

Equipment, Machinery, Tools, and Materials Utilization: Requires the ability to operate, maneuver and/or control the actions of equipment, machinery, tools, and/or materials used in performing essential functions.

Verbal Aptitude: Requires the ability to utilize a wide variety of reference, descriptive, and/or advisory data and information.

Mathematical Aptitude: Requires the ability to perform addition, subtraction, multiplication and division; ability to calculate decimals and percentages; may include ability to perform mathematical operations with fractions; may include ability to compute discount, interest, profit and loss, ratio and proportion; and may include ability to calculate surface areas, volumes, weights, and measures.

Functional Reasoning: Requires the ability to apply principles of influence systems, such as motivation, incentive, and leadership. Ability to exercise independent judgment to apply facts and principles for developing approaches and techniques to problem resolution.

Situational Reasoning: Requires the ability to exercise the judgment, decisiveness and creativity required in situations involving the evaluation of information against sensory, judgmental, or subjective criteria, as opposed to that which is clearly measurable or verifiable.

ADA COMPLIANCE

Physical Ability: Tasks involve the ability to exert light physical effort in sedentary to light work, but which may involve some lifting, carrying, pushing and/or pulling of objects and materials of light weight (5-10 pounds). Tasks may involve extended periods of time at a keyboard or work station.

Sensory Requirements: Some tasks require the ability to perceive and discriminate visual and/or auditory cues or signals. Some tasks require the ability to communicate orally.

Environmental Factors: Essential functions are regularly performed without exposure to adverse environmental conditions.

The Metropolitan District Commission is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the Commission will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

On motion made by Commissioner Sweezy and duly seconded, the reports were received and resolutions adopted for agenda items #11A “Business Analyst 1”, 11B “Business Analyst II”, 11C “Manager of Procurement”, and 11D “Human Resources Assistant” by unanimous vote of those present.

BOARD OF FINANCE
CLOSEOUT OF WATER, SEWER, COMBINED & CLEAN WATER PROJECTS
WATER CAPITAL PROJECTS

To: District Board

March 7, 2022

From: Board of Finance

The District has undertaken the task of updating its Capital Improvement Project (CIP) records. The task includes the identification of projects which have been completed, cancelled, or had a change of scope. Based upon the review, District staff now recommends that the following projects be closed.

Project Definition	Year	BA	Project Description	Town	Budget	Expended Amount	Remaining Balance (UnAuthorize)
C-09000/WAT.CW1227.01	2009	2120	Water Facility Improvements	Various	\$ 2,785,000.00	\$ 2,732,867.64	\$ 52,132.36
	2009 Total				2,785,000.00	2,732,867.64	52,132.36
C-13005/WAT.CW1372.01	2013	2120	Oakwood WMR	Bloomfield	1,850,000.00	430,519.64	1,419,480.36
C-13012/WAT.CW1366.01	2013	2120	Wickham Hill Basins	East Hartford	4,980,000.00	4,093,532.96	886,467.04
C-99P13/WAT.CW1376.01	2013	2120	FY13-Paving Program	MDC	4,200,000.00	4,191,306.08	8,693.92
	2013 Total				11,030,000.00	8,715,358.68	2,314,641.32
C-14018/WDS.TM1314.01	2014	2120	UCONN Farmington HC	Farmington	5,000,000.00	3,431,182.40	1,568,817.60
C-14005/WDS.TM0014.02	2014	2120	Kilkenny Water Transmission Main	West Hartford	5,000,000.00	4,047,727.43	952,272.57
	2014 Total				10,000,000.00	7,478,909.83	2,521,090.17
C-15020/WTF.FA00015.01	2015	2120	WTF Upgrades	Various	1,000,000.00	996,101.62	3,898.38
C-15039/WDS.TM0115.02	2015	2120	WMR-Buckingham Street	Hartford	600,000.00	545,805.09	54,194.91
	2015 Total				1,600,000.00	1,541,906.71	58,093.29
C-16002/WDS.TM0016.01	2016	2120	Water Supply Improvement-Raw Water	Barkhamsted	500,000.00	488,321.48	11,678.52
C-16003/WDS.TM0516.01	2016	2120	Bloomfield Transmission Main Ext	Bloomfield	8,000,000.00	5,489,752.30	2,510,247.70
	2016 Total				8,500,000.00	5,978,073.78	2,521,926.22
	Grand Total				\$ 33,915,000.00	\$ 26,447,116.64	\$ 7,467,883.36

At a meeting of the Board of Finance on February 9, 2022, it was:

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

Resolved: That the District Board approves appropriation closeouts for the projects listed above.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

SEWER CAPITAL PROJECTS

To: District Board

March 7, 2022

From: Board of Finance

The District has undertaken the task of updating its Capital Improvement Project (CIP) records. The task includes the identification of projects which have been completed, cancelled, or had a change of scope. Based upon the review, District staff now recommends that the following projects be closed.

Project Definition	Year	BA	Project Description	Town	Budget	Expended Amount	Remaining Balance (UnAuthorize)
C-10007/WWA.CS1153.01	2010	2110	WPC Electrical System	MDC	\$ 4,280,000.00	\$ 3,797,482.96	\$ 482,517.04
	2010 Total				4,280,000.00	3,797,482.96	482,517.04
C-12008/WWA.CS1188.01	2012	2110	WPC Renewal & Replacement	MDC	3,000,000.00	2,965,449.82	34,550.18
	2012 Total				3,000,000.00	2,965,449.82	34,550.18
C-14015/SCS.SR0514.01	2014	2110	Sewer Replacement-Packard & Daniel	Bloomfield	3,000,000.00	1,523,392.17	1,476,607.83
C-99V14/SCS.EQ0014.01	2014	2110	Backwater Valve	MDC	750,000.00	750,000.00	-
	2014 Total				3,750,000.00	2,273,392.17	1,476,607.83
C-15021/SCS.SR0015.01	2015	2110	Bond Street Area Sewer Rehab	Hartford	1,400,000.00	1,047,835.23	352,164.77
C-15025/SCS.SR0015.06	2015	2110	Sewer Rehabilitation Program	MDC	5,000,000.00	3,314,560.55	1,685,439.45
	2015 Total				6,400,000.00	4,362,395.78	2,037,604.22
C-16005/SCS.SR0016.01	2016	2110	Sewer Rehabilitation Program	MDC	3,600,000.00	3,599,999.30	0.70
	2016 Total				3,600,000.00	3,599,999.30	0.70
C-19013/SCS.SR0019.04	2019	2110	Various Sewer Pipe Rehabilitation	MDC	5,000,000.00	4,964,499.58	35,500.42
	2019 Total				5,000,000.00	4,964,499.58	35,500.42
	Grand Total				\$ 26,030,000.00	\$ 21,963,219.61	\$ 4,066,780.39

At a meeting of the Board of Finance on February 9, 2022, it was:

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

Resolved: That the District Board approves appropriation closeouts for the projects listed above.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

COMBINED CAPITAL PROJECTS

To: District Board

March 7, 2022

From: Board of Finance

The District has undertaken the task of updating its Capital Improvement Project (CIP) records. The task includes the identification of projects which have been completed, cancelled, or had a change of scope. Based upon the review, District staff now recommends that the following projects be closed.

Project Definition	Year	BA	Project Description	Town	Budget	Expended Amount	Remaining Balance (UnAuthorize)
C-13014/COM.CFP178.01	2013	2130	Communications System	MDC	\$ 1,000,000.00	\$ 566,477.58	\$ 433,522.42
C-13015/COM.CFP183.01	2013	2130	Information Technology-Applications	MDC	5,000,000.00	4,901,260.62	98,739.38
C-13016/COM.CFP184.01	2013	2130	Information Technology-Hardware	MDC	5,000,000.00	4,882,537.23	117,462.77
	2013 Total				11,000,000.00	10,350,275.43	649,724.57
C-16008/COM.EQ0016.01	2016	2130	Information Technology-Upgrades	MDC	5,000,000.00	4,865,048.88	134,951.12
	2016 Total				5,000,000.00	4,865,048.88	134,951.12
C-99F17/COM.VE0017.01	2017	2130	Fleet Replacement	MDC	800,000.00	791,761.96	8,238.04
	2017 Total				800,000.00	791,761.96	8,238.04
C-18004/COM.EQ0018.01	2018	2130	Information Technology-Equipment	MDC	7,500,000.00	7,449,126.00	50,874.00
	2018 Total				7,500,000.00	7,449,126.00	50,874.00
C-99F19/COM.VE0019.01	2019	2130	Fleet Replacement	MDC	1,700,000.00	1,696,103.73	3,896.27
	2019 Total				1,700,000.00	1,696,103.73	3,896.27
C1H02	2020	2130	Survey & Construction	MDC	4,500,000.00	3,674,461.35	825,538.65
C1H03	2020	2130	Engineering Services	MDC	4,000,000.00	3,627,477.76	372,522.24
C1H04	2020	2130	Construction Services	MDC	2,000,000.00	1,561,094.76	438,905.24
C1H05	2020	2130	Technical Services	MDC	4,000,000.00	3,453,713.23	546,286.77
	2020 Total				14,500,000.00	12,316,747.10	2,183,252.90
	Grand Total				\$ 40,500,000.00	\$ 37,469,063.10	\$ 3,030,936.90

At a meeting of the Board of Finance on February 9, 2022, it was:

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

Resolved: That the District Board approves appropriation closeouts for the projects listed above.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

CLEAN WATER FUND PROJECTS

To: District Board

March 7, 2022

From: Board of Finance

The District has undertaken the task of updating its Clean Water Fund Projects records. The task includes the identification of projects which have been completed, cancelled, or had a change of scope. Based upon the review, District staff now recommends that the following projects be closed.

Project Definition	Year	BA	Project Description	Town	Budget	Expended Amount	Remaining Balance (UnAuthorize)
C-10008/CW1.NSSTOW.02	2010	2300	2010 Tower Ave South	Hartford	\$ 10,000.00	\$ 10,000.00	\$ -
C-11006/CW1.WTFHAR.18	2011	2300	2011 Wet Weather Expansion	Hartford	31,494,239.87	31,494,239.87	-
C-12001/CW1.SSONWT.07	2012	2300	2012 Cedar Newington	Newington	3,937,769.30	3,937,769.30	-
C-12010/CW1.SSORKH.07	2012	2300	2012 RH Interceptor	Rocky Hill	32,862,055.42	32,862,055.42	-
C-13000/CW1.SSOGEN.13	2013	2300	2013 SSO Elimination	MDC	1,604,178.02	1,604,178.02	-
C-13001/CW1.SSSPAR.11	2013	2300	2013 Green Infrastructure	Hartford	605,082.99	605,082.99	-
C-13018/CW1.WTFHAR.20	2013	2300	2013 WWEP #2012-20	Hartford	90,168,900.86	90,168,900.86	-
		2300 Total			160,682,226.46	160,682,226.46	-
C-13013/CW2.WTFRKH.04	2013	2400	2013 RHWPCF Cap & Up	Rocky Hill	57,616,907.66	57,616,907.66	-
C-15007/CW2.CSOGEN.17	2015	2400	2015 Large Diameter Clean	MDC	5,146,489.08	5,146,489.08	-
C-15038/CW2.SSOGEN.16	2015	2400	2015 CMOM Plan Updates	MDC	85,515.92	85,515.92	-
C-16010/CW2.WTFHAR.25	2016	2400	2016 Ash Lagoon Cl.	Hartford	123,883.27	123,883.27	-
C-16011/CW2.SSSPAR.13	2016	2400	2016 Bartholomew Avenue	Hartford	83,699.01	83,699.01	-
C-16013/CW2.WTFRKH.05	2016	2400	2016 RHWPCF Outfall	Rocky Hill	3,869,454.64	3,869,454.64	-
C-17003/CW2.CSOGRA.05	2017	2400	2017 North Branch Park River	Hartford	709,818.89	709,818.89	-
		2400 Total			67,635,768.47	67,635,768.47	-
		Grand Total			\$ 228,317,994.93	\$ 228,317,994.93	\$ -

At a meeting of the Board of Finance on February 9, 2022, it was:

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

Resolved: That the District Board approves appropriation closeouts for the projects listed above.

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.

**BOARD OF FINANCE
DISPOSITION OF SURPLUS LANDS**

To: District Board March 7, 2022

From: Board of Finance

At a meeting of the Board of Finance on February 9, 2022, it was:

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

Resolved: To establish a budget item for external services to be used in conjunction with staff services to pursue the "program" as described in the October 27, 2021 Board of Finance Resolution herein for 2022 and transfer the sum of \$50,000 from the "Legal-Collection" budget to a new line item within the legal budget for this purpose.

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.

**SETTLEMENT OF PENDING LITIGATION
DANIEL GIUNGI v MDC**

To: District Board

March 7, 2022

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 pending state lawsuit caption of **DANIEL GIUNGI V. ARIC SMITH & METROPOLITAN DISTRICT COMMISSION** Docket No. HDD-CV21-6140020, for the total sum of \$40,000.00, subject to the proper execution of any and all documents reasonably necessary to effect said settlement, including but not limited to a general release and the 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. Commissioner Bush abstained.

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

No one from the public appeared to be heard.

COMMISSIONERS COMMENTS AND QUESTIONS

Commissioner Adil thanked Scott, Chairman DiBella and the District Board for their sympathy after his father passed away.

ADJOURNMENT

The meeting was adjourned at 7:19 PM

ATTEST:


John S. Mirtle, Esq.
District Clerk

April 4, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
Monday, April 4, 2022

PRESENT: Commissioners John Avedisian, Richard Bush, William A. DiBella, David Drake, Peter Gardow, James Healy, Allen Hoffman, Jacqueline Mandyck, Dominic Pane, Pasquale J Salemi, Ray Sweezy, Alvin Taylor, Calixto Torres and James Woulfe (14)

REMOTE ATTENDANCE: Commissioners Andrew Adil, Donald Currey, Christian Hoheb, Mary LaChance, Gary LeBeau, Byron Lester, Diane Lewis, Maureen Magnan, Bhupen Patel, Jon Petoskey and Richard W. Vicino (11)

ABSENT: Commissioners Clifford Avery Buell, Jean Holloway, David Ionno, Michael Maniscalco, Alphonse Marotta, and New Britain Special Representative Michael Carrier (6)

ALSO PRESENT: Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk
Robert Barron, Chief Financial Officer
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering
Robert Schwarm, Director of Information Technology (Remote attendance)
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources (Remote attendance)
David Rutty, Director of Operations
Diana Phay, Manager of Treasury
Michael Curley, Manager of Technical Services
Nick Salemi, Communications Administrator
Anthony Spaziani, IT Consultant (Remote attendance)
Carrie Blardo, Assistant to the Chief Operating Officer
Victoria Escoriza, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate

CALL TO ORDER

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

ROLL CALL AND QUORUM

The District Clerk called the roll and informed District Chairman William 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 Gardow and duly seconded, the meeting minutes of March 7, 2022 were approved.

Commissioner LeBeau entered the meeting at 5:35 PM

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

Joan Facey of Hartford spoke regarding sewer connection issues at her property on Magnolia Street after the demolition of 59 Magnolia Street. She asked the Board to direct staff to promptly handle her claim for damages.

Halob Eason, a member of the Upper Albany Avenue area spoke in support of Joan Facey and environmental justice.

June Lyons spoke in support of Ms. Facey's claim and complained how she has been personally treated by MDC Staff in regards to applying for a backwater valve. She asked the Board to direct staff to address her backwater valve application.

Brother Brunel Bourgeois of the North End Church of Christ spoke regarding damages from a sewer backup at his church on Albany Avenue.

Chris Williams, Member of the North End Church of Christ, urged for a resolution by the MDC for Ms. Facey's sewer backup issue.

State Representative Tom Delnicki spoke regarding item #12. He stated the intent of his amendment to Senate Bill 322 is to allow the four non-member town Commissioners to vote specifically on water rates.

Ellsworth Cross of the Upper Albany area stated that investigations have been ongoing for Ms. Facey's sewer backup issue and requested prompt resolution of the claim.

Commissioner Sweezy requested that a full report be given to the Bureau of Public Works, or the full District Board regarding the Upper Albany Area.

REPORT FROM CHIEF EXECUTIVE OFFICER

Chief Executive Officer Scott Jellison reported to the District Board that recreational rates will remain the same for 2022 as they were in 2021.

REPORT FROM DISTRICT COUNSEL

District Counsel Christopher Stone reported to the District Board on Colebrook Dam legislation pending in Congress, the DEEP Landfill and the DRB/Tunnel matter.

Without objection, Commissioner Sweezy moved to amend the agenda to include item #8A, "POTENTIAL SETTLEMENT OF PENDING LITIGATION- PRECISION TRENCHLESS LLC v SAERTEX MULTICOM LP"

**SETTLEMENT OF PENDING LITIGATION
*PRECISION TRENCHLESS LLC et al v SAERTEX MULTICOM LP et al***

To: District Board April 4, 2022

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 accept a settlement offer of \$1,000,000.00 as full and final settlement of the District's claim pending in the ***PRECISION TRENCHLESS LLC et al v SAERTEX MULTICOM LP et al*** litigation, Docket No. 3:19-CV-00054(JCH), subject to the proper execution of any and all documents reasonably necessary to effect said settlement, including but not limited to a general release.

Respectfully submitted,



Scott W. Jellison
Chief Executive Officer

Commissioner Bush recused himself from voting on this resolution.

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

APPOINTMENT OF COMMISSIONERS TO ETHICS ADVISORY BOARD

Chairman DiBella appointed Commissioners Lewis, Patel and Woulfe to the Ethics Advisory Board as full members and Commissioners Hoffman and Gardow as alternates.

**BOARD OF FINANCE
DWSRF 2022-7102**

To: District Board

April 4, 2022

From: Board of Finance

At a meeting of the Board of Finance on April 4, 2022, it was:

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

RESOLVED:

Section 1. The Chairman, or in his absence, the Vice-Chairman, and the District Treasurer, or in his absence, the Deputy Treasurer, are authorized to execute and deliver the Project Loan and Subsidy Agreement DWSRF 2022-7102 to be entered into with the State of Connecticut (the "Agreement") and any and all Interim Funding Obligations and Project Loan Obligations for DWSRF 2022-7102 in the aggregate amount not to exceed \$3,217,347.40, to fund the replacement of existing water mains and service connections in the East Hartford Wickham Hill Area. Such Interim Funding Obligations shall be dated as of their date of issue, shall mature within six months of the Scheduled Completion Date, as defined in the Agreement, shall bear interest at a rate of two percent (2.00%) per annum, shall be payable as to principal and interest as provided in 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 a rate of two percent (2.00%) 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 resolution adopted by unanimous vote of those present.

2022 OPEB FUNDING

Without objection, Chairman DiBella referred the 2022 OPEB Funding to the Board of Finance

**BUREAU OF PUBLIC WORKS
249-257 SILVER LANE, EAST HARTFORD
ENCROACHMENT AGREEMENT**

To: District Board

April 4, 2022

From: Bureau of Public Works

In a letter dated February 9, 2022, James W. Dutton, L.S., of Dutton Associates, LLC, on behalf of Quality Petroleum 3 LLC, the owner of the above-referenced property (the "Property"), has requested permission from The Metropolitan District ("MDC" or "District") to encroach on the MDC's existing 20-foot sanitary sewer easement, encompassing an existing 8-inch sanitary sewer, situated on the Property ("ROW") for the purpose of constructing and installing site improvements for and in connection with a proposed convenience store and retail gasoline outlet redevelopment project.

The proposed work entails: (i) earth moving (excavation and fill within the easement at a maximum grade change of 12-inches), (ii) excavation of light pole bases for relocation, (iii) installing new bituminous concrete pavement, concrete curbing, concrete slab and landscaping, and (iv) installing electrical conduits and stormwater system infrastructure (12-inch High Density Polyethylene Pipe), all within such 20-foot easement as shown on the accompanying map (collectively, the "Improvements"). The proposed piping and utilities will be installed above the existing sanitary sewer with a minimum of six feet of vertical clearance between this sewer and such piping and utilities. The existing sanitary sewer was built in 2005 and the easement across the Property was conveyed to the MDC through a Developer's Permit Agreement entitled "Meadow Lane Farms" and acquired by the MDC through an easement filed on the Town of East Hartford land records, Vol. 1891, pg. 288.

MDC staff has concluded that the Improvements are minor and that there will be no detriment to the sanitary sewer infrastructure as a result.

Quality Petroleum 3 LLC ("Owner") has agreed to the following conditions in order to satisfy the District's concerns for protection of the existing sanitary sewer located within the Property and to maintain accessibility along the length of the MDC's 20-foot easement:

1. Care must be taken during the performance of work for the Improvements or any maintenance, repair or replacement of the same not to disturb the existing sanitary sewer. All heavy construction equipment must be located outside of the limits of the ROW when not in use. Any earth moving equipment that will be utilized on the ROW over and adjacent to the existing sanitary sewer shall be reviewed and approved by District staff prior to mobilization to the site. Any damage to the existing sanitary sewer caused by any construction, maintenance, repair, replacement or associated activities within the ROW shall be the responsibility of the Owner.
2. No additional permanent improvements, other than the proposed Improvements, shall be located within the ROW.
3. The District reserves the right to remove Improvements within the ROW at any time if so required for maintenance, repair or replacement of the sanitary sewer. Owner shall bear any additional maintenance, repair or replacement costs necessitated by the presence of Improvements within the ROW, including any such costs incurred by the District.
4. In the event of a sewer emergency caused by the proposed excavation described above, the Owner shall provide, install, operate and remove, at the Owner's expense, an appropriately sized bypass pump and appurtenances. Taking into account that Owner constructed or caused the construction of the building in close proximity to the sewer, the Owner shall also bear all responsibility and restoration costs for any damage to the building and appurtenances and/or building foundation caused by such proposed excavation and any subsequent excavation performed by or on behalf of Owner, the MDC or any other party, except to the extent of any negligence by MDC or any party acting on its behalf in performing any such subsequent excavation.
5. An MDC inspector must be on the job site whenever work is being performed within the ROW, and Owner shall be responsible for the cost and expense of such inspector. Any construction of the Improvements as well as any subsequent construction, maintenance, repair or replacement of the Improvements shall conform to District standards and 48-hours advance notice must be given to the District prior to commencing any such activities within the ROW, except in the case of an emergency, in which case notice must be provided to the District as soon as practicable. Such inspector shall have the unilateral right to halt performance of any such work in the event the integrity of the sewer is in any way threatened as determined by such inspector in his or her sole and absolute discretion.
6. The Owner shall perform a CCTV inspection, witnessed by an MDC inspector, of the existing sanitary sewer in the areas of the construction prior to and upon completion of backfilling and restoration of the excavated

areas. The videos will be delivered to the District for the purposes of assessing the pre- and post-activity condition of the sanitary sewer.

7. The Owner shall maintain the District's standard form of insurance as stipulated in the MDC's most current Guidance Manual for Developers' Permit Agreements, which insurance shall remain in force and effect during the performance of any work within the ROW pursuant to the encroachment contemplated herein.

Staff has reviewed this request and considers it feasible.

A formal, written encroachment agreement shall be executed between Quality Petroleum 3 LLC and MDC, which agreement shall include the above conditions and be filed on the Town of East Hartford Land Records.

At a meeting of the Bureau of Public Works held on March 17, 2022, it was:

VOTED: That the Bureau of Public Works recommends to the District Board passage of the following resolution:

RESOLVED: That the Chairman or Vice Chairman of the District Board be authorized to execute an agreement, with the above conditions and subject to approval of form by District Counsel, granting permission to Quality Petroleum 3 LLC to encroach upon the existing 20-foot sanitary sewer easement situated on the Property in order to: (i) perform the work for the Improvements in connection with the planned redevelopment of the Property as shown on plans submitted by Dutton Associates, LLC, "Plan of Proposed Encroachments over the Sanitary Sewer Easement Proposed Convenience Store and Retail Gasoline Outlet 249 & 257 Silver Lane Prepared for Quality Petroleum, LLC East Hartford, Connecticut", Sheet A-19-050-E and (ii) maintain, repair and replace such Improvements, provided that: (a) the District shall not be held liable for any cost or damage of any kind from the present and in the following years as a result of any encroachment authorized hereby, (b) Quality Petroleum 3 LLC shall reimburse MDC for any attorney fees and other costs incurred by MDC in enforcing the encroachment agreement, and (c) such agreement shall not be effective until fully executed by The Metropolitan District and Quality Petroleum 3 LLC, and recorded on the East Hartford land records. In the event that such agreement is not executed by Quality Petroleum 3 LLC within three (3) months of the date this resolution is passed by the District Board, then such resolution shall be null and void, and of no further force and effect.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

**BUREAU OF PUBLIC WORKS
ACCEPTANCE OF SEWERS BUILT BY DEVELOPER'S
PERMIT-AGREEMENT**

To: District Board

April 4, 2022

From: Bureau of Public Works

The sewers outlined in the following resolution have been constructed under Developer's Permit-Agreement in accordance with the plans, specifications and standards of the District, and the Director of Engineering has certified to all of the foregoing.

It is therefore **RECOMMENDED** that, pursuant to Section S8g of the Sewer Ordinances re: "Acceptance of Developer's Sewers," it be

Voted: That the Bureau of Public Works recommends to the District Board passage of the following resolution:

Resolved: That, in accordance with Section S8g of the District Ordinances, the following is incorporated into the sewer system of The Metropolitan District as of the date of passage of this resolution:

	<u>Sewers In</u>	<u>Built By</u>	<u>Completion Date</u>
1	Ollari Farm Estates Rocky Hill DVSRKH03	Developer: RJD Development Contractor: Accurate Excavating	October 15, 2020

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

PROPOSED AMENDMENT TO SENATE BILL 322

The Commissioners discussed Representative Delnicki's proposed amendment to Senate Bill #322 to allow non-member town Commissioners to vote on water rates.

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

No one from the public appeared to be heard.

COMMISSIONERS COMMENTS AND QUESTIONS

Commissioner Sweezy mentioned he has been reading editorials regarding the redevelopment at Brainard Airport, and they often reference a 2006 redevelopment proposal by the MDC. He requested to see the 2006 development proposal at an upcoming District Board meeting.

Commissioner Torres asked that any matters at 65 Magnolia Street be resolved quickly.

Commissioner Bush exited the meeting at 7:03 PM

Commissioner Salemi requested a brief presentation to the District Board on MDC's Cybersecurity.

Commissioner Hoffman asked questions regarding 65 Magnolia Street.

Commissioner Mandyck thanked Scott Jellison and the MDC Staff for the work done to help the Anna Grace CREC Magnet School for their opening.

ADJOURNMENT

The meeting was adjourned at 7:20 PM

ATTEST:


John S. Mirtle, Esq.
District Clerk

May 2, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
Monday, May 2, 2022

PRESENT: Commissioners Andrew Adil, John Avedisian, Richard Bush, William A. DiBella, David Drake, Peter Gardow, James Healy, Allen Hoffman, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Bhupen Patel, Pasquale J Salemi, Ray Sweezy, Alvin Taylor and Calixto Torres (16)

REMOTE ATTENDANCE: Commissioners C. Avery Buell, Donald Currey, Christian Hoheb, Jean Holloway, David Ionno, Mary LaChance, Byron Lester, and Richard W. Vicino (8)

ABSENT: Commissioners Diane Lewis, Michael Maniscalco, Alphonse Marotta, Jon Petoskey, James Woulfe, and New Britain Special Representative Michael Carrier (6)

ALSO PRESENT: Citizen Member Joan McCarthy Gentile
Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
Robert Barron, Chief Financial Officer
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering (Remote attendance)
Robert Schwarm, Director of Information Technology
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources (Remote attendance)
David Ruttly, Director of Operations
David Baker, IT Consultant (Remote attendance)
Anthony Spaziani, IT Consultant (Remote attendance)
Carrie Blardo, Assistant to the Chief Operating Officer
Julie Price, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate (Remote attendance)

CALL TO ORDER

The meeting was called to order by District Chairman William DiBella at 5:32 PM

ROLL CALL AND QUORUM

The District Counsel called the roll and informed District Chairman William 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

Without objection, agenda item #9 “Proposed Settlement of the Court Action Entitled the Metropolitan District v. David B. Mott, et al, Docket No. HHD-CV-17-6074833S” was removed from the agenda.

APPROVAL OF MINUTES

On motion made by Commissioner Drake and duly seconded, the meeting minutes of April 4, 2022 were approved. Commissioner Magnan abstained.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

No one from the public appeared to be heard.

REPORT FROM CHIEF EXECUTIVE OFFICER

Chief Executive Officer Scott Jellison updated Commissioners on the Integrated Plan, MS4, upcoming customer shutoff procedures, and the Colebrook Dam.

REPORT FROM DISTRICT COUNSEL

District Counsel Christopher Stone updated Commissioners on the Colebrook Dam and the Hartford Landfill.

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

Judy Allen of West Hartford requested that more information be included on agendas when only reports were being given so that the public knows what topics are being covered.

COMMISSIONERS COMMENTS AND QUESTIONS

Commissioner Pane asked for an update of the City of Hartford invoices and what is still owed to us.

Commissioner Currey asked that between now and January 2023 that staff prepares to present to our legislative representatives about unresolved issues, including the Hartford Landfill and the Colebrook Dam.

ADJOURNMENT

The meeting was adjourned at 7:08 PM

ATTEST:
John Mirtle
John S. Mirtle, Esq.
District Clerk

June 6, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
Monday, June 6, 2022

PRESENT: Commissioners Andrew Adil, John Avedisian, Richard Bush, William A. DiBella, David Drake, Peter Gardow, Allen Hoffman, Jacqueline Mandyck, Dominic Pane, Bhupen Patel, Jon Petoskey, Ray Sweezy, Alvin Taylor, Calixto Torres and James Woulfe (15)

REMOTE ATTENDANCE: Commissioners C. Avery Buell, Donald Currey, Christian Hoheb, Jean Holloway, David Ionno, Maureen Magnan, and Richard W. Vicino (7)

ABSENT: Commissioners James Healy, Mary LaChance, Byron Lester, Diane Lewis, Michael Maniscalco, Alphonse Marotta, Pasquale J Salemi, and New Britain Special Representative Michael Carrier (8)

ALSO PRESENT: Citizen Member Joan McCarthy Gentile
Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk
Robert Barron, Chief Financial Officer
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering
Robert Schwarm, Director of Information Technology
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources
David Ruttly, Director of Operations
David Baker, IT Consultant (Remote attendance)
Carrie Blardo, Assistant to the Chief Operating Officer
Victoria Escoriza, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate

CALL TO ORDER

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

ROLL CALL AND QUORUM

The District Clerk called the roll and informed District Chairman William 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 Avedisian and duly seconded, the meeting minutes of May 2, 2022 were approved.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

No one from the public appeared to be heard.

Commissioner Petoskey entered the meeting at 5:34 PM

REPORT FROM CHIEF EXECUTIVE OFFICER

Chief Executive Officer Scott Jellison updated Commissioners on a draft letter received from DEEP regarding the Integrated Plan, Colebrook Reservoir, resuming water shutoffs for the first time in 2 years, water shutoffs for customers who have refused access to replace water meters or radio frequency devices for long durations, as well as the MDCs inability to recruit enough lifeguards to open recreation at Lake McDonough.

REPORT FROM DISTRICT COUNSEL

District Counsel Christopher Stone updated Commissioners on the State Claims Commissioner granting release of the MDC initial complaint over nonpayment by the state for groundwater discharge at the Hartford landfill, the Colebrook petition for declaratory ruling, and the proposed Memorandum of Understanding on outstanding issues with City of Hartford.

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

No one from the public appeared to be heard.

Commissioner Sweezy made a motion to vote to amend the agenda, to add a new item: “CONSIDERATION AND POTENTIAL ACTION RE: ENCROACHMENT AGREEMENT – 77 & 105 PROGRESS DRIVE, WETHERSFIELD”. The motion passed without objection.

**77 & 105 PROGRESS DRIVE, WETHERSFIELD
ENCROACHMENT AGREEMENT**

To: District Board for consideration on June 6, 2022

In a letter dated May 10, 2022, James P. Cassidy, P.E., of Hallisey, Pearson & Cassidy Engineering Associates, Inc., on behalf of Wethersfield Technology Group, LLC and Young Pharmaceuticals, Inc., the owner and tenant, respectively, of the above-referenced property (the "Property"), have requested permission from The Metropolitan District ("MDC" or "District") to encroach on the MDC's existing 20-foot sanitary sewer easement, encompassing an existing 8-inch sanitary sewer, situated on the Property ("ROW") for the purpose of constructing and installing site improvements for and in connection with a proposed office and distribution building development project.

The proposed work entails: (i) earth moving (fill within the ROW at a maximum grade change of 4 feet), (ii) raising the existing manhole, (iii) installing a 6-inch PVC lateral connection to the existing 8-inch sanitary sewer, and (iv) installing stormwater system infrastructure (18-inch RCP pipe), all within such ROW as shown on the accompanying map (collectively, the "Improvements"). The proposed drainage piping will be installed above the existing sanitary sewer with a minimum of four feet of vertical clearance between this sewer and such piping. The existing sanitary sewers were built in 1995 and the easement across the Property was conveyed to and acquired by the MDC pursuant to a Developers' Permit Agreement entitled "Wethersfield Industrial Park" and an easement filed on the Town of Wethersfield Land Records in Volume 590, at Pages 261-263.

MDC staff has concluded that the Improvements are minor and that there will be no detriment to the sanitary sewer infrastructure as a result, provided Wethersfield Technology Group, LLC and Young Pharmaceuticals, Inc. (collectively, the "Owner") enter into and execute an encroachment agreement with the MDC, whereby Owner complies with the following conditions and other conditions required hereby.

Owner has agreed to the following conditions in order to satisfy the District's concerns for protection of the existing sanitary sewer located within the Property and to maintain accessibility along the length of the MDC's 20-foot easement:

1. Care must be taken during the performance of work for the Improvements or any maintenance, repair or replacement of the same not to disturb the existing sanitary sewer. All heavy construction equipment and materials must be located outside of the limits of the ROW when not in use. Any earth moving equipment that will be utilized on the ROW over and adjacent to the existing sanitary sewer shall be reviewed and approved by District staff prior to mobilization to the site. Any damage to the existing sanitary sewer caused by any construction, maintenance, repair, replacement or associated activities within the ROW shall be the responsibility of the Owner.

2. No additional permanent improvements, other than the proposed Improvements, shall be located within the ROW.
3. The District reserves the right to remove Improvements within the ROW at any time if so required for maintenance, repair or replacement of the sanitary sewer. Owner shall bear any additional maintenance, repair or replacement costs necessitated by the presence of Improvements within the ROW, including any such costs incurred by the District.
4. In the event of a sewer emergency caused by the proposed excavation described above, the Owner shall provide, install, operate and remove, at the Owner's expense, an appropriately sized bypass pump and appurtenances.
5. Taking into account that the Owner constructed or caused the construction of the building in close proximity to the sewer, the Owner shall also bear all responsibility and restoration costs for any damage to the building and appurtenances and/or building foundation caused by such proposed excavation and any subsequent excavation performed by or on behalf of Owner, the MDC or any other party, except to the extent of any negligence by MDC or any other party acting on its behalf in performing any such subsequent excavation.
6. An MDC or MDC hired-consultant inspector must be on the job site whenever work is being performed within the ROW, and Owner shall be responsible for the cost and expense of such inspector. Any construction of the Improvements as well as any subsequent construction, maintenance, repair or replacement of the Improvements shall conform to District standards and 48-hours advance notice must be given to the District and a preconstruction meeting shall be held prior to commencing any such activities within the ROW, except in the case of an emergency, in which case notice must be provided to the District as soon as practicable. Such inspector shall have the unilateral right to halt performance of any such work in the event the integrity of the sewer is in any way threatened as determined by such inspector in his or her sole and absolute discretion.
7. The Owner shall perform a CCTV inspection, witnessed by an MDC inspector, of the existing sanitary sewer in the areas of the construction prior to and upon completion of backfilling and restoration of the excavated areas. The videos will be delivered to the District for the purposes of assessing the pre- and post-activity conditions of the sanitary sewer.
8. The Owner shall maintain the District's standard form of insurance as stipulated in the MDC's most current Guidance Manual for Developers' Permit Agreements, which insurance shall remain in force and effect during the performance of any work with in the ROW pursuant to the encroachment contemplated herein.

Staff has reviewed this request and considers it feasible, subject to the terms and conditions herein.

Accordingly, a formal, written encroachment agreement shall be entered into and executed by Owner and MDC, which agreement shall include the above conditions and any other conditions set forth herein, and filed on the Town of Wethersfield Land Records.

It is RECOMMENDED that it be

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

RESOLVED: That the Chairman or Vice Chairman of the District Board be authorized to execute an agreement, with the above conditions and subject to approval of form by District Counsel, granting permission to Owner to encroach upon the existing 20-foot sanitary sewer easement situated on the Property in order to: (i) perform the work for the Improvements in connection with the planned redevelopment of the Property as shown on plans submitted by Hallisey, Pearson and Cassidy Engineering Associates, Inc., "Map Showing Proposed Encroachment on Existing 20' Wide Sanitary Sewer Easement Prepared for: Young Pharmaceuticals, Inc., #105 Progress Drive, Wethersfield, Connecticut", Sheet 1 of 4, and (ii) maintain, repair and replace such Improvements, provided that: (a) the District shall not be held liable for any cost or damage of any kind from the present and in the following years as a result of any encroachment authorized hereby, (b) Owner shall reimburse MDC for any attorney fees and other costs incurred by MDC in enforcing the encroachment agreement, and (c) such agreement shall not be effective until fully executed by the District and Owner, and recorded on the Wethersfield Land Records. In the event that such full execution and recording does not occur within three (3) months of the date this resolution is passed by the District Board, then such resolution shall be null and void, and of no further force and effect.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

**HALLISEY, PEARSON & CASSIDY
Engineering Associates, Inc.**

630 Main Street
Cromwell, CT 06416-1444

TELEPHONE: (860) 529-6812
FAX: (860) 721-7709
Paul A. Hallisey, P.E. & L.S.
James P. Cassidy, P.E.

May 10, 2022

Michael T. Curley, P.E.
Manager of Technical Services
The Metropolitan District
Engineering and Planning Department
555 Main Street
Hartford, CT 06103

Dear Mr. Curley:

RE: Application for Encroachment Permit at 77 & 105 Progress Drive, Wethersfield, Connecticut - Young Pharmaceuticals, Inc., Applicant and Wethersfield Technology Group, Owner

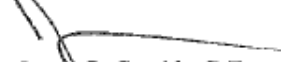
As you are aware, Young Pharmaceuticals, Inc. has received all necessary municipal approvals to construct a two-story 10,380 sq. ft. office and distribution building, 42 parking spaces, and related improvements, on the property known as 105 Progress Drive, Wethersfield, Connecticut. The property is presently encumbered by a 20' sanitary sewer easement in favor of the MDC along the westerly and northerly boundary lines. The adjacent property to the west, 77 Progress Drive, is also encumbered by this easement. Both properties are owned by Wethersfield Technology Group.

The applicant is respectfully requesting an encroachment permit in order to construct a drainage outlet line from the Proposed Stormwater Quality Basin #1 across this easement and to be allowed to place fill and raise the grade approximately 4' along a portion of this easement. The area of encroachment on 77 Progress Drive would be 1,574 sq. ft. or 0.0362 acres. The area of encroachment on 105 Progress Drive would be 4,373 sq. ft. or 0.1004 acres. The locations of these encroachments are shown on Sheet 1 of 4, Map Showing Proposed Encroachment on Existing 20' Wide Sanitary Sewer Easement.

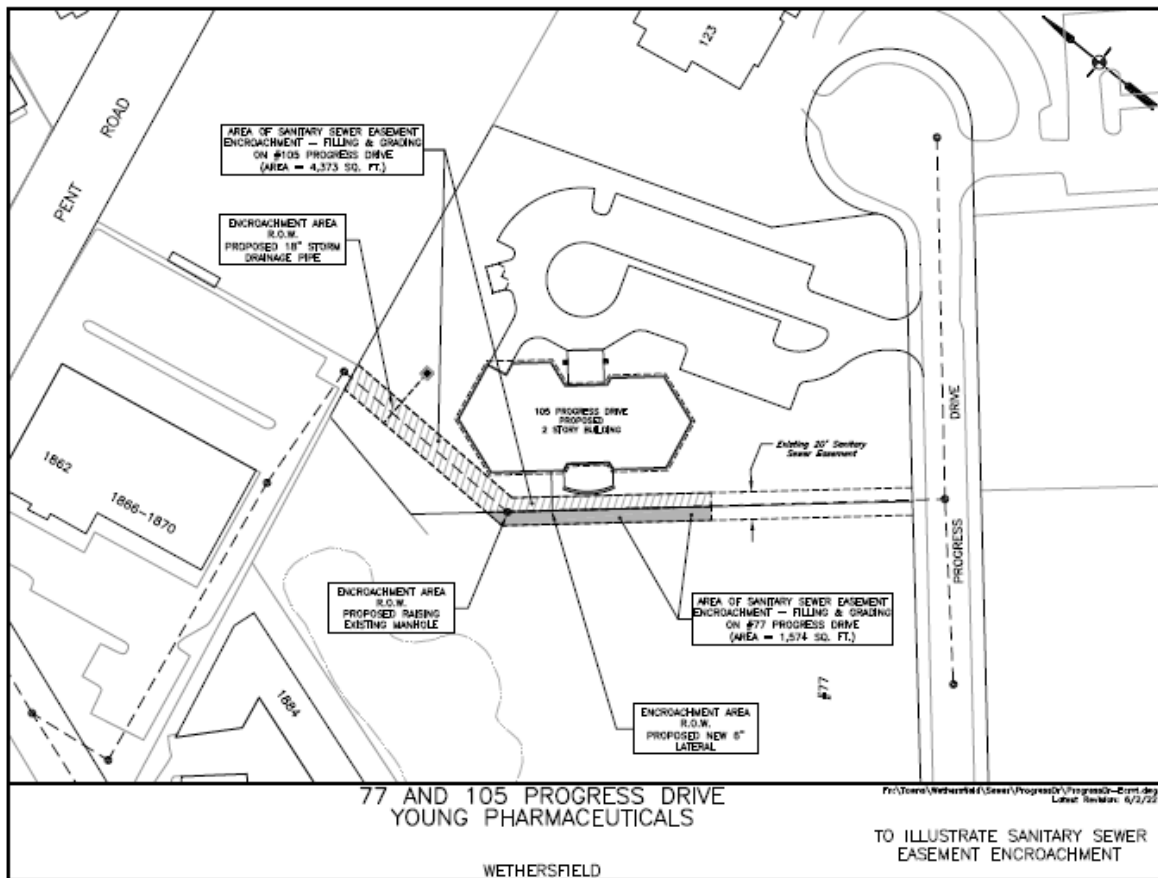
The submitted plans include a Site Grading and Drainage Plan, Sheet 2 of 4, to address grading within the Right-of-Way and by the sanitary sewer manhole. Sheets 3 and 4, Sanitary Sewer Plan/Profile and Sanitary Sewer Sections, show the elevations of the outlet pipe and the proposed sewer line as they cross the easement and as the sewer line connects to the proposed building.

In addition to the two sets of the plan sheets listed above, I have enclosed a check in the amount of \$540.00 for the application fee. I am requesting that this matter be considered at the next regularly scheduled meeting of the MDC and that the encroachment permit requested herein be granted. Thank you.

Sincerely,



James P. Cassidy, P.E.



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

**BOARD OF FINANCE
 APPROVAL FOR STATE OF CONNECTICUT FINANCING
 CLEAN WATER FUND 728C**

To: District Board

June 6, 2022

From: Board of Finance

Staff seeks approval from your Board to execute and deliver the Interim Funding Obligation and/or Project Loan Obligation to the State of Connecticut for CWF 728C, having a principal amount of \$72,135,684.53 and having an interest rate of 2.00%.

The low interest loan and grant will fund construction, construction administration and engineering services during construction for the South Hartford Conveyance and Storage Tunnel -Contract 3. Which includes construction of screening and pump station facilities for the South Hartford Conveyance and Storage Tunnel, including the tunnel pump station and control building, the grit and screening facility, odor control facilities, a head tank and force main, emergency electric generators, site restoration and wetlands mitigation, and other appurtenant equipment and facilities.

The State of Connecticut, through the Clean Water Fund Program, will provide \$138,722,470.25 in state funding with approximately \$66,586,785.72 in grants and \$72,135,684.53 in low interest loans at 2.00% to fund the expenses associated with this agreement.

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.

**PERSONNEL, PENSION & INSURANCE COMMITTEE
AMENDMENT TO CLASSIFICATION SYSTEM –
TREASURY RECEIVABLES ADMINISTRATOR**

To: District Board

June 6, 2022

From: Personnel, Pension and Insurance Committee

Staff is recommending that the Job Specifications and Salary Grade be amended for the current *Treasury Receivables Administrator* classification from EE13 (range of \$97,876.59-\$127,239.57) to EE14 (\$102,767.46 to \$133,597.70) with no changes to the specification as attached.

This proposed salary grade amendment will align the *Treasury Receivables Administrator* with other Administrators at the MDC which are classified as EE14.

At a meeting of the Personnel, Pension and Insurance Committee held on May 11, 2022, it was:

VOTED: That the Personnel, Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That the Job Specification for *Treasury Receivables Administrator* position be adopted and allocated to EE14 (copy of job specification attached).

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

METROPOLITAN DISTRICT COMMISSION
CLASSIFICATION DESCRIPTION CLASSIFICATION TITLE: TREASURY
RECEIVABLES ADMINISTRATOR

JOB SUMMARY

The purpose of this classification is to perform professional-level work in the Treasury function of the organization. The Treasury Receivables Administrator is responsible for establishing and administering policies and procedures to ensure proper recording of customer payments to the appropriate accounts, and to ensure that all receivables due to the District are being paid in a timely manner by customers. This position also handles insurance claims for and against MDC for bodily injuries, property damage, and workers compensation injuries.

ESSENTIAL FUNCTIONS

The following duties are normal for this position. The omission of specific statements of the duties does not exclude them from the classification if the work is similar, related, or a logical assignment for this classification. Other duties may be required and assigned.

- Administers and enforces collection policies and procedures
- Evaluates credit risk associated with accounts
- Develops strategies and goals to reduce exposure to account write-offs
- Manages relationship with third party collection resources and District counsel
- Reviews, prepares and analyzes accounts receivable aging reports for the areas of water rents, sewer & water Assessments, miscellaneous water billings, miscellaneous sewer billings and sewer user charges.
- Communicates with department heads to coordinate activities such as determining adequacy of allowances, resolving billing discrepancies, ensuring proper recording of liens, facilitating shut-off of severe delinquent accounts etc.

- Hires, trains and supervises cash application and collections staff.
- Handles insurance claims for and against MDC for bodily injuries, property damage, and workers' compensation injuries. May authorize associated surveillance, settlements, indemnities, and claims.
- Assists with other financial projects as assigned.
- Operates a personal computer proficiently, and general office equipment as necessary to complete essential functions, to include highly-skilled use of word processing, spreadsheet, database, or other system software.
- Performs other related duties as required.

SUPERVISION RECEIVED

Works under the general direction of the Manager of Treasury.

MINIMUM QUALIFICATIONS

Bachelor's Degree in business administration, economics, finance, accounting or closely related field with a minimum of five (5) years of progressively responsible experience in the area of credit and/or collections including two (2) years supervisory and/or managerial experience in credit and or collections; or any equivalent combination of education, training and experience which provides the requisite knowledge, skills and abilities for this job.

SPECIAL REQUIREMENTS

Must have a valid driver's license.

Master's Degree in Business Administration and/or professional certifications are desirable.

PERFORMANCE APTITUDES

Data Utilization: Requires the ability to coordinate, manage, strategize, and correlate data and information. Includes exercise of judgment in determining time, place and/or sequence of operations. Includes referencing data analyses to determine necessity for revision of organizational components.

Human Interaction: Requires the ability to function in a supervisory/managerial capacity for a group of workers. Includes the ability to make decisions on procedural and technical levels.

Equipment, Machinery, Tools, and Materials Utilization: Requires the ability to operate, maneuver and/or control the actions of equipment, machinery, tools, and/or materials used in performing essential functions.

Verbal Aptitude: Requires the ability to utilize a wide variety of reference, descriptive, advisory and/or design data and information.

Mathematical Aptitude: Requires the ability to perform addition, subtraction, multiplication and division; ability to calculate decimals and percentages; and may include ability to perform mathematical operations involving basic algebraic principles and formulas, and basic geometric principles and calculations.

Functional Reasoning: Requires the ability to apply principles of logical or synthesis functions. Ability to deal with several concrete and abstract variables, and to analyze major problems that require complex planning for interrelated activities that can span one or several work units.

Situational Reasoning: Requires the ability to exercise the judgment, decisiveness and creativity required in situations involving the direction, control and planning of an entire program or set of programs.

ADA COMPLIANCE

Physical Ability: Ability to perform tasks involving light physical effort. Frequently required to sit for a long period of time. Frequently required to use arms, hands and fingers to reach, handle, finger and feel objects and materials.

Sensory Requirements: Some tasks require the ability to perceive and discriminate visual and/or auditory cues or signals. Some tasks require the ability to communicate orally

Environmental Factors: Essential functions are regularly performed in an office setting without exposure to adverse environmental conditions.

The Metropolitan District Commission is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the Commission will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

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

PERSONNEL, PENSION & INSURANCE COMMITTEE PETITION FOR DISABILITY RETIREMENT

To: District Board

June 6, 2022

From: Personnel, Pension and Insurance Committee

Pursuant to Section G 1 b. of the General Ordinances, we are recommending that the Personnel, Pension and Insurance Committee approve a Disability Retirement effective July 1, 2022, for Mr. Ronald Spaulding. We have received the employee's written petition for consideration under the Disability Retirement provision. The employee's doctors have provided adequate medical information to

support the condition that the employee is permanently disabled and cannot engage in any gainful occupation or employment and an independent medical review has confirmed this position.

A thorough review of this petition was conducted prior to advancing this recommendation for action.

The “General Ordinances” provides that disability retirement requests be confirmed against the following definition:

“.....*has become permanently disabled from engaging in any gainful occupation or employment.....*”

To conform to this definition, Staff is hereby directed to take the appropriate actions with all individuals approved for disability retirements to periodically confirm the continuing adherence to the definition which may include requests for tax reports and/or medical status reports.

Therefore, staff is recommending that the employee’s petition for disability retirement be approved by this Committee.

At a meeting of the Personnel, Pension & Insurance Committee held on May 11, 2022, it was:

VOTED: That the Personnel Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That effective July 1, 2022, Mr. Ronald Spaulding shall be approved for a Disability Retirement pursuant to the terms and conditions of the General Ordinances of the Metropolitan District Commission.

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.

OPEB PAY-AS-YOU-GO EXCESS

Without objection, Chairman DiBella referred the OPEB Pay-As-You-Go excess discussion to the Personnel, Pension and Insurance Committee.

PUBLIC COMMENTS

Dolores Dunn of Waverly Street, Hartford spoke on behalf of Joan Facey of Hartford, and read the following written statement regarding flooding issues at Magnolia Street and Albany Avenue:

District Board, 06/06/2022

Good evening, Mr. Chairman and all other Commissioners, Staff, and others present here tonight. My name is Joan Facey, and I am back here tonight because MDC has not been responsive or responsible regarding my claims for the impacts of sewage that was allowed to reside in my basement for over 3 months. I will not be long, so I'll get to the issues raised by your staff and other commissioners at the BPW meeting.

1. I am not here seeking water damage caused by any Act of God events. The damage that I justly claim has been caused by raw untreated sewage that piled up in my basement for over 3 months. Please do not allow yourselves to conflate this issue with any flood events that occur in August of 2021. The sewage was backed up in my property and that of the church. I was not aware of this because every time I flushed it would end up in the basement. We enquired about the stench, but were told and were led to believe that it was probably coming from the catch basins outside.
2. By very conservative account, there were several hundred thousand gallons of raw sewage that backed up in these properties. It had nowhere else to go because the line was plugged, on MDC orders and supervision and permitting. I want to repeat for those commissioners who might harbor some reservation: the sewage had nowhere else to go, but the basements. The abandoned building next door was filled with dirt. Sewage could not have backed up into the abandoned basement which was filled. The dirt would have filled the abandoned pipe. This is contrary to the assertions made by Mr. Jellison.
3. The house connections from my building, the church and the abandoned property were interconnected. Contrary to what Mr. Jellison has stated, these three house connections could not hold within them more than 2 or 3 days of sewage. Your own staff should do the math and report to you. This means that after about 3 days between early June when the line was plugged and late August when we had the first storm, the basements would have already been filled with sewage. I appeal to you again, please order an engineering and or mathematical calculation for your knowledge. Failure to

do so would be a dereliction of duty. Your job is to find out the facts and hold staff accountable.

4. The August rains only compounded the matter. The basements could not receive any surcharge from the sewer system because they were physically blocked off by the plugging. Note, however, that consistent with the City of Hartford Ordinance, those properties had some rain leader still connected to the sewer system. This means that some rainwater would lead from the roof down some pipes and connect to the sewer house connection under the basement. Now, this is usually no problem, because even if the MDC main pipe is surcharged, the water would still get out as soon as that in the system has receded. That was the case with almost everybody else except us. The reason is that the lateral that served our properties was plugged.
5. Everything in our basements became contaminated. If anyone here finds it hard to figure out, let me put you to the test. How many here tonight would have accepted thousands of gallons of raw sewage in their basement for over 3 months and yet want to occupy or keep that property? It was so bad, that the City of Hartford evacuated the building! The problem is still there and the damage to health and property is increasing.
6. So, when you hear staff talking and even some commissioners expressing support for this notion of flooding under the door, off the roof, and Act of God, it is Nonsense.

In summary, I offer the following. My sewer house connection line was negligently plugged and my sewage and any roof run could not have discharged into MDC system. This is not an Act of God claim. This has nothing to do with the storms of August last year. The storms only compounded a very bad situation which was made worse by the fact that even after the stormwater receded, my basements could not have drained because the line was physically plugged. Mr. Jellison knows that. The sewage had nowhere else to go but into our basements. Only two open-ended points existed for the sewage to go: the church's, and my basements. The abandoned property could not, and was not a point of easy storage. Calculation shows that there were thousands of gallons of raw sewage that were stored in my basement for over 3 months causing immense harm to persons and property. I should be appropriately compensated!

COMMISSIONERS COMMENTS AND QUESTIONS

Commissioner Sweezy spoke regarding the Brainard Airport closures, and whether the MDC has taken a position on the airport closure.

Commissioner Gardow spoke regarding the 2006 South Meadows Development Plan and feels that the plan makes it appear that the MDC is in support of the airport closure.

ADJOURNMENT

The meeting was adjourned at 7:08 PM

ATTEST:

John Mirtle
John S. Mirtle, Esq.
District Clerk

July 11, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
Monday, July 11, 2022

PRESENT: Commissioners Andrew Adil, C. Avery Buell, Richard Bush, William A. DiBella, David Drake, Peter Gardow, James Healy, Allen Hoffman, Byron Lester, Diane Lewis, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Bhupen Patel, Ray Sweezy, Alvin Taylor, Calixto Torres and Richard W. Vicino (18)

REMOTE ATTENDANCE: Commissioners Donald Currey, Christian Hoheb, Jean Holloway, Mary LaChance, Pasquale J Salemi and James Woulfe (6)

ABSENT: Commissioners John Avedisian, David Ionno, Michael Maniscalco, Alphonse Marotta, Jon Petoskey, and New Britain Special Representative Michael Carrier (6)

ALSO PRESENT: Citizen Member Joan McCarthy Gentile
Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk (Remote attendance)
Robert Barron, Chief Financial Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources (Remote attendance)
David Ruttly, Director of Operations
Alex Cosentino, Construction Manager (Remote Attendance)
Tra Phan, Controller (Remote Attendance)
David Baker, IT Consultant (Remote attendance)
Carrie Blardo, Assistant to the Chief Operating Officer (Remote attendance)
Victoria Escoriza, Executive Assistant
Julie Price, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate

CALL TO ORDER

The meeting was called to order by District Chairman William DiBella at 5:32 PM

ROLL CALL AND QUORUM

Attorney Christopher Stone, acting as clerk, called the roll and informed District Chairman William 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 Sweezy and duly seconded, the meeting minutes of June 6, 2022 were approved.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

Judy Allen of West Hartford asked for a copy of the 2006 study titled "Riverfront South – An Energy Independent Community", referenced in Agenda Item #14.

REPORT FROM CHIEF EXECUTIVE OFFICER

Scott Jellison discussed receiving the latest comments from CT DEEP on the Integrated Plan; meeting with the City of Hartford regarding dredging of the North Branch of Park River and the related impact on MDC CSO mitigation, as well as impact on a housing development within the City due to the inability for new stormwater connections to MDC storm system without dredging. He also discussed investigating the possibility of connecting HWPCF to transmission lines for cost savings; collections of unpaid water bills due to shut-off notices being mailed & shutoffs performed for first time in 2 years; and a future potential virtual net metering opportunity.

REPORT FROM DISTRICT COUNSEL

Chris Stone discussed legal collections; drafting the civil complaint for the unpaid charges for Hartford Landfill for the first State Claims Commissioner claim released under a right to sue the state and that a new Claims Commissioner claim was filed against the State for unpaid charges for groundwater from the Buckingham Street parking garage. He also discussed the DPH declaratory ruling action assigned to a hearing officer and stated that will be scheduled in the future. He discussed a \$2.5M federal grant for HWPCF improvements, as well as an issue with REA Resource Recovery Systems LLC's promotional materials appearing to inaccurately indicate a contractual relationship with MDC.

CREATION OF A COMMITTEE ON TECHNOLOGY

To: District Board

July 11, 2022

**BE IT HEREBY
RESOLVED:**

That a special Committee on Technology be created to investigate and consider beneficial

technological innovations to the District's operations.

FURTHER RESOLVED: The following Commissioners be appointed to the Committee on Technology:

William DiBella	Richard Vicino
Alvin Taylor	Pasquale Salemi
Raymond Sweezy	David Drake

FURTHER RESOLVED: The quorum of the Committee on Technology shall be three (3) Commissioners.

FURTHER RESOLVED: The Committee on technology does not have authorization to spend or allocate any money.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

Commissioner Pane made a motion to amend the resolution as shown above in redline. The amendment passed without objection.

On motion made by Commissioner Sweezy and duly seconded, the report was received and resolution adopted, as amended, by majority vote of those present. Commissioner Mandyck opposed.

Without objection, agenda items #10A "36 Lewis Street, Hartford", #10B "38-42 Elm Street, Hartford", #10C "50 Morgan Street, Hartford" and #10D "170 Ridge Road, Wethersfield" were consolidated and considered together.

**BUREAU OF PUBLIC WORKS
REPORT OF HEARING AND SUPPLEMENTAL ASSESSMENT
36 LEWIS STREET HARTFORD**

To: District Board

July 11, 2022

From: Bureau of Public Works

On March 25, 2022, a proposed supplemental benefit assessment and notice of a public hearing on the same was mailed to the property owner of the above-referenced property. A public hearing was held on April 13, 2022, chaired by

Commissioner Hoffman. The property owner did not attend the hearing or submit any documentation in opposition to this supplemental benefit assessment.

District staff and the Commissioner presiding over the public hearing recommend levying the supplemental benefit assessment.

After consideration of the above and record of the public hearing on April 13, 2022, and at a meeting of the Bureau of Public Works meeting held on May 15, 2022, it was:

VOTED: That a supplemental benefit assessment for 36 Lewis Street in Hartford, be levied, and the supplemental benefit assessment so levied shall be filed in the office of the clerk of Hartford, Connecticut, and thereafter published and noticed in accordance with Connecticut General Statutes §7-250, using the schedule of flat rates adopted and effective as of August 7, 2017 for property used or zoned for two (2) or more dwelling units at \$1,655.00 per dwelling unit allowed by zoning on a buildable lot.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

**SCHEDULE OF BENEFIT ASSESSMENTS UPON THE AVAILABILITY OF
SANITARY SEWERS FOR CONSTRUCTED OR EXPANDED BUILDINGS OR
STRUCTURES OWNED BY 36 LEWIS STREET LLC AND LOCATED AT
36 LEWIS STREET, HARTFORD, CONNECTICUT**

THE METROPOLITAN DISTRICT
555 Main Street
Hartford, Connecticut 06103

APRIL 13, 2022

The following schedule of benefit assessments has been determined relative to the availability of sanitary sewers for certain constructed or expanded buildings or structures at the **36 LEWIS STREET, HARTFORD (the "Development")**.

Assessments are based on the "SCHEDULE OF FLAT RATES SEWER ASSESSMENTS, CONNECTION CHARGES AND OUTLET CHARGES" adopted August 7, 2017, at \$111.50 per front foot or adjusted foot, \$4,420.00 per inlet or lateral, and \$1,665.00 per dwelling unit.

Based on the information of the Development provided by the City of Hartford, The Metropolitan District's assessment of the sanitary sewer availability benefit is

\$4,140.00 [(six (6) residential units x \$1,655.00 = \$9,930.00 - \$5,790.00) (credit of \$4,135.00 prior commercial use + \$1,655.00 prior residential unit = \$5,790.00)].

DIRECT BENEFIT ASSESSMENTS

<u>Property now or Formerly of</u>	<u>Number</u>	<u>Dwelling Units</u>	<u>Assessment</u>
<u>LEWIS STREET – EAST SIDE</u>			
36 LEWIS STREET LLC	36	6	\$4,140.00
Total Direct Benefit Assessments			\$4,140.00

**BUREAU OF PUBLIC WORKS
REPORT OF HEARING AND SUPPLEMENTAL ASSESSMENT
38-42 ELM STREET HARTFORD**

To: District Board

July 11, 2022

From: Bureau of Public Works

On March 25, 2022, a proposed supplemental benefit assessment and notice of a public hearing on the same was mailed to the property owner of the above-referenced property. A public hearing was held on April 13, 2022, chaired by Commissioner Hoffman. The property owner did not attend the hearing or submit any documentation in opposition to this supplemental benefit assessment.

District staff and the Commissioner presiding over the public hearing recommend levying the supplemental benefit assessment.

After consideration of the above and record of the public hearing on April 13, 2022, and at a meeting of the Bureau of Public Works meeting held on May 15, 2022, it was:

VOTED: That a supplemental benefit assessment for 38-42 Elm Street in Hartford, be levied, and the supplemental benefit assessment so levied shall be filed in the office of the clerk of Hartford, Connecticut, and thereafter published and noticed in accordance with Connecticut General Statutes §7-250, using the schedule of flat rates adopted and effective as of August 7, 2017 for property used or zoned for two (2) or more dwelling units at \$1,655.00 per dwelling unit allowed by zoning on a buildable lot.

Respectfully submitted,

John Mittle

John S. Mirtle, Esq.
District Clerk

**SCHEDULE OF BENEFIT ASSESSMENTS UPON THE AVAILABILITY OF
SANITARY SEWERS FOR CONSTRUCTED OR EXPANDED BUILDINGS OR
STRUCTURES OWNED BY PEABODY UNLIMITED LLC AND LOCATED AT
38-42 ELM STREET, HARTFORD, CONNECTICUT**

THE METROPOLITAN DISTRICT
555 Main Street
Hartford, Connecticut 06103

APRIL 13, 2022

The following schedule of benefit assessments has been determined relative to the availability of sanitary sewers for certain constructed or expanded buildings or structures at the **38-42 ELM STREET, HARTFORD** (the "Development").

Assessments are based on the "SCHEDULE OF FLAT RATES SEWER ASSESSMENTS, CONNECTION CHARGES AND OUTLET CHARGES" adopted August 7, 2017, at \$111.50 per front foot or adjusted foot, \$4,420.00 per inlet or lateral, and \$1,665.00 per dwelling unit.

Based on the information of the Development provided by the City of Hartford, The Metropolitan District's assessment of the sanitary sewer availability benefit is \$5,795.00 [(six (6) residential units x \$1,655.00 = \$9,930.00 - \$4,135.00) (credit for prior commercial use = \$4,135.00)].

DIRECT BENEFIT ASSESSMENT

<u>Property now or Formerly of</u>	<u>Number</u>	<u>Dwelling Units</u>	<u>Assessment</u>
<u>ELM STREET – NORTH SIDE</u>			
PEABODY UNLIMITED LLC	38-42	6	\$5,795.00
Total Direct Benefit Assessments			\$5,795.00

**BUREAU OF PUBLIC WORKS
REPORT OF HEARING AND SUPPLEMENTAL ASSESSMENT
50 MORGAN STREET HARTFORD**

To: District Board

July 11, 2022

From: Bureau of Public Works

On March 25, 2022, a proposed supplemental benefit assessment and notice of a public hearing on the same was mailed to the property owner of the above-referenced property. A public hearing was held on April 13, 2022, chaired by Commissioner Hoffman. The property owner did not attend the hearing or submit any documentation in opposition to this supplemental benefit assessment.

District staff and the Commissioner presiding over the public hearing recommend levying the supplemental benefit assessment.

After consideration of the above and record of the public hearing on April 13, 2022, and at a meeting of the Bureau of Public Works meeting held on May 15, 2022, it was:

VOTED: That a supplemental benefit assessment for 50 Morgan Street in Hartford, be levied, and the supplemental benefit assessment so levied shall be filed in the office of the clerk of Hartford, Connecticut, and thereafter published and noticed in accordance with Connecticut General Statutes §7-250, using the schedule of flat rates adopted and effective as of August 7, 2017 for property used or zoned for two (2) or more dwelling units at \$1,655.00 per dwelling unit allowed by zoning on a buildable lot.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

**SCHEDULE OF BENEFIT ASSESSMENTS UPON THE AVAILABILITY OF
SANITARY SEWERS FOR CONSTRUCTED OR EXPANDED BUILDINGS OR
STRUCTURES OWNED BY SHELBOURNE ALEXA LLC AND LOCATED AT
50 MORGAN STREET, HARTFORD, CONNECTICUT**

THE METROPOLITAN DISTRICT
555 Main Street
Hartford, Connecticut 06103

APRIL 13, 2022

The following schedule of benefit assessments has been determined relative to the availability of sanitary sewers for certain constructed or expanded buildings or structures at the **CROWNE PLAZA HOTEL, 50 MORGAN ST, HARTFORD** (the "Development").

Assessments are based on the "SCHEDULE OF FLAT RATES SEWER ASSESSMENTS, CONNECTION CHARGES AND OUTLET CHARGES" adopted August 7, 2017, at \$111.50 per front foot or adjusted foot, \$4,420.00 per inlet or lateral, and \$1,665.00 per dwelling unit.

Based on the information of the Development provided by the City of Hartford, The Metropolitan District's assessment of the sanitary sewer availability benefit is \$155,430.00 [two hundred fifty-two (252) residential units x \$1,655.00 = \$417,060.00 - \$261,630.00 (a credit for the prior existing three hundred forty-two (342) hotel rooms x \$765.00)].

DIRECT BENEFIT ASSESSMENT

<u>Property now or Formerly of</u>	<u>Number</u>	<u>Dwelling Units</u>	<u>Assessment</u>
<u>50 MORGAN STREET</u>			
SHELBOURNE ALEXA LLC	50	252	\$155,430.00

Total Direct Benefit Assessments \$155,430.00

BUREAU OF PUBLIC WORKS REPORT OF HEARING AND SUPPLEMENTAL ASSESSMENT 170 RIDGE ROAD WETHERSFIELD

To: District Board

July 11, 2022

From: Bureau of Public Works

On March 25, 2022, a proposed supplemental benefit assessment and notice of a public hearing on the same was mailed to the property owner of the above-referenced property. A public hearing was held on April 13, 2022, chaired by Commissioner Hoffman. The property owner did not attend the hearing or submit any documentation in opposition to this supplemental benefit assessment.

District staff and the Commissioner presiding over the public hearing recommend levying the supplemental benefit assessment.

After consideration of the above and record of the public hearing on April 13, 2022, and at a meeting of the Bureau of Public Works meeting held on May 15, 2022, it was:

VOTED: That a supplemental benefit assessment for 170 Ridge Road in Wethersfield, be levied, and the supplemental benefit assessment so levied shall be filed in the office of the clerk of Wethersfield, Connecticut, and thereafter published and noticed in accordance with Connecticut General Statutes §7-250, using the schedule of flat rates adopted and effective as of August 7, 2017 for property used or zoned for two (2) or more dwelling units at \$1,655.00 per dwelling unit allowed by zoning on a buildable lot.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

**SCHEDULE OF BENEFIT ASSESSMENTS UPON THE AVAILABILITY OF
SANITARY SEWERS FOR CONSTRUCTED OR EXPANDED BUILDINGS OR
STRUCTURES OWNED BY 170 RIDGE ROAD, LLC AND LOCATED AT
170 RIDGE ROAD, WETHERSFIELD, CONNECTICUT**

THE METROPOLITAN DISTRICT
555 Main Street
Hartford, Connecticut 06103

APRIL 13, 2022

The following schedule of benefit assessments has been determined relative to the availability of sanitary sewers for certain constructed or expanded buildings or structures at the **170 RIDGE ROAD, WETHERSFIELD** (the "Development").

Assessments are based on the "SCHEDULE OF FLAT RATES SEWER ASSESSMENTS, CONNECTION CHARGES AND OUTLET CHARGES" adopted August 7, 2017, at \$111.50 per front foot or adjusted foot, \$4,420.00 per inlet or lateral, and \$1,665.00 per dwelling unit.

Based on the information of the Development provided by the Town of Wethersfield, The Metropolitan District's assessment of the sanitary sewer availability benefit is \$49,378.58 [(thirty-two (32) residential units x \$1,655.00 = \$52,960.00 - \$3,581.42) (a credit for the initial assessment of the Property: 2.164 acres x \$1,655.00)].

DIRECT BENEFIT ASSESSMENTS

<u>Property now or Formerly of</u>	<u>Numb er</u>	<u>Dwellin g Units</u>	<u>Assessment</u>
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RIDGE ROAD – EAST SIDE

170 RIDGE ROAD, LLC	170	32	\$49,378.58
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Total Direct Benefit Assessments \$49,378.58

On motion made by Commissioner Sweezy and duly seconded, the reports for resolutions #10A “36 Lewis Street, Hartford”, #10B “38-42 Elm Street, Hartford”, #10C “50 Morgan Street, Hartford” and #10D “170 Ridge Road, Wethersfield” were received and the resolutions adopted by unanimous vote of those present.

**BOARD OF FINANCE
RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF GENERAL
OBLIGATION BONDS OF THE METROPOLITAN DISTRICT IN AN AMOUNT NOT
TO EXCEED \$100,000,000**

To: District Board

July 11, 2022

From: Board of Finance

At a meeting of the Board of Finance held on July 5, 2022, it was:

VOTED: That the Board of Finance recommends to the District Board adoption of the following resolution from Bond Counsel.

BE IT RESOLVED:

SECTION 1. The Metropolitan District (the “District”) General Obligation Bonds (the “**Bonds**”) in an amount not to exceed \$100,000,000, are hereby authorized to be issued to: (a) fund Capital Improvement Projects (the “Projects”) and (b) pay certain costs of issuance for the Bonds. The Bonds are authorized to be issued to fund such portion of the authorized and unissued balances of the capital appropriations contained in certain bond resolutions adopted to finance capital budget items enacted by the District Board, and for such Projects as determined by the Chairman, or in his absence, the Vice Chairman, and the District Treasurer, or in his absence the Deputy Treasurer (the “**Authorized Officers**”). Proceeds of the Bonds shall be used to finance the expenditures for any of the purposes or Projects and for any supplemental purposes or projects the Board of Finance and the District Board may from the date hereof authorize to be financed by the issuance of bonds.

SECTION 2. The Bonds shall be dated on or about September 1, 2022. The Bonds shall have maturity dates in accordance with the Connecticut General Statutes, as amended, and shall bear interest payable semiannually each year until

maturity and be issued in fully registered form. The Bonds shall be payable at and certified by U.S. Bank Trust Company, National Association, which bank shall also serve as registrar and transfer agent for the Bonds. The Bonds may be sold as a single issue or consolidated with any other authorized issues of bonds of the District. The Bonds shall be sold by the District Treasurer, or in his absence, the Deputy Treasurer, in one or more competitive offerings or negotiated offerings, in the discretion of the District Treasurer, or in his absence, the Deputy Treasurer. If sold in one or more competitive offerings, the Bonds shall be awarded to the bidder or bidders offering to purchase the Bonds at the lowest true interest cost to the District, and in no case for a sum less than par and accrued interest to the date of delivery, and the District Treasurer, or in his absence the Deputy Treasurer, is hereby authorized to determine the principal amount to be issued, the principal amount to mature in each year, the optional redemption date(s) and redemption premium(s), if any, and the rate or rates of interest on the Bonds, and deliver the Bonds to the purchaser(s) thereof in accordance with this resolution. If sold in one or more negotiated offerings, the Authorized Officers are authorized to negotiate, execute and deliver one or more bond purchase agreements for the Bonds setting forth all the terms and conditions of the sale in such form as they shall deem necessary and appropriate, and deliver the Bonds to the purchaser(s) thereof in accordance with this resolution.

SECTION 3. The Bonds shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Authorized Officers, bear the District seal or a facsimile thereof, and be approved as to their legality by Shipman & Goodwin LLP, Bond Counsel to the District. The Authorized Officers are authorized to execute and deliver a Tax Certificate and Tax Compliance Agreement on behalf of the District in such forms as they shall deem necessary and appropriate, and to rebate to the federal government such amounts as may be required pursuant to the Tax Certificate for the purpose of complying with the requirements of the Internal Revenue Code of 1986, as amended. The Authorized Officers are authorized to execute and deliver a Continuing Disclosure Agreement and any and all agreements and documents necessary to effect the issuance and sale of the Bonds in accordance with the terms of this resolution. The Authorized Officers are authorized to execute and deliver on behalf of the District any documents or instruments necessary or desirable for the issuance of the Bonds.

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
REALLOCATION OF PROCEEDS OF CERTAIN GENERAL OBLIGATION BONDS
OF THE METROPOLITAN DISTRICT**

To: District Board

July 11, 2022

From: Board of Finance

Staff is seeking authority for the District to reallocate:

Proceeds from the District's \$76,500,000 General Obligation Bonds, Issue of 2019, Series A, dated August 8, 2019 from the capital improvement projects set forth on **Exhibit A-1** (attached hereto) to the capital improvement projects set forth on **Exhibit A-1**.

At a meeting of the Board of Finance held on July 5, 2022, it was:

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

Proceeds from certain of the District's General Obligation Bonds are hereby reallocated as follows:

Proceeds from the District's \$76,500,000 General Obligation Bonds, Issue of 2019, Series A, dated August 8, 2019 from the capital improvement projects set forth on **Exhibit A-1** to the capital improvement projects set forth on **Exhibit A-1**.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

EXHIBIT A-1

District's \$76,500,000 General Obligation Bonds, Issue of 2019, Series A,
dated August 8, 2019

#1. REALLOCATE FROM:

2019 Sewer Rehabilitation Program	\$(759,000)
2017 WPC Equipment & Facilities Improvements	(567,000)
2017 WPC Plant Infrastructure Renewal & Replacement	(360,000)
2017 WPC SCADA Upgrades	<u>(71,000)</u>
<u>Total:</u>	\$(1,757,000)

TO:

2017 General Purpose Sewer	<u>\$1,757,000</u>
Total:	\$1,757,000

#2. REALLOCATE FROM:

2014 Sewer Replacement – Packard Street & Daniel Boulevard, Bloomfield	<u>\$(550,000)</u>
Total:	\$(550,000)

TO:

2018 General Purpose Sewer	<u>\$550,000</u>
Total:	\$550,000

#3. REALLOCATE FROM:

2019 Water Treatment Facilities Infrastructure Rehabilitation, Upgrades, & Replacement, including Lab Instrumentation Replacements	<u>\$(208,000)</u>
2015 Various Transmission Main Design & Construction	<u>(59,000)</u>
Total:	\$(267,000)

TO:

2017 General Purpose Water Program	<u>\$267,000</u>
Total:	\$267,000

#4. REALLOCATE FROM:

2015 Information Systems – Business Transmission SAP Upgrade	<u>\$(45,000)</u>
Total:	\$(45,000)

TO:

2017 Administration Facilities and Equipment Improvements	<u>\$45,000</u>
Total:	\$45,000

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

**ACCEPTANCE OF BID FOR INVITATION TO BID #2022B-17
SALE OF 705 KEENEY STREET, MANCHESTER, CT**

To: District Board

July 11, 2022

The Metropolitan District (“District”) is the owner of real property located at 705 Keeney Street in the Town of Manchester (“Property”) totaling approximately 27 acres. The District obtained ownership of the property in 1947 when the District purchased the East Hartford Water Company’s holdings. Since that time, the Property has remain undeveloped and in 2014 was transferred to the District’s pension plan via a specifically created limited liability company, Pension Fund Land LLC, along with other parcels totaling approximately 570 acres. In January of 2020, the majority of the land held by the pension plan was sold to the Town of Glastonbury, but not the Property. Thereafter, on October 8, 2020, Pension Fund Land LLC transferred its interest in the Property back to the District.

On July 7, 2021, the District Board authorized the sale of the Property via a sealed bidding process to the general public provided that first a notice be sent to the Town of Manchester, as required under § 2-12a of the District Charter, of its right of first refusal to purchase the land. On July 29, 2021 the District issued notice to the Town of Manchester but the Town of Manchester did not authorize purchase of the Property within the required timeframe.

The District issued Invitation to Bid #2022B-17 on April 15, 2022 for the sale of the Property with bids due on June 15, 2022. The District received one bid in the amount of \$216,000 from the Town of Manchester. The Town and District executed the purchase and sale agreement from ITB #2022B-17 on June 24, 2022 (“Purchase and Sale Agreement”). The Purchase and Sale Agreement requires final approval from the District Board by September 15, 2022 with a closing date no later than December 31, 2022.

It is **RECOMMENDED** that it be:

VOTED: That the District Board hereby adopts the following resolutions:

RESOLVED: That the District hereby accepts the bid of \$216,000 from the Town of Manchester in its response to Invitation to Bid #2022B-17 for the Sale of 705 Keeney Street, Manchester, CT; and

BE IT FURTHER

RESOLVED: The Chief Executive Officer and/or District Counsel is authorized to execute and deliver any and all documents reasonably necessary to complete the sale of 705 Keeney Street to the Town of Manchester in accordance with the ITB #2022B-17 purchase and sale agreement executed on June 24, 2022.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

**PERSONNEL, PENSION & INSURANCE COMMITTEE
TRANSFER OF OPEB FUNDS FROM WEBSTER BANK CASH ACCOUNT TO
WILMINGTON TRUST**

To: District Board

July 11, 2022

From: Personnel, Pension & Insurance Committee

At a meeting of the Personnel, Pension & Insurance Committee held on June 22, 2022, it was:

VOTED: That the Personnel Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That \$5 million be transferred from the Webster Bank OPEB cash account to the Wilmington OPEB Trust.

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.

**2006 MDC STUDY TITLED “RIVERFRONT SOUTH – AN ENERGY INDEPENDENT
COMMUNITY”**

Commissioner Sweezy made a motion stating that “The current Metropolitan District Commission has never taken a position for, or against, the closure of Brainard Airport in Hartford.”

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

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

No one from the public appeared to be heard.

COMMISSIONERS COMMENTS AND QUESTIONS

Commissioner Mandyck discussed two things to consider at future meetings. She would like to look at the Committee structure and sees an opportunity to disband or streamline committees that are not meeting frequently. She would also like to consider implementing a conflict of interest statement that each Commissioner would be required to complete annually.

Commissioner Torres inquired about the policy of what bonding can be used for and if it is outlined in the charter.

Commissioner Healy thanked Nick Salemi and Eric Gray for scheduling and operating the MDC Water Wagon at a recent school event in West Hartford.

Commissioner Pane is concerned with REA and if the District will still work with them and feels they cannot participate in a bidding process going forward. Commissioner Pane would like a future agenda item on the District Board agenda to discuss union leadership concerns regarding staffing levels and proper equipment for employees. He also inquired about the Colebrook budget for 2022.

Commissioner Taylor stated that the last management study was completed in 2003 and recommended performing another study.

Commissioner Hoffman stated that the bottom line found from the 2003 management study was that MDC should stick to its core line of business.

ADJOURNMENT

The meeting was adjourned at 8:18 PM

ATTEST:


John S. Mirtle, Esq.
District Clerk

August 1, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
Monday, August 1, 2022

PRESENT: Commissioners John Avedisian, Richard Bush, William A. DiBella, David Drake, Peter Gardow, James Healy, Allen Hoffman, Byron Lester, Diane Lewis, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Bhupen Patel, Pasquale J. Salemi, Ray Sweezy, Alvin Taylor and Calixto Torres (17)

REMOTE ATTENDANCE: Commissioners Avery Buell, Donald Currey, Christian Hoheb, Jean Holloway, David Ionno, Richard W. Vicino and James Woulfe (7)

ABSENT: Commissioners Andrew Adil, Mary LaChance, Michael Maniscalco, Alphonse Marotta, Jon Petoskey, and New Britain Special Representative Michael Carrier (6)

ALSO PRESENT: Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk
Robert Barron, Chief Financial Officer
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering
Robert Schwarm, Director of Information Technology
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources (Remote attendance)
David Ruttly, Director of Operations
Tra Phan, Controller (Remote Attendance)
David Baker, IT Consultant (Remote attendance)
Carrie Blardo, Assistant to the Chief Operating Officer
Victoria Escoriza, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate (Remote attendance)

CALL TO ORDER

The meeting was called to order by District Chairman William DiBella at 5:01 PM

ROLL CALL AND QUORUM

The District Clerk called the roll and informed District Chairman William 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

SWEARING IN OF NEW COMMISSIONER

The District Clerk swore in Commissioner Gentile of East Hartford.

APPROVAL OF MINUTES

On motion made by Commissioner Sweezy and duly seconded, the meeting minutes of July 11, 2022 were approved.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

No one from the public appeared to be heard.

STATUS OF EXCESS OPEB CONTRIBUTIONS RECONCILIATION

Robert Barron, Chief Financial Officer provided an update on the reconciliation of excess OPEB contributions.

OUTSTANDING 2021 & 2022 SANDLER & MARA P.C. LEGAL INVOICES

District Chairman DiBella relinquished the Chair to Vice Chairperson Magnan.

Commissioner Taylor made a motion to refer the matter to the Internal Audit Committee to review the following: verification of the work performed, investigation as to whether an MDC Representative with authority directed the work be performed and whether the invoices constitute an obligation on the part of the MDC to pay. Commissioner Torres seconded the motion.

Commissioner Lewis entered the meeting at 5:38 PM

Commissioner Taylor stated that he will recuse himself on this matter at the Internal Audit Committee.

Commissioner Pane made a point of order that Commissioner Taylor should recuse himself from the District Board discussion and that the motion was improper. The point of order carried by majority voice vote. Commissioners Torres and Currey opposed.

Commissioner Torres withdrew his second of the motion. Commissioner Taylor withdrew his motion.

Commissioner Torres made a motion to refer the matter to the Internal Audit Committee to review the following: verification of the work performed, whether the work and invoices were properly authorized by an MDC Representative with

authority to do so and whether the invoices constitute an obligation by the MDC to pay. Commissioner Patel seconded the motion.

Commissioner Sweezy made a motion to call the question. The motion passed by two-thirds vote on a roll call vote.

The result of the roll call:

Yeas: Commissioners Donald Currey, Peter Gardow, Joan Gentile, Jean Holloway, Byron Lester, Diane Lewis, Dominic Pane, Bhupen Patel, Pasquale J. Salemi, Raymond Sweezy, Alvin Taylor, Calixto Torres, Richard W. Vicino and James Woulfe (14)

Nays: Commissioners John Avedisian, Richard Bush, David Drake, James Healy, Allen Hoffman, Maureen Magnan and Jacqueline Mandyck (7)

Abstentions: Commissioner Ionno (1)

Absent &

Not Voting: Commissioners Andrew Adil, Alphonse Marotta, Jon Petoskey and District Chairman William A. DiBella (4)

Without objection, Commissioner Gentile made a friendly amendment for the Internal Audit Committee to also review whether the invoices were timely, complete, accurate and reasonable.

Without objection, Commissioner Bush made a friendly amendment for the Internal Audit Committee to also review if all meetings occurred, who called the meetings, who authorized payment of the meetings and what or where is the resulting work product.

The motion to refer to the matter of outstanding 2021 & 2022 Sandler & Mara P.C. legal invoices to the Internal Audit Committee passed by majority of a roll call vote.

The result of the roll call:

Yeas: Commissioners Richard Bush, Donald Currey, Joan Gentile, James Healy, Jean Holloway, David Ionno, Byron Lester, Maureen Magnan, Jacqueline Mandyck, Bhupen Patel, Pasquale J. Salemi, Alvin Taylor, Calixto Torres, Richard W. Vicino and James Woulfe (15)

Nays: Commissioners John Avedisian, David Drake, Peter Gardow, Allen Hoffman, Diane Lewis, Dominic Pane and Raymond Sweezy (7)

Abstentions: (0)

Absent &

Not Voting: Commissioners Andrew Adil, Alphonse Marotta, Jon Petoskey and District Chairman William A. DiBella (4)

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

No one from the public appeared to be heard.

COMMISSIONERS COMMENTS AND QUESTIONS

Commissioner Bush apologized for the statement he made earlier in the meeting questioning Commissioners' motives and he withdrew his statement.

Commissioner Gardow reviewed the invoices and researched Attorney Sandler and found an article from the Hartford Courant in 1997 regarding fines from the State Ethics Commission and asked that the article be distributed to Commissioners.

Commissioner Sweezy reviewed the invoices and requested a sample of 3 months of invoices for work in 2019 performed by Sandler & Mara P.C., as well as the total amount paid to the firm for the past 10 years.

Commissioner Hoffman reminded the Board that the meeting is public and broadcast, and that one snippet of the meeting does not summarize the meeting conversation as a whole. Commissioner Hoffman stated there are exceptions in the Charter that allow individuals to make decisions to a certain point.

Commissioner Mandyck requested that the staff listed on Attorney Sandler's invoices be contacted to inquire whether or not they participated in the listed meetings and phone calls. She also reiterated a previous request that an ethics statement be created for Commissioners' and requested that it be done prior to the September District Board meeting.

Commissioner Pane asked Commissioner Taylor to clarify his earlier comments that he was surprised to be included in Attorney Sandler's meetings. He asked to ensure that Attorney Sandler will appear at the next meeting, as his appearance was already requested at two prior meetings. Commissioner Pane also inquired about the Chairman's authority.

Commissioner Sweezy asked Scott for clarification of the invoice for \$12,785 from the June 8th 2022 e-mail to Attorney Stone.

Commissioner Pane asked about Chairman DiBella's use of the MDC email account or a private email account.

ADJOURNMENT

The meeting was adjourned at 6:35 PM

ATTEST:
John Mirtle
John S. Mirtle, Esq.
District Clerk

September 7, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street

Hartford, Connecticut 06103

Wednesday, September 7, 2022

PRESENT: Commissioners Andrew Adil, John Avedisian, Avery Buell, Richard Bush, Donald Currey, William A. DiBella, Peter Gardow, Joan Gentile, Jean Holloway, Allen Hoffman, Byron Lester, Diane Lewis, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Bhupen Patel, Alvin Taylor, Calixto Torres and James Woulfe (19)

REMOTE ATTENDANCE: Commissioners James Healy, Christian Hoheb, David Ionno, Mary LaChance and Richard W. Vicino (5)

ABSENT: Commissioners David Drake, Michael Maniscalco, Alphonse Marotta, Jon Petoskey, Pasquale J. Salemi, and New Britain Special Representative Michael Carrier (6)

ALSO PRESENT: Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk
Robert Barron, Chief Financial Officer
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering
Robert Schwarm, Director of Information Technology
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources
David Ruttly, Director of Operations
Mike Curley, Manager of Technical Services
Jason Waterbury, Manager of Engineering Services
Tra Phan, Controller (Remote Attendance)
David Baker, IT Consultant (Remote attendance)
Carrie Blardo, Assistant to the Chief Operating Officer
Victoria Escoriza, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate (Remote attendance)

CALL TO ORDER

The meeting was called to order by District Chairman William DiBella at 5:41 PM

ROLL CALL AND QUORUM

The District Clerk called the roll and informed District Chairman William 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 Taylor and duly seconded, the meeting minutes of August 1, 2022 were approved.

Commissioner Adil abstained.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

Independent Consumer Advocate Joe Szerejko spoke regarding agenda item #13A, and stressed the importance of the public outreach process identified in paragraph B4.

REPORT FROM DISTRICT CHAIRMAN

No report.

REPORT FROM CHIEF EXECUTIVE OFFICER

Chief Executive Officer Scott Jellison shared sad news of a longtime employee, Ralph Halvorsen, who recently passed away. He also spoke regarding a Department of Transportation contractor who hit a 54" transmission main, and relining approximately 1,000' of sewers in the Linbrook Road area of West Hartford.

REPORT FROM DISTRICT COUNSEL

District Counsel Christopher Stone spoke regarding the Colebrook motion for declaratory action with DPH and is expecting the hearing officer to schedule a hearing in December. He also spoke regarding the Marriott appeal with the Appellate Court hopefully issuing a decision by year end, as well as the Linbrook claim related to subsequent liner failure and the DRB Tunnel Claim.

COMMITTEE REFERRALS

Without objection, the Code of Ethics Acknowledgement and Conflict of Interest Disclosure forms were referred to the Committee on MDC Government.

Without objection, the filling of committee vacancies was referred to the Committee on Organization.

2022 CYBER YANKEE EXERCISE

Robert Schwarm, Director of Information Technology, provided a presentation on the 2022 Cyber Yankee Exercise.

**WATER BUREAU
COLEMAN ROAD, GLASTONBURY
LAYOUT AND ASSESSMENT FOR WATER MAIN EXTENSION**

To: District Board

September 7, 2022

From: The Water Bureau

In 2006, the District received a petition from a property owner on Coleman Road in Glastonbury requesting that a public water main be installed in the street to replace a well shared by four (4) homes which is unreliable, contains contaminants including radon and uranium, and costly to maintain. In 2019, the Town of Glastonbury requested the District to identify potential water main projects within Glastonbury that could be constructed on an accelerated basis and Coleman Road was included in a project along with adjacent streets Chestnut Hill Road and Lenti Terrace. A public hearing was held on the project on June 26, 2019. The four properties with the shared well on Coleman Road supported the project in 2019 but based on strong opposition to the proposed project from residents on Chestnut Hill Road and Lenti Terrace, the Water Bureau did not vote to authorize construction of the water mains and assessments on the properties. The four properties were forced to remain with a shared well. In July 2022, a property owner on Coleman Road contacted the District again about connecting to MDC water due to the shared well on Coleman Road frequently running dry.

Due to the condition of the shared well, the District is proposing extending the existing MDC water main in Coleman Road approximately one hundred twenty-five feet (125ft) to the south to reach a parcel of land containing the shared well. There are four (4) properties that this proposed project will serve: 313 Chestnut Hill Road, 8 Coleman Road, 24 Moseley Terrace and 20 Moseley Terrace. Three of the four properties will be subject to direct assessment and 24 Moseley Terrace will be subject to connection charges. One of the properties subject to direct assessment has new owners that did not receive the required notice of an assessment during the 2019 public hearing process but the current owners have signed a waiver of their rights for notice of an assessment and public hearing in an effort to expedite this project for construction this year. The unassessed parcel that has the shared well is unbuildable due to lot size.

The estimated cost and benefit summary for this project is as follows:

ESTIMATED CONSTRUCTION COST:

125 feet of 8-inch	\$ 77,500.00	
Contingencies (10%)	<u>\$ 7,750.00</u>	
Total Estimated Construction Cost	\$ 85,250.00	\$ 85,250.00

ESTIMATED OTHER COST:

Blueprints, Maps & Charts	\$ 500.00	
Work by District Forces	<u>\$ 10,000.00</u>	
Total Estimated Other Costs	\$ 10,500.00	<u>\$ 10,500.00</u>

TOTAL ESTIMATED PROJECT COST: \$ 95,750.00

The source of funding summary is as follows:

Estimated Direct Assessments and Connection Charges to be Accrued to the Assessable Water Fund	\$ 54,790.30
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Deficit to be collected from the non-member capital improvement surcharge or reimbursed by the Town of Glastonbury	<u>\$ 40,959.70</u>
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TOTAL ESTIMATED PROJECT COST: \$ 95,750.00

As the Bureau is aware, Ordinance W1f requires that any deficits incurred on capital improvements in non-member towns be added as a surcharge to each user's water bill in that non-member town. Therefore, the estimated deficit of \$40,959.70 will be incurred by the ratepayers in the Town of Glastonbury, or by the Town of Glastonbury itself if the Town so chooses, before the end of the District's fiscal year during which construction takes place.

At a meeting of the Water Bureau held on August 22, 2022, it was:

VOTED: To transmit to the District Board a resolution to layout and authorize construction of a Class II water main in portions of Coleman Road, Glastonbury, as set forth in the layout and schedule of assessments by the Water Bureau, and payment for the same is authorized from the Assessable Water Fund.

AND

VOTED: That the Controller be requested to make tentative allocations for this project pending passage of the layout by the District Board, and pending determination of actual costs, in accordance with the following schedule, which schedule is based on the Engineer's estimated cost and on the estimated assessment, as follows:

Direct Assessments and Connection Charges to be Accrued to the Assessable Water Fund	\$ 54,790.30
Deficit to be collected from the non-member capital improvement surcharge or reimbursed by the Town of Glastonbury	<u>\$ 40,959.70</u>
Total Estimated Project Cost:	\$ 95,750.00

AND

VOTED: That after completion of the construction of a water main in portions of Coleman Road, Glastonbury, a final schedule of assessments based on the following preliminary assessments using the schedule of flat rates adopted December 10, 2018 and effective January 1, 2019 at \$95.00 per front foot or adjusted front foot, be declared due and payable and published with notice to any property owner aggrieved by these proceedings that he or she may appeal from the actions of The Metropolitan District and its Water Bureau to the Superior Court.

<u>Property now or Formerly of</u>	<u>Street Number</u>	<u>Frontage</u>	<u>Adjusted Frontage</u>	<u>Assessment</u>
<u>Chestnut Hill Road- North Side</u>				
Harold W. & Adele C. Finer	313	128.50	(120.00)	\$11,400.00
<u>Coleman Road- East Side</u>				
Kyle Candia-Bovi & Valerie Zalman	8	176.74		\$16,790.30
<u>Moseley Terrace- South Easterly Side</u>				
Diana & Timothy Kipp	20	70	(130.00)	\$12,350.00

AND

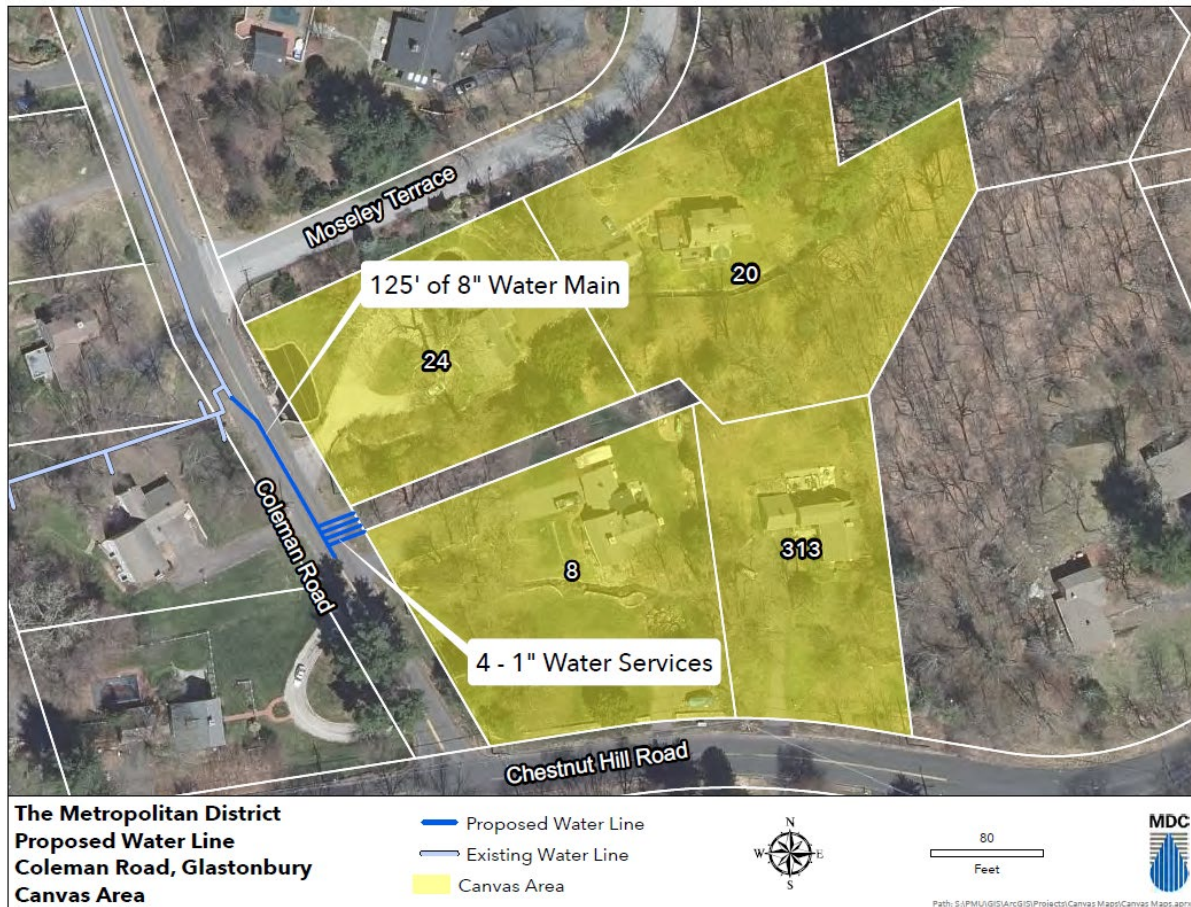
VOTED: That after completion of the construction of a water main in portions of Coleman Road, Glastonbury, the following property shall owe connection charges at the prevailing rates at the time of connection to the District's water main. The connection charges based on the current schedule of flat rates adopted December 10, 2018 and effective January 1, 2019 at \$95.00 per front foot or adjusted front foot, would be:

<u>Property now or Formerly of</u>	<u>Street Number</u>	<u>Frontage</u>	<u>Adjusted Frontage</u>	<u>Connection Charge</u>
<u>Moseley Terrace- South Side</u> Jean Hanna Holden	24	70	(150.00)	\$14,250.00

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk



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

Without objection, resolutions #12Ai “Water Capital Projects”, #12Aii “Sewer Capital Projects” and #12Aiii “Combined Capital Projects”, were consolidated and considered together.

BOARD OF FINANCE
CLOSEOUT OF WATER, SEWER, COMBINED & CLEAN WATER PROJECTS
WATER CAPITAL PROJECTS

To: District Board

September 7, 2022

From: Board of Finance

The District has undertaken the task of updating its Capital Improvement Project (CIP) records. The task includes the identification of projects which have been completed, cancelled, or had a change of scope. Based upon the review, District staff now recommends that the following projects be closed.

Project Definition	Year	BA	Project Description	Town	Budget	Expended Amount	Remaining Balance (UnAuthorize)
C-10002/WAT.CW1244.01	2010	2120	2010 General Purpose Water	Various	\$ 2,600,902.68	\$ 2,419,291.85	\$ 181,610.83
C-10004/WAT.CW1266.01	2010	2120	Dam Safety Res #1	Bloomfield	4,315,000.00	943,461.61	3,371,538.39
	2010 Total				6,915,902.68	3,362,753.46	3,553,149.22
C-12002/WAT.CW1334.01	2012	2120	Standpipe & AG Storg Tanks	East Hartford	4,224,000.00	583,508.70	3,640,491.30
C-12003/WAT.CW1344.01	2012	2120	2012 Gen Purp Water	Various	4,530,000.00	4,431,536.65	98,463.35
	2012 Total				8,754,000.00	5,015,045.35	3,738,954.65
C-13004/WAT.CW1370.01	2013	2120	Church St WM/Main to High	Hartford	4,570,000.00	319,460.75	4,250,539.25
	2013 Total				4,570,000.00	319,460.75	4,250,539.25
C-14009/WDS.TK0314.01	2014	2120	2014 Vexation Tanks Improv	MDC	3,300,000.00	154,892.08	3,145,107.92
	2014 Total				3,300,000.00	154,892.08	3,145,107.92
C-15001/WDS.DM0015.01	2015	2120	2015 General Purpose Water	Various	3,981,952.77	3,975,924.74	6,028.03
C-15003/WDS.TM0115.01	2015	2120	2015 Bond St WMR	Hartford	4,400,000.00	2,741,933.93	1,658,066.07
C-20006	2015	2120	2015 GPW - Trout Pond Dam - Massachusetts	MDC	18,047.23	18,047.23	-
	2015 Total				8,400,000.00	6,735,905.90	1,664,094.10
C-18003/WDS.DM0118.02	2018	2120	2018 Madison Ave WM Replac	Hartford	5,000,000.00	2,313,504.08	2,686,495.92
	2018 Total				5,000,000.00	2,313,504.08	2,686,495.92
C-19003/WDS.DM0019.02	2019	2120	2019 General Purpose Water	Various	500,000.00	483,557.67	16,442.33
C-19007/WDS.TM01519.01	2019	2120	2019 Bloomfield Transmission Extention	Bloomfield	6,000,000.00	4,185,910.47	1,814,089.53
C-20014	2019	2120	GPW- Farmington Ave WM Replacement	West Hartford	500,000.00	488,704.87	11,295.13
	2019 Total				7,000,000.00	5,158,173.01	1,841,826.99
C-20007	2020	2120	Long Hill Road Water Main	East Hartford/South Windsor	4,000,000.00	1,322,391.60	2,677,608.40
	2020 Total				4,000,000.00	1,322,391.60	2,677,608.40
	Grand Total				\$ 47,939,902.68	\$ 24,382,126.23	\$ 23,557,776.45

At a meeting of the Board of Finance held on August 10, 2022, it was:

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

Resolved: That the District Board approves appropriation closeouts for the projects listed above.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

SEWER CAPITAL PROJECTS

To: District Board

September 7, 2022

From: Board of Finance

The District has undertaken the task of updating its Capital Improvement Project (CIP) records. The task includes the identification of projects which have been completed, cancelled, or had a change of scope. Based upon the review, District staff now recommends that the following projects be closed.

Project Definition	Year	BA	Project Description	Town	Budget	Expended Amount	Remaining Balance (UnAuthorize)
C-13011/WWA.CS1214.01	2013	2120	2013 General Purpose Sewer	Various	\$ 1,858,133.43	\$ 1,803,066.84	\$ 55,066.59
	2013 Total				1,858,133.43	1,803,066.84	55,066.59
C-14016/SCS.SR0014.02	2014	2110	2014 General Purpose Sewer	Various	5,000,000.00	4,716,982.49	283,017.51
	2014 Total				5,000,000.00	4,716,982.49	283,017.51
C-15006/SCS.PS0615.01	2015	2110	2015 PS Rplcw Rainbow Trnk	MDC	2,200,000.00	-	2,200,000.00
C-17016/SCS.SR0017.06	2015	2110	Sanitary Sewer Rebab Program	Bloomfield	3,600,000.00	3,600,000.00	-
C-20003	2015	2110	2015-GPS Northern Interceptor Main	East Hartford	301,791.00	298,186.45	3,604.55
	2015 Total				6,101,791.00	3,898,186.45	2,203,604.55
C-18013/SCS.SR0118.01	2017	2110	2018 Madison Ave Swr	Various	2,000,000.00	259,308.79	1,740,691.21
	2017 Total				2,000,000.00	259,308.79	1,740,691.21
C-18009/SCS.SR0018.01	2018	2110	CCTV Generated Sewer Construction	Various	3,500,000.00	3,400,819.17	99,180.83
C-21002/SCS.SR0118.01	2018	2110	Nook Farm Trunk/Flower Street Sewer Reha	Hartford	600,000.00	-	600,000.00
	2018 Total				4,100,000.00	3,400,819.17	699,180.83
C1H01	2020	2110	2020 Sewr Rehabilitation Program-Labor only	MDC	1,722,491.54	1,722,491.54	-
	2020 Total				1,722,491.54	1,722,491.54	-
	Grand Total				\$ 20,782,415.97	\$ 15,800,855.28	\$ 4,981,560.69

At a meeting of the Board of Finance on August 10, 2022, it was:

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

Resolved: That the District Board approves appropriation closeouts for the projects listed above.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

COMBINED CAPITAL PROJECTS

To: District Board

September 7, 2022

From: Board of Finance

The District has undertaken the task of updating its Capital Improvement Project (CIP) records. The task includes the identification of projects which have been completed, cancelled, or had a change of scope. Based upon the review, District staff now recommends that the following projects be closed.

Project Definition	Year	BA	Project Description	Town	Budget	Expended Amount	Remaining Balance (UnAuthorize)
C-11005/COM.CFP161.01	2011	2130	Information Technology-Hardware	MDC	\$ 1,000,000.00	\$ 978,729.43	\$ 21,270.57
	2011 Total				1,000,000.00	978,729.43	21,270.57
C-15029/COM.BL0015.01	2015	2130	2015 Administrative Facilities Improvement Program	MDC	2,000,000.00	1,997,549.49	2,450.51
	2015 Total				2,000,000.00	1,997,549.49	2,450.51
C-17020/COM.BL0017.01	2017	2130	2017 Administration Facilities and Equipment Improvements	MDC	1,000,000.00	990,513.47	9,486.53
C-17021/COM.EQ0017.01	2017	2130	Information Technology-Upgrades	MDC	1,856,737.68	1,834,996.60	21,741.08
	2017 Total				2,856,737.68	2,825,510.07	31,227.61
C1H02	2021	2130	Survey & Construction	MDC	3,800,000.00	2,626,519.99	1,173,480.01
C1H03	2021	2130	Engineering Services	MDC	4,000,000.00	3,862,545.24	137,454.76
C1H04	2021	2130	Construction Services	MDC	2,000,000.00	1,530,229.63	469,770.37
C1H05	2021	2130	Technical Services	MDC	4,500,000.00	4,397,910.19	102,089.81
	2021 Total				14,300,000.00	12,417,205.05	1,882,794.95
	Grand Total				\$ 20,156,737.68	\$ 18,218,994.04	\$ 1,937,743.64

At a meeting of the Board of Finance on August 10, 2022, it was:

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

Resolved: That the District Board approves appropriation closeouts for the projects listed above.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Magnan and duly seconded, the reports for resolutions #12Ai "Water Capital Projects", #12Aii "Sewer Capital Projects" and #12Aiii "Combined Capital Projects", were received and the resolutions adopted by unanimous vote of those present.

**BOARD OF FINANCE
APPROVAL FOR STATE OF CONNECTICUT FINANCING
CLEAN WATER FUND 728C**

To: District Board September 7, 2022
From: Board of Finance

At the May 4, 2022 Board of Finance meeting, the committee approved a resolution to enter into Project Loan and Project Grant Agreement CWF No. 728-C. That resolution needs to be corrected in order to properly execute the Project Loan and Project Grant Agreement CWF No. 728-C.

At a Board of Finance meeting held on August 10, 2022, it was:

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

RESOLVED:

Section 1. The Chairman, or in his absence, the Vice Chairman, and the District Treasurer, or in his absence, the Deputy Treasurer are authorized to execute and deliver the Project Loan and Project Grant Agreement CWF No. 728-C to be entered into with the State of Connecticut (the "Agreement") and any and all Interim Funding Obligations and Project Loan Obligations for CWF No. 728-C in the aggregate amount not to exceed \$72,019,386.53 to fund the construction of screening and pump station facilities for the South Hartford Conveyance and Storage Tunnel (Contract #3). 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 (2.00%) per annum, shall be payable as to principal and interest as provided in 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 (2.00%) per annum and shall be payable as to principal and interest as provided in the Agreement.

Section 3. To the extent that this resolution conflicts with any prior resolution adopted by the Board regarding CWF No. 728-C, including that resolution adopted by the Board of Finance on May 4, 2022 or the District Board on June 6, 2022, this resolution shall be controlling.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

Commissioner Buell entered the meeting at 6:24 PM

**BUREAU OF PUBLIC WORKS
CONSENT ORDER #COWRMU22002
2018 INTEGRATED PLAN/LONG TERM CONTROL PLAN**

To: District Board

From: Bureau of Public Works

On November 7, 2006 the District entered into Consent Order No. WC5434 with CT DEEP to implement actions to abate overflow from both sanitary and combined sewers throughout the District. In December 2012, the District submitted a required Long-Term Combined Sewer Overflow Control Plan update to CT DEEP which was approved in April, 2015. In 2012, the EPA developed an integrated planning framework that offered the opportunity for the regulated community to develop an integrated plan to meet multiple Clean Water Act requirements while also considering other infrastructure improvements and affordability issues, such as improvements to the District's drinking water system and associated costs. In 2019 the Water Infrastructure and Improvement Act became federal law and amended the Clean Water Act to include the integrated planning framework. In December 2018, per the Consent Order, the District submitted another update to its Long-Term Control Plan to CT DEEP. The update plan, titled Integrated Plan and Long-Term Control Plan ("2018 LTCP/IP"), incorporates an integrated planning concept and identifies the next iteration of actions with associated timelines for meeting the requirements of the CSO Control Policy and water quality standards.

CT DEEP has now completed its review of the 2018 LTCP/IP and issued a new draft Consent Order to supersede the 2006 Consent Order No. WC5434. CT DEEP determined that the 2018 LTCP/IP constitutes a new program and approach to achieving the requirements of the CSO Control Policy and water quality standards, and as such the District is authorized to de-authorize certain outstanding projects and associated outstanding bonds authorized to complete those projects delineated in the 2005 LTCP and the 2012 LTCP. Upon doing so, the first phase of the Clean Water Project, established under the LTCP and the 2012 LTCP is concluded as to the de-authorized projects. The Integrated Plan Implementation Phase I Project List and Timeline from Appendix A, shall serve as the list of projects to be completed that are necessary for the District to be deemed compliant with this Consent Order through 2029.

At a meeting of the Bureau of Public Works meeting held on August 22, 2022, it was:

VOTED: That the Bureau of Public Works recommends to the District Board passage of the following resolution:

RESOLVED: That the Chief Executive Officer of The Metropolitan District, Scott W. Jellison, on behalf of the District, hereby is authorized, empowered and directed to enter into Consent Order #COWRMU22002 with the State of Connecticut Department of Energy & Environmental Protection.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

THE METROPOLITAN DISTRICT v. STATE OF CONNECTICUT OFFICE OF CLAIMS COMMISSIONER FILE NO. 25078

At 6:29 PM, District Chairman DiBella requested an executive session to discuss the MDC V. State of Connecticut Office of Claims Commissioner File no. 25078

On motion made by Commissioner Taylor and duly seconded, the District Board entered into executive session to discuss the MDC V. State of Connecticut Office of Claims Commissioner File no. 25078

Those in attendance during the executive session: Commissioners Andrew Adil, John Avedisian, Avery Buell, Richard Bush, Donald Currey, William A. DiBella, Peter Gardow, Joan Gentile, Jean Holloway, James Healy (Remote), Allen Hoffman, Christian Hoheb (Remote), David Ionno (Remote), Mary LaChance (Remote), Byron Lester, Diane Lewis, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Bhupen Patel, Alvin Taylor, Calixto Torres, Richard Vicino (Remote), James Woulfe; Chief Executive Officer Scott Jellison and; Attorneys Christopher Stone and John S. Mirtle.

RECONVENE

At 7:20 PM, District Chairman DiBella requested to come out of executive session and on motion made by Commissioner Magnan and duly seconded, the District Board came out of executive session and reconvened. No formal action was taken.

The District Board went into recess from 7:21 PM to 7:26 PM

Without objection, resolutions #14Ai “Construction & Utility Services Supervisor”, #14Aii “Assistant Utility Maintenance Supervisor” and #14Aiii “Utility Maintenance Superintendent”, were consolidated and considered together.

**PERSONNEL, PENSION & INSURANCE COMMITTEE
AMENDMENT TO CLASSIFICATION SYSTEM
CONSTRUCTION AND UTILITY SERVICES SUPERVISOR (LOCAL 1026)**

To: District Board

September 7, 2022

From: Personnel, Pension and Insurance Committee

Staff is recommending that the Job Specification be amended for the *Construction and Utility Services Supervisor* (SS06) to incorporate additional job functions which currently fall under the Survey Chief of Party (SS04) job classification.

The proposed amendments to the job specification continues to enhance the multi-tasking approach to District positions. This multi-tasking job description also eliminates the need for the individual job specification for Survey Chief of Party. There is no change to the current pay range of Construction and Utility Services Supervisor (SS06) range of \$99,037.80-\$118,857.49)

Code: 08006

Employee Group: Local 1026

FLSA Status: Non-Exempt

**METROPOLITAN DISTRICT COMMISSION
CLASSIFICATION DESCRIPTION**

CLASSIFICATION TITLE: CONSTRUCTION AND UTILITY SERVICES SUPERVISOR

JOB SUMMARY

This is very responsible construction engineering supervision work involving the guidance, training, correction, direction and coordination of construction and utility services inspectors working on complex utility pipeline and building construction projects.

Work involves responsibility for conformance of construction plans with District technical standards, inspection of water, utility pipelines, house connections, **survey** and coordination of CBYD mark outs.

This position also has the responsibility for making very difficult construction inspection technical field decisions. This work requires that the employee have knowledge, skill and ability in construction inspection methods and supervision.

ESSENTIAL FUNCTIONS

The following duties are normal for this position. The omission of specific statements of the duties does not exclude them from the classification if the work is similar, related, or a logical assignment for this classification. Other duties may be required and assigned.

- Schedules, assigns, trains, directs and evaluates employees in medium to large construction inspection unit.
- Reviews standard and complex sewer, water and related pipeline and utility service connection plans for conformance with District and technical utility services standards. Identifies problems and determines corrective actions to be taken by developers, contractors and/or engineers.
- Oversees inspection of new and existing utility pipeline and services.
- Oversees house connections, cross connection, CBYD program/Utility Mark out programs.
- Prepares reports, completes forms and compiles information on completed work assignments and employee effort. Analyzes information related to unit effectiveness and efficiency. Assists in the drafting of the unit budget and controlling and accounting for expenditures within fund allocations.
- Trains and counsels employees. Administers Collective Bargaining Agreements. Applies disciplinary action. Assists in employee selection. Assures safe work practices.
- Operates water distribution infrastructure including operating water main and service line valves for the purpose of isolating, pressurizing, or flushing a water main or service and also performs pressure tests, obtains water samples and commissions hydrants.
- Identifies and analyzes opportunities for improving service delivery methods and procedures; identifies and calculates resource needs; coordinates informational reviews and updates with appropriate management staff; and provides guidance and leadership with the implementation of revised, adjusted and/or new work procedures.
- Directs and coordinates the review of work plans for assigned construction inspection services and activities; assigns work activities and projects; monitors

and tracks work flow; reviews and evaluates work products, methods, and procedures; meets with staff to provide input to identify and resolve problems.

- Assigns, reviews, monitors and tracks work performed in the field; performs field inspections and approves construction work; reviews and approves inspector diaries, reports, correspondence, memoranda, and recommendations for change orders and progress payments; confers with construction inspectors, engineers, and contractors regarding contract and plan interpretation, and use and provision of construction materials, or methods. This position ensures compliance with the plans, specifications and internal engineering construction standards. Takes appropriate action to correct or remediate construction issues or concerns.
- Provides staff assistance to higher level management staff; participates as an attendee to a variety of committees; prepares and presents staff reports and other correspondence as appropriate and necessary. Attends and participates in professional group meetings; stay abreast of new trends and innovations in the field on construction inspection.
- Coordinates construction inspection activities with those of other divisions and outside agencies and organizations. Acts as principal liaison between District engineers and contractors.
- Assists in settling disputes arising between contractor and inspector during the performance of the contracts, participates in public meetings and/or hearings, and, addresses and promptly disposes of public complaints.
- Inspects standard and highly complex utility pipeline and building mechanical systems construction. Instructs contractors in construction practices and in correcting construction errors. Enforces inspection decisions. Oversees contractor pressure tests of water, sewer and force main pipelines.
- Maintains detailed records of inspection activities. Compiles and prepares reports.
- May supervise a survey crew to survey property lines, topography, construction layout and completed pipeline projects.
- Performs other related duties as required.

SUPERVISION RECEIVED

Works under the general supervision of the Manager of Construction Services or Manager of Command Center.

MINIMUM QUALIFICATIONS

Associate's degree in engineering technology or related field; supplemented by minimum of five (5) years of senior level construction inspection including surveying experience, involving large scale and complex construction projects and at least one (1) year of lead or supervisory experience; or an equivalent combination of education and qualifying experience on a year-for-year basis.

SPECIAL REQUIREMENTS

Must have a valid driver's license.

State of Connecticut Land Surveying License preferred

KNOWLEDGE, SKILLS, AND ABILITIES

- Knowledge of construction inspection principles and practices.
- Knowledge of land surveying principles and practices. Considerable ability to operate all survey instruments and to survey land and completed construction..
- Ability to inspect utility and building mechanical trades construction safely, effectively and efficiently and with firmness and tact.
- Ability in mathematics as applied to surveying and related operations, and in computers and supporting word processing and spreadsheet applications.
- Ability to establish and maintain effective working relationships with coworkers, contractors, consultants, and the general public. Ability in oral and written communications.
- Knowledge and ability in operational characteristics, services, and activities of a comprehensive construction inspection program including maintaining construction records and to prepare inspection reports.
- Knowledge in modern and complex principles and practices of construction inspection for public works construction.
- Knowledge of OSHA regulations and construction safety precautions pertaining to the work.
- Knowledge in principles of supervision, training, and performance evaluation. Supervise and coordinate construction inspection services. Interpret and explain District construction inspection policies and procedures.
- Read and interpret plans, specifications, maps, drawings, contracts and work orders. Communicate clearly and concisely, both orally and in writing.
- Knowledge of MDC policies and procedures.

ADA COMPLIANCE

Physical Ability: Tasks involve the ability to exert light physical effort in sedentary to light work, but which may involve some lifting, carrying, pushing and/or pulling of objects and materials of light weight (5-10 pounds). Tasks may involve extended periods of time at a keyboard or workstation.

Sensory Requirements: Some tasks require the ability to perceive and discriminate visual and/or auditory cues or signals. Some tasks require the ability to communicate orally.

Environmental Factors: Tasks are regularly performed without exposure to adverse environmental conditions.

The Metropolitan District Commission is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the Commission will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

At a meeting of the Personnel, Pension & Insurance Committee held on August 10, 2022, it was:

VOTED: That the Personnel, Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That the Job Specification for *Construction and Utility Services Supervisor (SS06)* position be adopted as updated (copy of job specification attached) and the current Job Specification for *Survey Chief of Party (SS04)* will be eliminated.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

**PERSONNEL, PENSION & INSURANCE COMMITTEE
AMENDMENT TO CLASSIFICATION SYSTEM
ASSISTANT UTILITY MAINTENANCE SUPERINTENDENT (LOCAL 1026)**

To: District Board September 7, 2022
From: Personnel, Pension and Insurance Committee

Staff is recommending that the Job Specifications be amended for the Assistant Utility Maintenance Superintendent (SS09) to incorporate Command Center responsibilities, specifically those that currently fall within the Command Center Assistant Superintendent (SS08) job classification. This action is in line with District initiatives to support multi-tasking, specifically between Operations and the Command Center and this amendment is in line with the entire UM series of positions.

The proposed amendments to the job specification continues to enhance the multi-tasking approach to District positions. This multi-tasking job description also eliminates the need for the individual job specification for Command Center Assistant Superintendent (SS08) which can therefore be eliminated. There is no change to the current salary grade of Assistant Utility Maintenance Superintendent SS09 (\$114,753.60-\$137,716.80).

METROPOLITAN DISTRICT COMMISSION CLASSIFICATION DESCRIPTION

CLASSIFICATION TITLE: ASSISTANT UTILITY MAINTENANCE SUPERINTENDENT

JOB SUMMARY

This is highly responsible supervisory position involving the supervision and oversight of utility pipeline repair and maintenance, utility services and command center functions, including staffing, operations and emergency responses and repair and maintenance of utility pipelines and related facilities. ~~supervisory work responsible for workforce management for the repair, construction and maintenance of water and sewer pipeline systems.~~

Work involves responsibility for safe, effective and timely repair, installation and maintenance of water and sewer pipeline systems and providing direction to emergency water and sewer operations, cross connection/backflow inspection operations, Call Before You Dig responses, customer water and sewer inspections and inquiries, construction plan review and permitting, records management, insurance claims response and resolution, and backwater valve and sewer discharge programs and other required customer compliance and assistance programs. Duties include assisting in the direction of heavy equipment and pipeline construction crew operations, assisting with the planning and laying out of projects with engineers, making in-field mark-outs, researching record plans, maintaining paper and digital records -assisting in the direction of repair and maintenance of pipelines, meters, valves, gates, and sewers. Coordinates emergency response of MDC crews and resources. This position also has the responsibility for making difficult pipeline technical and operational decisions. ~~This work requires that the employee have knowledge, skill and ability in utility pipeline repair and maintenance supervision~~

ESSENTIAL FUNCTIONS

The following duties are normal for this position. The omission of specific statements of the duties does not exclude them from the classification if the work is similar, related, or a logical assignment for this classification. Other duties may be required and assigned.

- Assists in planning and directing work objectives and activities of a medium size work division in repairing and constructing water and sewer pipeline systems. Monitors unit or work group activities and recommends correction.
- Assists in planning and directing work objectives and activities in the daily maintenance and operation of the sanitary and storm collection system, meters, water valves, gates, manholes, hydrants, combined sewer overflow sites and closed-circuit inspection services. Monitors unit or work group activities and recommends correction.
- Gathers and analyzes information and prepares reports and draft recommendations. Reviews completed forms.
- Coordinates division operations with other District functions and government agencies. Coordinates unit operations and the personnel, materials and equipment necessary for projects and objectives. Schedules snow plowing operations, as necessary.

- Assists in drafting division budgets and in reviewing unit budgets. Reviews unit expenditures and recommends approval.
- ~~Counsels employees and supervises and~~ Supplements employee training and counseling. Administers union contract language and oral warnings, and researches and recommends higher level discipline. Reviews employee performance evaluation and reclassification requests and makes recommendations. Assists in employee selection. Assures safe work practices.
- Coordinates unit operations and the personnel, materials and equipment necessary for projects and objectives. Coordinates task and project emergencies with government agencies.
- Oversees and supervises all general and elevated communications between federal, state and local agencies and ensure that all federal, state, local and MDC regulations and polices are followed.
- Coordinates work crews and resources for emergency and non-emergency calls.
- Responsible for management of work requests, planning, scheduling, execution and completion of work orders. Responsibility includes prioritizing backlog, work order completion verification with required documentation and follow-on work requirements.
-
- Responds to major water and sewer emergencies and related problems at any time of day or night, as necessary.
- ~~Schedules traffic direction service by policy and notifies utilities to mark out underground utilities prior to excavation.~~
- Performs related work as required.

SUPERVISION RECEIVED

Works under the general supervision of the Utility Maintenance Superintendent.

MINIMUM QUALIFICATIONS

A high school diploma or the equivalent plus eight (8) years of progressively responsible administrative -utility pipeline repair or construction experience including at least four (4) ~~years at the level of Supervisor or higher of supervisory experience,~~ or an equivalent combination of education and qualifying experience substituting on a year-for-year basis.

SPECIAL REQUIREMENTS

Must have a valid driver's license. Must have, or obtain within one (1) year of hire, a CT Class III Operator Water Distribution System Certificate

KNOWLEDGE, SKILLS, AND ABILITIES

- Knowledge of water and sewer pipeline system construction and repair supervision principles and practices.
- Knowledge of MDC policies and procedures.
- Knowledge of public administration principles and practices as applied to the operation of facilities or programs.
- Knowledge of budget preparation.
- Knowledge of water distribution, sewer collection, and flood control systems.
- Knowledge of federal, state and local compliance regulations.
- Knowledge of the SCADA system and Geographical Information Systems (GIS) and supporting District tools.
- Ability to operate computers, software and systems and other standard office equipment required for performing essential functions.
- Ability to communicate orally and in writing and to coordinate operational and administrative activities or to lead others in a work unit or group.
- Ability to administer policies and procedures including planning, scheduling, budgeting routine, decision-making, and report development and writing.
- Ability to monitor the work of work groups and to supervise a selected work unit.
- Ability to establish and maintain effective working relationships with coworkers, vendors, contractors, customers, and the general public.

ADA COMPLIANCE

Physical Ability: Tasks require the ability to exert moderate physical effort that involves lifting, carrying, pushing and/or pulling of objects and materials of moderate weight (under 50 pounds).

Sensory Requirements: Some tasks require the ability to perceive and discriminate: (i) visual and/or auditory cues or signals; and/or (ii) odors. Some tasks require the ability to communicate orally and in writing.

Environmental Factors: Essential functions are performed primarily indoors with minimal exposure to outdoor environmental factors.

The Metropolitan District Commission is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the Commission will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

At a meeting of the Personnel, Pension & Insurance Committee held on August 10, 2022, it was:

VOTED: That the Personnel, Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That the Job Specification for *Assistant Utility Maintenance Superintendent* (copy of job specification attached) be amended to include Command Center functions and the current Job Specification for *Command Center Assistant Superintendent (SS08)* will be eliminated.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

**PERSONNEL, PENSION & INSURANCE COMMITTEE
AMENDMENT TO CLASSIFICATION SYSTEM
UTILITY MAINTENANCE SUPERINTENDENT (LOCAL 1026)**

To: District Board September 7, 2022

From: Personnel, Pension and Insurance Committee

Staff is recommending that the Job Specification for the *Utility Maintenance Superintendent* classification from SS10 be amended to incorporate additional job functions which currently fall under the Command Center Superintendent (SS10) job classification. This action is in line with District initiatives to support multi-tasking, specifically between Operations and the Command Center and this amendment is in line with the entire UM series of positions.

The proposed amendments to the job specification continues to enhance the multi-tasking approach to District positions. This multi-tasking job description also eliminates the need for the individual job specifications of *Command Center Superintendent* (SS10). There is no change to the current salary grade of *Utility Maintenance Superintendent* SS10 (range of \$120,390.40-\$144,497.60).

METROPOLITAN DISTRICT COMMISSION CLASSIFICATION DESCRIPTION

CLASSIFICATION TITLE: UTILITY MAINTENANCE SUPERINTENDENT

JOB SUMMARY

This is the most responsible supervisory ~~position work in the operations department~~ involving the supervision and oversight direction of utility pipeline maintenance construction and repair, utility services and command center functions, including staffing operations, emergency response and repair and maintenance of utility pipelines and related facilities ~~and the direction of meter and emergency maintenance operations.~~

Work involves responsibility for safe, effective and timely repair, installation and maintenance of water and sewer pipeline systems, providing direction to emergency water and sewer operations, cross connection/backflow inspection operations, Call Before You Dig responses, customer water and sewer inspections and inquiries, construction plan review and permitting, records management, insurance claims response and resolution, the backwater valve and sewer discharge programs and other required customer compliance and assistance programs. . Duties include directing heavy equipment and pipeline construction crew operations, planning and laying out projects with engineers, making in-field mark-outs, researching record plans, maintaining paper and digital records directing repairs and maintenance of pipelines, meters, valves, gates, and sewers. This position also has the responsibility for making very difficult pipeline technical and operational decisions. ~~This work requires that the employee have knowledge, skill and ability in utility pipeline repair and maintenance supervision.~~

ESSENTIAL FUNCTIONS

The following duties are normal for this position. The omission of specific statements of the duties does not exclude them from the classification if the work is similar, related, or a logical assignment for this classification. Other duties may be required and assigned.

- Responsible for workforce management, planning, and direction of a division in repairing and constructing water and sewer pipeline systems. Provides day-to-day employee managerial responsibilities.
- Plans and directs work objectives and activities for a large work unit in the daily maintenance and operation of the sanitary and storm collection system, meters, water valves, gates, manholes, hydrants, combined sewer overflow sites and closed-circuit inspection services.
- Gathers and analyzes information, Determines recommendations and, prepares reports. Determines operating procedures and recommends operating policies.
- Plans, directs and supervises command center operations, including staffing, alarm responses and emergency and non-emergency water and sewer operations.
- Coordinates division operations with other District functions and government agencies. Coordinates unit operations and the personnel, materials and equipment necessary for projects and objectives.
- Develops division budgets and reviews unit budgets. Approves unit expenditures within fund allocations

- Develops division budgets and reviews unit budgets. Approves unit expenditures within fund allocations.
- Counsels employees and supervises training. Administers union contract language, oral and, written warnings and suspensions. Recommends higher level discipline. Interviews job candidates and recommends selection. Reviews employee performance evaluation and reclassification requests and makes recommendations. Assures safe work practices.
- Coordinates division operations with other District functions and government agencies. Coordinates unit operations and the personnel, materials and equipment necessary for projects and objectives. Acts as a liaison between customers (state, municipal towns, private contractors, and engineers) and MDC contractors and engineers.
- Oversees and supervises all general and elevated communications between federal, state and local agencies.
- Coordinates work crews and resources for emergency and non-emergency calls.
- Responsible for management of work requests, planning, scheduling, execution and completion of work orders. Responsibility includes prioritizing backlog, work order completion verification with required documentation and follow-on work requirements.
- Responds to major water and sewer emergencies and related problems at any time of day or night, as necessary.
- Performs related work as required.

SUPERVISION RECEIVED

Works under the direction of the Manager of Operations or Manager of Command Center.

MINIMUM QUALIFICATIONS

A high school diploma or the equivalent plus ten (10) years of progressively responsible utility pipeline repair or construction experience including at least six (6) years at the level of Supervisor or higher of supervisory experience, or an equivalent combination of education and qualifying experience substituting on a year-for-year basis.

SPECIAL REQUIREMENTS

Must have a valid driver's license and a CT Class III Operator Water System Distribution Certificate.

KNOWLEDGE, SKILLS, AND ABILITIES

- Knowledge of water and sewer pipeline system construction, installation, and repair supervision principles and practices. Knowledge of materials and equipment needed to make repairs.
- Knowledge of MDC policies and procedures.
- Knowledge of public administration principles and practices as applied to the operation of facilities or programs.
- Knowledge of budget development.

- Knowledge of water distribution, sewer collection, and flood control systems.
- Knowledge of federal, state and local compliance regulations.
- Knowledge of the SCADA system and Geographical Information Systems (GIS) and supporting District tools.
- Ability to communicate orally and to lead others in operational work groups; good writing ability.
- Ability to administer policies and procedures including planning, scheduling, budgeting, decision-making, and report development and writing.
- Ability to supervise the work of large work groups through subordinate supervisors.
- Ability to establish and maintain effective working relationships with coworkers, vendors, contractors, customers, and the general public.
- Ability to operate computers, software and systems and other standard office equipment required for performing essential functions.
- Ability to resolve emergency situations in a proficient, safe, and timely manner.

ADA COMPLIANCE

Physical Ability: Tasks require the ability to exert light physical effort in a sedentary to light work environment, which may involve some lifting, carrying, pushing and/or pulling of objects and materials of light weight (under 25 pounds).

Sensory Requirements: Some tasks require the ability to perceive and discriminate visual and/or auditory cues or signals. Some tasks require the ability to communicate orally and in writing.

Environmental Factors: Essential functions are performed primarily indoors with minimal exposure to outdoor environmental factors.

The Metropolitan District Commission is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the Commission will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

At a meeting of the Personnel, Pension & Insurance Committee held on August 10, 2022, it was:

VOTED: That the Personnel, Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That the Job Specification for *Utility Maintenance Superintendent SS10* (copy of job specification attached) be amended to include Command Center functions and the current Job Specification for *Command Center Superintendent (SS10)* will be eliminated.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Magnan and duly seconded, the reports for resolutions #14Ai "Construction & Utility Services Supervisor", #14Aii "Assistant Utility Maintenance Supervisor" and #14Aiii "Utility Maintenance Superintendent", were received and the resolutions adopted by unanimous vote of those present.

**PERSONNEL, PENSION & INSURANCE COMMITTEE
LOCAL 1026 TENTATIVE AGREEMENTS**

To: District Board

September 7, 2022

From: Personnel, Pension and Insurance Committee

The District reached a tentative contract settlement agreement with Local 1026 on June 30, 2022. The agreement was made subject to the ratification with Local 1026 and the District's governing bodies.

Local 1026 conducted ratification voting and provided notice to the District to confirm that the unit had voted to accept the tentative agreement. Staff and legal counsel recommend that the tentative agreement be approved by this Sub-Committee with the recommendation of approval to the full Board of Commissioners.

The significant items of this agreement include:

As to new employees within the bargaining unit hired after December 31, 2022

- Longevity payments-Employees hired after December 31, 2022 are not eligible for longevity payments.
- Pro-Rata Vacation Payment (10 days)- Employees hired after December 31, 2022 are not eligible for Pro-Rata Vacation Payments at retirement.
(Current employees are paid two weeks of additional vacation time at time of retirement)

Applicable to both existing and/or new employees (after December 31, 2022)

- District will implement a Health Enhancement Plan (HEP) in conjunction with

the Districts Medical Plan. Health Enhancement Program- helps direct employees and spouses to receive age appropriate preventative wellness care that can help employee/spouse well-being by early detection and prevention.

The Health Enhancement Plan requires enrolled adults to receive age appropriate activities/exams (employee and enrolled spouse).

Both Employee and Spouse are considered compliant by completing age appropriate requirements within the coverage year (i.e. 2023). If Employee and Spouse are both enrolled, both parties must complete the age appropriate exams/activities to be deemed compliant.

If enrolled individual(s) do not complete age appropriate exams/activities within the coverage year (i.e. 2023), they are deemed non-compliant for the following plan year and are subject to a 5% increase to existing premiums. For example, currently employees pay an 18% premium but will pay 23% if they are non-compliant. Non-Compliance means either the Employee and/or Spouse did not receive the age appropriate medical exams/screenings.

Example of some of the age appropriate exams/activities.

PREVENTIVE SCREENINGS	AGE						
	0-5	6-17	18-24	25-29	30-39	40-49	50+
Preventive Visit	1 per year	1 every other year	Every 3 years	Every 3 years	Every 3 years	Every 2 years	Every year
Vision Exam	N/A	N/A	Every 7 years	Every 7 years	Every 7 years	Every 4 years	50-64: Every 3 years 65+: Every 2 years
Dental Cleanings*	N/A	At least 1 per year	At least 1 per year	At least 1 per year	At least 1 per year	At least 1 per year	At least 1 per year
Cholesterol Screening	N/A	N/A	Every 5 years (20+)	Every 5 years	Every 5 years	Every 5 years	Every 5 years
Breast Cancer Screening (Mammogram)	N/A	N/A	N/A	N/A	N/A	1 screening between age 45-49**	As recommended by physician
Cervical Cancer Screening (Pap Smear)	N/A	N/A	Every 3 years (21+)	Every 3 years	Pap smear only every 3 years or Pap and HPV combo screening every 5 years	Pap smear only every 3 years or Pap and HPV combo screening every 5 years	Pap smear only every 3 years or Pap and HPV combo screening every 5 years to age 65
Colorectal Cancer Screening [‡]	N/A	N/A	N/A	N/A	N/A	40-44: N/A 45+: Colonoscopy every 10 years, Annual FIT/FOBT to age 75 or Cologuard screening every 3 years	

The HEP is managed by a third party administrators that works with the District insurance carrier. Notifications are sent to enrolled employees and

spouses at various times throughout the year to remind them of required activities (identifies which exams are required) and employees/spouses have access to individual portal to track their progress.

- 1% OPEB Premium Share Participation will be eliminated for all employees.
- Elimination of \$6,000 Life Insurance buy-out at retirement
- General Wage Adjustments
 - For year 2023, effective December 31, 2022 - 5%
 - For year 2024, effective December 29, 2023 – 4%
 - For year 2025, effective December 28, 2024 – 3.5%
 - For year 2026, effective December 27, 2025 – 3%
- Sick leave -amended contract from monthly accrual to 15-days annually to front loaded 15-days. Pro-rated sick time for new hires.
(Currently the District provides increments of time on a monthly basis for Union employees and annually for E&E employees)
- Sick Leave Payout Upon Termination- formula adjusted to provide a maximum of 100 days paid sick leave (50 days pensionable, 50 days non-pensionable).
(presently the District pays employees up to 60 day of sick leave at retirement- 50 days are pensionable and 10 days are non-pensionable).

Employees upon retirement or death (payable to estate) who have completed at least ten (10) years of service with the District except those discharged, shall on the basis of their wage rate as of the time of separation be paid for fifty percent (50%) of their unused accumulated sick leave to a maximum of one-hundred (100) days (max 50 days pensionable and max 50 days non-pensionable). Substitution of vacation time is not permitted. Not payable upon resignation.

- Eliminate Pro Rata Vacation Payments at retirement – advance vacation payments
(The District currently pays retiring employees, ½ of the following year vacation allotment for retirements before July 1st and the full allotment for retirements July 1st-December 1st)

- Work Clothing/Shoes and Meal Allowances- changed allowance to \$850 annual to consolidate allowances into one payment (clothing, shoes, meals, etc). Payable once per year in February.
(currently the District pays \$425 annually for clothing allowance and meal allowances \$10 per meal based on hours worked. Administratively this process is challenging for the employee and supervisor to track and is administratively burdensome on a weekly pay basis)
- Annual performance appraisals for Local 1026 will be due each July 1st instead of anniversary date.
- Moratorium on Classification Review extended to December 31, 2026
- Vehicle Allowance - remove the additional two dollars (\$2.00) per day for personal vehicle use.

Housekeeping

- Update Discrimination Language of the Collective Bargaining Agreement to be reflective of current regulations.
- Remove the following language from Local 1026 contract:

Employees who are members of the Union as of the date of execution of this agreement will not be required to take oral or written examinations for any vacancy to be filled by posting for a job classification existing as of such date during the time of this agreement, but may elect to do so. All employees will be required to take oral and written examinations for newly credited positions.
- Work Hours- all 1026 employees work 40 hours
(as opposed to having some be 37.5 hours- we do not have any actively employed 1026 employees that work 37.5 hours)
- Update contract with current co-payment structure
(co-payment correction for inpatient and outpatient services- Outpatient listed as 50- s/b100; Inpatient listed as 125 s/b 250)

At a meeting of the Personnel, Pension & Insurance Committee held on August 10, 2022, it was:

VOTED: That the Personnel Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That the Board of Commissioners of The Metropolitan District hereby authorizes the Chief Executive Officer to implement the terms of the Tentative Agreement executed with the affiliated bargaining units on June 30, 2022 (copy attached) and execute updated collective bargaining agreement with Local 1026 incorporating the terms of the Tentative Agreement.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

**PERSONNEL, PENSION & INSURANCE COMMITTEE
BENEFIT AND CONDITION CHANGES – EXEMPT AND EXCLUDED EMPLOYEES**

To: District Board September 7, 2022

From: Personnel, Pension and Insurance

SICK LEAVE, STD AND LTD BENEFITS

On July 13, 2015, a resolution was presented and approved unanimously by the Personnel, Pension and Insurance Committee, and the full Board of Commissioners to freeze the Sick Leave Balances for the Exempt and Excluded employees. In addition, employees hired prior to this date would receive the 25% payout of this balance at time of retirement, but employees hired after August 1, 2015 could roll this time from year to year to a maximum of 40 days. In addition to this action, the District established Short-Term and Long-Term Disability programs. These programs proved especially attractive to new employees who have comparatively low time bank balances.

On June 19, 2017, a resolution was presented and approved unanimously by the Personnel, Pension and Insurance Committee, and the full Board of Commissioners to offer a one-time option to employees hired prior to August 1, 2015 to (a) resume the former Sick Leave procedure but at the decreased accrual rate (8 days per year) and without the Short-term Disability program: or (b) continue the present Short-Term Disability Program and to leave their accumulated sick time frozen.

Due to the effects of COVID and an increased need for the use of sick time, and the inability to negotiate this same incentive to union staff, we have observed an inequity in benefits to E&E staff.

Due to this inequity, we are recommending to reinstate the 15 sick days per year to E&E staff and to eliminate the Short-Term and Long-term Disability options.

As to new E&E employees hired after December 31, 2022

(the below proposals are consistent with the Local 1026 proposal identified the tentative agreement)

- Longevity payments- Employees hired after December 31, 2022 are not eligible for longevity payments.
- Pro-Rata Vacation Payment (10 days)- Employees hired after December 31, 2022 are not eligible for Pro-Rata Vacation Payments at retirement.
(Current employees are paid two weeks of additional vacation time at time of retirement)

Applicable to both existing and/or new E&E employees (after December 31, 2022)

(the remaining proposals below are consistent with the Local 1026 proposals identified in the tentative agreement and would be applicable to existing and new E&E employees after 12/31/22)

- Exempt and Excluded employees upon retirement or death (payable to estate) who have completed at least ten (10) years of service with the District except those discharged, shall on the basis of their wage rate as of the time of separation be paid for fifty percent (50%) of their unused accumulated sick leave to a maximum of one-hundred (100) days (max 50 days pensionable and max 50 days non-pensionable). Substitution of vacation time is not permitted. Not payable upon resignation.

(presently the District has a tiered structure related to sick leave payouts for E&E. The District currently pays out up to 60 days of sick leave at retirement for those hired before August 1, 2015 - 50 days are pensionable and 10 days are non-pensionable. For employees hired after August 1, 2015 the District pays out up to 40 days of sick leave which are considered pensionable).

- Longevity payments for existing E&E will be adjusted consistent with Union language:

	Current	2023
10 -<15 years	\$250	\$275
15-<20 years	\$350	\$375

20-<25 years	\$575	\$600
25+ years	\$800	\$825

(this proposal is consistent with the Local 1026 proposal from the tentative agreement and matches Longevity payments which are currently in place for Local 1026)

- General Wage Adjustments
 - For year 2023, effective December 31, 2022 - 5%
 - For year 2024, effective December 29, 2023 – 4%
 - For year 2025, effective December 28, 2024 – 3.5%
 - For year 2026, effective December 27, 2025 – 3%
- District will implement a Health Enhancement Plan (HEP) in conjunction with the Districts Medical Plan. Health Enhancement Program- helps direct employees and spouses to receive age appropriate preventative wellness care that can help employee/spouse well-being by early detection and prevention.

The Health Enhancement Plan requires enrolled adults to receive age appropriate activities/exams (employee and enrolled spouse).

Both Employee and Spouse are considered compliant by completing age appropriate requirements within the coverage year (i.e. 2023). If Employee and Spouse are both enrolled, both parties must complete the age appropriate exams/activities to be deemed compliant.

If enrolled individual(s) do not complete age appropriate exams/activities within the coverage year (i.e. 2023), they are deemed non-compliant for the following plan year and are subject to a 5% increase to existing premiums. For example, currently employees pay an 18% premium but will pay 23% if they are non-compliant. Non-Compliance means either the Employee and/or Spouse did not receive the age appropriate medical exams/screenings.

Example of some of the age appropriate exams/activities.

PREVENTIVE SCREENINGS	AGE						
	0-5	6-17	18-24	25-29	30-39	40-49	50+
Preventive Visit	1 per year	1 every other year	Every 3 years	Every 3 years	Every 3 years	Every 2 years	Every year
Vision Exam	N/A	N/A	Every 7 years	Every 7 years	Every 7 years	Every 4 years	50-64: Every 3 years 65+: Every 2 years
Dental Cleanings*	N/A	At least 1 per year	At least 1 per year	At least 1 per year	At least 1 per year	At least 1 per year	At least 1 per year
Cholesterol Screening	N/A	N/A	Every 5 years (20+)	Every 5 years	Every 5 years	Every 5 years	Every 5 years
Breast Cancer Screening (Mammogram)	N/A	N/A	N/A	N/A	N/A	1 screening between age 45-49**	As recommended by physician
Cervical Cancer Screening (Pap Smear)	N/A	N/A	Every 3 years (21+)	Every 3 years	Pap smear only every 3 years or Pap and HPV combo screening every 5 years	Pap smear only every 3 years or Pap and HPV combo screening every 5 years	Pap smear only every 3 years or Pap and HPV combo screening every 5 years to age 65
Colorectal Cancer Screening†	N/A	N/A	N/A	N/A	N/A	40-44: N/A 45+: Colonoscopy every 10 years, Annual FIT/FOBT to age 75 or Cologuard screening every 3 years	

The HEP is managed by a third party administrators that works with the District insurance carrier. Notifications are sent to enrolled employees and spouses at various times throughout the year to remind them of required activities (identifies which exams are required) and employees/spouses have access to individual portal to track their progress.

- 1% OPEB Premium Share Participation will be eliminated
- Eliminate Pro Rata Vacation Payments at retirement – advance of next year’s vacation time shall be discontinued.
(The District currently pays retiring employees, ½ of the following year vacation allotment for retirements before July 1st and the full allotment for retirements July 1st-December 1st)

At a meeting of the Personnel, Pension & Insurance Committee held on August 10, 2022, it was:

VOTED: That the Personnel Pension and Insurance Committee recommend to the District Board passage of the above-detailed amendments to benefits and conditions extended to Exempt and Excluded employees:

RESOLVED: That the Exempt and Excluded benefits and conditions be amended as indicated herein and above.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

**SETTLEMENT OF WORKERS COMPENSATION CLAIM
ROBERT DELVECCHIO**

To: District Board

September 7, 2022

From: Personnel, Pension and Insurance

District Staff recommends approval of a tentative agreement to close out the indemnity portion of Robert Delvecchio's six open workers compensation claims. This tentative agreement is a full and final settlement of all existing indemnity claims in the amount of \$55,000.00. If this agreement is approved by the Personnel, Pension and Insurance Committee and the Board of Commissioners, the stipulation would be presented to the Workers' Compensation Commissioner for final approval.

At a meeting of the Personnel, Pension & Insurance Committee held on September 6, 2022, it was:

VOTED: That the Personnel Pension and Insurance Committee recommend to the District Board passage of the following resolution:

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 execute any and all documents necessary to effect settlement of all workers' compensation indemnity claims for Robert Delvecchio in the amount of \$55,000.00, subject to the final approval by the Workers' Compensation Commissioner.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

**INTERNAL AUDIT COMMITTEE
SANDLER & MARA P.C. INVOICES**

To: District Board

September 7, 2022

From: Internal Audit Committee

At a meeting of the Internal Audit Committee held on August 25, 2022, it was:

VOTED: At the August 1, 2022 Special Meeting of the Board of Commissioners a matter concerning invoices for work by Attorney James Sandler of Sandler & Mara, P.C. was referred to the Internal Audit Committee of the MDC.

In July, 2022 invoices were received from Attorney James Sandler. The bills received were for services purportedly performed from January 2022 - June 2022.

The Internal Audit Committee has determined:

- A contract for services for 2022 did not exist between MDC and Attorney James Sandler of Sandler & Mara;
- The only persons authorized to execute a contract for legal services are the General Counsel and the Chief Executive Officer;
- Neither the MDC General Counsel nor the CEO authorized nor were either in negotiations for a contract with Attorney James Sandler in 2022; and
- The documents submitted on August 25, 2022 by the attorney representing Attorney James Sandler do not contain a contract, purchase order or other form of agreement authorizing Attorney James Sandler to perform for and receive payment from the MDC.

Based upon the foregoing, the Internal Audit Committee recommends to the Board that Attorney James Sandler's 2022 invoices not be paid

AND

VOTED: That the Committee resolves that staff hold payment for the \$14,000 invoice dated October 1, 2021 until the Board approves such payment.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

**INTERNAL AUDIT COMMITTEE
QUESTIONS TO WILLIAM DIBELLA**

To: District Board

September 7, 2022

From: Internal Audit Committee

At a meeting of the Internal Audit Committee held on August 25, 2022, it was:

VOTED:

In July, 2022 District Counsel received invoices ("Invoices") from Attorney James Sandler of Sandler & Mara, P.C., which in turn were distributed to all MDC Commissioners and Citizen Members. The Invoices purportedly relate to services performed from January 2022-June 2022. Over the past several weeks, certain MDC Commissioners have submitted questions regarding the Invoices to Chairman DiBella, either directly or through the District Clerk. With the exception of the question posed by the Internal Audit Committee ("Committee") at its meeting of August 4, 2022, other questions submitted by Commissioners remain unanswered.

At the August 1, 2022 Special Meeting of the Board of Commissioners the matter concerning the Invoices was referred to the Committee.

On August 24, 2022, District Counsel was informed that, because the matter is under consideration by the Committee, Chairman DiBella would only answer questions regarding the Invoices submitted by the Committee, not individual Commissioners. Based upon the foregoing, the Committee hereby resolves that a list of questions will be submitted to Chairman DiBella on or before the close of business Friday, August 26, 2022, with a written response deadline of close of business Thursday, September 1, 2022.

Based upon input from the members of the Committee considering this matter, the list of questions will be finalized on or before noon Friday, August 26, 2022.

The Committee reserves the right to submit supplemental questions to Chairman DiBella as it deems appropriate.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

Without objection, the report was received.

**INTERNAL AUDIT COMMITTEE
REFERRAL TO ETHICS COMMITTEE FOR POSSIBLE ETHICS CODE
VIOLATION**

To: District Board

September 7, 2022

From: Internal Audit Committee

At a meeting of the Internal Audit Committee held on August 25, 2022, it was:

VOTED:

In July, 2022 District Counsel received invoices ("Invoices") from Attorney James Sandler of Sandler & Mara, P.C., which in turn were distributed to all MDC Commissioners and Citizen Members. The Invoices purportedly relate to services performed from January 2022-June 2022. Attorney Sandler claims that the Invoices evidence a legal obligation of the MDC and are due and payable. Presently, the MDC disputes that claim. As such, there is a case in controversy between Attorney Sandler and the MDC.

Generally, Commissioners and Citizen Members should refrain from communicating with any outside consultants regarding matters before the MDC and should not take any action in direct contravention to the policy decisions and directives of the District Board. As to this particular claim, Commissioners and Citizen Members were specifically advised to refrain from engaging in such communication by District Counsel.

At the August 1, 2022 Special Meeting of the Board of Commissioners the matter concerning the Invoices was referred to the MDC Internal Audit Committee ("Committee") for investigation of the Invoices and whether or not the work purportedly performed by Attorney Sandler was properly authorized and committed to by Chairman Dibella. The Committee met immediately thereafter (August 4, 2022) to commence its assigned tasks.

At some time thereafter, the Chairwoman of the Committee was informed that MDC Commissioner Alvin Taylor met with a representative of Sandler & Mara in an attempt to negotiate a settlement of the claim and thereby bypass the investigation by the Committee, and thereafter contacted one or more Commissioners to solicit their support.

Based upon the foregoing, the Committee hereby refers the matter described above to the MDC Ethics Advisory Board to determine whether Commissioner Taylor violated any MDC ethics rules and if so, recommend to the District Board what, if any, action should be taken as a result.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

Without objection, the report was received.

**INTERNAL AUDIT COMMITTEE
REFERRAL TO BOARD POSSIBLE VIOLATION OF MDC BYLAW B2k**

To: District Board September 7, 2022

From: Internal Audit Committee

At a meeting of the Internal Audit Committee held on September 6, 2022, it was:

VOTED: Be It Hereby Resolved that the Internal Audit Committee hereby refers the matter relating to a possible ethics code violation by Commissioner Alvin Taylor, as described in a previously adopted resolution of the Internal Audit Committee dated August 25, 2022, to the MDC District Board for a determination as to whether the alleged actions of Commissioner Taylor as therein described constitute a violation of MDC By-Law B2k.

AND

VOTED: Be It Further Resolved that the Internal Audit Committee recommends that no investigation or action be taken by the District Board on this referral until such time as the Ethics Advisory Board concludes its investigation and reports its findings and recommendations, if any, on the matter referred to in its August 25, 2022 resolution noted above.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

Without objection, the report was received.

**INTERNAL AUDIT COMMITTEE
BUDGET FOR OUTSIDE COUNSEL FOR INDEPENDENT INVESTIGATION**

To: District Board September 7, 2022

From: Internal Audit Committee

At a meeting of the Internal Audit Committee held on September 6, 2022, it was:

VOTED: Be It Hereby Resolved that, pursuant to MDC By-Law B3n, the Internal Audit Committee recommends to the District Board the creation of a budget with an authorization to expend an amount not to exceed \$50,000 for the purpose of retaining, through the District Counsel, an outside legal counsel to conduct an independent investigation into issues relating to 2021 and 2022 Sandler & Mara, P.C. invoices.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

Commissioner Vicino made a motion to refer the Budget for Outside Counsel for Independent Investigation to the Board of Finance.

Commissioner Vicino withdrew his motion.

After procedural discussion, Commissioner Vicino restated the motion to refer the Budget for Outside Counsel for Independent Investigation to the Board of Finance

The motion to refer the Budget for Outside Counsel for Independent Investigation to the Board of Finance failed by majority of a roll call vote.

The result of the roll call:

Yeas: Richard W. Vicino (1)

Nays: Commissioners Andrew Adil, John Avedisian, Avery Buell, Richard Bush, Donald Currey, William A. DiBella, Peter Gardow, Joan Gentile, James Healy, Jean Holloway, Allen Hoffman, Byron Lester, Diane Lewis, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Bhupen Patel, Alvin Taylor, Calixto Torres and James Woulfe (20)

Abstentions: (0)

Absent &

Not Voting: Commissioners David Drake, David Ionno, Alphonse Marotta, Jon Petoskey and Pasquale J. Salemi (5)

On motion made by Commissioner Pane and duly seconded, the report was received and resolution for “Budget for outside Counsel for Independent Investigation” was adopted by unanimous vote of those present.

RECOMMENDATIONS FROM INTERNAL AUDIT COMMITTEE RELATED TO INDEPENDENT INVESTIGATION

No action was taken on this agenda item by the Internal Audit Committee at its September 6th meeting, without objection the agenda item was passed over.

Commissioner Pane made a motion to amend the agenda, in order to make a motion that the MDC Board request William DiBella temporarily step down as Chairman until the Internal Audit Committee completes its work as referred to it by the MDC Board on August 1, 2022. Commissioner Avedisian seconded the motion.

The motion to amend the agenda failed by roll call vote.

The result of the roll call:

Yeas: Commissioners John Avedisian, Richard Bush, Peter Gardow, Allen Hoffman, Jacqueline Mandyck, Dominic Pane and Bhupen Patel (7)

Nays: Commissioners Andrew Adil, Avery Buell, Donald Currey, William A. DiBella, Joan Gentile, James Healy, Jean Holloway, Byron Lester, Diane Lewis, Maureen Magnan, Alvin Taylor, Calixto Torres and James Woulfe (13)

Abstentions: (0)

Absent &

Not Voting: Commissioners David Drake, David Ionno, Alphonse Marotta, Jon Petoskey, Pasquale J. Salemi and Richard Vicino (6)

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

No one from the public appeared to be heard.

COMMISSIONERS COMMENTS AND QUESTIONS

Commissioner Taylor expressed that he finds the allegations raised against him and statements by the Audit Committee upsetting. He

acknowledged that he spoke to Attorney Mara from Sandler & Mara but not Jim Sandler. He stated that he was basically dealing with a constituent and has a right to do so as a Commissioner. He stated that his reputation has been damaged and he has not engaged in wrongdoing in his 20 years at MDC. He welcomes the opportunity to state his case and welcomes opportunity to appear before the ethics board. He reminded any members of the public concerned about transparency that they are welcome at all public meetings. Commissioner Taylor also expressed that he is shocked and dismayed by the attacks on Chairman DiBella.

Commissioner Currey asked about the Independent Consumer Advocate's comment at the beginning of the meeting regarding citizens' concerns and whether those have been forwarded to MDC staff and addressed.

Commissioner Bush believes that the investigation will exonerate those that are innocent and believes the money spent on the investigation is well spent and hopes no Commissioners have done anything to damage the reputation of the MDC.

Commissioner Torres is glad that the Ethics Disclosure and Conflict of Interest Statement is moving forward and suggests training or workshops for Commissioners on the Ethics Rules and conflicts of interest.

ADJOURNMENT

The meeting was adjourned at 8:39 PM

ATTEST:


John S. Mirtle, Esq.
District Clerk

October 3, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
Monday, October 3, 2022

PRESENT: Commissioners Andrew Adil, John Avedisian, Avery Buell, Richard Bush, Donald Currey, William A. DiBella, David Drake, Peter Gardow, Joan Gentile, James Healy, Allen Hoffman, Jean Holloway, Byron Lester, Diane Lewis, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Pasquale J. Salemi, Alvin Taylor and Calixto Torres (20)

REMOTE ATTENDANCE: Commissioners David Ionno, Mary LaChance, Bhupen Patel and Richard W. Vicino (4)

ABSENT: Commissioners Christian Hoheb, Michael Maniscalco, Alphonse Marotta, Jon Petoskey, James Woulfe and New Britain Special Representative Michael Carrier (6)

ALSO PRESENT: Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk
Steve Bonafonte, Assistant District Counsel
Robert Barron, Chief Financial Officer
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering
Robert Schwarm, Director of Information Technology
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources (Remote attendance)
David Rutty, Director of Operations
Tra Phan, Controller (Remote Attendance)
Nick Salemi, Communications Administrator
Dylan Pecego, IT Consultant (Remote attendance)
Carrie Blardo, Assistant to the Chief Operating Officer
Victoria Escoriza, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate (Remote attendance)

CALL TO ORDER

The meeting was called to order by District Chairman William DiBella at 5:32 PM

ROLL CALL AND QUORUM

The District Clerk called the roll and informed District Chairman William 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 Adil and duly seconded, the meeting minutes of September 7, 2022 were approved.

Commissioner Salemi entered the meeting at 5:35 PM.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

Judy Allen of West Hartford spoke regarding agenda item #12 “Committee Appointments” on which she noted that the Committee on Technology has only met once and, with the additional Commissioner appointed, she hopes the committee meets again. On item #14, she believes that the Chairman’s attendance to a seminar on biosolids should be passed through the Committee on Technology. Lastly, she looked at the 2022 budget for “seminars/conferences” & “dues and memberships” and noted the total was \$300,000, also noting a 46% increase in this budget in 2020. She questioned the justification of the dues and memberships budget.

Independent Consumer Advocate Joe Szerejko discussed agenda item #8 and found the memo on federal legislative initiatives helpful.

Alyssa Peterson of Hartford spoke on agenda item #13A suggesting the conflict of interest policy should include vendors and that increased penalties and punishments be implemented. She also stated that a disclosure form should include employees. Lastly, in regards to a discussion on conflict of interest, she stated that the MDC would be the biggest beneficiary of the closure of Brainard Airport and stated that MDC employee James Sanchez, also a Hartford Councilman, has been spending time advocating for the airport closure.

REPORT FROM DISTRICT CHAIRMAN

No report.

REPORT FROM CHIEF EXECUTIVE OFFICER

Chief Executive Officer Scott Jellison updated the Board on the completion of the white paper on Sewage Sludge Incinerators (SSI), which was issued on September 30th. He addressed employee travel for seminars and conferences and the changes since the beginning of the pandemic.

REPORT FROM DISTRICT COUNSEL

District Counsel Christopher Stone updated the Board on the scheduling order for the Colebrook Dam declaratory ruling petition, the Hartford Landfill cases, and an upcoming Board resolution for the Integrated Plan. He also let the Board know that the closing for the sale of 705 Keeney Street in Manchester is going to occur in the coming week. Lastly, he stated that a notice of claim was sent to the contractors for a recent Linbrook Road sewer lining issue.

Assistant District Counsel Steve Bonafonte updated the Board on federal infrastructure funding.

INDEPENDENT CONSUMER ADVOCATE ANNUAL MEETING

District Chairman DiBella announced that the Independent Consumer Advocate's annual meeting is to be held on October 12, 2022 at 5:30 PM at the MDC Training Center, 125 Maxim Rd, Hartford.

REFERRAL OF 2023 BUDGET TO BOARD OF FINANCE**Budget Summary**

Revenue & Expenditure Summary

The District's Proposed budget for 2023 totals \$204,745,467; a \$4,303,508 or 2.1% decrease from the appropriation level adopted in support of 2022 operations and programs. The following table summarizes the Proposed 2023 operating revenues and expenditures for the District's Water and Sewer operations.

	2021 Actual	2022 Adopted	2022 Projected	2023 Proposed
<u>Water Revenues</u>				
Sale of Water	\$95,136,557	\$96,552,254	\$96,612,827	\$91,459,085
Other Operating Revenue	8,350,089	8,494,100	8,744,474	8,871,900
Subtotal Operating Revenue	103,486,646	105,046,354	105,357,301	100,330,985
Non-Operating Revenues	1,617,967	2,401,119	2,292,045	2,364,497
Contribution from (to) Working Funds	-	1,400,000	800,000	4,795,335
Subtotal Non-Operating Revenue	1,617,967	3,801,119	3,092,045	7,159,832
Total Water Revenue	105,104,613	108,847,473	108,449,346	107,490,817
<u>Sewer Revenues</u>				
Tax on Member Municipalities	\$51,475,700	\$53,076,600	\$53,076,600	\$53,076,600
Revenue for Other Gov't Agencies	11,070,994	10,931,000	10,386,266	11,931,000
Other Sewer Revenues	16,426,081	18,212,000	18,574,424	12,429,321
Sewer User Charge Revenues	11,329,083	13,301,902	11,586,283	11,584,900
Subtotal Operating Revenue	90,301,858	95,521,502	93,623,573	89,021,821
DEEP Contingency	-	1,980,000	1,980,000	1,980,000
Surplus Designated from Prior Yr.	-	2,700,000	-	6,252,829
Subtotal Non-Operating Revenue	-	4,680,000	1,980,000	8,232,829
Total Sewer Revenues	90,301,858	100,201,502	95,603,573	97,254,650
Total Water and Sewer Revenues	\$195,406,471	\$209,048,975	\$204,052,919	\$204,745,467
<u>Expenditures</u>				
District Board	\$348,714	\$525,500	\$525,500	\$525,500
Executive Office	2,438,390	3,073,067	3,073,067	3,222,283
Legal	1,216,657	1,475,670	1,475,670	1,504,634
Administrative Office	1,188,646	994,406	805,906	656,660
Finance	5,382,438	6,024,159	5,528,726	6,199,482
Information Technology	8,123,192	8,874,980	8,742,280	9,335,328
Engineering and Planning	908,077	1,093,132	1,027,000	1,013,958
Water Treatment & Supply	7,000,555	8,101,154	7,580,100	9,361,635
Water Pollution Control	16,341,011	20,573,002	19,136,125	21,537,206
Laboratory Services	1,408,957	1,579,554	1,329,120	1,579,289
Maintenance	10,022,212	12,485,281	10,738,844	12,707,413
Operating Office	732,120	765,354	765,354	871,442
Environment, Health & Safety	814,446	980,718	929,000	1,160,880
Command Center	4,037,375	4,419,995	4,326,995	6,059,793
Operations	11,515,066	13,074,234	13,707,734	14,194,647
Patrol	1,311,532	1,470,957	1,331,208	1,453,642
Debt Service	68,273,445	69,016,800	71,218,639	74,427,401
Employee Benefits	35,297,020	37,216,674	37,216,674	26,065,489
General Insurance	6,042,313	6,230,238	6,230,238	2,229,737
Taxes and Fees	3,514,420	3,810,500	3,600,000	3,810,500
Special Agr. and Programs	3,507,708	5,283,600	4,622,600	4,848,548
Contingencies	-	1,980,000	1,980,000	1,980,000
Total Water and Sewer Budget	\$189,424,294	\$209,048,975	\$205,890,780	\$204,745,467

Budget Summary

Revenue & Expenditure Summary

The following table summarizes the revenues and expenditures for the District's Sewer operations:

	2021 Actual	2022 Adopted	2022 Projected	2023 Proposed
REVENUES				
Tax on Member Municipalities	\$51,475,700	\$53,076,600	\$53,076,600	\$53,076,600
Revenue for Other Gov't Agencies	11,070,994	10,931,000	10,386,266	11,931,000
Other Sewer Revenues	16,426,081	18,212,000	18,574,424	12,429,321
Sewer User Charge Revenues	11,329,083	13,301,902	11,586,283	11,584,900
Subtotal	90,301,858	95,521,502	93,623,573	89,021,821
DEEP Contingency	-	1,980,000	1,980,000	1,980,000
Surplus Designated from Prior Yr.	-	2,700,000	-	6,252,829
Subtotal	-	\$4,680,000	\$1,980,000	\$8,232,829
Total Revenue	\$90,301,858	\$100,201,502	\$95,603,573	\$97,254,650
EXPENDITURES				
District Board	\$170,900	\$257,500	\$257,500	\$257,500
Executive Office	1,158,490	1,505,900	1,505,900	1,578,900
Legal	592,957	723,100	723,100	737,300
Administrative Office	582,400	487,300	394,900	321,800
Finance	2,515,178	2,951,900	2,709,100	3,037,700
Information Technology	2,493,197	2,928,700	2,884,900	3,080,600
Engineering and Planning	446,792	535,600	503,200	496,800
Water Pollution Control	16,341,011	20,573,002	19,136,125	21,537,206
Laboratory Services	636,820	758,200	638,000	758,000
Maintenance	4,445,982	6,117,900	5,262,000	6,226,600
Operating Office	358,700	375,000	375,000	427,000
Environment, Health & Safety	352,629	480,600	455,200	568,700
Command Center	1,305,554	1,502,800	1,471,200	2,060,300
Operations	2,699,217	3,268,600	3,427,000	3,548,700
Debt Service	36,090,300	35,117,500	35,117,500	36,248,080
Employee Benefits	15,883,700	16,747,500	16,747,500	11,729,500
General Insurance	2,416,900	2,492,100	2,492,100	891,900
Special Agr. and Programs	1,301,848	1,398,300	1,418,300	1,768,064
Contingencies	-	1,980,000	1,980,000	1,980,000
Total Expenses	\$89,792,575	\$100,201,502	\$97,498,525	\$97,254,650

Budget Summary

Revenue & Expenditure Summary

The following table summarizes the revenues and expenditures for the District's Water operations.

	2021 Actual	2022 Adopted	2022 Projected	2023 Proposed
REVENUES				
Sale of Water	\$95,136,557	\$96,552,254	\$96,612,827	\$91,459,085
Other Operating Revenues	8,350,089	8,494,100	8,744,474	8,871,900
Subtotal	\$103,486,646	\$105,046,354	\$105,357,301	\$100,330,985
Non-Operating Revenues	1,617,967	2,401,119	2,292,045	2,364,497
Contr. From (to) Working Fund	-	1,400,000	800,000	4,795,335
Total Revenue	\$105,104,613	\$108,847,473	\$108,449,346	\$107,490,817
EXPENDITURES				
District Board	\$177,814	\$268,000	\$268,000	\$268,000
Executive Office	1,279,900	1,567,167	1,567,167	1,643,383
Legal	623,700	752,570	752,570	767,334
Administrative Office	606,246	507,106	411,006	334,860
Finance	2,867,260	3,072,259	2,819,626	3,161,782
Information Technology	5,629,995	5,946,280	5,857,380	6,254,728
Engineering and Planning	461,285	557,532	523,800	517,158
Water Treatment & Supply	7,000,555	8,101,154	7,580,100	9,361,635
Laboratory Services	772,137	821,354	691,120	821,289
Maintenance	5,576,230	6,367,381	5,476,844	6,480,813
Operating Office	373,420	390,354	390,354	444,442
Environment, Health & Safety	461,817	500,118	473,800	592,180
Command Center	2,731,821	2,917,195	2,855,795	3,999,493
Operations	8,815,849	9,805,634	10,280,734	10,645,947
Patrol	1,311,532	1,470,957	1,331,208	1,453,642
Debt Service	32,183,145	33,899,300	36,101,139	38,179,321
Employee Benefits	19,413,320	20,469,174	20,469,174	14,335,989
General Insurance	3,625,413	3,738,138	3,738,138	1,337,837
Taxes and Fees	3,514,420	3,810,500	3,600,000	3,810,500
Special Agr. and Programs	2,205,860	3,885,300	3,204,300	3,080,484
Total Expenses	\$99,631,719	\$108,847,473	\$108,392,255	\$107,490,817

Budget Summary

Revenue & Expenditure Summary

Proposed water and sewer revenues for 2023 total \$204,745,467; a decrease of \$4,303,508 or 2.1% from the adopted 2022 level. The sewer revenues have decreased by \$2,946,852 and the water revenues decreased by \$1,356,656.

	2021 Actual	2022 Adopted	2022 Projected	2023 Proposed
Water Revenues				
Sale of Water	\$95,136,557	\$96,552,254	\$96,612,827	\$91,459,085
Other Operating Revenue	8,350,089	8,494,100	8,744,474	8,871,900
Subtotal Operating Revenue	103,486,646	105,046,354	105,357,301	100,330,985
Non-Operating Revenues	1,617,967	2,401,119	2,292,045	2,364,497
Contribution from (to) Working Funds	-	1,400,000	800,000	4,795,335
Subtotal Non-Operating Revenue	1,617,967	3,801,119	3,092,045	7,159,832
Total Water Revenue	105,104,613	108,847,473	108,449,346	107,490,817
Sewer Revenues				
Tax on Member Municipalities	\$51,475,700	\$53,076,600	\$53,076,600	\$53,076,600
Revenue for Other Gov't Agencies	11,070,994	10,931,000	10,386,266	11,931,000
Other Sewer Revenues	16,426,081	18,212,000	18,574,424	12,429,321
Sewer User Charge Revenues	11,329,083	13,301,902	11,586,283	11,584,900
Subtotal Operating Revenue	90,301,858	95,521,502	93,623,573	89,021,821
DEEP Contingency	-	1,980,000	1,980,000	1,980,000
Surplus Designated from Prior Yr.	-	2,700,000	-	6,252,829
Subtotal Non-Operating Revenue	-	4,680,000	1,980,000	8,232,829
Total Sewer Revenues	90,301,858	100,201,502	95,603,573	97,254,650
Total Water and Sewer Revenues	\$195,406,471	\$209,048,975	\$204,052,919	\$204,745,467

Budget Summary

Revenue & Expenditure Summary

Member Municipalities Tax History and 2023 Installment Schedule

Ad Valorem Budget	2019	2020	2021	2022	2023
Hartford	\$12,372,000	\$13,035,400	\$13,169,100	\$14,067,500	\$13,282,250
East Hartford	\$5,775,200	\$6,089,300	\$6,015,200	\$6,264,400	\$6,330,634
Newington	\$4,318,900	\$4,623,100	\$4,681,000	\$4,799,100	\$4,855,981
Wethersfield	\$3,979,400	\$4,240,800	\$4,214,100	\$4,252,500	\$4,331,957
Windsor	\$4,274,900	\$4,611,600	\$4,551,500	\$4,698,600	\$4,787,578
Bloomfield	\$3,488,600	\$3,879,300	\$3,808,100	\$3,868,400	\$3,895,216
Rocky Hill	\$2,909,600	\$3,144,100	\$3,171,200	\$3,206,800	\$3,349,312
West Hartford	\$11,034,500	\$11,852,100	\$11,865,500	\$11,919,300	\$12,243,672
Total	\$48,153,100	\$51,475,700	\$51,475,700	\$53,076,600	\$53,076,600

Tax % (3yr avg.)	2019	2020	2021	2022	2023
Hartford	25.69%	25.32%	25.58%	26.50%	25.02%
East Hartford	11.99%	11.83%	11.69%	11.80%	11.93%
Newington	8.97%	8.98%	9.09%	9.04%	9.15%
Wethersfield	8.26%	8.24%	8.19%	8.01%	8.16%
Windsor	8.88%	8.96%	8.84%	8.85%	9.02%
Bloomfield	7.24%	7.54%	7.40%	7.29%	7.34%
Rocky Hill	6.04%	6.11%	6.16%	6.04%	6.31%
West Hartford	22.93%	23.02%	23.05%	22.47%	23.07%
Total	100.00%	100.00%	100.00%	100.00%	100.00%

Installment Date	1/18/2023	4/19/2023	7/19/2023	10/18/2023	Total
Hartford	\$3,516,875	\$3,516,875	\$3,124,250	\$3,124,250	\$13,282,250
East Hartford	1,566,100	1,566,100	1,599,217	1,599,217	6,330,634
Newington	1,199,775	1,199,775	1,228,216	1,228,215	4,855,981
Wethersfield	1,063,125	1,063,125	1,102,853	1,102,854	4,331,957
Windsor	1,174,650	1,174,650	1,219,139	1,219,139	4,787,578
Bloomfield	967,100	967,100	980,508	980,508	3,895,216
Rocky Hill	801,700	801,700	872,956	872,956	3,349,312
West Hartford	2,979,825	2,979,825	3,142,011	3,142,011	12,243,672
Total	\$13,269,150	\$13,269,150	\$13,269,150	\$13,269,150	\$53,076,600

Note: These allocations are based on 3-year average tax receipts from each town. A weighted average is used to allocate the total Ad Valorem to be collected. West Hartford and East Hartford have not provided tax abatement information for 2019, 2020, 2021, as a result, the above allocation charts are preliminary.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Salemi and duly seconded, the budget estimates for Fiscal Year 2023 were received and referred to the Board of Finance in accordance with Section 3-2 of the District Charter.

Without objection, resolutions #11A "Pension Discount Rate and Mortality Tables" and #11B "OPEB Discount Rate, Administrative Expenses and Mortality Tables" were consolidated and considered together.

**PERSONNEL, PENSION AND INSURANCE COMMITTEE
PENSION DISCOUNT RATE & ADOPTION OF THE MORTALITY
IMPROVEMENT SCALE MP-2021 ULTIMATE**

To: District Board

October 3, 2022

From: Personnel, Pension and Insurance Committee

Staff recommends the reduction of the discount rate for the Pension plan to 6.625% and the adoption of the MP-2021 Ultimate mortality improvement scale for the 1/1/2022 plan evaluations. This represents an annual reduction of 1/8th of 1% in the discount rate and a move to the most recent mortality table. The impact of this recommendation on the 2023 contribution will be a reduction of \$476,437 or 5.2% from the current 2022 pension contribution of \$9,141,064.

At a meeting of the Personnel, Pension and Insurance Committee held on September 19, 2022, it was:

VOTED: That the Personnel Pension and Insurance Committee recommends to the District Board passage of the following resolution:

RESOLVED: That the Pension plan's discount rate be decreased to 6.625% and to adopt the mortality improvement scale MP-2021 Ultimate effective for the January 1, 2022 valuation.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

**PERSONNEL, PENSION AND INSURANCE COMMITTEE
OTHER POST-EMPLOYMENT BENEFIT (OPEB) DISCOUNT RATE &
ADOPTION OF THE MORTALITY IMPROVEMENT SCALE MP-2021
ULTIMATE**

To: District Board

October 3, 2022

From: Personnel, Pension and Insurance Committee

Staff recommends the reduction of the discount rate for the Other Post-Employment Benefit (OPEB) plan to 6.625% and the adoption of the MP-2021 Ultimate mortality improvement scale for the 1/1/2022 plan evaluations. This represents an annual reduction of 1/8th of 1% in the discount rate and a move to the most recent mortality table.

The impact of this recommendation on the 2023 contribution will be a reduction of \$2,580,330 or 24.1% from the current 2022 OPEB contribution of \$10,701,005.

At a meeting of the Personnel, Pension and Insurance Committee held on September 19, 2022, it was:

VOTED: That the Personnel Pension and Insurance Committee recommends to the District Board passage of the following resolution:

RESOLVED: That the Other Post-Employment Benefit (OPEB) plan's discount rate be decreased to 6.625%, future Actuarially Determined Contributions include an administrative expense load and to adopt the mortality improvement scale MP-2021 Ultimate effective for the January 1, 2022 valuation.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Patel and duly seconded, the reports for resolutions #11A "Pension Discount Rate and Mortality Tables" and #11B "OPEB Discount Rate, Administrative Expenses and Mortality Tables" were received and resolutions adopted by unanimous vote of those present.

**COMMITTEE ON ORGANIZATION
APPOINTMENT OF COMMISSIONERS TO COMMITTEES**

To: District Board October 3, 2022

From: Committee on Organization

At a meeting of the Committee on Organization held on September 19, 2022, it was:

Voted: That pursuant to the Charter of the Metropolitan District, the Committee on Organization recommends to the District Board the following to serve as Citizen Members to serve until December 31, 2023;

Linda Russo of East Hartford – Board of Finance
Nick Lebron of Hartford – Board of Finance

Further

Voted: That the Committee on Organization recommends to the District Board the following Bureau, Committee, and Board appointments for the years 2022 and 2023:

Bureau of Public Works

Joan Gentile

Strategic Planning Committee

Joan Gentile

Committee on Technology

Joan Gentile

General Policy & Planning

Bhupen Patel

Jean Holloway

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

Commissioner Pane made a motion to amend the resolution to add Commissioner Avedisian to the Internal Audit Committee. Commissioner Pane requested a roll call vote.

A roll call vote was taken on the amendment.

The results of the roll call vote:

Ayes: Commissioners David Drake, Peter Gardow, James Healy, Allen Hoffman, Maureen Magnan, Jacky Mandyck, and Dominic M. Pane (7)

Nays: Commissioners Andrew Adil, Avery Buell, Richard Bush, Donald Currey, William A. DiBella, Joan Gentile, Jean Holloway, Byron Lester, Diane Lewis, Bhupen Patel, Pasquale J. Salemi, Alvin Taylor, Calixto Torres and Richard W. Vicino (14)

Abstentions: Commissioner Avedisian (1)

The amendment failed.

Commissioner Pane made a motion to amend the resolution to add Commissioner Lester to the Internal Audit Committee. Commissioner Lester withdrew his name from nomination.

Commissioner Bush made a motion to add a Commissioner to the Internal Audit Committee. No action was taken.

Commissioner Buell agreed to hold an Organization meeting to consider an appointment to the Internal Audit Committee.

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

Without objection, no action was taken regarding agenda items #13A “Code of Ethics Acknowledgment & Potential Conflict of Interest Disclosure Form” and #13B “Revision of Bylaw § B6d ‘Disclosure of Interest.’”

COMMITTEE ON MDC GOVERNMENT REVISION TO DISTRICT BYLAWS

To: District Board

October 3, 2022

From: Committee on MDC Government

At the January 10, 2022 District Board meeting as part of the resolution organizing committee membership for 2022 and 2023, the District Board disbanded and dissolved several committees that had been inactive for many years. One such committee was the Farmington River Watershed Advisory Committee which is identified in Bylaw § B3a as a continuing standing committee. Bylaw § B3a should be updated to remove the Farmington River Watershed Advisory Committee as a standing committee due to its dissolution.

At a meeting of the Committee on MDC Government held on September 28, 2022, it was:

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

RESOLVED: That the following revision to The Metropolitan District's Bylaws be adopted as follows:

B3a GENERAL

The District Board shall be organized into bureaus, commissions and committees as follows:

- 1) As provided by charter:
 - Water Bureau
 - Bureau of Public Works
 - Commission on Regional Planning
 - Board of Finance
- 2) Continuing standing committees:
 - Committee on Organization
 - Personnel, Pension and Insurance Committee
 - Committee on MDC Government
 - Community Affairs Committee
 - Committee on General Policy and Planning
 - ~~Farmington River Watershed Advisory Committee~~
 - Internal Audit Committee
- 3) Special Committees (as may be raised by the District Board from time to time).
- 4) The quorum of each standing committee shall be established by the respective committee.

The Chairman or presiding officer of any bureau, board, committee or commission may participate in the discussion of, or debate concerning, any matter proper to come before such bureau, board, committee or commission, without being required to relinquish the chair during the discussion, debate and disposition of such matter, and may vote on such matter.

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.

**2022 DISTRICT BOARD BUDGET
SEMINARS & CONVENTIONS COMMITMENT ITEM**

To: District Board

October 3, 2022

Be It Hereby Resolved: That the budgetary commitment item #511100 "Seminars & Conventions" within the District Board Administration budget (1100010010) be created and funded with \$1,000 for the 2022 operating budget as follows:

From Commitment Item:	Total
511110 Business Travel	\$500.00
511120 Meeting Expenses	\$500.00

Total	<u>\$1,000.00</u>
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To Commitment Item:	Total
511100 Seminars & Conventions	\$1,000.00

Total	<u>\$1,000.00</u>
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Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

On motion made by Commissioner Torres and duly seconded, the report was received and the resolution adopted by majority vote of those present. Commissioner Pane opposed.

SETTLEMENT OF DISPUTE WITH T-MOBILE NORTHEAST LLC

To: District Board

October 3, 2022

District Staff recommends approval of a tentative agreement to settle a dispute regarding additional rent under a certain Standard Lease Agreement between The Metropolitan District and T-Mobile Northeast LLC, dated April 15, 1998, as amended. This tentative agreement is a full and final settlement of such dispute in the amount of \$50,000.00.

It is therefore **RECOMMENDED** that the District Board pass the following resolution:

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 execute any and all documents necessary to effect settlement of a dispute between The Metropolitan District and T-Mobile Northeast LLC regarding additional rent under a certain Standard Lease Agreement, dated April 15, 1998, as amended, in the amount of \$50,000.00.

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.

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

Alyssa Peterson of Hartford stated that she hopes that all Commissioners understand how important it is to audit and police the MDC, noting that every dollar saved matters and can be returned to the budget.

COMMISSIONERS COMMENTS AND QUESTIONS

Commissioner Hoffman noted that he does not remember a time in his 25 years serving as a Commissioner that a nomination to a Committee has been rejected.

Commissioner Currey asked about the water rate that was presented to the Board of Finance on September 28th.

Commissioner Adil commented that he attended two of the household hazardous waste collections and noted that both were very well run, commending the staff who were running these collections.

Commissioner Torres wanted to remind everyone that the MDC is still owed millions of dollars by the State of Connecticut for the Hartford Landfill and the Buckingham Street garage.

ADJOURNMENT

The meeting was adjourned at 7:27 PM

ATTEST:


John S. Mirtle, Esq.
District Clerk

November 2, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
November 2, 2022

PRESENT: Commissioners Andrew Adil, John Avedisian, John Bazzano, Richard Bush, Donald Currey, Dimple Desai, William A. DiBella, David Drake, John Gale, Peter Gardow, Joan Gentile, Allen Hoffman, Jean Holloway, Byron Lester, Diane Lewis, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Pasquale J. Salemi, Alvin Taylor, Calixto Torres and James Woulfe (23)

REMOTE ATTENDANCE: Commissioners Mary LaChance and Bhupen Patel (2)

ABSENT: Commissioners Avery Buell, James Healy, Christian Hoheb, Michael Maniscalco, Jon Petoskey and New Britain Special Representative Michael Carrier (6)

ALSO PRESENT: Citizen Member Linda Russo
Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk
Steve Bonafonte, Assistant District Counsel
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Sue Negrelli, Director of Engineering
Robert Schwarm, Director of Information Technology
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources (Remote attendance)
David Ruttly, Director of Operations
Tra Phan, Controller (Remote Attendance)
David Baker, IT Consultant (Remote attendance)
Carrie Blardo, Assistant to the Chief Operating Officer
Victoria Escoriza, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate (Remote attendance)

CALL TO ORDER

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

ROLL CALL AND QUORUM

The District Clerk called the roll and informed District Chairman William 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

SWEARING IN NEW COMMISSIONERS

The District Clerk swore in Commissioners John Bazzano, Dimple Desai, and John Gale.

APPROVAL OF MINUTES

***On motion made by Commissioner Magnan and duly seconded,
the meeting minutes of October 3, 2022 were approved.***

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

Judy Allen of West Hartford submitted the following written comments:

I am in total support of a bylaw change and creation of a form to clarify and report any conflicts of interest. The MDC is charged with overseeing a natural resource and providing essential drinking water and sanitation. The need for transparency is crucial.

But I have some concerns about specific portions of what is being proposed. It may be I'm just not fluent in legalese.

I have questions about the section that deals with the "impossibility" of disclosure. To me, impossible to disclose might be exactly the kind of ethics violation the public needs to know.

What does impossibility mean?

What would be an example?

Does it mean impossible to disclose to the public?

Does it mean a family member won't give the information needed?

There should be at least be some sort of guidance for the Ethics Advisory Board to use in evaluating a waiver due to impossibility or conflict. Or does the board get to decide that for themselves?

The Ethics Advisory Board should have the responsibility to inform the District Board when a waiver has been made because of impossibility and recommend which general issues the commissioner should not be able to discuss or vote on.

I'm assuming a waiver because of impossibility in one area does not excuse an individual to disclose and file conflicts of interest in other areas.

I also have questions about how the thresholds of \$10,000 or 35% for some transactions and ownership were arrived at. At least for commissioners these need to be very stringent.

What if I'm 25% owner in a company from which I get \$10,5000 a year? Is that a conflict of interest? Would I even need to disclose this at all?

If I and my son use the same attorney for personal reasons, who's business transactions are the same as for others, and I pay that attorney \$9,000 and my son pays the same attorney \$5,000. Is that a violation?

Does “in the aggregate” mean the total is for both me and any family member together?

I believe the Chair of the District Board is in a unique position of influence and is granted significant power. Therefore the chair should not be a member of the Ethics Advisory Board nor involved in proposing any commissioner to serve on that board.

I believe that the Chair should be held to a higher standard and should not have any ownership in any company doing business with the MDC. There should not be even any appearances of conflict.

Since standards for conflict of interest apply to both employees and officers and would not be referred to the Ethics Advisory Board, would it be the district counsel’s responsibility to determine any violations and what the proper response should be?

I’m assuming employee filings would not be made public. But I see the value in making officer’s filings public.

Taking on the position of commissioner is an important commitment. I am grateful for your work and the time commitments involved for no pay. I would like the MDC Board to have a sterling reputation for transparency. I think your customers will be grateful for strict ethical standards that are enforced.

Judy Allen
West Hartford

REPORT FROM DISTRICT CHAIRMAN

No report.

REPORT FROM CHIEF EXECUTIVE OFFICER

Chief Executive Officer Scott Jellison discussed the upcoming tour of the Hartford Water Pollution Control Facility with the Committee on Technology on November 14th. He also let the Board know that an update on the management study from 2003 will be presented during the December District Board meeting. He recapped the budget meeting with member towns that took place on October 27th and discussed the upcoming Board of Finance meeting on November 9th. He also updated the Board on the Linbrook sewer repair and that it is coming to conclusion. In addition, he let the Board know that Rita Kelley, the Affirmative Action Officer, will present an update on the submitted and approved affirmative action plan by CHRO. Lastly, he discussed water shutoffs and informed the Board that fourth quarter ad valorem tax payments were received from all member towns.

REPORT FROM DISTRICT COUNSEL

District Counsel Christopher Stone updated the Board on the appellate court decision on the Marriott appeal regarding the supplemental assessment lien and the DEEP landfill lawsuit which will be filed next week. District Counsel also updated the Board about a January 5, 2023 hearing on the Colebrook declaratory ruling petition before the Department of Public Health, the South Hartford Conveyance Tunnel DRB claim, and legal collections.

Commissioner Desai exited the meeting at 6:01 PM.

Petition for Disability Retirement

To: District Board November 2, 2022
From: Personnel, Pension and Insurance Committee

Pursuant to Section G 1 b. of the General Ordinances, we are recommending that the Personnel, Pension and Insurance Committee approve a Disability Retirement effective December 1, 2022, for Mr. Randy Breakell. We have received the employee's written petition for consideration under the Disability Retirement provision. The employee's doctors have provided adequate medical information to support the condition that the employee is permanently disabled and cannot engage in any gainful occupation or employment and an independent medical review has confirmed this position. The employee has also been approved for Social Security Disability.

A thorough review of this petition was conducted prior to advancing this recommendation for action. The "General Ordinances" provides that disability retirement requests be confirmed against the following definition:

"...has become permanently disabled from engaging in any gainful occupation or employment..."

To conform to this definition, Staff is hereby directed to take the appropriate actions with all individuals approved for disability retirements to periodically confirm the continuing adherence to the definition which may include requests for tax reports and/or medical status reports.

Therefore, staff is recommending that the employee's petition for disability retirement be approved.

At a meeting of the Personnel Pension and Insurance Committee held on November 2, 2022, it was:

VOTED: That the Personnel Pension and Insurance Committee recommend to the District Board passage of the following resolution:

RESOLVED: That effective December 1, 2022, Mr. Randy Breakell shall be approved for a Disability Retirement pursuant to the terms and conditions of the General Ordinances of the Metropolitan District Commission.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

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

Without objection, resolutions #11A “Revision of Bylaw § B6d ‘Disclosure of Interest’” and #11B “Code of Ethics Acknowledgment & Potential Conflict of Interest Disclosure Form” were consolidated and considered together.

REVISION TO DISTRICT BYLAWS

To: District Board November 2, 2022
From: Committee on MDC Government

At the September 28, 2022 meeting of the Committee on MDC Government, the Office of District Counsel presented to the Committee a draft amendment to the District Bylaws which would require Commissioners and Citizen Members to provide an annual signed acknowledgment of the Code of Ethics and disclosure of potential conflicts of interest on a form to be provided by the Office of District Counsel. Additional revisions to this amendment were made based on comments received at this meeting and the proposed final draft language is provided below for consideration and action.

At a meeting of the Committee on MDC Government held on November 2, 2022, it was:

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

RESOLVED: That the following revision to The Metropolitan District’s Bylaws be adopted as follows:

B6d DISCLOSURE OF INTEREST

No officer, Commissioner, Citizen Member or employee engage in or participate in any business or transaction, including outside employment with a private business, or pursue an interest, directly or indirectly, which is incompatible with the proper discharge of his or her official responsibilities in the public interest or which would tend to impair his or her independent judgment or action in the performance of official responsibilities.

(ab) If any officer, Commissioner, Citizen Member or employee has a personal interest, or a member of his/her immediate family has a financial or personal interest, in any matter coming before, or which has been before, the District Board, or any of its Bureaus, Commissions or Committees, or if there is any matter, the consummation of which is incompatible with the proper discharge of official duties, such officer, Commissioner, Citizen Member or employee shall so advise such body. If such officer, Commissioner, Citizen Member or employee is a member of such body, he or she shall refrain from voting upon or otherwise participating in the consideration of such matter or any determination in connection therewith by such body, and shall not be present at any executive session of such body at which such matter is considered. Notwithstanding the prohibition in subsection, such officer, Commissioner, Citizen Member or employee a public employee or public official may vote or otherwise participate in a matter if it involves a determination of general policy and the interest is shared with a substantial segment of the population of the municipality; provided, in the case of a Commissioner, said Commissioner shall not preside over any meeting or hearing involving such matter.

(b) On or before January 31 of each year or within thirty (30) days of appointment, each Commissioner and Citizen member shall file an acknowledgment of the Code of Ethics and Disclosure of Potential Conflict of Interests, on a form to be provided by the Office of District Counsel.

The statement shall include the following information regarding the individual required to file the statement and the individual's immediate family:

- (1) A disclosure of any business transaction with the District;
- (2) The disclosure of any business or family relationship with any Commissioner, Citizen Member, officer or employee of the District;
- (3) The disclosure of any family relationship with any third-parties having a business relationship with the District (i.e., a family member acting as an officer, employee or member of third-party);
- (4) An affirmative attestation that the Citizen Member or Commissioner is in full compliance with all eligibility requirements for said office;
- (5) A broad statement of disclosure of any other known potential conflicts of interest.

The statement filed pursuant to this section shall be a matter of public information. Any individual who is unable to provide information required under the provisions this section by reason of impossibility may petition the Ethics Advisory Board for a waiver of the requirements. Any individual who fails to file the statement of financial interests or other information as required by this section and is found by the Ethics Advisory Board to be in violation of this section, shall be reported to the District Board and to their respective appointing authority for possible action.

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

**CODE OF ETHICS POLICY ACKNOWLEDGMENT
AND DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST**

To: District Board

November 2, 2022

From: Committee on MDC Government

At the September 28, 2022 meeting of the Committee on MDC Government, the Office of District Counsel presented to the Committee a draft amendment to the District Bylaws which would require Commissioners and Citizen Members to provide an annual signed acknowledgment of the Code of Ethics and disclosure of potential conflicts of interest on a form to be provided by the Office of District Counsel. Additional revisions to this amendment were made based on comments received at this meeting and the proposed final draft language is provided below for consideration and action.

Therefore, it is **RESPECTFULLY SUBMITTED** that it be

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

RESOLVED: That the following "CODE OF ETHICS POLICY ACKNOWLEDGMENT AND DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST" form is hereby adopted and approved for use:

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

THE METROPOLITAN DISTRICT

**CODE OF ETHICS POLICY ACKNOWLEDGMENT
AND DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST**

I have received, read and understand, and agree to abide by the By-Laws of the District Board and the Code of Ethics contained therein. As outlined in the Code of Ethics, no officer, Commissioner, Citizen Member or employee shall appear for, or represent, any personal interest, or any public interest except that of The Metropolitan District, in any matter pending before or procurement being considered by the District staff, District Board, or any of its Bureaus, Commissioners, or Committees. In furtherance of this policy, I hereby make the following affirmative statements and representations:

1. Do you, or to your knowledge does a Family Member¹ directly or indirectly, (i) maintain any business transaction with the District, or (ii) receive any compensation, grants, gifts or other benefits from the District, or any person seeking to do or doing business with the District? Examples of a business transaction may include a purchase or sale, lease, contractual arrangement, performance of services or participation in a joint venture.

Yes

No

If so, please describe the nature of the business transaction, compensation arrangement, or any other benefit, and the identities of each of the parties involved. If the applicable arrangement concerns a Related Person, please describe how the person or entity is related to you. If more than one relationship must be disclosed, please number the relationships.

¹A **Family Member** is a spouse, sibling (whether by whole or half-blood), child (natural or adopted), grandchild, or spouses of siblings, children or grandchildren.

2. To the best of your knowledge, do you have a business² or family relationship with any other current Commissioner, Citizen Member, officer or employee of the District?

Yes

No

Please describe the exact nature of any family relationships or business relationships or transactions, and the parties involved. If more than one relationship or transaction must be disclosed, please number the relationships and transactions.

3. Do you, or to your knowledge, does a Family Member, serve as an officer, employee, or member of the governing body of an entity which has in the past year applied, or which you anticipate may apply, for funding from or engage in a business transaction with the District?

Yes

No

² A **business relationship** is defined as:

1. One person is employed by the other in a sole proprietorship or by an organization with which the other is associated as a trustee, director, officer, key employee, or greater than 35% owner.
2. One person is transacting business with the other (other than in the ordinary course of either party's business on the same terms as are generally offered to the public), directly or indirectly, in one or more contracts of sale, lease, license, loan, performance of services, or other transaction involving transfers of cash or property valued in excess of \$10,000 in the aggregate during the organization's tax year. Indirect transactions include transactions with an organization with which one person is associated as a trustee, director, officer, key employee, or greater than 35% owner.
3. The two persons are each a director, trustee, officer, or greater than 10% owner in the same business or investment entity. "Ownership" is measured by stock ownership (either voting power or value) of a corporation, profits or capital interest in a partnership or limited liability company, membership interest in a nonprofit organization, or beneficial interest in a trust. Ownership includes indirect ownership (e.g., ownership in an entity that has ownership in the entity in question); there can be ownership through multiple tiers of entities.

Please list the applicable entity or entities, and the position held by you or your Family Member:

4. Continued Appointment Eligibility and Additional Potential Conflicts of Interest:

Please answer the following two (2) questions:

1. Are all eligibility conditions of your appointment as an officer, Commissioner/Citizen Member presently satisfied (e.g., residency/elector of district/municipality, as your particular appointment requires)?

Yes _____

No _____

2. To the best of your knowledge, are you or your immediate family involved in any other activity or relationship not characterized or described above, business or otherwise, which has the potential for being a conflict of interest with your role and responsibilities to the District?

Yes _____

No _____

If yes to either or both, please describe:

ATTEST:

I hereby swear under penalty of false statement that the foregoing statements are true and complete to the best of my knowledge and belief.

I understand that I have an ongoing obligation to amend this form should any circumstances change which would cause any of the statements herein to be inaccurate or incomplete.

If an apparent or potential conflict hereafter arises within the spirit of the Conflict of Interest Policy, I shall immediately disclose the facts and circumstances in writing or via e-mail to the District Counsel.

Name (please print) _____

Position _____

Date

Signature

State of Connecticut
County of Hartford

Subscribed and sworn before me this _____ day of _____, 20__.

Notary Public/Commissioner of Superior Court

Please return this completed questionnaire (hard copy or via e-mail) to:

Office of the District Counsel
The Metropolitan District
555 Main Street
Hartford, CT 06103
legal@themdc.com

NOTE: Failure to submit this form to District Counsel on or before January 31 of each calendar year will result in notice being provided to the District Board and the appointing authority of the Commissioner/Citizen Member.

On motion made by Commissioner Magnan and duly seconded, the reports for resolutions #11A “Revision of Bylaw § B6d ‘Disclosure of Interest’” and #11B “Code of Ethics Acknowledgment & Potential Conflict of Interest Disclosure Form” were received and resolutions adopted by unanimous vote of those present.

**ETHICS ADVISORY BOARD
REPORT RE: POSSIBLE ETHICS CODE VIOLATION**

To: District Board

November 2, 2022

From: Ethics Advisory Board

At a meeting of the Ethics Advisor Board held on September 19, 2022, it was:

VOTED:

Be it resolved, the Ethics Advisory Board hereby finds and reports the following:

- 1) Commissioner Taylor admits that he met with Dan Mara of Sandler & Mara PC on two separate occasions to discuss disputed 2021 and 2022 legal invoices presented by Sandler & Mara PC;
- 2) Without questioning the motives of Commissioner Taylor, the Ethics Advisory Board consider Commissioner Taylor’s action to be technical violations of MDC Bylaw § B6d;
- 3) The Ethics Advisory Board hereby recommends that there be a finding of ethical violations as referenced above, but that the District Board take no discipline or censure against Commissioner Taylor, but rather that he be advised that any similar violations may lead to more adverse consequences; and
- 4) The Ethics Advisory Board further recommends no Commissioners meet with any individual or representative of any entity, constituent or otherwise, having an adverse claim or claims against the District. To the extent that there is any question as to whether any adverse claim exists, the matter should be referred to the Office of District Counsel.

After discussion, Commissioner Currey made a motion to call the question. The motion passed by two-thirds vote on a roll call vote.

The result of the roll call:

Yeas: Commissioners Andrew Adil, John Bazzano, Donald Currey, William DiBella, John Gale, Peter Gardow, Joan Gentile, Jean Holloway, Byron

Lester, Diane Lewis, Maureen Magnan, Bhupen Patel, Pasquale J. Salemi, Calixto Torres, and James Woulfe (15)

Nays: Commissioners John Avedisian, Richard Bush, David Drake, Allen Hoffman, Jacqueline Mandyck and Dominic Pane (6)

Abstentions: Commissioner Alvin Taylor (1)

Absent &

Not Voting: Commissioners Avery Buell, Dimple Desai, James Healy, Jon Petoskey and Richard Vicino (5)

On motion made by Commissioner Woulfe and duly seconded, the recommendation of the Ethics Advisory Board was received and accepted.

POTENTIAL VIOLATION OF BYLAW B2K BY COMMISSIONER TAYLOR

Commissioner Currey made a motion to postpone Agenda Item #13 “Potential Violation of Bylaw B2k By Commissioner Taylor” indefinitely. The motion was duly seconded and passed unanimously by vote of those present.

**INTERNAL AUDIT COMMITTEE
INVESTIGATION OF SANDLER & MARA PC**

District Chairman DiBella relinquished his chair and Vice Chairperson Magnan assumed the chair position for Agenda Item #14 “Investigation of Sandler & Mara PC Invoices”

Commissioner Mandyck, Chairperson of the Internal Audit Committee, delivered an update on the status of the investigation by outside counsel for the Internal Audit Committee.

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

No one from the public appeared to be heard.

COMMISSIONERS COMMENTS AND QUESTIONS

Commissioner Torres spoke on Commissioner Taylor’s recusal at the District Board’s referral of Sandler & Mara invoices to the Internal Audit Committee in August.

Commissioner Currey thanked District Counsel Stone for his work and inquired about there being any opportunity to negotiate with member towns who are in arrears for

paying for catch basin cleaning. He also recommended looking at moving Bylaw B2k to the jurisdiction of the Ethics Advisory Board.

Commissioner Bush commented on the Linbrook Road sewer repair completion and stated that the MDC and its contractors did good work and were very professional.

Commissioner Taylor thanked the Ethics Advisory Board for their fairness in review of the potential ethics code violation.

Commissioner Salemi spoke on wildlife in the area and stated that a bobcat was sighted near St. Francis hospital in the City of Hartford.

Commissioner Adil commented that the MDC conservation officers are not permitted to carry bear spray.

Commissioner Avedesian commended the MDC for the work done finding the woman's wedding ring in the Hartford catch basin. He also congratulated Susan Negrelli for her recent award from the American Construction Institute.

ADJOURNMENT

The meeting was adjourned at 7:31 PM

ATTEST:


John S. Mirtle, Esq.
District Clerk

December 5, 2022

Date of Approval

**THE METROPOLITAN DISTRICT COMMISSION
PUBLIC HEARING**

555 Main Street
Hartford, Connecticut 06103
Wednesday, November 7, 2022

Present: Commissioners John Avedisian, John Gale, Peter Gardow, Joan Gentile, Allen Hoffman, Georgiana Holloway, Byron Lester, Diane Lewis, Jackie Mandyck, Dominic Pane, James Woulfe and Chairman DiBella

Remote

Attendance: Commissioner Richard Bush

Also

Present: Scott Jellison, Chief Executive Officer
Chris Stone, District Counsel
John S. Mirtle, District Clerk
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer (Remote Attendance)
Robert Barron, Chief Financial Officer / Director of Finance
Sue Negrelli, Director of Engineering (Remote Attendance)
Robert Schwarm, Director of Information Technology (Remote Attendance)
Tom Tyler, Director of Facilities
Michael Curley, Manager of Technical Services
Carrie Blardo, Executive Assistant to the CEO (Remote Attendance)
Nick Salemi, Communications Administrator (Remote Attendance)
David Baker, IT Consultant (Remote Attendance)
Dylan Pecego, IT Consultant (Remote Attendance)
Julie Price, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate (Remote Attendance)

The public hearing was called to order by District Chairman DiBella at 5:30 PM

Chairman DiBella read the following statement:

“This is a public hearing of The Metropolitan District. The District Board will receive public input on the proposed 2023 budget for The Metropolitan District, Water & Sewer Rates, and Revisions to Ordinances.”

“On October 28, 2022, the 2023 proposed budget was made publicly available and posted on www.themdc.org. At its October 3RD 2022 meeting, the District Board referred the proposed budget to the Board of Finance. A final decision on the 2023 proposed budget, rates and ordinances has yet to be made. The District Board will consider and

approve a final budget at its December 5, 2022 public meeting, and will take into account what is said at this hearing.”

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

The following hearing notice was published in the Hartford Courant on October 28, 2022 and again on November 3, 2022; and the notice 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
OF THE METROPOLITAN DISTRICT
PROPOSED 2023 BUDGET, WATER & SEWER RATES AND
REVISIONS TO ORDINANCES
The Metropolitan District Board Room
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 Compiled Charter of The Metropolitan District (“District”), the District will hold a public hearing on the proposed fiscal year 2023 budget, water and sewer rates, and revisions to the District’s ordinances. The hearing will be held at the Metropolitan District Board Room, 555 Main Street, Hartford, Connecticut, on **Monday, November 7, 2022 at 5:30p.m.**

Members of the public that would like to participate remotely may call into the public hearing at **(415) 655-0001 Access Code: 43808661#** or via Webex video link. It is encouraged that anyone from the public wishing to submit public comment on the budget, rates or ordinances do so by submitting written comments to DistrictClerk@themdc.com prior to the hearing. Comments received in advance of the public hearing will be available to District Commissioners during the public hearing and incorporated into the record. Submitting written comments does not prevent any member of the public from also speaking during the hearing.

The proposed fiscal year 2023 budget, rates and ordinance revisions are available for public inspection at www.themdc.org/budget or by request to DistrictClerk@themdc.com. Proposed changes to the following sections of the ordinances will be considered:

WATER SUPPLY ORDINANCES:

§ W1a “WATER USED CHARGE (TREATED WATER)”

§ W1f “SURCHARGE OUTSIDE THE METROPOLITAN DISTRICT FOR CAPITAL IMPROVEMENTS”

SEWER ORDINANCES:

§ S1b “DEFINITIONS”

§ S2j “ENTRY FOR INSPECTION”

- § S2k “SUBMISSION OF PLANS FOR SAMPLING WELLS AND OTHER DEVICES”
§ S2n “USE OF STORM DRAINS”
§ S2p “USE OF AUXILIARY OR RELIEF DRAINS”
§ S2s “STATE OF CT GENERAL PERMIT FOR DISCHARGES FROM MISCELLANEOUS INDUSTRIAL USERS”
§ S2t “REQUIRED WASTEWATER DISCHARGE PERMIT(S)”
§ S2w “NEW OR MODIFIED STORM WATER (INFLOW) CONNECTIONS” (NEW)
§ S3s “MAINTENANCE OF SEWER CONNECTIONS”
§ S8a “AGREEMENTS WITH DEVELOPERS AUTHORIZED”
§ S12x “SPECIAL SEWER SERVICE CHARGE FOR CAPITAL IMPROVEMENTS TO THE SEWER SYSTEM”

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

John S. Mirtle, Esq.
District Clerk

John Mirtle, District Clerk, read the public hearing guidelines.

PUBLIC COMMENTS

Hartford Mayor Luke Bronin read from the following written comments:



**Luke A. Bronin
Mayor**

TESTIMONY Submitted to the Metropolitan District Commission November 7, 2022

Thank you for the opportunity to offer testimony regarding proposed revisions to the Metropolitan District Commission (MDC) Sewer Ordinance, as well as on the proposed budget of the MDC for 2023.

I am deeply concerned that, as currently drafted, the proposed Sewer Ordinance Revisions could present a major and potentially insurmountable obstacle to new economic development projects in Hartford, as well as additional MDC towns, by prohibiting the connection of any newly developed or re-developed properties to the MDC-owned sewer system.

The proposed MDC ordinance revision states that, “No new inflow sources or discharges shall be permitted to connect to a combined sewer or storm sewer tributary to a combined sewer.” As you know, the decades-long project to separate the MDC’s sanitary and stormwater sewers is only partially complete. In principle, virtually every street and property in Hartford is either connected directly to a combined sewer or a tributary to one.

As drafted, this provision would effectively ban any new development of property in Hartford that is not already developed, and it would arguably have the same effect upon our neighboring communities in Bloomfield, Newington and West Hartford – whose stormwaters flow into the MDC combined sewer system in Hartford.

Development could only occur if the developer, the City of Hartford, or some other party would agree to build, own and operate their own independent stormwater system—a demand that would make virtually any new construction in Hartford cost-prohibitive.

If passed, the ordinance would also give the MDC sole discretion to determine if a sewer permit will be re-issued for currently developed properties undergoing re-development (in contrast to new construction). As you may know, MDC staff have previously expressed opposition to allowing the former Westbrook Village properties, currently undergoing redevelopment in multiple phases, to reconnect to their sewer system. The MDC has declined to reconsider this position, even though the City and the Westbrook Village developer have demonstrated that the project would reduce the net inflow of waters into the sewer below the level previously permitted by the MDC.

Again, let me emphasize that as drafted, this new proposed sewer ordinance has the potential to obstruct development or re-development across the entire city, and likely in Bloomfield, Newington and West Hartford as well.

The MDC previously committed to work directly with the City and DEEP to address the issues of managing storm water and the sewer system, while allowing for ongoing development and redevelopment in the City – and in the MDC region. The proposed ordinance is not the product of collaboration, and I would ask that the MDC postpone consideration of this ordinance revision to afford all the interested parties an opportunity to meet and confer on a balanced approach.

Regarding the proposed budget for 2023, I am also concerned that the MDC has proposed imposing new charges on the City of Hartford for periodic maintenance of MDC-owned catch basins. The MDC has performed this cleaning of MDC-owned assets for almost a century, ever since the MDC took ownership of Hartford’s sewer system in the 1930’s. The proposed budget now envisions charging the City a fee of \$157.89 every time one of these catch basins is cleaned, which we estimate could impose total added costs of \$125,000 or more on the City each year.

MDC expressed concerns to the City earlier this year about the rising cost of cleaning catch basins, and we have been negotiating in good faith with the MDC to identify a mutually satisfactory solution to address those concerns. Yet by building this new cleaning fee into the

proposed 2023 budget, I am concerned that the MDC may be walking away from these discussions and the opportunity to arrive at a consensus solution to the issue.

For nearly a century, the City of Hartford and the Metropolitan District Commission have worked in partnership to provide for the water and sewer needs of our residents and businesses. It is critical that this spirit of mutual partnership continue. I would ask the Board and staff of the MDC for the opportunity to open a renewed dialogue with the City, and for good-faith meetings to resolve these issues for the benefit of all.

Thank you for the opportunity to offer this testimony. If you have any questions, or would like to discuss these matters further, please do not hesitate to contact me at any time.

**550 Main Street
Hartford, Connecticut 06103
Telephone (860) 757-9500
Facsimile (860) 722-6606**

Michael Looney, Director of Public Works for the City of Hartford, spoke in opposition to the drafted proposed sewer ordinances.

Judy Allen, of West Hartford, read from the following written comments:

Comments for Public Hearing
November 7, 2022

Thank you for the opportunity to provide comments regarding the proposed budget, and water and sewer rates. My comments will primarily be about the discounts provided again this year for Niagara.

At the beginning staff made a decision to entice Niagara to come here with discounts based on the assumption that giving them a break on the Clean Water Project (CWP) charge would make the cost of buying water more palatable.

Most commissioners knew nothing about the deal. In fact when the public finally knew, several commissioners said if they had known about it they wouldn't have supported it.

Public pressure forced the stop of the discounts. Then staff began calling it an economic development rate. Since then I don't remember any commissioner expressing opposition to the discounts. But only the name has changed.

When Niagara didn't immediately buy the amount of water hoped for, staff assumed it was lack of discounts and so 2 years ago commissioners voted to give them to Niagara.

Since the discounts went into effect in April 2020, the MDC has lost over \$1,033,000, the majority of which was for the CWP. That money has been a gift to Niagara, one they don't need. They are well established, making a profit, using what water they need and will continue to do so even without discounts.

Staff told commissioners if the promised discounts to Niagara are ended, the MDC will be seen as untrustworthy.

MDC customers need to trust that rates are set fairly. They need to trust that they don't have to pay more because MDC gives away revenue to one customer only.

While Niagara's discounts may have sounded like a good idea at the time, they were not well thought out. Circumstances have changed. It is no longer wise to continue giving Niagara a gift forever and leave other customers to pick up the slack. It has never been wise to keep losing revenue forever.

Now that Niagara has enjoyed 2 years of discounts it has become apparent that the amount of water Niagara buys has more to do with market conditions than it does with discounts for water and the CWP charge.

If the discounts are really an economic development rate, it has been a failure. No new industry has been attracted because of them. The discounts were specifically created for Niagara, hoping they will buy more water. This too this has been a failure. The amount of water Niagara buys is determined by market conditions, not discounts.

I really can't see how commissioners can justify continuing a rate for one customer only. To me it doesn't sound fair, it doesn't sound ethical, it doesn't sound wise.

I can see the value of an economic development rate that would actually entice the kind of development the member towns seek. Some potential developments might use large volumes of water but not enough to meet the threshold for discounts as they are now. As it stands, there is no incentive for any development other than water bottlers.

Economic development rates can be structured in many ways but all should eventually have an end point. Commissioners can begin this year to start decreasing the gift to Niagara so that they too will eventually pay the full amount, just as every other customer does.

I want to close by recognizing that commissioners have a huge responsibility, it's time consuming, you don't get paid, and you have to listen to people like me complain. I appreciate the work you do. Thank you.

Judy Allen

West Hartford

Michael Zaleski, CEO of Riverfront Recapture Inc, spoke in favor of the proposed 2023 budget including funding outdoor recreation at the MDC reservoirs and Riverfront Recapture.

Bridgitte Prince, of East Hartford, spoke on the following submitted written comments:

November 7, 2022

MDC PUBLIC COMMENT

VIOLATIONS THE CONSENT DECREE DATED MAY 9, 2006. FILED IN THE UNITED STATES DISTRICT COURT, DISTRICT OF CONNECTICUT, AUGUST 17, 2006

In accordance with the Consent Decree between the United States Environmental Protection Agency, and the Metropolitan District of Hartford (MDC), Case Number Case 3:06-cv-00728-PCD – the MDC has failed to comply with the below definitions and conditions set forth. However, the below violations are not the total sum of the neglectful actions of the MDC and the City of Hartford, CT. The violations are numbered as they appear in the Consent Decree which was provided to me by the EPA Office in Boston, MA.

1. "Building/Private Property Backup" shall mean any release of wastewater from the MDC's Sanitary Sewer System into buildings or onto private property, except a release that: (1) is the result of blockages, flow conditions, or malfunctions of a building lateral or other piping/conveyance system that is not owned or operationally controlled by the MDC, or (2) is the result of overland, surface flooding not emanating from the MDC's Sanitary Sewer System.

4. "Collection System" shall mean the sewage collection and transmission system (including all pipes, Force Mains, gravity sewer lines, lift stations, Pumping Stations, manholes, and appurtenances thereto) owned or operated by the MDC and designed to convey wastewater to any wastewater treatment facility ("WWTF") or to one or more points of discharge.

19. "Sanitary Collection System" shall mean the separate wastewater collection, storage, and transmission system (including all pipes, Force Mains, gravity sewer lines, lift stations, Pumping Stations, manholes, and appurtenances thereto) intended to carry only sewage from residences, commercial buildings, industrial buildings and institutions, which is owned or operated by the MDC.

20. "Sanitary Sewer Overflow," "SSO," and "Overflow" shall mean an overflow, spill, diversion, or release of wastewater from, or caused by, the MDC's Sanitary Collection System. This term shall include discharges to waters of the State or United States from the MD C's Sanitary Collection System, as well as any release of wastewater from the MD C's Sanitary Collection System to public or private property that does not reach waters of the

United States or the State, including Building/Private Property Backups.

Case 3:06-cv-00728-PCD Document 15-9 Filed 08/17/2006 Page 2 of 22

X. REPORTING

A. Beginning with the first quarter following the Date of Entry of this Consent Decree and each quarter thereafter for a four-year period until termination of the Decree, the

MDC shall submit on the thirtieth day of each month following the end of the quarter, a written report to EPA and CTDEP regarding the status of its compliance with Section VII (CWA Remedial Measures) of this Decree. After the four-year period, written reports shall be required semi-annually, within 30 days of June 30

and December 31st, until termination of the Decree.

The report shall contain a summary of the status and progress of all projects and programs required by Section VII (CWA Remedial Measures) of this Decree, including but not limited to:

1. A summary listing of all SSOs including Building/Private Property Backups that have occurred in the past quarter. This tabular listing should be organized chronologically by municipality and Sewershed and shall include the date of the SSO or Building/Private Property Backup incident, the location by address, source of notification (e.g., property owner, field crew, etc.); and the cause(s) of the Building/Private Property Backup.
2. A description of the activities undertaken during the reporting period directed at achieving compliance with this Consent Decree. A separate listing of all public and private Infiltration/Inflow source(s), organized by municipality and Sewershed, that were eliminated during the quarter, the date that they were eliminated, and the mechanism that was used to eliminate the source shall also be included in each quarterly report;
3. Identification of all plans, reports, and other deliverables required by this Consent Decree that the MDC completed and submitted during the reporting period, or failed to complete; and

Case 3:06-cv-00728-PCD Document 15-9 Filed 08/17/2006 Page 3 of 22

4. A description of the expected activities to be taken during the next reporting period in order to achieve compliance with this Consent Decree.

B. By January 30, 2007, and every 12 months thereafter until termination of this Decree, the MDC shall submit to EPA and CTDEP an Annual Report. The last quarterly report and the semi-annual report required in Sub-Section X.A may be combined with the Annual Report.

The Annual Report shall contain; a summary of compliance with and activities related to the projects scheduled under Section VII (CWA Remedial Measures) of this Decree and also:

1. A summary of Emergency Response Plan activities, including, but not limited to, the number of responses to Overflows and b) passes, the response times for each discharge and actions taken to clean and disinfect the discharge site.
2. A summary of the preventive maintenance activities undertaken by the MDC. This shall include information identifying the length of pipe segments that were inspected, cleaned, repaired or replaced and a summary of all Pumping Station and Force Main preventive maintenance activities for the year. Where available, maps shall be submitted documenting the information provided in the report.
3. The reporting requirements of Sub-Section X.A.

C. All reports required to be submitted in this section shall contain a certification signed by a duly authorized representative of the MDC. The certification shall read as described in Sub-Section XVII.B.

D. The reporting requirements set forth in this section do not relieve the MDC of its obligation to submit any other reports or information as required by state, federal or local law.

It is also the belief that these violations and neglectful acts are a direct result of environmental racism. With millions of dollars allocated to the City of Hartford and the MDC to address conditions through the CLEAN WATER ACT; many of the sewage and wastewater issues have not been corrected, or even addressed.

In recent years, there have been numerous news reports detailing the sewage and wastewater infrastructure, specifically in Hartford's North End. Furthermore, Mayor Luke Bronin has identified the problems in an October 29, 2021 Hartford Courant article. Blacks and Puerto Ricans have had to weather this preventable storm. In fact, residents view the perpetual as a blatant act of racism, as they watch human feces travel through basements.

Notwithstanding, Mayor Bronin has attributed the flooding to an outdated, decrepit, 100 year old sewage and wastewater system; as well as, climate change. He then revealed, that after consulting with MDC and DEEP, Mayor Bronin estimated that the total repairs would cost \$35 million dollars.

Herein lies the problem, none of the designated funds through the CLEAN WATER ACT, the COVID FUNDS, or the new \$580 million dollars of Infrastructure funding for wastewater water and sewage repairs, have been designated to corrupt the environmental racism in Hartford, Connecticut.

Thank you.

Bridgitte Prince
Bridgitteprince64@gmail.com

Independent Consumer Advocate Joseph Szerejko spoke on the proposed sewer ordinances stating it may stunt development in the City of Hartford. He urged the Board to reconsider the language in the ordinance changes. He also stated his concern over the charge for turning water service back on after termination from \$125 to \$170.

Howard G. Rifkin, City of Hartford Corporation Counsel, submitted the following written statement:

**TESTIMONY SUBMITTED TO MDC ON "PROPOSED REVISIONS TO SEWER ORDINANCES"
Corporation Counsel Howard G. Rifkin, City of Hartford
November 7, 2022**

The "Proposed Revisions to Sewer Ordinances" before you tonight is of great concern to the City of Hartford, and should be of concern to other member towns. It could well result in making development or redevelopment in Hartford either impossible, at worst, or, at best, cost-prohibitive. Having looked at the authority given to the District to adopt ordinances and the Special Acts of the General Assembly establishing the District, as well as its Charter, a case can be made that the District lacks the legal authority to enact many of the provisions found in this proposed ordinance.

Under the Special Act establishing the MDC in 1929, and under its adopted Charter, the newly established District in the early 1930's assumed legal control of the Hartford Water Commission and of Public Works, including responsibility for "sewage and drainage systems".

A 1982 memo from the City Department of Public Works describing, in part, the scope of the MDC authority stated, "sanitary sewers in Hartford and six surrounding towns and storm drains in Hartford are constructed and maintained by the MDC".

In 1985, a series of memos were written and analysis was done looking at how "Public Works might handle the responsibility for maintaining the separate storm water drainage system in Hartford if the MDC should turn that system over to the City of Hartford". That never happened.

In 1998, in correspondence to the City Manager of Hartford responding to concerns about the flooding problems in the area bounded by Albany Ave, Homestead Ave and Garden St., the District acknowledged the problem and clearly stated that it "has been attempting to identify the scope of any remedial work to be performed ... We have recommended that the District's 1999 Capital Improvement Program include funding in the amount of \$500,000 for the Upper Albany Sewer System Study. This study will be to identify and determine the cost of alternative solutions to the flooding problem of the area, and to lay the groundwork for future appropriations for actual construction to be performed". **In other words, MDC was taking ownership of the problem because it owned the sewage and drainage systems in Hartford pursuant to the Special Acts establishing the District in 1929.**

Now comes the proposed Ordinance before you which clearly would deny that MDC has any legal responsibility for the "construction and maintenance" of a sewer and water drainage system in Hartford that might require improvements and even construction in order to meet demand and environmental standards. In fact, it effectively tells the City and developers: no more, not our responsibility!

An argument can, in fact, be made that under its Special Acts and Charter, the District doesn't have the authority to adopt the proposed ordinance in the first instance. At a minimum, consideration of this ordinance should be postponed indefinitely to afford all relevant parties an opportunity to reach a compromise that would take into account environmental and public health concerns of managing storm water while not completely thwarting development and growth opportunities in the City of Hartford, and in other MDC communities.

In addition, and on another provision in the proposed ordinance, it is the case that responsibility for cleaning catch basins tied into the MDC system in Hartford and the disposal of the debris was borne by the MDC until 2015 when it started to bill the City for the "service". This coincided with the closing of the Hartford Landfill in which the debris was disposed of without cost to the District. The imposition of a fee by ordinance, and the

addition of estimated revenue from this “service” in the proposed budget belies the fact that the catch basins in question are owned by the District, not the City of Hartford.

Despite that, the City did make a proposal to the District to establish a cost sharing formula for cleaning the catch basins and the disposal of debris, as well as strategically placing collars around catch basins on some of the more well-travelled avenues in the City. We would urge striking this provision from the proposed ordinance in favor of negotiating and entering into an MOU with the City on this issue.

Respectfully Submitted,

Howard G. Rifkin
Corporation Counsel
City of Hartford

ADJOURNMENT

The public hearing was adjourned at 5:52 P.M.

ATTEST:


John S. Mirtle, Esq.
District Clerk

December 5, 2022

Date of Approval

THE METROPOLITAN DISTRICT COMMISSION

555 Main Street
Hartford, Connecticut 06103
December 5, 2022

PRESENT: Commissioners Andrew Adil, John Avedisian, John Bazzano, Avery Buell, Donald Currey, Dimple Desai, William A. DiBella, David Drake, John Gale, Peter Gardow, Joan Gentile, James Healy, Allen Hoffman, Jean Holloway, Diane Lewis, Maureen Magnan, Jacqueline Mandyck, Dominic Pane, Pasquale J. Salemi, Alvin Taylor, Calixto Torres and James Woulfe (22)

REMOTE ATTENDANCE: Commissioners Richard Bush, Byron Lester, Mary LaChance and Bhupen Patel (4)

ABSENT: Commissioners Christian Hoheb, Michael Maniscalco, Jon Petoskey, Richard Vicino and New Britain Special Representative Michael Carrier (5)

ALSO PRESENT: Citizen Member Linda Russo (Remote attendance)
Scott W. Jellison, Chief Executive Officer
Christopher Stone, District Counsel
John S. Mirtle, District Clerk
Christopher Levesque, Chief Operating Officer
Kelly Shane, Chief Administrative Officer
Robert Barron, Chief Financial Officer
Robert Schwarm, Director of Information Technology
Tom Tyler, Director of Facilities
Jamie Harlow, Director of Human Resources (Remote attendance)
David Ruttly, Director of Operations
Jason Waterbury, Manager of Engineering Services
John Fleming, Manager of Operations
Anthony Pantaleo, Utility Maintenance Superintendent
Lisa Remsen, Manager of Budget and Analysis
Nefertere Whittingham, Financial Analyst (Remote Attendance)
Shereese Rodgers, Senior Financial Analyst (Remote Attendance)
Kim Haynes, Manager of Customer Service
Angel Morales, Senior Clerk
Carrie Blardo, Assistant to the Chief Operating Officer
Nick Salemi, Communications Administrator
Victoria Escoriza, Executive Assistant
Joseph Szerejko, Independent Consumer Advocate (Remote attendance)
Rita Kelley, EEO Officer
David Baker, IT Consultant (Remote attendance)
Dylan Pecego, IT Consultant (Remote attendance)

CALL TO ORDER

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

ROLL CALL AND QUORUM

The District Clerk called the roll and informed District Chairman William 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 Hoffman and duly seconded, the meeting minutes of November 2, 2022 and Public Hearing minutes of November 7, 2022 were approved.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

Judy Allen of West Hartford submitted the following written comments:

As you consider water and sewer rates for 2023, I must again call your attention to the discounts for large volume water users. Currently only one customer can make use of the discount. No other customer is even close to using that amount of water. It is clear that this customer buys water in response to market conditions and not because of discounts.

Therefore, since the establishment of these discounts, the MDC has lost over \$1,033,000 in revenue.

This discount has been called an economic development rate, yet this large volume user rate has no end date. A typical economic development rate is gradually lessened over time such that eventually the business is paying full freight just as all other customers do.

While there is nothing preventing you from reducing the amount of the discount, in the past 2 years there has been no indication that a reduction over time is being considered.

This rate has failed to accomplish its goal. It has not attracted any new industry to the MDC member towns, it has not resulted in Niagara Bottling buying extra huge amounts of water.

The action you should take is quite clear. Either decide to eliminate the large volume user rate, or begin to reduce it.

What is proposed for next year is a rate for large volume users that is \$.75 less than the rest of us pay. Take one baby step toward making this a true economic development rate, reduce the large volume water rate by just one nickel. At least have a discussion about the discounted rates in public. Niagara is here, it is established, they aren't moving out.

MDC is abundantly fortunate to have plentiful water. Other parts of our state are in dire need of potable water. Please set an example of being good stewards of our water and don't give away water while others struggle.

REPORT FROM DISTRICT CHAIRMAN

No report.

REPORT FROM CHIEF EXECUTIVE OFFICER

Rita Kelley, EEO Officer, provided a presentation regarding the CHRO Affirmative Action Plan.

Commissioner Woulfe entered the meeting at 5:46 PM

2003 BARRINGTON WELLES COMPREHENSIVE MANAGEMENT STUDY OF THE METROPOLITAN DISTRICT

Without objection, the 2003 Barrington Welles Comprehensive Management Study of the MDC was postponed to after agenda items #12.

REPORT FROM DISTRICT COUNSEL

District Counsel Christopher Stone presented the District Counsel report and discussed the Marriott sewer assessment appeal litigation, Hartford landfill claims, tunnel claim and Colebrook.

BOARD OF FINANCE 2022 OPERATING BUDGET TRANSFER

To: District Board

December 5, 2022

From: Board of Finance for consideration on November 9, 2022

The 2022 Metropolitan District adopted operating budget is forecasting payroll shortfalls in the Command Center driven by overtime as a result of vacancies and absences.

CERTIFICATIONS:

In accordance with Section 3-8 of the Charter of The Metropolitan District, I hereby certify that there exists free from encumbrances, in the following appropriation, the amounts listed:

From:	Cost Center	General	Water	Total
WPC: Hartford	2220010020	\$14,600	\$-	\$14,600
Maint: Facilities & Electrical Mainten	2240010020	49,000	51,000	100,000
Operations: Systems Repair	2330010020	35,000	105,000	140,000
Patrol: Recreation	2340010020	-	35,400	35,400
		\$98,600	\$191,400	\$290,000



Robert Barron
Chief Financial Officer

At a meeting of the Board of Finance held on November 9, 2022, it was:

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

Resolved: That transfers within the 2022 Budget Appropriations be approved as follows:

From:	Cost Center	General	Water	Total
WPC: Hartford	2220010020	\$14,600	\$-	\$14,600
Maint: Facilities & Electrical Mainten	2240010020	49,000	51,000	100,000
Operations: Systems Repair	2330010020	35,000	105,000	140,000
Patrol: Recreation	2340010020	-	35,400	35,400
		\$98,600	\$191,400	\$290,000

To:	Cost Center	General	Water	Total
Command Center: Administration	2320010010	\$51,000	\$99,000	\$150,000
Command Center: Utility Services	2320010020	47,600	92,400	140,000
Total		\$98,600	\$191,400	\$290,000

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

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

BOARD OF FINANCE

ADDITIONAL \$10,000 TO METRO HARTFORD ALLIANCE FOR 2022

Commissioner Adil made a motion to pay the additional \$10,000 to Metro Hartford Alliance in Fiscal Year 2022.

Commissioner Hoffman made a motion to amend the resolution that any future requests for funding in addition to the funding provided in an adopted annual budget must be submitted in writing to the Board of Finance, and thereafter the District Board for consideration. The amendment passed by unanimous vote.

On motion made by Commissioner Adil and duly seconded, the report was received and resolution, as amended, adopted by majority vote of those present. Commissioners Avedisian Currey, Gardow, and Salemi opposed. Commissioner Mandyck abstained.

WATER BUREAU REVISIONS TO DISTRICT WATER RATES

To: District Board

December 5, 2022

From: Water Bureau

The 2023 budget in support of Water Operations calls for the water use rate to decrease from \$4.09 per hundred cubic feet (CCF) to **\$3.80/CCF**. The changes will become effective January 1, 2023. A discussion of several rates that comprise the proposed schedule for 2023 and the recommendations pertaining to each follows:

Water Used Charge – Treated Water

Staff recommends that the rate charged for the use of treated water based on actual metered consumption decrease from \$4.09 per CCF to **\$3.80** per CCF.

CURRENT RATE
\$4.09/CCF

PROPOSED RATE
\$3.80 / CCF

Customer Service Charge

Revenues from this customer service charge are intended to support a portion of the fixed operating, maintenance and debt costs associated with water operations.

There are no proposed changes to the Customer Service Charge for 2023.

<u>SIZE OF METER</u>	<u>MONTHLY BILLING</u>
5/8"	\$14.98
3/4"	\$14.98
1"	\$14.98
1 1/2"	\$48.60
2"	\$77.80
3"	\$145.89
4"	\$243.55
6"	\$486.07
8"	\$771.16
10"	\$1,777.77
12"	\$1,896.38

Surcharge Outside The Metropolitan District

A fixed "surcharge" rate is added to all accounts for service outside the boundaries of the District. The surcharge is based on the size of the meter that serves each delivery point. Revenues from this charge are for the reimbursement of assets deployed. The surcharge rates have been set at the same rates as the Customer Service Charges. ***There are no proposed changes to the surcharge for 2023.***

<u>SIZE OF METER</u>	<u>MONTHLY BILLING</u>
5/8"	\$14.98
3/4"	\$14.98
1"	\$14.98
1 1/2"	\$48.60
2"	\$77.80
3"	\$145.89
4"	\$243.55
6"	\$486.07
8"	\$771.16
10"	\$1,777.77
12"	\$1,896.38

Water Used Charge – Untreated Water

The District provides untreated water to other agencies and water companies for a fixed rate based on actual consumption. The current rate for this untreated or "raw" water is \$1.50 per hundred cubic feet of consumption. ***It is recommended that the charge for untreated water remain at the rate of \$1.50 per hundred cubic feet.***

Surcharge Outside the Metropolitan District for Capital Improvements

A surcharge is added to the water rate to recover the cost of major capital improvements and/or upgrades such as water main extensions, pump stations, etc. in non-member towns. The surcharge is calculated based on the aggregate hydraulic capacity of each meter size in each non-member town.

Private Fire Protection Charge

Rates for private fire protection are charged to all fire service accounts, including combination services, based on the size of the service connection. Staff recommends monthly fire protection charges to remain unchanged as follows:

<u>SIZE OF CONNECTION</u>	<u>MONTHLY CHARGE</u>
1"	\$5.00
2"	\$22.85
3"	\$33.75
4"	\$60.00
6"	\$135.00
8"	\$240.00
10"	\$375.00
12"	\$540.00
16"	\$960.00
20"	\$1,500.00
24"	\$2,160.00

Conclusion

Staff believes that the foregoing rate change recommendations are justified, reflect the sound financial administration that has earned the District support among credit rating agencies and financial advisors, and are consistent with the policy direction of the Commission.

At a meeting of the Water Bureau held on November 14, 2022, it was:

Voted: That the Water Bureau, acting under Section 5-4 of the District Charter, approves the following 2023 water rates without change from the 2022 rates:

SEC. W1b CUSTOMER SERVICE CHARGE

The CUSTOMER SERVICE CHARGE is a service charge applicable to all metered services and services to be metered. The charge shall be determined from the size of each meter installed or to be installed on the premises, as follows:

<u>SIZE OF METER</u>	<u>MONTHLY BILLING</u>
5/8"	\$14.98
3/4"	\$14.98
1"	\$14.98
1 1/2"	\$48.60
2"	\$77.80
3"	\$145.89
4"	\$243.55
6"	\$486.07

8"	\$771.16
10"	\$1,777.77
12"	\$1,896.38

SEC. W1c SURCHARGE OUTSIDE THE METROPOLITAN DISTRICT

In towns outside the limits of The Metropolitan District, in addition to charges under SEC. W1a and W1b, there shall be a surcharge determined from the size of the meter installed on the premises, as follows:

<u>SIZE OF METER</u>	<u>MONTHLY BILLING</u>
5/8"	\$14.98
3/4"	\$14.98
1"	\$14.98
1 1/2"	\$48.60
2"	\$77.80
3"	\$145.89
4"	\$243.55
6"	\$486.07
8"	\$771.16
10"	\$1,777.77
12"	\$1,896.38

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. W6f CHARGES FOR PRIVATE FIRE PROTECTION SERVICE

<u>SIZE OF CONNECTION</u>	<u>MONTHLY CHARGE</u>
1"	\$5.00
2"	\$22.85
3"	\$33.75
4"	\$60.00
6"	\$135.00
8"	\$240.00
10"	\$375.00
12"	\$540.00
16"	\$960.00
20"	\$1,500.00
24"	\$2,160.00

Further**Voted:**

That the Water Bureau, acting under Section 5-4 of the District Charter, establishes revised water rates effective with the meter readings rendered on and after January 1, 2023, as set forth in the following "REVISIONS TO WATER SUPPLY ORDINANCES."

Further**Voted:**

That following the public hearing held on November 7, 2022, as required by Special Act 01-3 adopted by the General Assembly of the

State of Connecticut, and Section 2-14 of the Compiled Charter of The Metropolitan District, the Water Bureau recommends to the District Board, through the Committee on MDC Government, approval of the following "REVISIONS TO WATER SUPPLY ORDINANCES" by the enactment of said proposed ordinances. (Additions are indicated in red and deletions by strikethrough).

REVISIONS TO WATER SUPPLY ORDINANCES

SEC. W1a WATER USED CHARGE (TREATED WATER)

For customers which do not resell treated water, the WATER USED CHARGE is the quantity of water used as read at the meter, as follows:

<u>BILLS RENDERED MONTHLY</u>	<u>RATE</u>
	\$4.09 \$3.80 per 100 Cubic Feet

The WATER USED CHARGE for such customers subject to § S12x of The Metropolitan District Sewer Ordinances who purchase more than 802ccf of water per day, as averaged over a monthly billing period, as follows:

For each of the first 802ccf of water used per day:

<u>BILLS RENDERED MONTHLY</u>	<u>RATE</u>
	\$4.09 \$3.80 per 100 Cubic Feet

For each ccf of water used per day in excess of 802ccf:

<u>BILLS RENDERED MONTHLY</u>	<u>RATE</u>
	\$3.34 \$3.05 per 100 Cubic Feet

For customers which, by agreement with the District or otherwise, resell treated water, the WATER USED CHARGE is the quantity of water used as read at the meter, as follows:

<u>BILLS RENDERED MONTHLY</u>	<u>RATE</u>
	\$4.09 \$3.80 per 100 Cubic Feet

SEC. W1f SURCHARGE OUTSIDE THE METROPOLITAN DISTRICT FOR CAPITAL IMPROVEMENTS

In towns outside the limits of The Metropolitan District for which capital improvements or layout and assessment projects are constructed, in addition to the charges set forth in SEC. W1a, W1b and W1c, there shall be a surcharge on the water rates determined from the size of the meter installed on the premises, as follows:

1. On or before the end of each fiscal year, The Metropolitan District shall determine the actual cost of each capital improvement constructed for each non-member town and the net cost (cost less assessments) of layout and assessment projects constructed for each non-member town. The costs and/or net costs, as applicable,

shall be allocated to the towns for which the work was performed and shall be a surcharge on the water rates of the users located in such towns.

2. The annual surcharge to be added to each user's water rate shall equal the total amount of the costs and/or net costs, as applicable, allocated to the town in which such user is located [excluding costs which the town has paid as set forth in Section W1f(3)] amortized over a twenty year period using an interest rate computed by the District which approximates the District's long-term cost of funds for its General Obligation Bond portfolio-multiplied by the percentage of hydraulic capacity of each user's meter size (based on the American Water Works Association meter size capacity) of the aggregate hydraulic capacity of all meters in such town. The surcharge shall be billed in either quarterly or monthly installments, as applicable, commencing with the first bill sent out in the fiscal year succeeding the fiscal year in which the work was performed and continuing over the twenty year period.

3. The District shall, as soon as possible after the completion of each capital improvement project or separate phase thereof, provide to the non-member towns for which a capital improvement was constructed a compilation of the costs associated with the construction of such project(s). If, on or before the end of the District's fiscal year in which such construction was completed, a non-member town agrees to pay and does in fact pay all or a portion of the cost of a capital improvement constructed for such town, then the amount paid by such town shall be deducted from the total amount of costs and/or net costs allocated to such town as described in Section W1f(1) and used to calculate the individual surcharges as set forth in Section W1f(2).

MONTHLY BILLING

SIZE OF METER	Farmington		Glastonbury		South Windsor		Manchester	
	<u>2022</u>	<u>2023</u>	<u>2022</u>	<u>2023</u>	<u>2022</u>	<u>2023</u>	<u>2022</u>	<u>2023</u>
5/8"	\$2.26	\$1.84	\$1.76	\$1.63	\$1.33	\$1.46	\$2.84	\$2.79
3/4"			\$2.64	\$2.44	\$2.00	\$2.19		
1"	\$4.52	\$3.68	\$3.53	\$3.25	\$2.67	\$2.92	\$5.68	\$5.57
1 1/2"	\$9.04	\$7.36	\$7.05	\$6.50	\$5.33	\$5.85		
2"	\$169.44	\$138.08	\$132.24	\$121.93	\$99.95	\$109.67		
3"	\$395.36	\$322.20	\$308.55	\$284.51	\$233.21	\$255.90	\$496.79	\$487.54
4"	\$677.76	\$552.33	\$528.95	\$487.73	\$399.79	\$438.68		
6"	\$903.68	\$736.45			\$533.05	n/a	\$1,135.52	\$1,114.38
8"	\$2,259.20	\$1,841.12						

Respectfully submitted,

John Mittle

John S. Mirtle, Esq.
District Clerk

Commissioner Pane made a motion to amend the W1f Non-member Town CIP Surcharge for Glastonbury, as shown below in blue.

AMENDMENT

To: District Board

December 5, 2022

From: District Clerk

District Water Ordinance § W1f relates to cost recovery for capital improvements in non-member towns (“NMT CIP surcharge”). The rate varies by town and meter size. The proposed 2023 water rates were published for public hearing on October 28, 2022. On October 26, 2022, a 6in water service and meter was installed at a property in Glastonbury. Previously, there was no 6in water service in Glastonbury and therefore no established NMT CIP surcharge rate for a 6in meter in Glastonbury. The following proposed amendment modifies the 2023 NMT CIP surcharge for Glastonbury customers which includes the addition of a rate for a 6in meter.

MONTHLY BILLING

SIZE OF METER	Farmington		Glastonbury <i>Amendment</i>			South Windsor		Manchester	
	<u>2022</u>	<u>2023</u>	<u>2022</u>	<u>2023</u>	<u>2023</u>	<u>2022</u>	<u>2023</u>	<u>2022</u>	<u>2023</u>
5/8"	\$2.26	\$1.84	\$1.76	\$1.63	\$1.60	\$1.33	\$1.46	\$2.84	\$2.79
3/4"			\$2.64	\$2.44	\$2.39	\$2.00	\$2.19		
1"	\$4.52	\$3.68	\$3.53	\$3.25	\$3.19	\$2.67	\$2.92	\$5.68	\$5.57
1 1/2"	\$9.04	\$7.36	\$7.05	\$6.50	\$6.39	\$5.33	\$5.85		
2"	\$169.44	\$138.08	\$132.24	\$121.93	\$119.74	\$99.95	\$109.67		
3"	\$395.36	\$322.20	\$308.55	\$284.51	\$279.39	\$233.21	\$255.90	\$496.79	\$487.54
4"	\$677.76	\$552.33	\$528.95	\$487.73	\$478.96	\$399.79	\$438.68		
6"	\$903.68	\$736.45			\$638.61	\$533.05	n/a	\$1,135.52	\$1,114.38
8"	\$2,259.20	\$1,841.12							

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

**WATER BUREAU
REVISIONS TO WATER ASSESSMENT RATES AND
MISCELLANEOUS WATER CHARGES**

To: District Board

December 5, 2022

From: Water Bureau

In support of the annual water operating budget, staff is submitting these rates in conjunction with the revisions to the proposed Fiscal Year 2023 water rates and other peripheral charges associated with the delivery and sale of water as part of the annual budget adoption process.

Staff has reviewed these rates in light of the costs associated with them on a 'typical' model basis and makes the following recommendations:

At a meeting of the Water Bureau held on November 14, 2022, it was:

Voted: That the Water Bureau hereby adopts the following schedule of fees effective January 1, 2023:

Water Assessment Rates and Miscellaneous Water Charges

	<u>CURRENT</u>	<u>PROPOSED</u>
<u>Main Pipe Assessment</u>	\$95/ft	\$95/ft
<u>Service Pipe Taps</u>		
Domestic (includes spacer and meter costs):		
1" Service Tap with 5/8" Meter	\$910	\$910
1" Service Tap with 3/4" Meter	\$925	\$925
1-1/2" Service Tap with 1" Meter	\$995	\$1,100
2" Service Tap with 1-1/2" Meter	\$1,890	\$2,015
4" Service Tap with 2" Meter	\$2,000	\$2,200
4" Service Tap with 3" Meter	\$3,640	\$3,640
6" Service Tap with 4" Meter	\$4,190	\$4,190
8" Service Tap with 6" Meter	\$5,970	\$5,970
10" Service Tap with 8" Meter	\$15,850	\$15,850
12" Service Tap with 10" Meter	\$18,120	\$18,120
12" Service Tap with 12" Meter	\$18,810	\$18,810
Fire Service		
2" Fire Service Tap	\$750	\$1,440
4" and larger Fire Service Tap	\$1,100	\$1,200
Hydrants		
Installed after the main	\$11,600	\$11,600
Hydrant Maintenance	\$145	\$150
Hydrant Relocation		

	<u>CURRENT</u>	<u>PROPOSED</u>
Fire Flow Testing	\$400	\$400
<u>Special Meter Charges and Deposits:</u>		
Hydrant Meters		
Administrative and meter reading fee, including connection and inspection fees + actual water use to be billed	\$1,500	\$1,500
Hydrant Meter Deposit	\$2,000	\$2,000
Replacement of Damaged District Meters		
5/8" meter	\$360	\$360
3/4" meter	\$375	\$375
1" meter	\$445	\$445
1-1/2" meter	\$1,140	\$1,140
2" meter	\$1,250	\$1,250
3" meter	\$2,630	\$2,630
4" meter	\$3,180	\$3,180
6" meter	\$4,960	\$4,960
8" meter	\$14,840	\$14,840
10" meter	\$17,110	\$17,110
12" meter	\$17,800	\$17,800
Hydrant meter assembly	\$2,000	\$2,000
Meter box (5/8" - 1")	\$1,750	\$1,750
Meter pit (1 – 1/2" and Larger)	Actual Cost* + Overhead	Actual Cost* + Overhead
Radio transmitter unit	\$200	\$200
Spacer Charges		
5/8", 3/4"	\$160	\$160
1"	\$165	\$165
1-1/2"	\$225	\$225
2" & larger	\$250	\$250
3rd Party Damage to District Infrastructure Repair or Replacement (e.g. public hydrants)	Actual Cost* + Overhead	Actual Cost* + Overhead
Lien Release Fee per Lien (includes delinquent account review)	\$90	\$90
Customer Check Returned for Insufficient Funds	\$60	\$60

* The charge will be the District's cost of material, labor and equipment used, plus overhead at prevailing rates. In circumstances where this procedure for charging a customer would significantly delay the final billing, the District will use an appropriate estimate of its cost.

	<u>CURRENT</u>	<u>PROPOSED</u>
Water Turn-on after Shut-off for Non-Payment or Ordinance Violation	\$125	\$170
Water Turn-on after Shut-off for Non-Payment or Ordinance Violation (subsequent event in same year)	\$225	\$225
Customer Private Property Service Call* <i>e.g. lack of water pressure, leak investigation, customer requested water service off/on, etc.</i> <i>*First customer service call is free of charge. The \$125 fee will be charged for subsequent calls within a rolling 12-month time period.</i>	\$125	\$125
Inspection Service Calls – After Normal Work Hours and Scheduled Overtime/Emergency Inspections <i>After Normal Work Hours are Monday to Friday 4pm to 8am or holidays/weekends.</i>	\$325	\$415
Cross Connection Inspection Fee per building <i>Required by CT Dept. of Public Health. Per DPH regulation, this inspection is required either annually or every five years. The fee will be billed monthly in advance in the amount of either \$2.50 per month (5-year inspection required) or \$12.50 per month (annual inspection required).</i>	\$150	\$150
Backflow Device Testing per device <i>Required by CT Dept. of Public Health but customer may hire private contractor to perform test</i>	\$90	\$115
Failure to Properly Test/Maintain Backflow Device or Allow Access for Cross Connection Inspection Resulting in CT DPH Violation	\$225	\$225
Administrative Review for Water Services <i>Includes but not limited to the following individual services; availability and capacity analysis, assessment/connection charge calculations, encroachment permits, abandonment of infrastructure,</i>	\$540	\$600

Engineering/Environmental survey and documentation request, new hydrant installation fee by developer or other (per hydrant). The Administrative Review fee shall be paid for each individual service item.

	<u>CURRENT</u>	<u>PROPOSED</u>
Bulk Water Truck Convenience Fee <i>Per load fixed fee including administrative, water, equipment maintenance, and inspection.</i>	\$50 per load	\$75 per load
Tampering with meter, hydrant or water supply		
First offense	\$500	\$500
Subsequent offenses	\$1,000	\$1,000
Water Service Installation Charge <i>MDC will install the customer's water service from the public water main to the property line.</i>	\$150 per foot	\$150 per foot

Respectfully submitted,



John S. Mirtle, Esq.
District Clerk

Commissioner Pane made a motion to make an amendment to the motion to include the hydrant relocation charge as shown below in blue. The amendment was received and resolution adopted by unanimous vote of those present.

AMENDMENT

To: District Board

December 5, 2022

From: District Clerk

The following proposed amendment (shown in blue below) is to revise the District's 2023 Miscellaneous Water Charges to include the charge for hydrant relocation for 2023 at the same rate as 2022 which was inadvertently excluded from the rate sheet.

Hydrants

	<u>CURRENT</u>	<u>PROPOSED</u>
Installed after the main Hydrant Maintenance	\$11,600 \$145	\$11,600 \$150
Hydrant Relocation	\$15,000 deposit +/- actual cost + overhead	\$15,000 deposit +/- actual cost + overhead
Fire Flow Testing	\$400	\$400

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

**BUREAU OF PUBLIC WORKS
FISCAL YEAR 2023 - REVISIONS TO DISTRICT SEWER USER CHARGE RATES
AND OTHER SEWER CHARGES**

To: District Board

December 5, 2022

From: Bureau of Public Works

In accordance with Section S12j of the District's Ordinances, sewer use unit charge rates shall be determined annually in conjunction with adoption of the District Budget. The 2023 budget in support of sewer operations calls for a sewer user charge rate to remain unchanged at \$5.90 per ccf or 0.0% change effective January 1, 2023.

Additionally, in support of the 2023 budget and in accordance with Section S12l of the District's Ordinances, the monthly sewer customer service charge per connection will remain at \$9.00 or 0.0% change effective January 1, 2023.

There will be an Administrative Review Fee for work performed by the Utility Services department, Engineering, Real Estate, Environment, Health & Safety, and others related to customer requests. The Administrative Review Fee includes, but is not limited to, the following individual services: availability and capacity analysis, assessment calculation, permit applications for non-domestic sewage wastewater discharges (including, but not limited to, individual permits, Significant Industrial Users, Categorical Industrial User Wastewater to a POTW, Food Service Establishment Wastewater, Groundwater Remediation Wastewater, Miscellaneous Discharges of Sewer Compatible (MISC) Wastewater, Vehicle Maintenance Wastewater), encroachment permits, abandonment of infrastructure, Engineering/Environmental surveys and documentation requests; this fee will be \$600.

The Annual Wastewater Discharge Compliance Fee of \$150 for all permitted

wastewater discharges categorized as non-domestic sewage discharges, including but limited to, individual permits, Significant Industrial Users, Categorical Industrial User Wastewater to a POTW, Food Service Establishment Wastewater, Groundwater Remediation Wastewater, Miscellaneous Discharges of Sewer Compatible (MISC) Wastewater, Vehicle Maintenance Wastewater will be split into 12 monthly increments at a billing rate of \$12.50. The charge is related to costs associated with annual administration and review of discharge monitoring reports, verification of discharges and inventorying and management of customer data.

Following the cost trend for the sewer user charge rate, it is recommended the BOD and COD rates remain unchanged at \$0.70 per pound or effective January 1, 2023. In addition, the suspended solids strength charge will also remain unchanged at \$0.58 per pound effective January 1, 2023. These unit charges, which apply to high flow users, low flow/high strength users and non-municipal tax-exempt users, are for the following:

Liquid flow charge rate based on sewer flow in hundreds of cubic feet (CCF).

1. BOD (biochemical oxygen demand) strength charge rate based on pounds of BOD for the concentration of BOD exceeding 300 milligrams per liter (mg/l); AND/OR

COD (chemical oxygen demand) strength charge rate based on pounds of COD for that concentration of COD exceeding 700 mg/l.
2. Suspended solids strength charge rate based on pounds of suspended solids for that concentration exceeding 300 mg/l.

In accordance with Section S12p of the District's Ordinances, sewer user charge Late Filing/Sewage Evaluation Fees will remain at \$250.00 for the 2023 budget.

Additionally, Section S12x of the District's Ordinances provides for the Special Sewer Service Charge (a.k.a. Clean Water Project Charge), primarily for payment of principal and interest on certain bonds and loans which proceeds are used to finance the costs associated with the Clean Water Project and going forward, the Integrated Plan. The Special Sewer Service Charge is set annually in conjunction with adoption of the District Budget. Effective January 1, 2023, said charge shall be \$4.25 per hundred cubic feet (ccf) to be uniformly applied and to be proportional to the quantity of water used by District customers who utilize the District sewer system and are furnished water directly by the Metropolitan District. The Special Sewer Service Charge shall appear separately on the water bills of the District.

Liquid Waste Discharge Fee (other than Acceptable Septage): A fee is required as part of the approval from MDC for its acceptance, by whatever means, of the discharge of liquid waste other than Acceptable Septage, as provided by §S13b of the District's Sewer Ordinances. For example, but without limiting the forms of liquid waste subject to this fee, this fee shall apply to the following without limitation: groundwater; remediated groundwater; contaminated stormwater; contaminated

groundwater permitted through a CT DEEP Groundwater Remediation General Permit or other CT DEEP Miscellaneous General or Individual Permit; landfill leachate; process equipment condensate; groundwater used for process water including cooling water; discharges granted temporary authorization to discharge by CT DEEP; and stormwater discharged into a separated sanitary sewer system.

Liquid Waste Discharge Fee (other than Acceptable Septage): **FOR EXISTING CUSTOMERS AS OF 12/31/22**

Tier 1--	0-500,000 avg. gallons per month	\$0.13/gal
Tier 2--	500,001 to 700,000 avg. gallons per month	\$0.07/gal
Tier 3--	700,000+ avg. gallons per month	\$0.05/gal

FOG Charges: Fees are charged to Class III and IV and FDA class 2, 3, and 4 Food Service Establishments FSE or any other facility that is likely to discharge fats, oils and grease above the effluent limit of 100 mg/l to offset the costs of managing the Fats, Oils and Grease (FOG) program. This program is required by the CT Department of Energy and Environmental Protection General Permit for the Discharge of Wastewater Associated with Food Service Establishments.

At a Bureau of Public Works Meeting held on November 14, 2022 it was:

Voted: That the Bureau of Public Works recommends to the District Board passage of the following resolution:

Resolved: That, in accordance with Section S12j of the District Ordinances, Unit Charges For Computing The Sewer User Charge, a sewer user charge rate of five dollars and ninety cents (\$5.90) per hundred cubic feet of sewer flow be effective for meter readings on and after January 1, 2023 and that, effective January 1, 2023, a sewer user customer service charge per connection of nine dollars (\$9.00) per month, a BOD strength charge of seventy cents (\$0.70) per pound be billed on sewer flow for that concentration of BOD exceeding 300 milligrams per liter; a COD strength charge of seventy cents (\$0.70) per pound be billed on sewer flow for that concentration of COD exceeding 700 milligrams per liter; and a suspended solids strength charge of fifty eight cents (\$0.58) per pound be billed on sewer flow for that concentration of suspended solids exceeding 300 milligrams per liter.

Further

Resolved: In accordance with Section S12x of the District's Ordinances, the rate for the Special Sewer Service Charge a.k.a. Clean Water Project Charge shall be \$4.25 per ccf commencing January 1, 2023.

Further

Resolved: That the District Board approve the following schedule of fees effective January 1, 2023.

	<u>CURRENT</u>	<u>PROPOSED</u>
Installation, Repair or Replacement of Sewer Meters		
<i>Fees are charged to wastewater dischargers that require metering of discharges for billing purposes. The charge is for the initial District meter installation and required repair or replacement of District meter as needed during the permitted discharge period.</i>		
5/8" meter	\$360	\$360
3/4" meter	\$375	\$375
1" meter	\$445	\$445
1-1/2" meter	\$1,140	\$1,140
2" meter	\$1,250	\$1,250
3" meter	\$2,630	\$2,630
4" meter	\$3,180	\$3,180
6" meter	\$4,960	\$4,960
8" meter	\$14,840	\$14,840
10" meter	\$17,110	\$17,110
12" meter	\$17,800	\$17,800
Meter Box (5/8" to 1")	\$1,750	\$1,750
Meter Pit (1 1/2" and larger)	Actual Cost* + Overhead	Actual Cost* + Overhead
Open Channel Sewer	\$15,300	\$15,300
Meter Chamber for Open Channel	Actual Cost* + overhead	Actual Cost* + overhead
Radio transmitter unit	\$200	\$200
Liquid Waste Discharge Fee (other than Acceptable Septage) FOR EXISTING CUSTOMERS AS OF 12/31/22		
Tier 1-- 0-500,000 avg. gallons per month	\$0.13/gal	\$0.13/gal
Tier 2-- 500,001 to 700,000 avg gallons per month	\$0.07	\$0.07
Tier 3-- 700,000+ avg gallons per month	\$0.05	\$0.05
Sewer User Charge Late Filing/Sewage Evaluation Fees	\$250	\$250
Administrative Review for Sewer Services Fee	\$540	\$600

* The charge will be the District's cost of material, labor and equipment used, plus overhead at prevailing rates. In circumstances where this procedure for charging a customer would significantly delay the final billing, the District will use an appropriate estimate of its cost.

Includes, but is not limited to, the following individual services: availability and capacity analysis, assessment calculation, permit applications for non-domestic sewage wastewater discharges (individual permits, Significant Industrial Users, Categorical Industrial User Wastewater to a POTW, Food Service Establishment Wastewater, Groundwater Remediation Wastewater, Miscellaneous Discharges of Sewer Compatible (MISC) Wastewater, Vehicle Maintenance Wastewater), encroachment permits, abandonment of infrastructure, Engineering/Environmental surveys and documentation requests

	<u>CURRENT</u>	<u>PROPOSED</u>
Annual Wastewater Discharge Compliance Fee	\$150	\$150
<i>For all permitted wastewater discharges categorized as non-domestic sewage discharges, including but not limited to, individual permits, Significant Industrial Users, Categorical Industrial User Wastewater to a POTW, Food Service Establishment Wastewater, Groundwater Remediation Wastewater, Miscellaneous Discharges of Sewer Compatible (MISC) Wastewater, Vehicle Maintenance Wastewater. The charge is related costs associated with annual administration and review of discharge monitoring reports, verification of discharges and inventorying and management of customer data. The fee will be billed on a monthly basis at \$12.50/month.</i>		
Wastewater Discharge Compliance Fees		
Failure to submit Registration or Variance Applications	\$500	\$500
Disallow Inspection	\$225	\$225
Failure to maintain discharge records including analytical results and discharge volumes	\$200	\$200
No FOG management or pre-treatment equipment installed	\$200	\$200
Non-compliant FOG management or pre-treatment equipment installed	\$200	\$200
Failure to properly maintain/service FOG and pre-treatment equipment to maintain proper working order and provide inspection and maintenance records as required.	\$100	\$100
Failure to maintain FOG management equipment in proper working order	\$200	\$200
Failure to clean FOG management equipment quarterly or when 25% of the depth of the trap is filled with food solids and FOG, whichever comes first.		
Failure to properly dispose of brown and/or yellow grease	\$200	\$200
Source of sewer blockage	\$1,000	\$1,000

	<u>CURRENT</u>	<u>PROPOSED</u>
Source of sanitary sewer overflow - Actual costs will be billed to the facility for time and materials related to the overflow	minimum \$1,000 or Actual Cost whichever is greater	minimum \$1,000 or Actual Cost whichever is greater

Wastewater Discharge Violation Correction Schedule

Discharge and/or Equipment not registered	7 days	7 days
No FOG management or pre-treatment equipment installed	30 days	30 days
FOG management equipment in need of repair or cleaning	7 days	7 days
Failure to maintain written records of FOG management equipment cleaning and inspection	7 days	7 days
Disallow an inspection – Inspection must be scheduled within 7 days of initial inspection attempt	7 days	7 days
Failure to clean and maintain FOG management equipment as required	7 days	7 days
Source of sewer blockage	24 Hours	24 Hours
Source of sanitary sewer overflow (minimum)	24 Hours	24 Hours

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.

**BOARD OF FINANCE
FISCAL YEAR 2023 - CAPITAL IMPROVEMENT BUDGET**

To: District Board December 5, 2022

From: Board of Finance

At a meeting of the Board of Finance held on November 9, 2022, it was:

Voted: That the Board of Finance recommends to the District Board passage of the following resolution from Bond Counsel

RESOLUTION APPROPRIATING \$144,573,750 FOR THE DISTRICT'S 2023 CAPITAL IMPROVEMENT PROGRAM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$144,573,750 TO FINANCE SAID APPROPRIATION

WHEREAS, the District Board has resolved to appropriate funds and issue bonds or notes of the District for those capital improvement program projects described in Resolutions Nos. 1 through 37 herein; and

WHEREAS, the District Board wishes to determine the form, date or dates, maturities, manner of sale and other details concerning such bonds or notes.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. \$144,573,750 is hereby appropriated for the capital improvement program projects set forth herein in the 2023 Capital Improvement Program Resolutions Nos. 1 through 37, inclusive (collectively, referred to herein as the "Resolutions"), and bonds or notes of the District in an amount not to exceed \$144,573,750 are authorized to be issued to finance said appropriation. The bonds are authorized to be issued in one or more series in accordance with the applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds shall be hereafter determined by the District Board acting in accordance with the District's Charter. Said bonds shall be issued in fully registered form, be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The bonds may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board, in accordance with Connecticut laws and the District's Charter. Each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with and that such bond is within every debt and other limit prescribed by law. The aggregate principal amount of the bonds to be issued, the form of issuance as serial, term or discount bonds, the dated date, final maturity, annual installments of principal, whether interest on the bonds will be fixed or variable, the rate or rates of interest, or method of determining interest rates thereon, whether such interest shall be excluded or included in gross income for federal income tax purposes, denominations, terms of redemption, if any, the date, time of issue and sale and all other terms, details and particulars of such bonds shall be determined by the District Board, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. It is hereby found and determined that the issuance of any such bonds the interest on which is included in gross income

for federal income tax purposes is in the public interest. The bonds may be sold by competitive bid or negotiated sale, as determined by the District Board. If sold by negotiated sale, the form and details of the bond purchase agreement for the sale of the bonds shall be determined by the District Board.

Section 2. The Treasurer and the Deputy Treasurer are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes or certificates of indebtedness evidencing such borrowings may be sold by competitive bid or negotiated sale, as determined by the Treasurer or Deputy Treasurer, in such manner as shall be determined by said officers. Said notes or certificates of indebtedness shall be issued in fully registered form, be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or Vice Chairman and the Treasurer or Deputy Treasurer, and bear the District seal or a facsimile thereof. The notes or certificates of indebtedness may be secured by the full faith and credit of the District and/ or by special revenues of the District pledged thereto by the District Board, in accordance with Connecticut laws and the District's Charter. Each of the notes shall recite that every requirement of law relating to its issue has been duly complied with and that such note is within every debt and other limit prescribed by law. The net interest cost on such notes or certificates of indebtedness, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the project. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on such notes or certificates of indebtedness then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 3. In connection with the issuance of the bonds, notes or certificates of indebtedness authorized hereunder and pursuant to the Resolutions ("Authorized Obligations"), the District Board is hereby authorized to approve the terms and conditions of, including necessary covenants, limitations and restrictions on, the District necessary to obtain standby bond purchase agreements, letters of credit, lines of credit, financial guaranty insurance policies, guarantees of the District or third parties, surety agreements or any similar agreements ("Credit Facilities") with one or more financial institutions providing Credit Facilities ("Credit Facility Providers") to provide for additional security for and the purchase upon tender of the Authorized Obligations, if any, under circumstances set forth in the Indentures (defined herein). Credit Facilities shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or Vice Chairman and the Treasurer or Deputy Treasurer.

Section 4. In connection with the issuance of Authorized Obligations, interim funding obligations and project loan obligations under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended, the so-called "Drinking Water Program" ("Drinking Water Obligations") or under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended, the so-called "Clean Water Fund Program" ("Clean Water Fund Obligations"), the District Board is hereby authorized to approve the terms and conditions of indentures of

trust or other instruments of trust (“Indentures”) with commercial banks or national banking associations with trust powers or trust companies to be appointed by the Chairman or Vice Chairman and the Treasurer or Deputy Treasurer (“Trustees”), which provide for, among other things, the rate of rates of interest, or method of determining interest rates thereon, procedures for conducting auctions in an auction rate mode, the denominations, the tender rights of holders, if any, the rights of redemption and redemption prices, the payment of certain fees, the imposition of certain covenants, limitations and restrictions on the District necessary to issue the variable rate bonds, and the execution of various other instruments. Indentures shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or Vice Chairman and the Treasurer or Deputy Treasurer. The Chairman or Vice Chairman and the Treasurer or Deputy Treasurer are authorized to execute and deliver to the State of Connecticut a project loan and project grant agreement and/or project loan and subsidy agreement under the State’s Clean Water Fund Program and the State’s Drinking Water Program and apply for and accept or reject any federal, state or other grants-in-aid for the project.

Section 5. In connection with the issuance of Authorized Obligations bearing interest at variable interest rates, the District Board is hereby authorized to approve the terms and conditions of, including necessary covenants, limitations and restrictions on the District necessary to enter into, remarketing agreements, broker-dealer agreements, auction agency agreements and other agreements (the “Reoffering Agreements”) with remarketing agents, investment banking firms or other financial institutions to be appointed by the Chairman or Vice Chairman and the Treasurer or Deputy Treasurer (“Reoffering Agents”), which provide for, among other things, the terms and conditions for reoffering Authorized Obligations bearing interest at variable interest rates, the Reoffering Agents’ compensation and the disclosure of the District’s financial condition. Reoffering Agreements shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or Vice Chairman and the Treasurer or Deputy Treasurer.

Section 6. In connection with the issuance of Authorized Obligations, if permitted by Connecticut laws and the District’s Charter, the District Board is hereby authorized to approve the terms and conditions of, including necessary covenants, limitations and restrictions on the District necessary to obtain an interest rate swap agreement, together with applicable annexes, schedules and confirmations thereto, contracts to manage interest rate risk, including interest rate caps, options, puts, calls or similar arrangements, or such other agreements permitted by Connecticut laws and the District’s Charter (“Swap Agreements”), with one or more counterparties to be selected by the Chairman or Vice Chairman and Treasurer or Deputy Treasurer, as Swap Provider (the “Swap Providers”), which provides for, among other things, the effective date or dates of the Swap Agreements, the rate of interest to be paid by the District to the Swap Providers on the principal amount of the bonds (which may be a fixed rate or a variable rate based on an index determined by the Chairman or Vice Chairman and Treasurer or Deputy Treasurer), the rate of interest to be received by the District from the Swap Providers (which may be a fixed rate or a variable rate based on an index determined by the Chairman or Vice Chairman and Treasurer or Deputy Treasurer), the payment of certain fees, the imposition of certain

covenants, limitations and restrictions on the District and the execution of various other instruments. Swap Agreements shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or Vice Chairman and the Treasurer or Deputy Treasurer. To the extent provided by Connecticut laws, the full faith and credit of the District may be pledged to any and all payments to be made by the District with respect to the Swap Agreements, including, any termination or netting payments to be made by the District.

Section 7. The Chairman or Vice Chairman and Treasurer or Deputy Treasurer are hereby authorized, on behalf of the District, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") or any other information depository, and to provide notices to the MSRB or such depository of material events as enumerated in the Securities and Exchange Commission Securities Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds, notes and certificates of indebtedness authorized by this Resolution. Any agreements or representations to provide information to the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 8. The District hereby expresses its official intent pursuant to Treasury Regulations Section 1.150-2 to reimburse expenditures of not more than \$144,573,750 paid up to 60 days prior to the date of passage of this Resolution in connection with the Resolutions with the proceeds of Authorized Obligations, Drinking Water Obligations or Clean Water Fund Obligations. Said obligations shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or such later date as such Regulations may authorize. The District hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Chairman or Vice Chairman and the Treasurer or Deputy Treasurer is each individually authorized to pay project expenses in accordance herewith pending the issuance of the Authorized Obligations. This Section is included herein solely for purposes of compliance with Treasury Regulations Section 1.150-2 and may not be used or relied on for any other purpose.

Section 9. In connection with the issuance of Authorized Obligations, Drinking Water Obligations or Clean Water Fund Obligations, the District Board is hereby authorized to, and if any such action shall heretofore have been taken, such action is hereby ratified and confirmed, (a) publish such notices, hold such hearings, make such representations and agreements, and take such other actions as shall be necessary to enable bond counsel to render its opinions as to the validity of said obligations and the exclusion of the interest thereon, if applicable, from gross income for federal income tax purposes, (b) make, execute and deliver all such additional and supplemental documents, including, but not limited to, any tax compliance agreements, tax certificates, tax forms, investment agreements or assignments, and (c) do and perform such acts and take such actions as may be necessary or required for the consummation of the transactions provided for and contemplated by this Resolution.

Section 10. The provisions contained in Sections 1 through 9 of this Resolution shall apply to the 2023 Capital Improvement Program Resolutions Nos. 1 through 37, inclusive, herein; and the District Board hereby finds and determines that each project described in Resolutions Nos. 1 through 37 is a single item of capital expense not regularly recurring.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 1
RESOLUTION APPROPRIATING \$5,000,000 FOR THE GENERAL PURPOSE
SEWER PROGRAM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES
OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$5,000,000 TO FINANCE
SAID APPROPRIATION

Section 1. The sum of \$5,000,000 is hereby appropriated for the planning, design and construction of the replacement and/or rehabilitation of existing sewer mains, pump stations and any related collection system appurtenances at various locations within the District, including electrical, mechanical, and renewable energy upgrades in addition to facility upgrades and site work at wastewater treatment facilities. The appropriation may also be expended for water main replacements, design, construction and inspection costs, engineering and professional fees, materials, the replacement, rehabilitation and upgrade of District's transportation and power operated equipment fleet and related components, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$5,000,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations")

as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 2

RESOLUTION APPROPRIATING \$2,000,000 TO REPAIR, REHABILITATE OR REPLACE WASTEWATER PUMP STATIONS AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$2,000,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$2,000,000 is hereby appropriated for the design of improvements and/or construction of various equipment renewals, replacements, and rehabilitation at wastewater pump stations throughout District member towns to address various process, mechanical, structural, electrical, instrumentation and controls systems upgrades. Planned projects include installation of new pumps, replacement of process piping and valves, electrical/controls replacements and modifications, structural component replacement including aluminum grating and wet well covers. The appropriation may also be expended for an inventory and evaluation of existing wastewater pump stations, design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$2,000,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized

but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 3
RESOLUTION APPROPRIATING \$378,000 FOR THE REHABILITATION OF THE ISLAND ROAD PUMP STATION AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$378,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$378,000 is hereby appropriated for the rehabilitation of the Island Road Pump Station, including design, construction and inspection costs, structural, mechanical and electrical repairs and replacements, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the project. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$378,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 4
RESOLUTION APPROPRIATING \$2,100,000 FOR THE PAVING PROGRAM AND RESTORATION AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$2,100,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$2,100,000 is hereby appropriated for final pavement restoration of roads, sidewalks, driveways, parking lots and other areas disturbed by work performed on District water infrastructure projects, including design, construction and inspection costs, engineering and professional fees, materials, costs related to the disposal of unsuitable materials and the usage of material from stock, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$2,100,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been

duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 5

RESOLUTION APPROPRIATING \$1,700,000 FOR THE SANITARY SEWER EASEMENT PROGRAM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$1,700,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$1,700,000 is hereby appropriated for planning, design, and construction costs for improvements to the District's sanitary sewer easements, including costs for clearing, cutting and other improvements required to maintain or improve access to existing sanitary sewer infrastructure within easements, and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$1,700,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final

maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 6

RESOLUTION APPROPRIATING \$7,500,000 FOR VARIOUS UPGRADES AND REPLACEMENTS AT THE DISTRICT'S FOUR WATER POLLUTION CONTROL FACILITIES AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$7,500,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$7,500,000 is hereby appropriated for design and construction costs related to various infrastructure renewals and replacements at the District's four water pollution control facilities to modernize existing systems including mechanical, electrical, process, instrumentation and control systems. The appropriation may also be expended for the rehabilitation of multiple water pollution control assets to improve operational readiness and reliability, safety, increase wastewater processing capabilities and add to or enhance an assets life, including inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$7,500,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under

Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the “Clean Water Fund Program”), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations (“Clean Water Fund Obligations”) as the District Board shall determine, in accordance with Connecticut laws and the District’s Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District’s Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 7

RESOLUTION APPROPRIATING \$4,305,000 FOR SECONDARY ELECTRIC UPGRADES TO THE HARTFORD WATER POLLUTION CONTROL FACILITY AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$4,305,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$4,305,000 is hereby appropriated for secondary electrical upgrades at the Hartford Water Pollution Control Facility and the replacement of antiquated electrical equipment with current electrical equipment. The appropriation may also be expended for design, inspection and construction costs, engineering and professional fees, mechanical, electrical, structural and architectural improvements, instrumentation, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$4,305,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, “Connecticut laws”), and the District’s Charter. The form, date, maturities and other details of such authorized

but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 8

RESOLUTION APPROPRIATING \$13,125,000 FOR VARIOUS UPGRADES TO THE ROCKY HILL WATER POLLUTION CONTROL FACILITY PRELIMINARY AND ELECTRICAL UPGRADES, AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$13,125,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$13,125,000 is hereby appropriated to update the headworks facilities at the Rocky Hill Water Pollution Control Facility, including, but not limited to, the replacement of the bar screen and grit removal equipment. The appropriation may also be expended for mechanical, electrical, structural and architectural improvements, design, inspection and construction costs, engineering and professional fees, instrumentation, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the

projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$13,125,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 9
RESOLUTION APPROPRIATING \$4,000,000 FOR THE GENERAL PURPOSE
WATER PROGRAM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES

OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$4,000,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$4,000,000 is hereby appropriated for the planning, design and construction of the replacement and/or rehabilitation of aging water mains and related system-wide equipment/infrastructure improvements, including electrical, mechanical or renewable energy upgrades at District facilities, water modeling, master planning and the integration of SCADA and data collection/evaluation systems, design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$4,000,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Public Health to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Drinking Water Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Drinking Water Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Drinking Water Obligations, project loan and subsidy agreements and any other instruments, agreements or certificates under the Drinking Water Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Drinking Water Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Drinking Water Obligations, subject to the provisions of the Drinking Water Program, shall be determined by the District Board, following recommendation of the Board of Finance. Drinking Water Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in

accordance with Connecticut laws and the District's Charter. Each of the Drinking Water Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 10

RESOLUTION APPROPRIATING \$4,500,000 FOR WATER TREATMENT PROGRAM INFRASTRUCTURE, REHABILITATION, UPGRADES AND REPLACEMENTS AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$4,500,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$4,500,000 is hereby appropriated for design and construction costs related to improvements and upgrades to the District's three Water Treatment Facilities, including the repair and replacement of filter underdrain systems, inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$4,500,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Public Health to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Drinking Water Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Drinking Water Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Drinking Water Obligations, project loan and subsidy agreements and any other instruments, agreements or certificates under the Drinking Water Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile

thereof. The aggregate principal amount of the Drinking Water Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Drinking Water Obligations, subject to the provisions of the Drinking Water Program, shall be determined by the District Board, following recommendation of the Board of Finance. Drinking Water Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Drinking Water Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 11

RESOLUTION APPROPRIATING \$800,000 FOR THE ADVANCED METER READING PROGRAM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$800,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$800,000 is hereby appropriated to standardize and replace water meters and meter reading devices in the District and technology upgrades, including design, construction and inspection costs, engineering and professional fees, materials, equipment, technology, meters, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$800,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Public Health to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Drinking Water Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Drinking Water Obligations") as the District Board shall determine,

in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Drinking Water Obligations, project loan and subsidy agreements and any other instruments, agreements or certificates under the Drinking Water Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Drinking Water Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Drinking Water Obligations, subject to the provisions of the Drinking Water Program, shall be determined by the District Board, following recommendation of the Board of Finance. Drinking Water Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Drinking Water Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 12
RESOLUTION APPROPRIATING \$8,570,000 FOR REPLACEMENTS TO VARIOUS WATER MAINS IN EAST HARTFORD AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$8,570,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$8,570,000 is hereby appropriated for the replacement of various small diameter water mains and other infrastructure in residential East Hartford roads, including design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$8,570,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To

meet any portion of the costs of the project determined by the State of Connecticut Department of Public Health to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Drinking Water Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Drinking Water Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Drinking Water Obligations, project loan and subsidy agreements and any other instruments, agreements or certificates under the Drinking Water Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Drinking Water Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Drinking Water Obligations, subject to the provisions of the Drinking Water Program, shall be determined by the District Board, following recommendation of the Board of Finance. Drinking Water Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Drinking Water Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 13

RESOLUTION APPROPRIATING \$3,000,000 FOR THE PURCHASE OF WATER MAIN MATERIALS AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$3,000,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$3,000,000 is hereby appropriated for the purchase of various water main materials to support the replacement of water mains in the District, including but not limited to, water mains associated with the Accelerated Water Main Replacement Program, Sisson Avenue Area Water Main Replacement, Silas Deane Water Main Replacement, Ellington Road Water Improvements, and Deerfield, Chadwick and Goodwin Water Main Replacement. The appropriation may also be expended for design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$3,000,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special

acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Public Health to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Drinking Water Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Drinking Water Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Drinking Water Obligations, project loan and subsidy agreements and any other instruments, agreements or certificates under the Drinking Water Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Drinking Water Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Drinking Water Obligations, subject to the provisions of the Drinking Water Program, shall be determined by the District Board, following recommendation of the Board of Finance. Drinking Water Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Drinking Water Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 14

RESOLUTION APPROPRIATING \$5,250,000 FOR THE PAVING PROGRAM AND ROAD RESTORATION AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$5,250,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$5,250,000 is hereby appropriated for final pavement restoration of roads, sidewalks, driveways, parking lots and other areas disturbed by work performed on District water infrastructure projects, including design, construction and inspection costs, engineering and professional fees, materials, costs related to the disposal of unsuitable materials and the usage of material from stock, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be

utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$5,250,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Public Health to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Drinking Water Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Drinking Water Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Drinking Water Obligations, project loan and subsidy agreements and any other instruments, agreements or certificates under the Drinking Water Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Drinking Water Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Drinking Water Obligations, subject to the provisions of the Drinking Water Program, shall be determined by the District Board, following recommendation of the Board of Finance. Drinking Water Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Drinking Water Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 15
RESOLUTION APPROPRIATING \$1,000,000 FOR RAW WATER TREATMENT
AND TRANSMISSION IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF
BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED
\$1,000,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$1,000,000 is hereby appropriated for the design and construction of improvements to the raw water supply pipelines and related appurtenances, such as blowoffs and manholes, including design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$1,000,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Public Health to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Drinking Water Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Drinking Water Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Drinking Water Obligations, project loan and subsidy agreements and any other instruments, agreements or certificates under the Drinking Water Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Drinking Water Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Drinking Water Obligations, subject to the provisions of the Drinking Water Program, shall be determined by the District Board, following recommendation of the Board of Finance. Drinking Water Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Drinking Water Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 16
RESOLUTION APPROPRIATING \$263,000 FOR LEVEE PROTECTION AND
AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN
AMOUNT NOT TO EXCEED \$263,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$263,000 is hereby appropriated for construction and inspection costs for the placing of isolation valves outside Bulkeley Bridge and the I-84 Highway, including design costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$263,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Public Health to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Drinking Water Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Drinking Water Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Drinking Water Obligations, project loan and subsidy agreements and any other instruments, agreements or certificates under the Drinking Water Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Drinking Water Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Drinking Water Obligations, subject to the provisions of the Drinking Water Program, shall be determined by the District Board, following recommendation of the Board of Finance. Drinking Water Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Drinking

Water Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 17
RESOLUTION APPROPRIATING \$14,500,000 FOR THE DISTRICT WIDE WATER MAIN REPLACEMENT PROGRAM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$14,500,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$14,500,000 is hereby appropriated for design and construction costs for the rehabilitation and/or replacement of various water mains and water services throughout the District, including inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$14,500,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Public Health to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Drinking Water Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Drinking Water Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Drinking Water Obligations, project loan and subsidy agreements and any other instruments, agreements or certificates under the Drinking Water Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Drinking Water Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue

and sale and all other terms, details and particulars of such Drinking Water Obligations, subject to the provisions of the Drinking Water Program, shall be determined by the District Board, following recommendation of the Board of Finance. Drinking Water Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Drinking Water Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 18

RESOLUTION APPROPRIATING \$2,100,000 FOR THE 2023 INFORMATION TECHNOLOGY INFRASTRUCTURE PROJECT AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$2,100,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$2,100,000 is hereby appropriated to upgrade District wide infrastructure by implementation of a data center load balancer hardware refresh, Hartford and Springfield data center server refresh, IT firewall refresh, SCADA firewall refresh, Wireless LAN controller and wireless AP refresh and telecom closet refresh. The appropriation may also be expended for materials, equipment, professional fees, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$2,100,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 19

RESOLUTION APPROPRIATING \$3,040,000 FOR FLEET AND EQUIPMENT REPLACEMENTS AND UPGRADES AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$3,040,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$3,040,000 is hereby appropriated for the replacement and/or upgrades to the District's transportation and power operated equipment fleet and related components, including vehicles, equipment, materials, professional fees,

legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$3,040,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 20
RESOLUTION APPROPRIATING \$267,500 FOR THE REPLACEMENT OF GENERATORS AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$267,500 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$267,500 is hereby appropriated for the replacement of generators to support the District's pump stations, including inspection costs, professional fees, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects.

Section 2. To finance said appropriation, \$267,500 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 21
RESOLUTION APPROPRIATING \$1,050,000 FOR FACILITIES AND EQUIPMENT IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$1,050,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$1,050,000 is hereby appropriated for design and construction costs related to improvements at various District facilities, including design, construction, structural, architectural and inspection costs, engineering fees,

mechanical, electrical and plumbing costs, fire protection costs, HVAC improvements and upgrades, security and site improvements, environmental abatement costs, professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$1,050,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 22
RESOLUTION APPROPRIATING \$3,645,000 FOR ENGINEERING SERVICES STAFFING AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$3,645,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$3,645,000 is hereby appropriated for engineering services staffing for the development and design of the District's capital improvement projects, including improvements to and expansion of the District's water distribution and sewer collection systems and related work on water and sewage treatment plants, including professional fees, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$3,645,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 23

RESOLUTION APPROPRIATING \$3,830,000 FOR CONSTRUCTION SERVICES STAFFING AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$3,830,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$3,830,000 is hereby appropriated for construction services staffing for the management of the District's capital improvement projects, including improvements to and expansion of the District's water distribution and sewer collection systems and related work on water and sewage treatment plants, professional fees, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$3,830,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 24

RESOLUTION APPROPRIATING \$4,360,000 FOR TECHNICAL SERVICES STAFFING AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$4,360,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$4,360,000 is hereby appropriated for technical services staffing to provide technical support for the District's capital improvement projects, clean water projects and Integrated Plan projects, including improvements to and expansion of the District's water distribution and sewer collection systems and related work on water and sewage treatment plants, including professional fees, legal fees, financing costs, interest expense on temporary borrowings and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$4,360,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the

District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 25

RESOLUTION APPROPRIATING \$2,000,250 FOR THE GOODWIN HYDROELECTRIC CONTROLS UPGRADE PROJECT AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$2,000,250 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$2,000,250 is hereby appropriated for the Goodwin Hydroelectric Controls Upgrade Project, including design and construction upgrades to the electrical, instrumentation and controls systems, the installation of a new governor system, the replacement of hydraulic power units, electrical/controls replacements, and various appurtenant work related to these modifications. The appropriation may also be expended for design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the project. District resources may be utilized for the project. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$2,000,250 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 26

RESOLUTION APPROPRIATING \$8,925,000 FOR VARIOUS SEWER PIPE REPLACEMENTS AND REHABILITATIONS AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$8,925,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$8,925,000 is hereby appropriated for the planning, design and construction of the replacement and/or rehabilitation of existing sewer mains, pump stations and any related collection system appurtenances at various locations within the District, including upgrades to District equipment, electrical, mechanical, and renewable energy upgrades in addition to facility upgrades and site work at wastewater treatment facilities. The appropriation may also be expended for water main replacements, inspection costs, engineering and professional fees, materials, the replacement, rehabilitation and upgrade of District's transportation

and power operated equipment fleet and related components, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$8,925,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

RESOLUTION APPROPRIATING \$16,170,000 FOR THE LARGE DIAMETER SEWER REHABILITATION PROGRAM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$16,170,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$16,170,000 is hereby appropriated for the rehabilitation of large diameter sewers (combined and separated) located within the Hartford Water Pollution Control Facility sewershed, including design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$16,170,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with

Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 28
RESOLUTION APPROPRIATING \$5,025,000 FOR IMPROVEMENTS TO SEWER COLLECTION SYSTEM GATES AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$5,025,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$5,025,000 is hereby appropriated for improvements to existing sanitary sewer collection system gates, including design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$5,025,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final

maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 29

RESOLUTION APPROPRIATING \$945,000 FOR THE ELIMINATION AND N-18 & N-19 SEWERSHED INFLOW AND INFILTRATION REDUCTION FROM THE SANITARY SEWER SYSTEM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$945,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$945,000 is hereby appropriated for the elimination and reduction of inflow and infiltration sources from the sanitary sewer system, including I/I reduction in Newington. The appropriation may also be expended for design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$945,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding

obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 30

RESOLUTION APPROPRIATING \$1,200,000 FOR THE ROCKY HILL 2A/B SEWERSHED INFLOW/INFILTRATION REDUCTION PROJECT AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$1,200,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$1,200,000 is hereby appropriated for the elimination and reduction of inflow and infiltration sources from the Rocky Hill Water Pollution Control Facility sewershed, including design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the project. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$1,200,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for

and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 31

RESOLUTION APPROPRIATING \$200,000 FOR THE REHABILITATION AND REPLACEMENT OF SEWERS IN THE HARTFORD POLLUTION CONTROL FACILITY SEWERSHED AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$200,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$200,000 is hereby appropriated for the rehabilitation and/or replacement of sewers (combined and separated) within the Hartford Water Pollution Control Facility sewershed, including design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$200,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the

Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 32

RESOLUTION APPROPRIATING \$1,000,000 FOR THE DESIGN OF THE SEWER SEPARATION PROJECT IN THE NORTH BRANCH PARK RIVER DRAINAGE AREA AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$1,000,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$1,000,000 is hereby appropriated for the preliminary design for the sewer separation project in the North Branch Park River drainage area, including construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the project. District resources may be

utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$1,000,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 33
RESOLUTION APPROPRIATING \$1,800,000 FOR THE FINAL DESIGN PHASE
FOR THE GRANBY 7 SEWER SEPARATION PROJECT IN THE NORTH BRANCH
PARK RIVER DRAINAGE AREA AND AUTHORIZING THE ISSUANCE OF BONDS

OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$1,800,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$1,800,000 is hereby appropriated for the final design phase for the Granby 7 sewer separation project in the North Branch Park River drainage area, including construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the project. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$1,800,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been

duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 34

RESOLUTION APPROPRIATING \$4,000,000 FOR PROJECT MANAGEMENT CONSULTANTS AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$4,000,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$4,000,000 is hereby appropriated for project management consultants, including legal fees, financing costs, professional fees, interest expense on temporary borrowings, and other costs related to the project. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$4,000,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District

Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 35

RESOLUTION APPROPRIATING \$525,000 FOR THE FINAL DESIGN FOR THE WETHERSFIELD COVE, DROP SHAFT CONNECTIONS PROJECT AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$525,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$525,000 is hereby appropriated for the final design for the Wethersfield Cove, Drop Shaft Connections project (Phase 1 and Phase 2), including construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the project. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$525,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall

be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 36

RESOLUTION APPROPRIATING \$5,000,000 FOR UPGRADES TO THE HARTFORD WATER POLLUTION CONTROL FACILITY SLUDGE EQUALIZATION FACILITIES AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$5,000,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$5,000,000 is hereby appropriated for upgrades to the Sludge Equalization Facilities at the Hartford Water Pollution Control Facility, including mechanical, electrical, structural and architectural costs, design, construction and inspection costs, engineering, architectural and professional fees, instrumentation, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the project. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$5,000,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut

Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 37

RESOLUTION APPROPRIATING \$1,500,000 FOR THE PRIVATE PROPERTY INFLOW DISCONNECT/BACK WATER VALVE PROGRAM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$1,500,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$1,500,000 is hereby appropriated for the private property inflow disconnect/back water valve program, including inspection costs, installation and replacement costs, design, inspection and construction costs, engineering, architectural and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the project. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

Section 2. To finance said appropriation, \$1,500,000 of bonds or notes of the District are authorized to be issued in accordance with applicable General Statutes of Connecticut, Revision of 1958, as amended to date and as amended from time to time in the future, public acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future, and special acts of the Connecticut General Assembly, as amended to date and as amended from time to time in the future (together, "Connecticut laws"), and the District's Charter. The form, date, maturities and other details of such authorized

but unissued bonds or notes shall be hereafter determined by the District Board acting in accordance with the District's Charter.

Section 3. The Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer are authorized in the name and on behalf of the District to apply for and accept any and all federal and state loans and/or grants-in-aid for the project and are further authorized to expend said funds in accordance with the terms thereof. To meet any portion of the costs of the project determined by the State of Connecticut Department of Energy and Environmental Protection to be eligible for funding under Section 22a-475 et seq. of the General Statutes of Connecticut, Revision of 1958, as amended (the "Clean Water Fund Program"), the District may issue bonds, notes or certificates of indebtedness authorized hereby in the form of interim funding obligations in anticipation of project loan obligations ("Clean Water Fund Obligations") as the District Board shall determine, in accordance with Connecticut laws and the District's Charter, following recommendation of the Board of Finance. Clean Water Fund Obligations, project loan and project grant agreements and any other instruments, agreements or certificates under the Clean Water Fund Program shall be executed in the name and on behalf of the District by the manual or facsimile signatures of the Chairman or the Vice Chairman and the Treasurer or the Deputy Treasurer, and bear the District seal or a facsimile thereof. The aggregate principal amount of the Clean Water Fund Obligations to be issued, the dated date, final maturity, rate or rates of interest, the date, time of issue and sale and all other terms, details and particulars of such Clean Water Fund Obligations, subject to the provisions of the Clean Water Fund Program, shall be determined by the District Board, following recommendation of the Board of Finance. Clean Water Fund Obligations may be secured by the full faith and credit of the District and/or by special revenues of the District pledged thereto by the District Board in accordance with Connecticut laws and the District's Charter. Each of the Clean Water Fund Obligations shall recite that every requirement of law relating to its issue has been duly complied with and that such obligation is within every debt and other limit prescribed by law.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

Commissioner Magnan made a motion to amend the resolution, as shown below in redline. The amendment was seconded and adopted by unanimous vote of those present.

AMENDMENT

To: District Board

December 5, 2022

From: District Clerk

The following proposed amendments (shown in red below) are to correct the CIP resolutions.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 1

RESOLUTION APPROPRIATING \$5,000,000 FOR THE GENERAL PURPOSE SEWER PROGRAM AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$5,000,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$5,000,000 is hereby appropriated for the planning, design and construction of the replacement and/or rehabilitation of existing sewer mains, pump stations and any related collection system appurtenances at various locations within the District, including electrical, mechanical, and renewable energy upgrades in addition to facility upgrades and site work at wastewater treatment facilities. The appropriation may also be expended for **water-main sewer** replacements, design, construction and inspection costs, engineering and professional fees, materials, the replacement, rehabilitation and upgrade of District's transportation and power operated equipment fleet and related components, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 4

RESOLUTION APPROPRIATING \$2,100,000 FOR THE PAVING PROGRAM AND RESTORATION AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$2,100,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$2,100,000 is hereby appropriated for final pavement restoration of roads, sidewalks, driveways, parking lots and other areas disturbed by work performed on District **water-sewer** infrastructure projects, including design, construction and inspection costs, engineering and professional fees, materials, costs related to the disposal of unsuitable materials and the usage of material from stock, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 26

RESOLUTION APPROPRIATING \$8,925,000 FOR VARIOUS SEWER PIPE REPLACEMENTS AND REHABILITATIONS AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$8,925,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$8,925,000 is hereby appropriated for the planning, design and construction of the replacement and/or rehabilitation of existing sewer mains, pump stations and any related collection system appurtenances at various locations within the District, including upgrades to District equipment, electrical, mechanical, and renewable energy upgrades in addition to facility upgrades and site work at wastewater treatment facilities. The appropriation may also be expended for **water sewer** main replacements, inspection costs, engineering and professional fees, materials, the replacement, rehabilitation and upgrade of District's transportation and power operated equipment fleet and related components, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 29

RESOLUTION APPROPRIATING \$945,000 FOR THE **ELIMINATION AND NEWINGTON** N-18 & N-19 SEWERSHED INFLOW AND INFILTRATION REDUCTION **PROJECT FROM THE SANITARY SEWER SYSTEM** AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$945,000 TO FINANCE SAID APPROPRIATION

2023 CAPITAL IMPROVEMENT PROGRAM PROJECT RESOLUTION NO. 31

RESOLUTION APPROPRIATING \$200,000 FOR THE REHABILITATION AND REPLACEMENT OF SEWERS IN THE HARTFORD POLLUTION CONTROL FACILITY SEWERSHED **(N-30)** AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE DISTRICT IN AN AMOUNT NOT TO EXCEED \$200,000 TO FINANCE SAID APPROPRIATION

Section 1. The sum of \$200,000 is hereby appropriated for the rehabilitation and/or replacement of sewers (combined and separated) within the Hartford Water Pollution Control Facility sewershed, **as required for Consent Order compliance at CSO N-30**, including design, construction and inspection costs, engineering and professional fees, materials, equipment, legal fees, financing costs, interest expense on temporary borrowings, and other costs related to the projects. District resources may be utilized for the projects. The District costs may include salary, benefits and overhead.

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

**BOARD OF FINANCE
FISCAL YEAR 2023 - BUDGET EXPENDITURES**

To: District Board

December 5, 2022

From: Board of Finance

At a meeting of the Board of Finance held on November 9, 2022, it was:

Voted: That the Board of Finance approve the following resolution:**Resolved:** That the estimated 2023 budget expenditures in the total amount of **\$207,219,317** be referred to the District Board for acceptance and approval as follows:

Budget Appropriations	Sewer	Water	Total
District Board	\$257,500	\$268,000	\$525,500
Executive Office	1,578,900	1,643,383	3,222,283
Legal	737,300	767,334	1,504,634
Administrative Office	321,800	334,860	656,660
Finance	3,032,400	3,156,314	6,188,714
Information Technology	3,080,600	6,254,728	9,335,328
Engineering and Planning	526,100	547,677	1,073,777
Water Treatment & Supply	-	9,292,383	9,292,383
Water Pollution Control	21,537,206	-	21,537,206
Laboratory Services	758,000	821,289	1,579,289
Maintenance	6,226,600	6,480,813	12,707,413
Chief Operating Office	427,000	444,442	871,442
Environment, Health and Safety	496,400	516,844	1,013,244
Command Center	2,060,300	3,999,493	6,059,793
Operations	3,548,700	10,645,947	14,194,647
Patrol	-	1,453,642	1,453,642
Debt Service	36,248,080	38,179,321	74,427,401
Employee Benefits	11,729,500	14,335,989	26,065,489
General Insurance	891,900	1,337,837	2,229,737
Taxes and Fees	-	3,810,500	3,810,500
Special Agreements and Programs	1,816,364	3,200,021	5,016,385
Contingencies	1,980,000	-	1,980,000
Total Water and Sewer	\$97,254,650	\$107,490,817	\$204,745,467

Budget			
Hydroelectric			\$2,473,850
Total Expenditures			\$207,219,317

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.

**BOARD OF FINANCE
FISCAL YEAR 2023 - BUDGET REVENUES**

To: District Board December 5, 2022

From: Board of Finance

At a meeting of the Board of Finance held on November 9, 2022, it was:

Voted: That the Board of Finance approve the following resolution:

Resolved: That the 2023 Budget Revenues in the total amount of **\$205,719,317** be referred to the District Board for acceptance and approval as follows:

Water Revenues

Operating Revenues

Sale of Water	\$ 91,459,085
Other Operating Revenues	8,871,900
Subtotal Operating Revenues	100,330,985

Non-Operating Revenues	2,364,497
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Other Financing Sources

Contributions from Other Funds	4,795,335
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Total Source of Revenues – Water Operations	\$ 107,490,817
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Sewer Revenues

Operating Revenues

Tax on Member Municipalities	\$ 53,076,600
Revenue from Other Government Agencies	11,931,000
Other Sewer Revenues	12,429,321
Sewer User Charge Revenues	11,584,900

Subtotal Operating Revenues	\$ 89,021,821
Other Financing Sources	
DEEP Contingency	1,980,000
Contributions from Other Funds	6,252,829
Subtotal Other Financing Sources	\$ 8,232,829
Total Source of Revenues – Sewer Operations	\$ 97,254,650
Total Source of Revenues – Water and Sewer Operations	\$ 204,745,467
Hydroelectric Revenues	\$ 973,850

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.

**BOARD OF FINANCE
FISCAL YEAR 2023 - HYDROELECTRIC REVENUES**

To: District Board

December 5, 2022

From: Board of Finance

At a meeting of the Board of Finance held on November 9, 2022, it was:

Voted: That the Board of Finance approve the following resolution:

Resolved: That the Board of Finance recommends to the District Board for acceptance and approval an appropriation of \$973,850 for the operation of the Hydroelectric Program.

Further

Resolved: That the Board of Finance recommends to the District Board for acceptance and approval estimated Hydroelectric revenues of \$973,850 in support of operations as follows:

Power Sales	\$868,500
Miscellaneous Nonrecurring Revenue	<u>105,350</u>
Total Hydroelectric	<u>\$973,850</u>

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.

**BOARD OF FINANCE
FISCAL YEAR 2023 - TAX ON MEMBER MUNICIPALITIES**

To: District Board December 5, 2022

From: Board of Finance

A Fiscal Year 2023 Tax Levy on The Metropolitan District's member municipalities in the amount of **\$53,076,600** is recommended in support of the proposed 2023 budget. In accordance with the District Board's policy, taxes may be paid in quarterly installments. To coincide with the fiscal year cycle (July 1 – June 30) adhered to by the member municipalities, the quarterly tax payments are unbalanced. The amount of the tax due in the first half of 2023 will be equivalent to 50% of the total 2022 tax levy. This amount (when paid) will be subtracted from the total 2023 tax levy: the balance is the amount due in the second half of the year. The following are prior years' ad valorem taxes:

Ad Valorem Budget	2019	2020	2021	2022	2023
Hartford	\$12,372,000	\$13,035,400	\$13,169,100	\$14,067,500	\$13,923,310
East Hartford	\$5,775,200	\$6,089,300	\$6,015,200	\$6,264,400	\$6,227,300
Newington	\$4,318,900	\$4,623,100	\$4,681,000	\$4,799,100	\$4,776,720
Wethersfield	\$3,979,400	\$4,240,800	\$4,214,100	\$4,252,500	\$4,266,270
Windsor	\$4,274,900	\$4,611,600	\$4,551,500	\$4,698,600	\$4,712,920
Bloomfield	\$3,488,600	\$3,879,300	\$3,808,100	\$3,868,400	\$3,831,630
Rocky Hill	\$2,909,600	\$3,144,100	\$3,171,200	\$3,206,800	\$3,294,640
West Hartford	\$11,034,500	\$11,852,100	\$11,865,500	\$11,919,300	\$12,043,810
Total	\$48,153,100	\$51,475,700	\$51,475,700	\$53,076,600	\$53,076,600

At a meeting of the Board of Finance held on November 9, 2022, it was:

Voted: That the Board of Finance approve the following resolution:

Resolved: That, in accordance with Section 3-12 and 3-13 of the District Charter, a tax on the member municipalities comprising The Metropolitan District, in the sum of **\$53,076,600**, shall be due and payable in favor of The Metropolitan District in four installments on the following due dates: the first installment, totaling **\$13,269,150**, shall be due and payable on January 18, 2023; the second installment, totaling **\$13,269,150**, shall be due and payable on April 19, 2023; the third installment, totaling **\$13,269,150**, shall be due and payable on July 19, 2023; and the fourth installment, totaling **\$13,269,150**, shall be due and payable October 18, 2023. In the event the Department of Energy and Environmental Protection pays the \$1.98 million included in the District's 2023 budget related to the groundwater discharge at the Hartford Landfill, said money shall be applied to reduce the member municipalities' 2023 ad valorem taxes. Apportionment of the Fiscal Year 2023 tax among the member municipalities and the amount due on each installment shall be as follows:

Installment Date	1/18/2023	4/19/2023	7/19/2023	10/18/2023	Total
Hartford	\$3,516,875	\$3,516,875	\$3,444,780	\$3,444,780	\$13,923,310
East Hartford	1,566,100	1,566,100	1,547,550	1,547,550	\$6,227,300
Newington	1,199,775	1,199,775	1,188,585	1,188,585	\$4,776,720
Wethersfield	1,063,125	1,063,125	1,070,010	1,070,010	\$4,266,270
Windsor	1,174,650	1,174,650	1,181,810	1,181,810	\$4,712,920
Bloomfield	967,100	967,100	948,715	948,715	\$3,831,630
Rocky Hill	801,700	801,700	845,620	845,620	\$3,294,640
West Hartford	2,979,825	2,979,825	3,042,080	3,042,080	\$12,043,810
Total	\$13,269,150	\$13,269,150	\$13,269,150	\$13,269,150	\$53,076,600

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.

**BOARD OF FINANCE
RESOLUTION SETTING THE THRESHOLD AMOUNT FOR THE
PURPOSES OF THE DISTRICT'S REFERENDUM REQUIREMENT**

To: District Board

December 5, 2022

From: Board of Finance

WHEREAS, the charter of the Metropolitan District of Hartford County, Connecticut (the “District”), and more particularly Section 14 of number 511 of the special acts of 1929, as amended by section 1 of number 332 of the special acts of 1931, number 127 of the special acts of 1947, section 2 of special act 79-102, special act 80-13, section 1 of special act 83-31, section 5 of special act 90-27, and section 2 of public act 15-114 (Section 14, as amended, being referred to as the “Referendum Requirement”), provides as follows:

(a) Appropriations to be financed by the issuance of bonds, notes or other obligations of the district may be made at any time upon approval of the district board and recommendation of the board of finance in accordance with section 20 of number 511 of the special acts of 1929.

(b) (1) Any appropriation in excess of the amount set forth in subdivision (2) of this subsection for any single item of capital expense not regularly recurring, including, but not limited to, a capital purpose, a public improvement or an extraordinary expenditure which may properly be financed long-term rather than from current revenues, notwithstanding that such appropriation is included in the budget to be met from current revenues, shall be approved by a two-thirds vote of the entire district board and by a majority of the electors of the district at a referendum of the district called by the district board in accordance with the requirements of section 5 of number 511 of the special acts of 1929, as amended by special act 77-54; provided an appropriation for any reason involving not more than twice the amount set forth in subdivision (2) of this subsection in any one year for the purpose of meeting a public emergency threatening the lives, health or property of citizens of the district may be made upon approval by a two-thirds vote of the entire district board without submission to the electors of the district; provided further, appropriations may be made in any amount without submission to the electors of the district for any public improvement all or a portion of which is to be paid for by assessments of benefits or from funds established to pay for waste or water facilities pursuant to section 13 of number 511 of the special acts of 1929, as amended by number 366 of the special acts of 1949, special act 77-54 and special act 83-31; and provided further, submission to the electors of the district shall only be required with respect to such portion, if any, of any appropriation approved by the district board on and after October 1, 2015, as exceeds the amount set forth in subdivision (2) of this subsection. The district board may determine, in the case of appropriations for water, sewer and utility line extensions and improvements, or the installation or replacement of service meters, the definition of what shall constitute a single item of capital expense for purposes of compliance with the referendum requirement of this section. Such determination may be contained in the capital budget or a resolution making such appropriation or authorizing the issuance of

bonds, notes or obligations of the district and any such determination shall be final and conclusive.

(2) On and after October 1, 2015, the threshold amount for purposes of subdivision (1) of this subsection shall be twenty million dollars as adjusted annually thereafter on October first by a percentage equal to the increase, if any, in the consumer price index for urban consumers, as most recently determined by the United States Department of Labor, Bureau of Labor Statistics for the most recent twelve-month period available, provided for any appropriation adopted by the district board on and after October 1, 2015, the aggregate amount of federal and state grants available, committed to be made available or expected to be made available for the appropriation at issue, each as determined by the district board whose determination shall be conclusive, shall be deducted from the amount of the appropriation in determining whether such threshold is met.

WHEREAS, for purposes of this resolution, the amount referred to in section (b)(2) of the Referendum Requirement is hereinafter referred to as the Threshold Amount, and

WHEREAS, the consumer price index for urban consumers, as determined by the United States Department of Labor, Bureau of Labor Statistics ("CPI") as of September 2022 was 296.808, representing a percentage increase from September 2021 of eight point two zero one seven percent (8.2017%);

WHEREAS, the District Board wishes to find and determine the Threshold Amount in effect as of the date of this Resolution;

At a meeting of the Board of Finance held on November 9, 2022, it was:

Voted: That the Board of Finance approve the following resolution:

Resolved: Based on the evidence presented to the District Board, the District Board finds and determines, that the Threshold Amount in effect as of October 1, 2022 and thereafter is TWENTY-FOUR MILLION NINE HUNDRED AND EIGHT THOUSAND FOUR HUNDRED AND THIRTY-FOUR DOLLARS (\$24,908,434.00).

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.

**BOARD OF FINANCE
RESOLUTION TO DEAUTHORIZE CLEAN WATER PROJECTS ESTABLISHED
UNDER THE LONG-TERM CSO CONTROL PLAN**

To: District Board

December 5, 2022

From: Board of Finance

At a meeting of the Board of Finance held on November 9, 2022, it was:

VOTED: That the Board of Finance recommends to the District Board adoption of the following resolution from Bond Counsel.

WHEREAS, on December 30, 2004, The Metropolitan District (the "District") submitted to the Commissioner of the State of Connecticut Department of Energy and Environmental Protection (the "Commissioner") a revised report entitled *Long-Term CSO Control Plan* (the "LTCP"), prepared by Camp, Dresser & McKee, which addressed meeting the requirements of the United States Environmental Protection Agency CSO Control Policy and water quality standards; and

WHEREAS, on November 7, 2006, the District entered into Consent Order No. WC 5434 to implement actions to abate overflows from both the sanitary and combined sewers throughout the District; and

WHEREAS, as required by Consent Order No. WC 5434, on December 28, 2012, the District submitted to the Commissioner a report entitled *Long-Term Combined Sewer Overflow Control Plan 2012 Update* prepared by CDM Smith, and dated December 28, 2012, revised on August 28, 2014 and December 4, 2014 (the "2012 LTCP"); and

WHEREAS, as required by Minor Consent Order Modification No. 2 dated May 2, 2017 to Consent Order No. WC 5434, on December 28, 2018, the District submitted to the Commissioner a report entitled *Integrated Plan and Long-Term Control Plan*, prepared by CDM Smith and dated December 2018 (the "2018 IP/LTCP"). This report was developed pursuant to the federal Water Infrastructure Improvement Act of 2018 to satisfy the requirements set forth in the Modified Consent Order and identified the next iteration of the actions with associated timelines for meeting the requirements of the CSO Control Policy and water quality standards; and

WHEREAS, on September 19, 2022, the District and the State of Connecticut Department of Energy and Environmental Protection entered into a Consent Order (the "2022 Consent Order"); and

WHEREAS, the 2022 Consent Order provides that the 2018 IP/LTCP constitutes a new program and approach to achieving the requirements of the CSO Control Policy and water quality standards, and as such the District is hereby

authorized to de-authorize any outstanding projects and any outstanding bonds authorized to complete the projects delineated in the LTCP and the 2012 LTCP.

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. The Metropolitan District (the "District") hereby deauthorizes the Kane Brook Area (CSO S-8) project as described in the 2012 LTCP and 2018 LTCP and authorizes District officials to take all steps necessary to close out the project.

SECTION 2. The District hereby deauthorizes the project to address combined sewer overflow problems in the Franklin Avenue drainage area in the City of Hartford by connecting to a drop shaft in the South Tunnel as delineated in the 2012 LTCP and 2018 LTCP and authorizes District officials to take all steps necessary to close out the project.

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.

**BOARD OF FINANCE
2023 BUDGET AND APPROVAL PROCESS FOR COMMISSIONER TRAVEL TO
CONFERENCES/SEMINARS**

To: District Board

December 5, 2022

From: Board of Finance

At a meeting of the Board of Finance held on November 9, 2022, it was:

Voted: That the Board of Finance approve the following resolution:

Resolved: That \$25,000 within the 2023 District Board budget be available for Commissioner attendance at conferences or seminars with the District Chairman to administer the review & approval of use of funds in accordance with District standards for employee travel.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

Commissioner Magnan made a motion to amend the resolution, as shown below in redline. The amendment was seconded and adopted by unanimous vote of those present.

AMENDMENT

To: District Board

December 5, 2022

From: District Clerk

On November 9, 2022 the Board of Finance approved a resolution to designate \$25,000 within the District Board budget for expenses related to Commissioners' attendance at conferences or seminars. In addition to conferences and seminars, staff recommends the District Board implement a policy for processing other potential expenses or reimbursements for Commissioners. A proposed amendment is shown below in redline:

At a meeting of the Board of Finance held on November 9, 2022, it was:

Voted: That the Board of Finance approve the following resolution:

Resolved: That \$25,000 within the 2023 District Board budget be available for Commissioner ~~expenses related to District business including attendance at conferences, or seminars or other events related to District business; mileage; or business meals.~~ **with** The District Chairperson, Vice-Chairperson & Chairperson of the Board of Finance shall ~~to~~ administer the review & approval of use of the funds. ~~in accordance with District standards for employee travel.~~

Further

Resolved: Any Commissioner expense must be related to District business in order to be eligible for payment or reimbursement. As to travel expenses, review and approval of the use of funds shall be consistent with District standards for employees.

Further

Resolved: Any Commissioner seeking payment or reimbursement for expenses must submit receipts or other documentation along with required reimbursement approval forms to the District Board Chairperson, District Board Vice-Chairperson & Board of Finance Chairperson.

Further

Resolved: The Chairperson, Vice-Chairperson & Board of Finance Chairperson shall review for approval the reimbursement forms and documentation for any requests by Commissioners for payment or reimbursement of expenses. Any request for payment or reimbursement of expenses by the Chairperson, Vice-Chairperson or Board of Finance Chairperson shall be submitted to the other two reviewers for approval.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

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

Commissioner Gardow exited the meeting at 6:23 PM

POTENTIAL VIOLATION OF BYLAW § B2k BY COMMISSIONER TAYLOR

To: District Board

December 5, 2022

Commissioner Salemi moved that this action be dismissed. The motion passed by majority of a roll call vote.

The result of the roll call:

Yeas: Commissioners Andrew Adil, John Bazzano, Avery Buell, Donald Currey, William DiBella, John Gale, Jean Holloway, Byron Lester, Diane Lewis, Pasquale J. Salemi, Alvin Taylor, Calixto Torres, and James Woulfe (13)

Nays: Commissioners John Avedisian, Richard Bush, Dimple Desai, David Drake, Joan Gentile, James Healy, Allen Hoffman, Maureen Magnan, Jacqueline Mandyck and Dominic Pane (10)

Abstentions: (0)

Absent &

Not Voting: Commissioners Peter Gardow, Bhupen Patel, Jon Petoskey and Richard Vicino (4)

**COMMITTEE ON MDC GOVERNMENT
REVISION DISTRICT ORDINANCES**

To: District Board

December 5, 2022

From: Committee on MDC Government

District staff, through the Office of District Counsel, submits the following ordinance revisions and additions to The Metropolitan District Water and Sewer Ordinances for consideration by the Committee on MDC Government.

At a meeting of the Committee on MDC Government held on December 5, 2022, it was:

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

RESOLVED: That the following revisions and additions to The Metropolitan District Water and Sewer Ordinances be adopted as follows:

WATER SUPPLY ORDINANCES:

§ W1a “WATER USED CHARGE (TREATED WATER)”

§ W1f “SURCHARGE OUTSIDE THE METROPOLITAN DISTRICT FOR CAPITAL IMPROVEMENTS”

For customers which do not resell treated water, the WATER USED CHARGE is the quantity of water used as read at the meter, as follows:

<u>BILLS RENDERED MONTHLY</u>	<u>RATE</u> \$4.09 \$3.80 per 100 Cubic Feet
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The WATER USED CHARGE for such customers subject to § S12x of The Metropolitan District Sewer Ordinances who purchase more than 802ccf of water per day, as averaged over a monthly billing period, as follows:

For each of the first 802ccf of water used per day:

<u>BILLS RENDERED MONTHLY</u>	<u>RATE</u> \$4.09 \$3.80 per 100 Cubic Feet
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For each ccf of water used per day in excess of 802ccf:

<u>BILLS RENDERED MONTHLY</u>	<u>RATE</u> \$3.34 \$3.05 per 100 Cubic Feet
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For customers which, by agreement with the District or otherwise, resell treated water, the WATER USED CHARGE is the quantity of water used as read at the meter, as follows:

BILLS RENDERED MONTHLY RATE
~~\$4.09~~ **\$3.80** per 100 Cubic Feet

SEC. W1f SURCHARGE OUTSIDE THE METROPOLITAN DISTRICT FOR CAPITAL IMPROVEMENTS

In towns outside the limits of The Metropolitan District for which capital improvements or layout and assessment projects are constructed, in addition to the charges set forth in SEC. W1a, W1b and W1c, there shall be a surcharge on the water rates determined from the size of the meter installed on the premises, as follows:

1. On or before the end of each fiscal year, The Metropolitan District shall determine the actual cost of each capital improvement constructed for each non-member town and the net cost (cost less assessments) of layout and assessment projects constructed for each non-member town. The costs and/or net costs, as applicable, shall be allocated to the towns for which the work was performed and shall be a surcharge on the water rates of the users located in such towns.
2. The annual surcharge to be added to each user's water rate shall equal the total amount of the costs and/or net costs, as applicable, allocated to the town in which such user is located [excluding costs which the town has paid as set forth in Section W1f(3)] amortized over a twenty year period using an interest rate computed by the District which approximates the District's long-term cost of funds for its General Obligation Bond portfolio—multiplied by the percentage of hydraulic capacity of each user's meter size (based on the American Water Works Association meter size capacity) of the aggregate hydraulic capacity of all meters in such town. The surcharge shall be billed in either quarterly or monthly installments, as applicable, commencing with the first bill sent out in the fiscal year succeeding the fiscal year in which the work was performed and continuing over the twenty year period.
3. The District shall, as soon as possible after the completion of each capital improvement project or separate phase thereof, provide to the non-member towns for which a capital improvement was constructed a compilation of the costs associated with the construction of such project(s). If, on or before the end of the District's fiscal year in which such construction was completed, a non-member town agrees to pay and does in fact pay all or a portion of the cost of a capital improvement constructed for such town, then the amount paid by such town shall be deducted from the total amount of costs and/or net costs allocated to such town as described in Section W1f(1) and used to calculate the individual surcharges as set forth in Section W1f(2).

MONTHLY BILLING

SIZE OF METER	Farmington		Glastonbury		South Windsor		Manchester	
	<u>2022</u>	<u>2023</u>	<u>2022</u>	<u>2023</u>	<u>2022</u>	<u>2023</u>	<u>2022</u>	<u>2023</u>
5/8"	\$2.26	\$1.84	\$1.76	\$1.60	\$1.33	\$1.46	\$2.84	\$2.79
3/4"			\$2.64	\$2.39	\$2.00	\$2.19		
1"	\$4.52	\$3.68	\$3.53	\$3.19	\$2.67	\$2.92	\$5.68	\$5.57
1 1/2"	\$9.04	\$7.36	\$7.05	\$6.39	\$5.33	\$5.85		
2"	\$169.44	\$138.08	\$132.24	\$119.74	\$99.95	\$109.67		
3"	\$395.36	\$322.20	\$308.55	\$279.39	\$233.21	\$255.90	\$496.79	\$487.54
4"	\$677.76	\$552.33	\$528.95	\$478.96	\$399.79	\$438.68		
6"	\$903.68	\$736.45		\$638.61	\$533.05	n/a	\$1,135.52	\$1,114.38
8"	\$2,259.20	\$1,841.12						

SEWER ORDINANCES:**§ S12X "SPECIAL SEWER SERVICE CHARGE FOR CAPITAL IMPROVEMENTS TO THE SEWERAGE SYSTEM"****SEC. S12x SPECIAL SEWER SERVICE CHARGE FOR ~~CAPTIAL~~ CAPITAL IMPROVEMENTS TO THE SEWERAGE SYSTEM**

~~a.)~~ (1) For customers of The Metropolitan District who utilize the District sewer system and are furnished water directly by The Metropolitan District there shall be a special sewer service charge at rates established annually through the budget approval process as set forth in Chapter 3 of the Charter of The Metropolitan District. Except as provided in subsection S12x(b), and S12x(c), and S12(d) said rates shall be uniformly applied to, and be proportional to the quantity of water used by, the affected customers.

~~b.)~~ (2) Notwithstanding the foregoing, The Metropolitan District may, through its annual budget, allow for a reduction in the special sewer service charge otherwise payable by owners of commercial or industrial properties in the event said properties, and the commercial or industrial operations located thereon, are serviced, in whole or in part, by an on-site wastewater collection, treatment, and disposal system that does not discharge into the sanitary sewage system of The Metropolitan District. The amount of said reduction shall be based upon the sewer usage metered and reported pursuant to Section S12e and determined by the Board of Commissioners of The Metropolitan District during its annual budget approval process for any ensuing year.

~~c.)~~ (3) Customers subject to the provisions of this Section 12x, other than customers subject to Subsection S12x(b) above, shall be subject to the special sewer

service charge as follows: 1) for the first 24,060 hundred cubic feet of water consumed from a single water meter per month, the special sewer service charge shall be assessed at the rate established by The Metropolitan District against each one hundred cubic feet of water consumed; and 2) for all water consumed in excess of 24,060 hundred cubic feet per month from a single water meter, the special sewer service charge shall be assessed at such rate against each one hundred cubic feet of sewer flow generated by the water used in excess of 24,060 hundred cubic feet per month metered at a location approved by the Metropolitan District. This excess sewer flow shall be calculated via the proportion of sewage discharged to water consumed for the month, with this proportion applied to the volume of water consumed in excess of 24,060 hundred cubic feet per month and billed pursuant to Section S12f. The special sewer service charge assessed pursuant to this subsection shall be billed monthly.

~~d.)~~ (4) The proceeds from the special sewer service charge, as aforesaid, shall be used exclusively for capital costs associated with any and all measures necessary to comply with: (a) a certain consent decree executed by and between The Metropolitan District and the United States Environmental Protection Agency in a case filed on August 15, 2006 in the United States District court for the District of Connecticut captioned United States of America and State of Connecticut vs. The Metropolitan District of Hartford, Connecticut; (b) and a certain consent order (Consent Order No. 5434) executed by and between The Metropolitan District and the State of Connecticut on or about November 6, 2006 relating to the reduction of combined sewer overflows; (c) the reduction of nitrogen discharged from District Wastewater Treatment Facilities as required by State of Connecticut Department of Environmental Protection Nitrogen General Permit issued December 21, 2005 October 5, 2018; and (d) a certain consent order (Consent Order No. COWRMU22002) executed by and between The Metropolitan District and the State of Connecticut relating to the implementation of an integrated planning concept dated September 12, 2022, as such decree and orders may be amended from time to time, and specifically for payment of capital expenditures in connection with compliance with the decree or orders, or payment of debt service on indebtedness of The District incurred for purposes of funding expenditures in connection with compliance with such decree and orders. For this purpose “indebtedness” shall mean bonds, notes and other loans and obligations, including, without limitation, State of Connecticut Clean Water Fund loans, and “Debt service” shall mean: (i) any obligation that would constitute “debt service” if incurred with respect to bonds issued under the special obligation indenture of trust, dated June 1, 2013, between The District and U.S. Bank National Association, as trustee, as amended and supplemented from time to time, as the term “debt service” is used in such indenture, whether or not such obligation is incurred with respect to indebtedness under such indenture; and (ii) any obligation of The Metropolitan District incurred in furtherance of compliance with Consent Order No. COWRMU22002, including, but not limited to, any indebtedness incurred or capital expenditures made pursuant to Public Act No. 15-114.

~~(e)~~ (5) The special sewer service charge shall appear separately on the water bills of the District and shall be due and payable at the same time as the water bills are due and payable. Collection and payment of such charge shall be subject to and in accordance with sections S12m, S12n, and S12o of this part.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

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

RESOLUTION REGARDING COLEBROOK RESERVOIR

To: District Board

December 5, 2022

From: Scott W. Jellison, Chief Executive Officer

The Metropolitan District (“MDC”) entered into a certain contract entitled “REVISED CONTRACT BETWEEN THE UNITED STATES OF AMERICA AND THE METROPOLITAN DISTRICT FOR WATER STORAGE SPACE IN THE COLEBROOK RIVER RESERVOIR,” dated February 11, 1965 (the “Agreement”). In 2019, consistent with Connecticut caselaw, the MDC notified the United States Army Corps of Engineers that under the terms of the Agreement the life of the project had been completed and the District elected to terminate the Agreement and its water rights under said Agreement. The Connecticut Department of Health (“DPH”) has taken the position that such termination cannot occur until MDC obtains a permit to abandon the Colebrook River Reservoir as a water supply source pursuant to Connecticut General Statutes §25-33k. In response to this position, MDC filed a petition for declaratory ruling with DPH seeking a determination that Connecticut General Statutes §25-33k does not apply to its termination of the Agreement. In connection with this action, Save the Sound filed a “Request for Party or Intervenor Status” in which it raises several arguments in support of such Request, including that a finding in favor of the MDC will also lead to the elimination of state law protections over inactive drinking water sources, including those pertaining to source protection or watershed lands. The request has been granted.

Be It Resolved: that notwithstanding termination of the Agreement, the MDC retains rights to approximately 3.5 billion gallons of water within the Colebrook River Reservoir for riparian and hydroelectric uses; and therefore, MDC has not abandoned the Colebrook Reservoir and the MDC remains dedicated to protecting the watershed

lands surrounding both Colebrook Reservoir and the MDC's West Branch Reservoir; and be it further

Resolved: that MDC, as the second largest land owner in the State of Connecticut and to ensure the quality and safety of its drinking water for its customers, remains steadfast and vigilant in its stewardship and protection of its watershed lands, and has no intention to alter this approach in the future.

Respectfully Submitted,



John S. Mirtle, Esq.
District Clerk

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

OPPORTUNITY FOR GENERAL PUBLIC COMMENTS

Judy Allen of West Hartford thanked the Commissioners for their hard work and said she appreciates the work they do.

COMMISSIONERS COMMENTS AND QUESTIONS

There were no commissioner comments and questions.

ADJOURNMENT

The meeting was adjourned at 8:41 PM

ATTEST:


John S. Mirtle, Esq.
District Clerk

January 4, 2023

Date of Approval

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