

Meeting
of
THE METROPOLITAN DISTRICT COMMISSION
555 Main Street
Hartford, Connecticut, 06103
Monday, May 1, 2006

Present: Commissioners D. Anwar Al-Ghani, Steven J. Bonafonte, Adam Cloud, Martin B. Courneen, Timothy Curtis, William A. DiBella, John M. Grottole, Allen Hoffman, Joseph H. Kronen, Daniel E. Lilly, Lisa MacDonald, Alphonse Marotta, John J. McAuliffe, Jr., Trude H. Mero, Lawrence J. Price, Albert F. Reichin, Hector M. Rivera, Dale A. Ryan, Pasquale J. Salemi, Raymond Sweezy, Alvin E. Taylor, Joseph Verrengia, Richard W. Vicino and Jeffrey A. Wright. (24)

Absent: Commissioners Kevin M. Deneen, Henry J. Genga, Joseph Klett, Maureen Magnan and Richard F. Wareing. (5)

Also

Present: Charles P. Sheehan, Chief Executive Officer
Robert E. Moore, Chief Administrative Officer
Robert Weimar, Chief of Program Management
Bourke G. Spellacy, District Counsel
James P. Sandler, District Legal Counsel
R. Bartley Halloran, Legal Counsel
Brendan M. Fox, Jr., Assistant District Counsel
David A. Arruda, Manager of Solid Waste
Luz Amaro-Otero, Assistant District Clerk
Linda Foster, Executive Assistant
Rick Gomez, Affirmative Action Officer
Matthew A. Nozzolio, Public Affairs Specialist
Jennifer M. Ottalagana, Engineering Services
Renée Poirier, Manager of Customer Services
John J. Proulx, Manager of Plant Maintenance
James M. Randazzo, Manager of Water Supply
Nelson Shick, Manager of Information Systems
Patricia Speicher Werbner, Director of Human Resources
Robert J. Zaik, Manager of Labor Relations
Paul Nonnenmacher, Connecticut Resources Recovery Authority
Mary Phil Guinan of M.P Guinan Associates

CALL TO ORDER

P.M. The meeting was called to order by Honorable William A. DiBella at 5:43

ROLL CALL AND QUORUM

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

PLEDGE OF ALLEGIANCE

Those in attendance stood and recited the Pledge of Allegiance.

PUBLIC COMMENTS RELATIVE TO AGENDA ITEMS

No one from the public appeared to be heard.

APPROVAL OF MINUTES

Commissioner Lilly requested that Page 96 of the minutes of the District Board meeting of April 3, 2006 be amended to state that the reason why the District Board entered into an executive session was “for the purpose of discussing the CRRA settlement” rather than “for the purpose of discussing the Connecticut Resources Recovery Authority (CRRA) and the energy project”, as originally stated.

On motion made and duly seconded, it was unanimously voted that Page 96 of the minutes of the District Board meeting of April 3, 2006 be amended to state that the reason why the District Board entered into an executive session was “for the purpose of discussing the CRRA settlement” rather than “for the purpose of discussing the Connecticut Resources Recovery Authority (CRRA) and the energy project”, as originally stated.

And, on motion made and duly seconded, the minutes of the meeting of April 3, 2006 were unanimously approved as amended.

CHIEF EXECUTIVE OFFICER'S MONTHLY REPORT

Charles P. Sheehan, Chief Executive Officer, reported on the following matters:

- **Raw Water Transmission Lines - Nepaug Reservoir to Reservoir #5 (WH):**

One of the two redundant pipelines that carry water from the Nepaug Reservoir to the West Hartford Water Treatment Facility (Nepaug #2) has developed a minor leak and has been shut down for emergency repair.

So long as we are able to maintain flow through the adjacent pipeline (Nepaug #1), the shutdown does not impair the District's ability to meet all of the current or anticipated (30-day) demand for water, and no restrictions on use are necessary.

The pipeline, Nepaug #2, is a 7-mile long, 36-inch diameter pipe that carries about one-third the volume of the other pipe, a 42-inch diameter pipe. The leak was detected in Farmington at the Winding Trails Recreation area.

We are utilizing all means available to facilitate these repairs. The duration of the shutdown will be unknown until the leak is uncovered and repairs are more fully assessed.

You will receive further updates as they are warranted.

- **CFO Hiring**

As a result of that search process no selection was made. The selection panel has widened the search area and will be re-performing both the advertisement and the minority outreach.

- **COO Hiring**

We have performed an extensive regional outreach which has been coordinated with HR. Application period closed on 03-31-06. The Selection Committee is screening the applications to determine which candidates meet the criteria for interview. We will keep you informed as the selection process moves forward.

- **CRRA**

During our March meeting Attorney Halloran and the CEO informed the Board of the very positive developments that had emerged from our direct discussions with CRRA leadership. That positive momentum has been maintained as we continue to make progress in discussing plans to enhance our operations at the current plant and plans that will take our relationship beyond the current contract which expires in 2012.

In terms of operations we have been very engaged in repairing damage to the fire suppression systems at the WPF. These repairs are being coordinated with CRRA during normal WPF downtime and are utilizing both contracted and District staff efforts.

- **EPA/DOJ**

MDC has executed the Consent agreement with EPA. We are awaiting receipt of a signed copy of the accord.

- **Program Management:**

- ACTIONS FOR MARCH/APRIL 2006**

- **SSO Program**

- Sewer Point repairs constructed in West Hartford
 - Sewer TV inspections continue to identify “local” sources of inflow
 - Received I/I Study Proposals for Wethersfield

- **CSO Program**

- Tower Avenue Groundbreaking, included Mayor and DEP Commissioner statements
 - Received Conceptual Designs and Cost Estimates for MDC review
 - PRAC Testing Requires \$5M Cleanup
 - Continued communication with local minority organizations
 - Began Memorandum of Understanding Discussions with DPW Directors
 - Minority On Call RFQ Distributed—April 24th

- **Program Management Organization**

- Design Manager, Project Control Manager Interviews in May
 - Business Practices Workshops for GIS, Design, Purchasing
 - Developed GIS Program Implementation Actions and Schedules
 - Revising Project Schedules to Address identified local concerns

- **Consultant Engagement:**

- May 10th Minority RFP Information Mtg/Workshop
 - Set May 19th for General Engineering Meeting to present Consultant Engagement Plan
 - Preparing RFQ for Design Consultants—June

- **Contractor Engagement:**
 - **May 12th Utility Contractor's Presentation**
 - **High St E. Hartford Pump Station Contract Awarded**
 - **Wethersfield Pump Station Contract Awarded**

CHAIRMAN'S MONTHLY REPORT

Chairman DiBella briefly reported that he is encouraged with the meetings that the District has had with CRRA. He spoke briefly on initiatives the District and CRRA are considering, as well as potential projects, such as expansion of hydroelectric generation, that could increase revenues to the District. Chairman DiBella commended the CEO and staff for their outreach efforts in working with the Community on the Long-Term Control Plan and informing them of the referendum.

A discussion concerning the article that appeared in the Hartford Courant on April 23, 2006 regarding the conceptual South Meadow Energy Project followed the Chairman's comments.

REPORT FROM CHAIRMAN OF BOARD OF FINANCE

Commissioner Al-Ghani, Chairman of Board Finance, provided a brief overview of the legal budget and invited members of the board to contact him to discuss the legal budget status. The report cannot be circulated due to the legal cases that are still pending.

At 7:09 P.M. District Chairman DiBella excused himself from the District Board meeting, explaining that he had to attend a meeting at the State Legislature, and District Vice Chairman Ryan assumed the chair.

REPORT FROM CHAIRMAN OF SUBCOMMITTEE ON DIVERSITY

Chairman Al-Ghani informed the members of the Board that on March 16, 2006 Subcommittees were formed to report on a monthly basis on the needs that arise. Commissioners Ryan and Grottole would report to the Board on activities involving our employees in such areas as the Voices United Group and the Affirmative Action Advisory Committee; Commissioners Reichin and Rivera would keep the Board apprised on activities involving minority outreach; Commissioners Vicino and Cloud would update the Board on action regarding minority contracting within the Long-Term Control Plan and all projects covered under the November 2006 referendum; Commissioners Hoffman and Curtis would inform the Board on overall educational initiatives as they relate to improving the overall Diversity of the District and staff;

Commissioners McAuliffe and Klett would report on the District's improvement in the area of the Americans with Disabilities Act.

Commissioners Cloud and Vicino met with Mr. Robert Weimar, Chief of Program Management, on the status of the Long-Term Control Plan. Commissioners Cloud and Vicino commended Mr. Weimar for his efforts in working with the diversity initiative of the Long-Term Control Plan.

Bureau of Public Works
CONTRACT AGREEMENT – RE: POWERPLAY, LLC.

From: Bureau of Public Works

To: The District Board

May 1, 2006

On October 17, 2005, the District issued Request for Proposals (RFP) No. 214, soliciting proposals for "The Beneficial Use of Sludge Incinerator Exhaust Gas at the Metropolitan District Hartford Water Pollution Control Facility." The intent of the RFP included the following:

The Proposer may use the thermal energy on site at a location leased from the District. A benefit to the District must be proposed as either a reduction in cost of plant operations, a new revenue source or a combination of both. The source of the thermal energy is from the exhaust gases currently discharged by two multiple hearth sludge-burning incinerators.

The District is requesting a proposal that reclaims the maximum value for the thermal energy. This value may be realized through the potential generation of electric power, cost reductions for natural gas, incentive payments for environmental benefits, the use of any excess thermal capacity for any other downstream process thermal requirements that could be in use now or in the future or any combination of the aforementioned.

At the District Board meeting on January 9, 2006, the following action was taken:

Voted: That Dresser Rand be designated as the selected firm to implement RFP 214, subject to a negotiated Memorandum of Understanding and Contract Agreement, which will be subject to District Board approval.

Further

Voted: That Power Play, LLC be designated as the selected firm to serve as the District's owner's representative which shall include, among other things, responsibility to research and make application to any and all state and federal funding sources for grant and loan support, to evaluate Dresser Rand's proposal and to assist the District in the negotiation of a binding Memorandum of Understanding and Contract Agreement and to assist in the management and administration of the construction of the facility at the HWPCF, subject to a negotiated Memorandum of Understanding and Contract Agreement, which will be subject to District Board approval.

At the Bureau of Public Works meeting held on April 11, 2006, it was

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

Resolved: That the Chief Executive Officer of The Metropolitan District, Charles P. Sheehan, on behalf of the MDC, hereby is authorized, empowered and directed to enter into a definitive agreement with Power Play, Inc. in furtherance of the Project development pursuant to RFP #214, as discussed and approved by the District Board on January 9, 2006.

Respectfully submitted,

Luz Amaro-Otero
Assistant District Clerk

Vice Chairman Ryan reported to the members of the board that action on this item would be postponed indefinitely.

Commissioner MacDonald asked if there was a particular reason why the contract with PowerPlay, LLC is being postponed. Attorney Hollaran replied that a technical issue has been raised by one of the previous employers of PowerPlay, LLC.

On motion duly made and seconded, the recommendation to postpone indefinitely the resolution relative to the contract with PowerPlay, LLC was adopted by unanimous vote of those present.

Bureau of Public Works
BREAKTHROUGH MAGNET SCHOOL, HARTFORD
ENCROACHMENT AGREEMENT

From: Bureau of Public Works

To: The District Board

May 1, 2006

The City of Hartford has requested permission from the Metropolitan District to temporarily and permanently encroach upon an existing storm sewer 20-foot right-of-way north of Flatbush Avenue, an existing sanitary sewer 20-foot right-of-way east of Coleman Drive in Hartford, an existing 20-foot right-of-way east of Brookfield Street and an existing sanitary sewer 20-foot right-of-way west of Ellington Street. These encroachments will allow the City to install additional utilities (electrical power, telephone, date and fire alarm service), sidewalks, parking areas, play areas and grading changes within the District's rights-of-way in support of the planned Breakthrough Magnet School.

The City of Hartford has agreed to the following conditions in order to satisfy the District's concerns for protection of the 18-inch storm sewer, the 24-inch sanitary sewer, the 8-inch sanitary sewer and the 30-inch sanitary sewer located within the subject parcel, and our accessibility along the length of the Metropolitan District's rights-of-way:

1. Manhole structures within the rights-of-way shall be raised or lowered accordingly so that the frame and cover is even with the final grade of the roadway, and no more than six inches (6") below final grade in off-roadway areas.
2. Any additional earth moving equipment that will be utilized on the site over and adjacent to the storm sewer and the sanitary sewer not currently authorized shall be reviewed and approved by District staff prior to mobilization to the site.
3. Utilities, including but not limited to sanitary sewer pipes and laterals, storm sewer pipes and water service connections, to be located within the District's rights-of-way shall be reviewed prior to installation. District staff will approve the proposed utility locations, or direct that the utilities be located outside the rights-of-way on a utility specific basis.
4. Utilities constructed within the District's rights-of-way shall be installed per District design standards, including but not limited to, the "Sanitary Sewer-Storm Drain Connection Manual" and the "Water Service Standard Details Manual."

5. No permanent structures, including but not limited to building foundations, though excluding other utilities as reviewed and approved by District staff, shall be located within the District's right-of-way.
6. The Metropolitan District shall not be held liable for any damage caused to the utilities located within the District's rights-of-way or permanent structures immediately adjacent to the District's rights-of-way in the event of an emergency sewer repair during construction or post construction of the utilities. The Metropolitan District will make every effort feasible to minimize damage to the utilities and adjacent permanent structures; however the cost for repairs to the other utilities and permanent structures shall be the responsibility of the City of Hartford.
7. Routine maintenance and inspection of the storm sewer and the sanitary sewer shall be coordinated with the City of Hartford in advance of such work to minimize disruption to operations and facilities, including the Breakthrough Magnet School, along the sewers.

Staff has reviewed this request and considers it feasible.

If the Bureau of Public Works and the District Board grant this request, a formal encroachment agreement shall be executed between the City of Hartford and the Metropolitan District, consistent with current practice involving similar requests.

At the Bureau of Public Works meeting held on April 11, 2006, 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, subject to approval of form and content by District Counsel, granting permission to the City of Hartford to encroach upon an existing storm sewer 20-foot right-of-way north of Flatbush Avenue, an existing sanitary sewer 20-foot right-of-way east of Coleman Drive in Hartford, an existing 20-foot right-of-way east of Brookfield Street and an existing sanitary sewer 20-foot right-of-way west of Ellington Street in Hartford, and to install additional utilities, sidewalks, parking areas, play

areas and grading changes within the District's right-of-way in support of the planned Breakthrough Magnet School as shown on plans submitted by URS Corporation, AES, dated October 1, 2004 and revised through November 8, 2005, providing that the District shall not be held liable for any cost of damage of any kind which may result during construction or in the following years as a result of the encroachment.

Respectfully submitted,

Luz Amaro-Otero
Assistant District Clerk

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

**Bureau of Public Works
BREAKTHROUGH MAGNET SCHOOL, HARTFORD
RELEASE OF RIGHT-OF-WAY AND ABANDONMENT OF STORM SEWER**

From: Bureau of Public Works

To: The District Board

May 1, 2006

On February 7, 2006, the District received a letter from the City of Hartford requesting that the Metropolitan District release a portion of the existing storm sewer easement within the property of the Breakthrough Magnet School owned by the City of Hartford, as shown on the accompanying map. The purpose of the request is to abandon the existing storm sewer and release that portion of the easement to enable the construction of athletic fields for the school. The City would in turn build a new storm sewer to convey the flow. The existing easement was acquired by the Metropolitan District through the Rice Heights Developer's Permit-Agreement project in July 2002.

From an engineering standpoint, the release of the requested portion of this easement and abandonment of the storm sewer would not have a negative impact on the District's storm water conveyance system, and no hardship or detriment would be imposed on others. The proposed new storm sewer, as well as an accompanying easement, will be constructed within the subject parcel under a new Developer's Permit-Agreement.

At the Bureau of Public Works meeting held on April 11, 2006, 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 the release of the portion of the existing storm sewer easement and discontinued storm sewers on property owned by the City of Hartford, as shown on the accompanying map and as recorded in the City of Hartford land records in Volume 4600, Pages 319 through 322. The release shall be subject to approval by District Counsel as to form and content.

Respectively submitted,

Luz Amaro-Otero
Assistant District Clerk

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

**Bureau of Public Works
CREEKSIDE LANE, WEST HARTFORD
THE GLEN AT TROUT BROOK
ENCROACHMENT AGREEMENT**

From: Bureau of Public Works

To: The District Board

May 1, 2006

On January 30, 2006 and February 1, 2006, the Metropolitan District received two letters from Celebration Homes, LLC of West Hartford, Connecticut requesting permission to permanently encroach upon the District's 20-foot right-of-way for an existing 8-inch sanitary sewer in private lands south of Creekside Lane in West Hartford. The sanitary sewer was built in 2002 by Celebration Homes through a Developer's Permit Agreement. This encroachment will allow the Developer to install storm drainage, a small retaining wall and vinyl fencing within the District's right-of-way in support of a planned residential development.

Celebration Homes, LLC has agreed to the following conditions in order to satisfy the District's concerns for protection of the sanitary sewer that exists within the right-of-way, and the District's accessibility to maintain the sewer along the length of the Metropolitan District's right-of-way:

8. Care must be taken during construction not to disturb the existing sewer line. Any additional earth moving equipment that will be utilized on the site over and adjacent to the sanitary sewer not currently authorized shall be reviewed and approved by District staff prior to mobilization to the site.
9. Utilities constructed within the District's right-of-way shall be installed per District design standards, maintaining a five-foot separation distance from the existing 8" sanitary sewer.
10. No further permanent structures other than the proposed storm drain, retaining wall and vinyl fencing, as reviewed and approved by District staff, shall be located within the District's right-of-way.
11. An MDC inspector must be on the job site whenever work is being performed within the right-of-way. The construction shall conform to District standards and 48-hours advance notice must be given to the District prior to any construction within the right-of-way.
12. The District reserves the right to remove pavement or structures within the rights-of-way at any time if so required for maintenance or repair of the sewer main. The property owner shall bear any additional maintenance or repair costs necessitated by the presence of pavement and/or structures upon the right-of-way.

Staff has reviewed this request and considers it feasible. In addition, staff has concluded that the encroachment is minimal and that there will be no long-term detriment to the sewer infrastructure as a result.

If the Bureau of Public Works and the District Board grant this request, a formal agreement covering the encroachment will be drafted in order to be consistent with current practice involving similar requests.

At the Bureau of Public Works meeting held on April 11, 2006, it was

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

Resolved: That an agreement be prepared, subject to approval by District Counsel as to form and content, granting permission to Celebration Homes, LLC to encroach upon the District's right-of-way in private lands south of Creekside Lane, West Hartford, with a 6" and 8" storm drain, retaining wall

and fencing as shown on the plan submitted by Martinez, Couch and Associates, LLC, Land Surveyors, Civil Engineers and Environmental Consultants, dated 12-09-05, providing that the District shall not be held liable for any costs or damage of any kind which may result during construction or in the following years as a result of the encroachment.

Respectfully Submitted,

Luz Amaro-Otero
Assistant District Clerk

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

**Bureau of Public Works
3324 MAIN STREET, ROCKY HILL
ENCROACHMENT AGREEMENT**

From: Bureau of Public Works

To: The District Board

May 1, 2006

On February 17, 2006, the Metropolitan District received a letter from David Palaski, property owner of 3324 Main Street, Rocky Hill, Connecticut requesting permission to permanently encroach upon the District's 20-foot right-of-way for an existing 8-inch sanitary sewer in private lands east of Main Street in Rocky Hill.

As can be seen on the attached plan, the only possibility the owner has to develop this property is to cross the MDC right-of-way with utilities and a driveway. The owner is proposing to construct a 1 ½ story log home on the property.

David Palaski has agreed to the following conditions in order to satisfy the District's concerns for protection of the 8-inch sanitary sewer that exists within the right-of-way, and the District's accessibility along the length of the right-of-way:

1. Any foundations associated with the construction of the proposed house must be located outside of the limits of the existing right-of-way. No permanent structures will be allowed within these limits.

2. Care must be taken during construction not to disturb the existing sewer line. All heavy construction equipment must be located outside of the limits of the right-of-way. Any additional earth moving equipment that will be utilized on the site over and adjacent to the sanitary sewer shall be reviewed and approved by District staff prior to mobilization to the site.
3. Pipes crossing over or under the District's pipelines shall maintain an eighteen (18") inch vertical clearance.
4. An MDC inspector must be on the job site whenever work is being performed to install services within the right-of-way. The construction shall conform to District standards and 48-hours advance notice must be given to the District prior to any construction within the right-of-way.
5. The District reserves the right to remove pavement or structures within the rights-of-way at any time if so required for maintenance or repair of the sewer main. The property owner shall bear any additional maintenance or repair costs necessitated by the presence of pavement and/or structures upon the right-of-way.

Staff has reviewed the proposed plan, which consists of the construction of a 1" water service, a 6" sanitary sewer lateral and a driveway, and considers it feasible. In addition, staff has concluded that the encroachment is minimal and that there will be no long-term detriment to the sewer infrastructure as a result.

If the Bureau of Public Works and the District Board grant this request, a formal agreement covering the encroachment will be drafted in order to be consistent with current practice involving similar requests.

At the Bureau of Public Works meeting held on April 11, 2006, it was

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

Resolved: That an agreement be prepared, subject to approval by District Counsel as to form and content, granting permission to David Palaski to encroach upon the District's right-of-way in private lands east of Main Street, Rocky Hill, with a 1" water service, a 6" sanitary sewer lateral and new paved driveway as shown on the plan submitted by Hallisey, Pearson & Cassidy, Civil Engineers and Land Surveyors, dated Nov. 16, 2005, providing that the District shall not be held liable for any costs or damage of any kind which may result during construction or in the following years as a result of the encroachment.

Respectfully Submitted,

Luz Amaro-Otero
Assistant District Clerk

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

**Water Bureau
ELIMINATION OF TENANT BILLING**

From: Water Bureau

To: The District Board

May 1, 2006

The District has had the longstanding practice of putting an account in a tenant's name, when the lease states that the tenant is responsible for the water bills. Because the District has the right to lien when a water bill goes unpaid, the owner of the property is ultimately responsible for unpaid water service used by the tenant. This has caused difficulty for the District on occasion, because landlords have argued that they were unaware of the level of usage by the tenant; therefore, they could not take steps to have them conserve. Landlords also have argued that they were unaware that the bills were not being paid. The District has lost revenue as a result.

Staff is recommending that tenant billing be phased out. The District would notify all landlords that as of January 1, 2007, the District will not put any account in a tenant's name and as a tenant moves out, the account will revert to the landlord.

At the Water Bureau meeting held on April 11, 2006, it was

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

Resolved: That, effective January 1, 2007, the District will not put any account in a tenant's name and as a tenant moves out, the account will revert to the landlord.

Respectfully submitted,

Luz Amaro-Otero
Assistant District Clerk

Following a brief discussion, on motion made and duly seconded, the report was received and the resolution was adopted by unanimous vote of those present.

Commissioner Mero abstained from voting on this matter.

**Water Bureau
POTENTIAL PURCHASE OF WATERSHED LAND**

From: Water Bureau

To: The District Board

May 1, 2006

District staff has been in discussions with The Trust For Public Land (TPL), a non-profit land conservation organization that has been working with the District to acquire watershed land that would be owned by the District. TPL made a presentation to the Water Bureau in November 2004 wherein they detailed their experience in assisting many agencies, municipalities and water utilities in acquiring watershed land. The District requested TPL's assistance in March 2005.

TPL has pursued several parcels on the District's behalf over the past year as was last reported at the October 11, 2005 Water Bureau Meeting. Staff and TPL have recently identified a parcel of land that is desirable for the District to own and TPL has negotiated a price with the seller.

TPL would like to enter into a Purchase and Sale Agreement with the District to purchase the parcel. Staff briefed the Water Bureau on the details of the potential agreement in executive session at the Water Bureau's April 11, 2006 meeting. Based on that briefing, the Water Bureau took the following action:

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

Resolved: That The Metropolitan District enter into an agreement with The Trust For Public Land (TPL) for the purchase of watershed land. Said agreement shall be subject to approval by District Counsel as to form and content. Said agreement shall be subject to necessary due diligence including satisfactory environmental site assessment, appraisal, property survey, and title search review. Said agreement shall be subject to approval by the District Board.

Respectfully submitted

Luz Amaro-Otero
Assistant District Clerk

Following a brief discussion, on motion made and duly seconded, the report was received and the resolution was adopted by unanimous vote of those present.

COLLECTIVE BARGAINING NEGOTIATION WITH LOCAL 1026 AFSCME

EXECUTIVE SESSION

At 7:43 P.M., District Vice Chairman Ryan requested an executive session for the purpose of receiving a report from staff regarding Item #11 of the agenda, Collective Bargaining Negotiation with Local 1026 AFSCME.

Vice Chairman Ryan requested that in addition to those Commissioners present, Ms. Speicher Werbner and Messrs. Moore and Zaik and any of the District's legal counsels be present during the executive session.

On motion made and duly seconded, it was voted that the District Board enter into an executive session for the purpose of receiving a report from staff regarding Collective Bargaining Negotiation with Local 1026 AFSCME.

No formal action was taken, and the executive session was adjourned at 8:12 P.M.

RECONVENE

District Vice Chairman Ryan reconvened the meeting of the District Board at 8:12 PM.

OTHER BUSINESS

Commissioner Price inquired about the Public Relations component relating to the referendum. Commissioner Reichin stated that Mary Phil and her group are making some plans for moving ahead in getting some volunteers for the Speakers Bureau. Mr. Sheehan commented on a very aggressive schedule of events with the Citizens' Advisory Committee. Mr. Moore stated that he can provide a copy of the public relations schedule to Commissioner Price.

ADJOURNMENT

The meeting was adjourned at 8:14 P. M.

ATTEST:

Luz Amaro-Otero
Assistant District Clerk