

**MINUTES OF THE MEETING OF THE
LITIGATION SETTLEMENT COMMITTEE
Wednesday, February 16, 2011**

Committee Members Present: Mr. Robert Smuts, Acting Chairman; Alderman Jorge Perez; Alderwoman Arlene DePino; Mr. Edward Zack, Designee for Controller.

Corporation Counsel Staff Present: Victor Bolden, Corporation Counsel; Michael Wolak, III, Senior Assistant Corporation Counsel; and Nancy Pepe, Legal Assistant II.

CIRMA Care Representative: Mr. William O'Connell

Meeting Started: 5:32 p.m.

Meeting Ended: 5:54 p.m.

Mr. Smuts called the meeting to order at 5:32 p.m.

Alderwoman DePino moved approval of the minutes of the February 2, 2011 meeting. Alderman Perez seconded the motion. Alderwoman DePino and Mr. Zack abstained because they were not present at the February 2, 2011 meeting. The motion passed.

Alderman Perez moved approval of Office No. 0006543. Alderwoman DePino seconded the motion.

Office No. 0006543 - Richard Ericksen v. City of New Haven – Mr. O'Connell summarized the issues regarding this matter to the Committee Members. The Committee had no question.

The motion to approve the recommendation passed unanimously.

Alderwoman DePino moved approval of Office No. L09-0230. Alderman Perez seconded the motion.

Office No. L09-0230 - Julie Anderson v. City of New Haven – Attorney Bolden summarized the issues regarding this matter to the Committee Members. Attorney Bolden explained to the Committee Members that this office has had discussions with the Department of Public Works about this particular area and have asked them to try to prioritize it for repair. Alderwoman asked if the knee x-ray was negative. Attorney Bolden stated, he didn't know the exact diagnosis from the x-ray, but stated that the treating physician has assigned a 10% impairment rating to the lower extremity.

The motion to approve the recommendation passed unanimously.

Office No. L08-0266 – Alberta Ferrie v. City of New Haven - It was recommended that this matter be discussed in an executive session.

On the advice of Corporation Counsel, Alderman Perez moved the Committee enter into an Executive Session to discuss Office No. L08-0266 with Attorney Bolden and Attorney Wolak. Alderwoman DePino seconded the motion. The motion passed unanimously.

The Committee entered into Executive Session at 5:40 p.m.

A motion was made to exit Executive Session. The motion was seconded and passed unanimously. The Committee exited Executive Session at 5:52 p.m.

The Committee approved the Recommended Settlement for Office No. L08-0266

In follow-up to the Committee's request at the February 2, 2011 Litigation Settlement Committee Meeting, Attorney Bolden explained that Notice of Intents regarding highway defects filed at the City Town Clerk's Office used to be provided to Corporation Counsel and simultaneously to the Department of Public Works. However, for some reason, the Clerk's Office either stopped providing the Department of Public Works with notification or stopped doing it on a regular basis. Arrangements have been made so that the Department of Public Works is notified by the City Town Clerk's Office on a regular basis.

A motion was made to adjourn the meeting. The motion was seconded and passed unanimously.

The meeting was adjourned at 5:54 p.m.