

**MINUTES OF THE MEETING OF THE  
LITIGATION SETTLEMENT COMMITTEE  
Wednesday, September 9, 2009**

**Committee Members Present:** Mr. Lawrence Rusconi, Chairman; Mr. Robert Smuts, Chief Administrative Officer; Mr. Mark Pietrosimone, Controller and Edward Piazza, Esq.

**Corporation Counsel Staff Present:** Victor Bolden, Corporation Counsel; Vikki Cooper, Deputy Corporation Counsel; Audrey Kramer, Assistant Corporation Counsel; Roderick Williams; Assistant Corporation Counsel; and Nancy Pepe, Legal Assistant II.

**Tax Assessor's Office:** Mr. Alex Pullen

**Workers' Compensation  
Division Representative:** Mr. Daniel Roche

**Meeting Started:** 5:35 p.m.

**Meeting Ended:** 5:42 p.m.

Mr. Rusconi called the meeting to order at 5:35 p.m.

Mr. Smuts moved approval of the minutes of the July 29, 2009 meeting. Mr. Pietrosimone seconded the motion. Mr. Smuts and Mr. Piazza abstained because they were not present at the July 29, 2009 meeting. The motion passed.

Mr. Smuts moved approval of Office No. L08-0206. Mr. Piazza seconded the motion.

**Office No. L08-0206 - Northeast Site Development v. City of New Haven** - Mr. Pullen summarized the issues regarding this matter to the Committee Members. Mr. Smuts asked if the proposed settlement amount takes into account any fees or interest. Attorney Amento stated no, this is just valuation. Mr. Smuts asked if they would be paying fees and interest separate from the settlement. Attorney Amento stated that they would be assessed a penalty based on the approved value. Mr. Smuts asked if this will be collected in addition. Attorney Amento stated yes. Mr. Smuts asked about the plaintiff's appraised value. Did they say it has no value or is it showing no value because they did not declare it? Mr. Pullen explained that it was partly because they did not declare it and partly because they claimed the City did not have site jurisdiction. However, when the evidence was presented, the plaintiff conceded that the City did have site jurisdiction, which was right on the New Haven and East Haven line. Mr. Smuts asked if East Haven was notified of the property. Mr. Pietrosimone stated that he believes that the plaintiff did not file with East Haven but, due to the City of New Haven's due diligence, East Haven was able to add them on.

The motion to approve the recommendation passed unanimously.

Mr. Smuts moved approval of Office No. L07-0426. Mr. Pietrosimone seconded the motion.

**Office No. L07-0426 – Steven Teague v. Cathy Graves** – Mr. Roche summarized the issues regarding this matter to the Committee Members. The Committee had no questions.

The motion to approve the recommendation passed unanimously.

Mr. Pietrosimone moved approval of Office No. L07-0249. Mr. Smuts seconded the motion.

**Office No. L07-0249 - Deborah Slater v. City of New Haven** – Mr. Smuts explained to the Committee Members that Attorney Margolis has served as his personal attorney. However, after speaking to Corporation Counsel about this, he did not feel it necessary to abstain. Attorney Williams summarized the issues regarding this matter to the Committee Members. The Committee had no questions.

The motion to approve the recommendation passed unanimously.

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

The meeting was adjourned at 5:42 p.m.