

**MATERIALS INNOVATION AND RECYCLING AUTHORITY**

**FIVE HUNDRED AND TWENTY-SEVEN**

**February 17, 2021**

A Special Telephonic Board meeting of the Materials Innovation and Recycling Authority Board of Directors was held on Wednesday, February 17, 2021. Present via video or audio conferencing were:

Directors:

Chairman Stein  
Vice-Chairman Dick Barlow  
John Adams  
Edward Bailey  
Carl Fortuna (joined 3:40)  
Jim Hayden  
Scott Shanley  
Susan Weisselberg  
Bert Hunter  
Marcia Leclerc  
Suzette Brown

Present from MIRA:

Tom Kirk, President  
Mark Daley, Chief Financial Officer  
Laurie Hunt, Director of Legal Services

Public Present:

Ann Catino, Halloran & Sage

Chairman Stein called the meeting officially to order at 3:32 p.m. and said that a quorum was present.

**PUBLIC PORTION**

Chairman Stein said the agenda allowed for a public portion in which the Board would accept written testimony and allow individuals to speak for a limit of three minutes. As there were no members of the public who wished to address the Board, the meeting commenced.

**EXECUTIVE SESSION**

Chairman Stein requested a motion to enter into Executive Session to discuss pending claims and litigation related to *Indian Harbor Insurance Company v. Materials Innovation and Recycling Authority* (including MIRA’s consideration of settlement) pursuant to Conn. Gen. Stat. Section 1-210(b)(4). The motion was made by Vice Chairman Barlow and seconded by Director Hayden. Chairman Stein requested that the following people remain for the Executive Session, in addition to the Board members:

- Tom Kirk
- Mark Daley
- Laurie Hunt
- Ann Catino

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Vice-Chairman Barlow, Director Adams, Director Shanley, Director Bailey, Director Hayden, Director Weisselberg, Director Hunter, Director Leclerc, and Director Brown voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Stein	X		
Vice Chairman Barlow	X		
John Adams	X		
Edward Bailey	X		
Scott Shanley	X		
Jim Hayden	X		
Susan Weisselberg	X		
Bert Hunter	X		
Marcia Leclerc	X		
Suzette DeBeatham-Brown	X		
<b>Ad Hoc Members</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>

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The Executive Session commenced at 3:35 p.m.

The meeting was reconvened at 3:52 p.m. for the continuation of public session. Chairman Stein noted that no votes were taken in Executive Session.

**RESOLUTION AUTHORIZING THE PRESIDENT TO AGREE TO A SETTLEMENT**

Chairman Stein requested a motion on the above-referenced item. The motion was made by Director Shanley and seconded by Director Bailey.

**RESOLVED:** That the President is hereby authorized to proceed with settlement of all matters between the Authority and Indian Harbor Insurance Company, substantially as presented and on the terms discussed at this meeting, and to execute all documents, release all claims, and do all other things reasonably necessary to accomplish such settlement.

**MOTION TO AMEND THE RESOLUTION**

Director Adams made a motion to amend the foregoing resolution to delete the phrase “substantially as presented and on the terms discussed at this meeting,”. The motion to amend was seconded by Director Shanley, and was unanimously approved by roll call. Chairman Stein, Vice-Chairman Barlow, Director Adams, Director Shanley, Director Bailey, Director Fortuna, Director Hayden, Director Weisselberg, Director Hunter, Director Leclerc, and Director Brown voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Stein	X		
Vice Chairman Barlow	X		
John Adams	X		
Edward Bailey	X		
Carl Fortuna	X		
Scott Shanley	X		
Jim Hayden	X		
Susan Weisselberg	X		
Bert Hunter	X		

Marcia Leclerc	X		
Suzette DeBeatham-Brown	X		
<b>Ad Hoc Members</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>

Amended **RESOLUTION AUTHORIZING THE PRESIDENT TO AGREE TO A SETTLEMENT**

Chairman Stein requested a motion on the resolution as amended. The motion was made by Director Adams and seconded by Director Shanley.

**RESOLVED:** That the President is hereby authorized to proceed with settlement of all matters between the Authority and Indian Harbor Insurance Company, and to execute all documents, release all claims, and do all other things reasonably necessary to accomplish such settlement.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Vice-Chairman Barlow, Director Adams, Director Bailey, Director Fortuna, Director Shanley, Director Hayden, Director Weisselberg, Director Hunter, Director Brown, and Director Bronin voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Stein	X		
Vice Chairman Barlow	X		
John Adams	X		
Edward Bailey	X		
Carl Fortuna	X		
Scott Shanley	X		
Jim Hayden	X		
Susan Weisselberg	X		
Bert Hunter	X		
Marcia Leclerc	X		
Suzette DeBeatham-Brown	X		
<b>Ad Hoc Members</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>


**ADJOURNMENT**

Chairman Stein asked for a motion to adjourn. The motion was made by Director Adams and seconded by Director Weisselberg. The motion was unanimously approved and the meeting adjourned at 3:56 p.m.