

KENT COUNTY WATER AUTHORITY

MINUTES OF THE SPECIAL MEETING
OF THE BOARD

September 29, 2015

A special meeting of the Board of Directors of the Kent County Water Authority was held on the 19th day of September 2015, at 3:30 p.m. at the offices of the Authority in West Warwick, RI, in the Joseph D. Richard Board Room.

Chairman Boyer opened the meeting at 3:30 p.m. Board Members Chairman Robert Boyer, Mr. Masterson, Mr. Gallucci, Mr. Inman, and Mr. Giorgio were all present together, along with the General Manager/Chief Engineer Timothy J. Brown, legal counsel Patrick J. Sullivan, Esq. as well as, Mr. Duscheneau and Mr. Simmons, and Finance Director Jo-Ann Gershkoff. Mr. Inman led the group in the pledge of allegiance.

Central Coventry Fire District Bankruptcy – Board Action Superior Court Filing

Mr. Brown opened the discussion. He informed the board that the state receiver recommended that the pending Central Coventry Fire District (“CCFD”) bankruptcy case be dismissed. This would free the KCWA to proceed against CCFD directly in Superior Court. He said the plan in bankruptcy was that KCWA was to be paid in full, without interest, over five years. Now that plan is moot. He informed the board that the next billing is at the end of the month and they currently owe \$347,000.00.

Mr. Sullivan reported to the board that he attended the hearing in bankruptcy court when the judge dismissed the case over the objection of the town of Coventry. He reported that the Coventry Credit Union indicated in court that they would be repossessing the two rescue vehicles for non payment. Mr. Sullivan predicted a line at the courthouse door.

Mr. Brown asked the board to authorize Mr. Sullivan to file an action on October 1, 2015, the earliest that he could do so.

Chairman Boyer discussed the interest, nearing \$100,000.00.

Mr. Inman asked Mr. Brown about the agreement with the receiver. He also asked whether the ongoing payments were being made. Mr. Brown indicated that once the receiver was appointed, the payments began again and they were continuing, but he could not promise anything after the funds were turned over to the old board.

Mr. Inman moved, seconded by Mr. Gallucci, that legal counsel file suit on October 1, 2015 to collect the outstanding fees owed by CCFD.

Upon motion duly made and seconded, it was voted, by roll call vote,

Mr. Inman	-	Yes
Mr. Giorgio	-	Yes
Mr. Masterson	-	Yes
Mr. Gallucci	-	Yes
Mr. Boyer	-	Yes

VOTED: That legal counsel is directed and authorized to file suit against CCFD to collect outstanding fees on October 1, 2015

There being no further business before the board, Mr. Inman moved, seconded by Mr. Giorgio to adjourn the meeting.

Dated: October ____, 2015.

Patrick J. Sullivan, Legal Counsel