

MOTION - January 6th, 2012 Executive Committee Meeting

I MOVE THAT: The Executive Committee by and through its By-Law responsibilities directs that by or prior to the start of the next regular Council on Developmental Disabilities meeting, scheduled for January 10th, 2012, that Mr. Reed in his role as Chair provide a full accounting of his actions and a complete written and signed response to the following:

A) The Executive Committee requests from Mr. Reed a written and signed statement which acknowledges and outlines the legal issues where he is a named defendant. Mr. Reed, as a named defendant, will describe factual information for members, the legal actions he is involved as a direct result of his action(s) as acting Chair, Chair or Vice-Chair, among them charges and proceedings before the:

1. EEOC (#523-2011-00522).
2. CHRO - Office of Public Hearings (#2011-164).
3. Office of Government Accountability - CT FOIC (#2011-227).
4. Auditors of Public Accounts – State of Connecticut
5. The potential for a U.S. Department of Justice Investigation.
6. A full accounting of any settlement discussions and any and all legal decisions made by anyone in the name of the Council regarding the specific legal matters above.
7. The disclosure or lack thereof to the Membership Committee during the 2011 Nomination process or to the Council when Mr. Reed stood for election as Chair regarding his status as a named defendant in the matters above.
8. A full assessment of the damages Mr. Reed's actions, as alleged in these matters, may bring to the Council's work and damage to Council member reputations.

B) The Executive Committee requests, to these legal issues as delineated above, has the Chair fully carried out his responsibility in informing the Council about litigation in which he is a named defendant?

1. Will his defendant status be an impediment in his role as Chair?
2. If so, how? If not, why not?
3. When and how has the acting Chair/Chair carried out his responsibility Section 5 (xi) of the Council's By-Laws since Ms. Anita Tremarche abruptly resigned last summer regarding the legal issues above? (dates and copies of correspondence requested, please).

C) The Executive Committee requests Mr. Reed to answer how the Chair carried out his responsibility in informing the Council of its status regarding the litigation above in which the Council itself is a named defendant?

1. Please delineate the specific meetings, attendees and any votes or motions taken.

D) The Executive Committee notes that the By-Laws are specific regarding the role of the Council Chair. The Council needs to know how the legal issues, in which he is a named defendant, will impact and diminish the Chair's ability to carry out those responsibilities under the following in **Section 5** of the Council By-Laws as delineated below:

(ix) Represent the Council to the public and to elected and appointed officials; (x) Guide the Council in upholding its principles, purposes and responsibilities; (xi) Report to the Council at its next regularly scheduled meeting any office-related actions that have occurred since the previous Council meeting.

E) The Executive Committee requests information and explanation where the Chair may have usurped the Council's federally defined authority by bestowing upon the Executive Director the ability to write a letter to the Governor regarding our legal status without first informing the Council of the issue and then soliciting the Council's discussion, motion and vote to confer permission?

F) The Executive Committee wishes to know has the Chair obeyed, in full, the Member Handbook of the Council and has he obeyed, in full, Connecticut State Law which states in part:

"Council members are considered "public officials" under the state's Code of Ethics. Connecticut General Statutes sections 1-79 ET. Seq. set forth the law concerning the conduct of public officials."

G) The Executive Committee acting on behalf of the Council as per the By-Laws of the Council instructs the Chair to provide to the Council, in writing and signed, a full and complete answer and accounting of his actions or lack thereof to the above questions and statements as delineated by A through F, by or prior to the commencement of the January 10th, 2012 Council Meeting.

H) The Council will go immediately to Executive Session to discuss Mr. Reed's written, signed answers to the above on January 10th, 2012 as the first order of business on its agenda and will amend that posted agenda without delay to reflect same no later than 24 hours prior to January 10th, 2012.