

July 8, 2010

Santiago Malave, Director
Human Resources Department
City of Hartford
550 Main Street
Hartford, CT 06103

PERSONNEL DEPT.
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RECEIVED

Re: My Involuntary Retirement

Dear Mr. Malave:

I write this letter in order to preserve all of my rights and entitlement to benefits earned as a City employee.

I was hired as Corporation Counsel effective March 14, 2004. On or about June 25, 2010, I was advised to submit my resignation to the City's new Mayor Pedro E. Segarra. That letter I was told by the City's Chief Operating Officer (COO) was due by 9:00 am. Monday, June 28, 2010. I submitted the said letter, proposing an effective date for retirement thirteen (13) months hence.

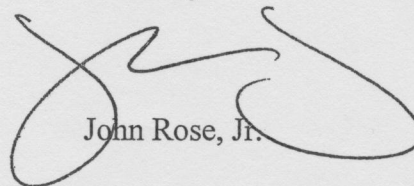
On Wednesday, June 30, 2010, I met with the new Mayor and the COO. I was advised at that time that my resignation was accepted, effective immediately. I was told that a letter to that effect would follow. No such letter has been received.

On Tuesday, July 6, 2010, I met with the COO again, who advised that my last day as Corporation Counsel would be Friday, July 9, 2010. I was asked to submit a short letter announcing my "retirement", which I have refused to do. I reiterated my proposal to work as Corporation Counsel for thirteen (13) month as set forth in my June 28, 2010 letter. I was again told that I would get a letter.

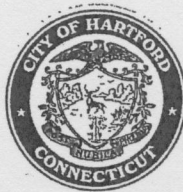
I will leave office at the close of business Friday, July 9, 2010, as instructed by the COO. I confirmed as much in a meeting today (July 8) with the COO and the Mayor.

This therefore is to advise, based on the foregoing, that I hereby tender my retirement from City employment effective 5:00 pm. on July 9, 2010 in order to preserve my entitlement to all and every benefit which I have earned as a full-time City employee/Corporation Counsel.

Sincerely,



John Rose, Jr.



Pedro E. Segarra
Mayor

July 9, 2010

Mr. John Rose, Esq.
93 North Beacon Street
Hartford, Connecticut 06105

Dear Mr. Rose:

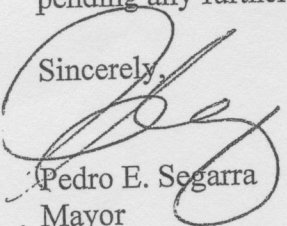
I am in receipt of a copy of your letter dated July 8, 2010 regarding your announced retirement from the City effective 5:00 PM on July 9, 2010. In your letter announcing your retirement you have taken the liberty of recasting our series of meetings over the past week. It has been my hope that as challenging as this moment may be that we could work professionally to facilitate the transition to the new administration. While it is not fruitful to recount each meeting, there are certain particulars of your most recent letter that require clarification.

Over the past week we have met several times to effectuate as amicably as possible, given the circumstances, your separation from service. After receiving your June 28th letter, you and I and the Chief Operating Officer met on June 30th and at that time indicated that you had now researched the Charter and you agreed that as Mayor, I had the requisite legal authority to make mayoral appointments including the Corporation Counsel and you would provide a letter of resignation effective Friday, July 9th. This was followed by a meeting with the Chief Operating Officer on July 6th, at which time you confirmed that you would be submitting a letter of resignation. On July 7th, you indicated to Chief Operating Officer that you were beginning to hesitate.

Not having received that letter, you and I met again on July 8th with Santiago Malave, Director of Human Resources and the Chief Operating Officer. At this meeting you indicated that now you would not be submitting a letter of resignation, but were now determined to stand by your letter of July 8th and that any sooner separation from service would require a letter of termination. You were advised by the Human Resources Director of the potential impact on your post employment benefits and I learned that you and the Human Resources Director were meeting at 4 pm. Contrary to your assertion and in the interests of affording you the opportunity to retire, I withheld the attached letter.

In each instance, I have attempted and afforded you such opportunity as can be provided during a change of administration. I can only conclude from your correspondence that our efforts have not been successful and I hereby provide copies of this correspondence to the Office of Corporation Counsel to be held pending any further action on your part.

Sincerely,


Pedro E. Segarra
Mayor

550 Main Street
Hartford, Connecticut 06103
(860) 757-9500



Pedro E. Segarra
Mayor

July 8, 2010

Mr. John Rose, Esq.
93 North Beacon Street
Hartford, Connecticut 06105

Dear Mr. Rose:

I am in receipt of your letter dated June 28, 2010. At the time of that letter, you indicated that you had not had the opportunity to review the pertinent Charter and law. On receipt of your letter, we met so that I could see if you had researched the matter. At that time you clearly expressed the understanding that I had the authority to appoint and remove the Corporation Counsel and that you would tender your resignation as requested. Thereafter I publically announced that I had accepted your resignation. As of this date I have not received such a letter of resignation. Today you informed me that you instead intend to stand by your letter of June 28th.

To clarify and memorialize the authority under which I act, I point to three provisions of the City Charter. First, Charter V, section 2(d) provides that the Mayor shall appoint, subject to confirmation by the Council, "the Chief Operating Officer, Corporation Counsel and the heads of all departments, except as otherwise provided in this Charter or collective bargaining agreement..." Chapter V, section 2(d) also provides that "[t]he Mayor shall have power to remove any appointee, except a member of the classified service."

Second, Chapter VIII, section 2 (b), relating to the appointment of department heads, provides that "[e]xcept as otherwise provided by the General Statutes or this Charter, all department heads shall be appointed by and subject to the authority of the Mayor...All department heads, who are unclassified employees, shall serve at the pleasure of the Mayor..."

Finally, with specific regard to the Corporation Counsel, Chapter VIII, section 3, reiterates that the Corporation Counsel "shall be appointed by the Mayor, subject to confirmation by the Council" and "shall serve at the pleasure of and may be removed by the Mayor at any time." This language clearly gives the Mayor the authority to remove the Corporation Counsel "at any time". As your letter does acknowledge, I am the Mayor.

I have asked for yours and others resignations pursuant to these provisions in order to facilitate my ability to create a leadership team that I, as Mayor, believe will best serve the interests of the City's people. Failing to provide that letter, I must therefore inform you that your service as Corporation Counsel is terminated as of end of business on July 9, 2010. On behalf of the City of Hartford, I thank you for your service.

Sincerely,

A handwritten signature in black ink, appearing to read "Pedro E. Segarra", written over the word "Sincerely,".

Pedro E. Segarra
Mayor

550 Main Street
Hartford, Connecticut 06103
(860) 757-9500