

1. BET Law Comm. Webinar Agenda 10-13-2021

Documents:

[BET LAW COMM WEBINAR AGENDA_10-13-2021.PDF](#)

2. BET Law Comm. Webinar Packet 10-13-2021

Documents:

[BET LAW COMM WEBINAR PACKET_10-13-2021.PDF](#)

3. SUB_TO_APP_BET Law Comm Meeting Minutes 10-13-2021

Documents:

[SUB_TO_APP_BET LAW COMM MINUTES_10-13-2021.PDF](#)



BET LAW COMMITTEE REGULAR MEETING

Wednesday, October 13, 2021 - 3:00 P.M.

Join Webinar:

<https://greenwichct.zoom.us/j/87577058580?pwd=QnFZRmZlMXVlY0lHZjVOWHVFNzZHZz09>

Password: 6734084

Dial-in: +1 646 518 9805
Webinar ID: 875 7705 8580
Password: 6734084

AGENDA

1. Approval of Minutes:
 - September 17, 2021
2. Old Business
 - COVID19 Update
 - Law Department Budget Update
3. Recent Court Filings
4. Review of Payments Made to Outside Counsel for First Quarter of 2021
5. Executive Session to Discuss Pending Litigation
6. Adjournment

The next meeting of the BET Law Committee is scheduled for November 8, 2021 at 3 PM and will be either a virtual meeting, hybrid meeting, or in-person meeting, depending on the status of COVID restrictions.

The Town complies with all applicable federal and state laws regarding non-discrimination, equal opportunity, affirmative action, and providing reasonable accommodations for persons with disabilities. If you require an accommodation to participate, please contact the Commissioner of Human Services at 203-622-3800 or demetria.nelson@greenwichct.org as soon as possible in advance of the event.



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**TOWN OF GREENWICH
BOARD OF ESTIMATE AND TAXATION
LAW COMMITTEE
REGULAR MEETING MINUTES**

Friday, September 17, 2021
Virtual Meeting

Committee: Karen Fassuliotis, Chair; Elizabeth K. Krumeich

Law Department: Barbara M. Schellenberg, Town Attorney; Valerie Maze Keeney, Assistant Town Attorney; Abby Wadler, Assistant Town Attorney

BET: Laura Erickson, Leslie Tarkington

Conservation: Patricia Sesto, Director of Environmental Affairs; Sarah Coccaro, Conservation Resource Manager

Guest: Robert B. Mitchell, Partner, Mitchell & Sheehan, P.C.

The Chair called the meeting to order at 11:00 a.m.

1. COVID-19 Update

Town Attorney Schellenberg reported that the Law Department Staff was operating normally and that there were no issues arising pursuant to the protocol in the Town Hall to respond to the COVID-19 pandemic.

2. Law Department Budget

Town Attorney Schellenberg reported that the Law Department actual costs did not exceed the budget for Fiscal Year 2020-21. The Law Department Staff continues to monitor bills received from outside counsel. In addition, the Town Attorney issued a letter to each firm representing the Town of Greenwich to review protocols for claims brought against the Town. Town Attorney Schellenberg advised outside counsel that, for example, only two attorneys may attend a court proceeding unless the firm has received pre-approval from the Town Attorney.

3. New Claims

The Town Attorney reported on new claims and the Town Attorney or outside counsel handling the matter as follows:

- Three actions filed with Commission on Human Rights and Opportunities: Attorney Wadler to handle claim against Board of Education; Attorney Maze Keeney to handle another claim, and Attorney Courtney George of Marino, Zabel & Schellenberg PLLC will represent the Town on the third claim.

- Attorney Wadler handling a claim brought by a Special Education teacher who alleges not receiving pay promised and a due process claim against the Board of Education involving a student seeking outplacement

4. Executive Session to Discuss Pending Litigation

The Committee reconvened to enter an Executive Session on a separate virtual platform to discuss pending litigation.

Upon a motion made by Ms. Fassuliotis, seconded by Ms. Krumeich, the Committee entered an Executive Session to discuss pending litigation at 11:15 a.m.

Upon a motion made by Ms. Fassuliotis, seconded by Ms. Krumeich, the Committee exited the Executive Session at 12:25 p.m.

The Committee exited the Executive Session.

5. Action Items.

The Committee took up motions to approve various settlements of legal actions brought against the Town.

Upon a motion made by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted 2-0-0 to recommend to the full Board of Estimate and Taxation the amount of \$11,554.33 to settle Century-National v. Town of Greenwich. Motion Carried.

Upon a motion made by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted 2-0-0 to recommend to the full Board of Estimate and Taxation the amount of \$10,120.63 to settle Cincinnati Insurance v. Town of Greenwich. Motion Carried.

Upon a motion made by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted 2-0-0 to recommend to the full Board of Estimate and Taxation the amount of \$16,050.90 to settle AIG Property v. Town of Greenwich. Motion Carried.

Upon a motion made by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted 2-0-0 to recommend to the full Board of Estimate and Taxation the amount of \$24,370.10 to settle Mill Pond Company v. Town of Greenwich. Motion Carried.

Upon a motion made by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted 2-0-0 to recommend to the full Board of Estimate and Taxation the amount of \$8,334.25 (\$7,491.63 damages, \$842.62 deductible) to settle Allstate v. Vincole and Town of Greenwich. Motion Carried.

Upon a motion made by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted 2-0-0 to recommend to the full Board of Estimate and Taxation the amount of \$90,000 to reimburse Federal Emergency Management Agency

(FEMA) for its disallowance of a grant to raise the elevation of a home at 3 Ledge Road in the Town. Motion Carried.

6. Adjournment

Upon a motion made by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted unanimously to adjourn the meeting at 11:26 p.m. Motion carried.

Respectfully submitted,

Elizabeth K. Krumeich
Recording Secretary

Karen Fassuliotis
Chair, Law Committee

SUBJECT TO APPROVAL

**TOWN OF GREENWICH
BOARD OF ESTIMATE AND TAXATION
LAW COMMITTEE MEETING
MINUTES**

Wednesday, October 13, 2021
Regular Meeting
Virtual Meeting Room

Committee: Karen Fassuliotis, Chair; Elizabeth K. Krumeich

Law Department: Barbara M. Schellenberg, Town Attorney; Fernando de Arango, Assistant Town Attorney

The Chair called the meeting to order at 3:05 P.M.

1. COVID-19 Update

Town Attorney Schellenberg reported that the Law Department Staff was operating normally and that there were no issues arising pursuant to the protocol in the Town Hall to respond to the COVID-19 pandemic. Most of the Legal Staff were in the office the majority of the time.

With regard to Town employees, the Town Attorney noted that employees may be asked if they are vaccinated against COVID-19, but there can be no follow-up inquiry. The mask mandate continues in public places in Town Hall. Department heads are responsible for mask wearing decisions within their respective departments. The hybrid approach appears to be adequate given that COVID-19 cases have been decreasing locally.

2. New Claims

The Town Attorney reported that there were no new claims filed against the Town in the last month. A claim by the estate of a deceased police officer was withdrawn.

3. Budget

The Town Attorney advised that the report on payments made to outside counsel for First Quarter 2021 needed to be deferred until the next regular Law Committee meeting. There were statements that had not been received yet that would be necessary to give an accurate report.

4. Executive Session to Discuss Pending Litigation

The Committee reconvened to enter an Executive Session on a separate virtual platform to discuss pending litigation.

Upon a motion made by Ms. Fassuliotis, seconded by Ms. Krumeich, the Committee entered an Executive Session to discuss pending litigation at 3:14 p.m.

Upon a motion made by Ms. Fassuliotis, seconded by Ms. Krumeich, the Committee exited the Executive Session at 3:46 p.m.

The Committee exited the Executive Session.

5. Adjournment

Upon a motion made by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted unanimously to adjourn the meeting at 3:47 p.m. Motion carried.

Respectfully submitted,

Elizabeth K. Krumeich
Recording Secretary

Karen Fassuliotis
Chair, Law Committee