

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

Monday, January 13, 2020  
Regular Meeting  
Law Department Conference Room

Committee: Karen Fassuliotis, Chair; Elizabeth K. Krumeich  
Law: J. Wayne Fox, Town Attorney; Fernando de Arango, Assistant Town Attorney  
BET: Leslie Tarkington; Laura Erickson  
Town: Heather Smeriglio, Tax Collector

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

**1. Executive Session of Pending Cases in Litigation**

Upon motion by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted unanimously to go into Executive Session at 3:05 PM to discuss pending cases in litigation. Motion carried.

The Committee entered into Executive Session.

Upon a motion by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted 2-0-0 to come out of Executive Session at 3:18 PM. Motion carried.

The Committee exited Executive Session.

**2. The Nathaniel Witherell – Heir Search Update**

Ms. Fassuliotis gave an update on the heir search being conducted by Ellen Shapiro, the heir searcher, based on a recent telephone conversation with Ms. Shapiro. Ms. Shapiro has made considerable progress in the search and has advised that one of the heirs has requested that the town attorney contact her before she provides information on the family. Town Attorney Fox will be contacting this heir.

**3. Resolutions**

Ms. Fassuliotis informed the Committee that Budget Director Roland Geiger indicated that revisions to the Shell Fish and Harbor Master resolutions will be forthcoming to reflect changes in how their budgets are reviewed and approved by the Board of Estimate and Taxation. Ms. Erickson and Ms. Tarkington indicated that the Committee may want to review Resolution Number 46 which apply to gifts for indoor and outdoor athletic facilities accepted by the Board

of Education. The Committee will take this under advisement as it continues to review the Budget Resolutions.

**5. Tax – Delinquent Tax Payments and Sales Policy**

Committee members met with Heather Smeriglio, the newly elected Tax Collector, to discuss the draft Delinquent Tax Payment and Sales Policy that had been drafted, but not yet finalized in consultation with the prior Tax Collector, Howard Richman. Ms. Smeriglio asked for more time to review the draft policy and will discuss open issues with the Committee at a subsequent meeting.

**6. Approval of Minutes**

Without objection the Committee agreed to take up the acceptance of the minutes for the December 9, 2019 meeting.

Upon a motion by Ms. Fassuliotis, seconded by Ms. Krumeich, the December 9, 2019 meeting minutes were accepted by a vote of 2-0-0. Motion carried.

**7. Old Business**

The Committee did not consider any old business.

**8. New Business**

The Committee recognized that Town Attorney Fox will be leaving his position as Town Attorney and expressed its thanks and gratitude to Attorney Fox for his years of legal guidance and counsel to the Office of the First Selectman, town departments, the Board of Education, various town boards and commissions and, especially this Committee. Attorney Fox has been an invaluable leader of the town's Law Department, has provided sage advice for years to many in town government, and his legal prowess shall be missed! The Committee wishes him all the best in his future endeavors.

**9. Adjournment**

Upon a motion by Ms. Krumeich, seconded by Ms. Fassuliotis, the Committee voted unanimously to adjourn the meeting at 3:59 PM. Motion carried.

The next Regular Meeting of the Law Committee will be held on Tuesday, February 18, 2020, at 3:00 PM in the Law Department Conference Room.

Respectfully submitted,



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Karen, Fassuliotis, BET Law Committee Chair