



**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 12:20 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 12:26 p.m. Motion carried.

Respectfully submitted,



Elizabeth K. Krumeich
Recording Secretary



Karen Fassuliotis
Chair, Law Committee