

**MINUTES
FIRST TAXING DISTRICT
OCTOBER 8, 2014**

COMMISSIONERS: Commissioner Marija Bryant, Commissioner Thomas Cullen and Commissioner Frank Zullo

ALSO PRESENT: Dominick M. DiGangi, General Manager, Franco Chieffalo, Operations Director, Michelle Costabile, Customer Service Administrator, Michael Elliott, Manager of Water Treatment and Supply, Michele McLean, Executive Assistant and Elsa Peterson Obuchowski, Treasurer, Don Ukers, Resident Engineer and Grace Zweig, Controller

OTHERS: District Counsel Jim Fulton and Attorney Thomas P. O'Connor from Whitman Breed Abbott and Morgan LLC, David Hill and Vincent McClean from AXA Advisors, LLC.

1. Roll call

The meeting was called to order at 4:04 P.M. by Commissioner Frank Zullo. Mrs. Michelle Costabile called the roll. Commissioners Bryant, Cullen and Zullo were present. Treasurer Elsa Obuchowski was also present

2. Public participation relating to agenda items

There was no Public present

3. Approval of Minutes

- September 10, 2014 Regular Meeting

*** **COMMISSIONER CULLEN MOVED TO APPROVE THE MINUTES OF THE SEPTEMBER 10, 2014 REGULAR MEETING**
*** **COMMISSIONER ZULLO SECONDED THE MOTION**
*** **THE MOTION PASSED UNANIMOUSLY**

4. Correspondence

- Mayor's Summer Youth Employment Program – Thank You

NO ACTION NECESSARY

5. Receive Financial Report
- August, 2014
 - September, 2014

***** COMMISSIONER CULLEN MOVED TO RECEIVE THE FINANCIAL REPORTS**

***** COMMISSIONER BRYANT SECONDED THE MOTION**

***** THE MOTION PASSED UNANIMOUSLY**

6. Approval of FY 2014 Operating Budget Transfers

***** COMMISSIONER CULLEN MOVED TO APPROVE THE FY 2014 OPERATING BUDGET TRANSFERS AS SHOWN ON EXHIBIT 6**

***** COMMISSIONER BRYANT SECONDED THE MOTION**

***** THE MOTION PASSED UNANIMOUSLY**

7. Receive Monthly Operations Report

***** COMMISSIONER CULLEN MOVED TO RECEIVE THE MONTHLY OPERATIONS REPORT**

***** COMMISSIONER BRYANT SECONDED THE MOTION**

***** THE MOTION PASSED UNANIMOUSLY**

***** COMMISSIONER CULLEN MOVED TO TAKE ITEM 10, PRESENTATION – DISTRICTS 457(b) PLAN OUT OF ORDER**

***** COMMISSIONER BRYANT SECONDED THE MOTION**

***** THE MOTION PASSED UNANIMOUSLY**

8. District Counsel Update and Strategy Discussion in Executive Session – Petrillo Contracting Inc. v First Taxing District of the City of Norwalk, Tim Millers Associates, Inc. and “John Doe 1” through “John Doe 5”.

***** COMMISSIONER CULLEN MOVED TO GO INTO EXECUTIVE SESSION PURSUANT TO SECTION 1-200(6)(B) OF THE GENERAL STATUTES OF CONNECTICUT FOR THE PURPOSE OF DISCUSSING STRATEGY AND NEGOTIATIONS WITH RESPECT TO PENDING CLAIMS OR PENDING LITIGATION WITH PETRILLO CONTRACTING, INC. FOR ITEM 8 AND WITH THE CITY OF NORWALK FOR ITEM 9. THE GENERAL MANAGER, OPERATIONS DIRECTOR, MANAGER OF WATER TREATMENT AND SUPPLY, THE DISTRICT TREASURER, DISTRICT COUNSEL JAMES FULTON AND ATTORNEY THOMAS O’CONNOR.**

***** COMMISSIONER BRYANT SECONDED THE MOTION**

***** THE MOTION PASSED UNANIMOUSLY**

EXECUTIVE SESSION BEGAN AT 5:11 P.M.

***** COMMISSIONER CULLEN MOVED TO COME OUT OF EXECUTIVE SESSION
*** COMMISSIONER BRYANT SECONDED THE MOTION
*** MOTION PASSED UNANIMOUSLY**

EXECUTIVE SESSION ENDED AT 5:58 P.M.

NO VOTES WERE TAKEN IN EXECUTIVE SESSION

***** COMMISSIONER CULLEN MOVED TO SUSPEND THE MEETING TO
CONDUCT THE SCHEDULED PUBLIC HEARING
*** COMMISSIONER ZULLO SECONDED THE MOTION
*** MOTION PASSED UNANIMOUSLY**

THE MEETING WAS SUSPENDED TO CONDUCT THE SCHEDULED PUBLIC HEARING.

THE MEETING RECONVENED AT 6:18 P.M.

9. City of Norwalk, Department of Public Works – Roadway Restoration
Magnolia Avenue

***** COMMISSIONER CULLEN MOVED TO GO INTO EXECUTIVE SESSION
PURSUANT TO SECTION 1-200(6)(B) OF THE GENERAL STATUTES OF
CONNECTICUT FOR THE PURPOSE OF DISCUSSING STRATEGY AND
NEGOTIATIONS WITH RESPECT TO PENDING CLAIMS OR PENDING
LITIGATION WITH THE CITY OF NORWALK FOR ITEM 9. THE GENERAL
MANAGER, OPERATIONS DIRECTOR, RESIDENT ENGINEER, MANAGER
OF WATER TREATMENT AND SUPPLY, AND THE DISTRICT TREASURER.
*** COMMISSIONER BRYANT SECONDED THE MOTION
*** THE MOTION PASSED UNANIMOUSLY**

EXECUTIVE SESSION BEGAN AT 6:19 P.M.

***** COMMISSIONER CULLEN MOVED TO COME OUT OF EXECUTIVE SESSION
*** COMMISSIONER BRYANT SECONDED THE MOTION
*** MOTION PASSED UNANIMOUSLY**

THE EXECUTIVE SESSION ENDED AT 7:32 P.M.

NO VOTES WERE TAKEN IN EXECUTIVE SESSION

10. Presentation – Districts 457(b) Plan

Mr. David Hill and Mr. Vincent McClean gave a brief presentation on the current status of the Districts 457 (b) Plan

11. Adjournment

*** **COMMISSIONER CULLEN MOVED TO ADJOURN THE MEETING**
*** **COMMISSIONER BRYANT SECONDED THE MOTION**
*** **THE MOTION PASSED UNANIMOUSLY**

The meeting adjourned at 7:37 P.M.

Respectfully submitted,

Franco Chieffalo
District Clerk