

FINAL

**CITY OF NORWALK
THIRD TAXING DISTRICT
SPECIAL MEETING
DECEMBER 14, 2010**

ATTENDANCE: Timothy Plunkett, Chair; David Brown; Paul Kokias

STAFF: George Leary, General Manager; Ron Scofield, Assistant General Manager

OTHERS: John Bove, District Counsel; Joseph Cristino; Liz Lyons; Peter Murphy; Kristen Staikos; Christine Murray

Mr. Plunkett called the meeting to order at 7:08 p.m.

PUBLIC COMMENT

Ms. Staikos and Ms. Murray explained that they were here this evening seeking support for a grant for enrichment programs for students at Marvin School.

MINUTES OF MEETING – NOVEMBER 8, 2010

The following correction was made to page 2:

Delete the additional Monday under the 2011 Commission Meeting Schedule

**** MR. BROWN MOVED TO ACCEPT THE MINUTES AS CORRECTED**
**** MR. PLUNKETT SECONDED**
**** MOTION PASSED UNANIMOUSLY**

MARVIN SCHOOL PTO PROPOSAL

Mr. Kokias spoke in support of the grant request. Mr. Brown expressed concern whether or not the Commission, under their Charter, was legally allowed to fund this request. Mr. Bove will review this request. Mr. Leary noted that this is related to energy conservation. Mr. Brown submitted the Charter as follows:

§ 1-114. Body politic and corporate; rights in general.

All the electors of this stat dwelling within the territorial limits of the Third Taxing District as hereinbefore established are hereby constituted a body politic

and corporate by the name of the Third Taxing District of the City of Norwalk and by that name shall be capable of suing and being sued, pleading and being impleaded, purchasing, holding, selling and conveying any property, real or personal and having a common seal and as such corporation shall succeed to and possess all property, both real and personal, of the East Norwalk Fire District of said Town of Norwalk, and all the rights, powers, franchises, privileges, and immunities heretofore granted to said East Norwalk Fire District in relation to the construction of electric light works and the generation and purchase of electricity for the use of said district and the inhabitants thereof, and the erection, placing and maintenance of poles, wires and all other necessary fixtures within said district for receiving and distributing electricity, and the same are hereby vested in said third Taxing District, and said third Taxing District is hereby authorized to manage, operate, and control its electric light works with the same authority, rights and liabilities, and in the same manner as said East Norwalk Fire District and except as herein otherwise provided, to care for, maintain and keep in repair, all estate, both real and personal, which said district may acquire, to sell and convey any of said property, any indebtedness of said district. The district shall pay one hundred dollars (\$100) or more yearly toward the support of the East Norwalk Improvement Association Incorporate, Public Library. (Sp. Laws 1913, No. 352, §34; Sp Laws 1921, No. 189, §3.) §1-115. Taxation liability.

All the inhabitants and property within the limits of the third Taxing District shall be liable to taxation to defray any burdens, expenses, and liabilities of the former East Norwalk Fire District at the time of the passage of this act and such other liabilities as said taxing district may incur under the provisions of this act. (Sp. Laws 1913, No. 352, §35.)

- ** MR. PLUNKETT MOVED TO TABLE THE ITEM TO ALLOW MR. BOVE AN OPPORTUNITY TO REVIEW THE CHARTER AND THE REQUEST
- ** MR. BROWN SECONDED
- ** MOTION PASSED UNANIMOUSLY

INSURANCE RENEWAL PROPOSAL

Mr. Leary explained that the insurance proposal is basically the same coverage as last year, but at a lower cost. Mr. Murphy suggested that in the near future, they review the schedule of property coverage.

- ** MR. PLUNKETT MOVED TO ACCEPT THE INSURANCE RENEWAL PROPOSAL SUBMITTED BY JAMES P. MURPHY & ASSOCIATES, INC., AT A COST NOT TO

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EXCEED \$105,000 WITH THE PROVISION THAT ANY SUBSEQUENT RENEWALS FOR OTHER COVERAGE WILL BE BROUGHT TO THE COMMISSION FOR REVIEW
**** MR. BROWN SECONDED**
**** MOTION PASSED UNANIMOUSLY**

GENERAL MANAGER'S REPORT

Mr. Leary reviewed his written report. He will investigate the \$18,000 loss on investments and provide the Commissioners with an update.

ARC FLASH STUDY AND TRAINING PROPOSAL

Mr. Cristino explained the item and said that in October 2008 OSHA put the Arc Flash protection program into law. Mr. Plunkett questioned the need to go out to bid for this item due to the cost. Mr. Leary said that was not necessary since this would be a service and the bid policy excludes engineering services. Mr. Plunkett asked Mr. Leary to get more information about what other municipalities are doing.

SUBSTATION DEVELOPMENT

The Commissioners held a lengthy conversation. Mr. Plunkett wanted to know who owns the lines and what does the District have to do to get on those lines.

The Commissioners reviewed the substation development proposal submitted by Mr. Cristino. He said that he was very confident with what he has presented. He said that if they put the order in now, they will have the transformer in twelve months. Mr. Cristino recommended that the Commissioners review and discuss this further.

Mr. Plunkett suggested putting a security fence around the property. Mr. Leary said that they can put up a fence, but the grading has to be done first. This cannot happen until the spring. Mr. Murphy said that from an insurance standpoint, the property should be fenced because it will be an attractive nuisance.

Mr. Leary said that they need someone to run the project. If they hire Mr. Cristino, he will coordinate going before the Citing Counsel.

The Commission agreed to move forward with this as a solo project and to hire Mr. Cristino to do the engineering and coordination. Mr. Leary will get costs for fencing. Ms. Lyons recommended asking Zoning if they can put up an eight foot high fence.

NORDEN GENERATORS – EXECUTIVE SESSION

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- ** MR. PLUNKETT MOVED TO GO INTO EXECUTIVE SESSION AT 9:00 P.M. TO DISCUSS THE NORDEN GENERATORS**
- ** MR. KOKIAS SECONDED**
- ** MOTION PASSED UNANIMOUSLY**

Messrs. Plunkett, Brown, Kokias, Bove, Leary and Scofield went into Executive Session at 9:00 p.m.

ADJOURN

Respectfully submitted,

Rosemarie Lombardi
Telesco Secretarial Services