

**EAST LYME WATER & SEWER COMMISSION  
SPECIAL MEETING MINUTES  
Tuesday, JANUARY 28th, 2014**

FILED IN EAST LYME  
CONNECTICUT  
Feb 3 2014 AT 11:02 AM/PM  
*Jesley A. Blais*  
EAST LYME TOWN CLERK

Present: Mark Nickerson, Acting Chairman, Steve DiGiovanna, Joe Mingo, Dave Murphy,  
Carol Russell, Roger Spencer, Dave Zoller

Also Present: Attorney Edward O'Connell, Town Counsel  
Attorney Mark Zamarka, Town Counsel  
Brad Kargl, Municipal Utility Engineer  
Joe Bragaw, Public Works Director

Absent: Paul Formica, Dave Bond

**1. Call to Order**

Acting Chairman Nickerson called this Special Meeting of the East Lyme Water & Sewer Commission to order at 6:35 PM.

**2. Enter into Executive Session for the purpose of reviewing and discussing pending litigation regarding the Landmark Sewer Capacity Appeal**

Mr. Nickerson called for a motion.

**\*\*MOTION (1)**

Mr. Mingo moved to enter into Executive Session for the purpose of reviewing and discussing pending litigation regarding the Landmark Sewer Capacity Appeal inviting Attorney Edward O'Connell, Attorney Mark Zamarka, Brad Kargl and Joe Bragaw to join them. Mr. DiGiovanna seconded the motion.

Vote: 7 – 0 – 0. Motion passed.

**3. Return to Regular Session and**

**4. Adjournment**

**\*\*MOTION (2)**

Mr. Mingo moved to return to Regular Session with no action taken in Executive Session and to adjourn the Special Meeting at 7:13 PM.

Mr. DiGiovanna seconded the motion.

Vote: 7 – 0 – 0. Motion passed.

Respectfully submitted,

Karen Zmitruk,  
Recording Secretary