



PUBLIC UTILITIES COMMISSION

Bethel Municipal Center, 1 School Street
Bethel, Connecticut 06801 Telephone: (203) 794-8501

REGULAR MEETING
Monday, January 7, 2013

4:00 p.m.

C.J. Hurgin Municipal Center – Meeting Room “A”

RECEIVED

2013 JAN 11 P 3:47

TOWN OF BETHEL
TOWN CLERK

Present: First Selectman Matthew Knickerbocker, Selectman Richard Straiton, Selectman Paul Szatkowski, Commissioners Peter Valenti and Mike Gribbin. Also in attendance were Town Engineer Andrew Morosky, Utilities Consultant Len Assard, and Town Attorney Martin Lawlor.

Call to Order: First Selectman Knickerbocker called the Regular Meeting to order at 4:00 p.m. and led the Pledge of Allegiance.

Public Input: None

First Selectman Knickerbocker informed the Commission that Mr. Kovacs of Kovacs Construction is in attendance today to discuss the Plumtrees Pump Station. Mr. Kovacs updated the Commission as to why the Plumtrees Pump Station has been delayed for the past several months. Mr. Kovacs indicated that the project will take several months to complete and the winter months will not allow for a quick completion. Communication between Mr. Kovacs and the Commissioners took place regarding the timeline, wet well construction, electric service upgrade, winter weather issues as well as needing a second pump on site if the one on site fails. Mr. Kovacs noted that next week they will start with the hook up of the 480 service and start-up of the new building and then supply a second pump on site so that there will be two pumps operating again.

First Selectman Knickerbocker made a motion, which was seconded by Selectman Szatkowski to move the Executive Session up in the Agenda as well as go into Executive Session and inviting Town Attorney Martin Lawlor and Director Public Works Andrew Morosky into the meeting. Vote, All in Favor, Motion Approved.

Potential Litigation – Executive Session Anticipated: Commission convened Executive Session at 4:20 p.m. and came out of Executive Session at 4:45 p.m.

Correspondence: None

Minutes: *Regular Meeting December 5, 2012: First Selectman Knickerbocker made a motion, which was seconded by Selectman Szatkowski to approve the minutes as presented. Vote, All in Favor, Motion Approved.*

Special Meeting December 5, 2012: First Selectman Knickerbocker made a motion, which was seconded by Selectman Szatkowski to approve the minutes as presented. Vote, All in Favor, Motion Approved.

Old Business:

- **37 Maple Ave; Affordable Housing Application:**

First Selectman Knickerbocker made a motion, which was seconded by Selectman Straiton to Table 37 Maple Ave. until the application for this site is finalized. Vote, All in Favor, Motion Approved.

- **Sewer Allocations:** Mr. Morosky indicated that the Sewer Allocation was advertised, the waiting period has ended and the new Sewer Allocation Program is therefore in effect.

- **Transfer Station; Privatize:** First Selectman Knickerbocker indicated that Town Attorney Martin Lawlor has reviewed the contract with HHRA and determined that the original contract, which was signed in 1991, is in effect until 2021 and the MSW (waste) contract is in effect until 2019. Mr. Lawlor discussed some of the particulars in the contract. The current recycling contract between HHRA with RTI Recycling expires at the end of February 2013.

The Towns which signed a contract with HHRA are bound to that contract until 2021. First Selectman indicated that, while attending a recent meeting, a question arose from the panel regarding the existence of an escape clause in the contract. There is such a clause but it's complicated to follow. If Bethel decides not to continue with HHRA, Bethel is still obligated to produce the same numbers as stated in the original contract. Mr. Lawlor further explained to the Commission this has to do with recycling only. If Bethel petitions to get out of its contract before October 15th of a given year and if HHRA consents, Bethel still must abide by the terms of the contract until June of that fiscal year. Bethel will need to pay everything until that contract runs out whether Bethel is a part of them or not. Mr. Lawlor informed the Commission the new contract he reviewed does not imply whether the new contract replaces the old contract which ends in 2021, there is no indication; the new contract is with Winter Brothers, which Bethel needs to sign. The original Recycling agreement was for 30 years or withdrawal of the Municipality. Mr. Lawlor stated that the MSW contract is totally different and there is no withdrawal clause in contract. Selectman Szatkowski asked if a private company acquired the Transfer Station then that company would have to continue with the HHRA contract. Mr. Phillip LoPresti and Mr. Joseph Lostocco, who were asked to comment on the matter by the Commission, spoke of the value of a Transfer Station and the potential benefits to the Town in the event of a sale to a private company.

Selectman Straiton made a motion, which was seconded by First Selectman Knickerbocker to have a Special Meeting to further discuss the matter and Table for next month's meeting. Vote, All in Favor, Motion Approved.

Financial Report:

- **Water and Sewer Financials:** Bob Kozlowski, Town Comptroller is not in attendance put previously forwarded the financials for the Commission's review. Discussion took place.

- Invoices:

**Transfer Station
January 7, 2013 Regular Meeting**

Item #	Vendor	Inv. Date	Amount	Description
1	Martin Lawlor, Jr	1/7/2013	\$348.50	Professional Services
Total Approved			\$348.50	

First Selectman Knickerbocker made a motion, which was seconded by Commissioner Gribbin to approve the invoice in the amount of \$384.50 for the Transfer Station. Vote, All in Favor, Motion Approved.

**Water and Sewer
January 7, 2013 Regular Meeting**

Item #	Vendor	Inv. Date	Amount	Description	Account
1	LaClairRyan	12/4/2012	\$1,490.54	Professional Services	Eureka Water Storage
2	Newstimes	11/30/2012	\$1,875.95	Public Notice - Sewer Allocation	Stony Hill Sewer Project contract 3
3	Martin Lawlor	1/7/2013	\$697.00	Professional Services	Stony Hill Sewer Project Contract 3
4	Martin Lawlor	1/7/2013	\$512.50	Professional Services	Sewer Department
5	Martin Lawlor	1/7/2013	\$348.50	Professional Services	Water Depat
6	Heitkamp	12/5/2012	\$1,508.50	Professional Services	1/2 Water - 1/2 Sewer
7	Ct. Asphalt Paving	12/11/2012	\$5,200.00	Driveway Paving - 81-83 Payne Road	Contract 2 Stony Hill Sewer
8	Wright Pierce	12/20/2012	\$609.00	Professional Service	Eureka Water Tank
TOTAL APPROVED			\$12,241.99		

First Selectman Knickerbocker made a motion, which was seconded by Selectman Straiton to approve the invoices in the amount of \$12,241.99. Discussion. Vote, All in Favor, Motion Approved.

Engineering/Utility Consultant Report:

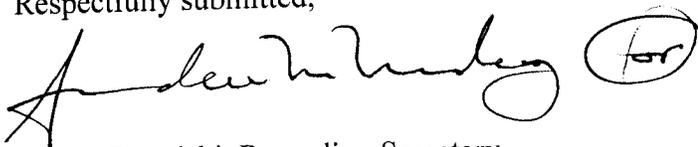
- **Stony Hill Sewer Project:** Mr. Morosky reported to the Commission that he spoke with URS and confirmed the Town has no outstanding bills. The Commission would like to have an update for costs to complete phase 4. Mr. Morosky indicated that he spoke

with URS about this as well and they are to present to the PUC information regarding probable cost of the remaining items: design, construction and inspection.

- **Stony Hill Sewer Project Easements:** Mr. Martin Lawlor updated the Commission regarding various past easements which were never filed. There are many to be filed on the land records and Mr. Lawlor will be requesting final mapping showing no temporary easements for filing purposes.
- **Supervisor's Report:** No news to report at this time.

Adjourn: *As there was no further business on the agenda Selectman Straiton made a motion, which was seconded by Selectman Szatkowski, to adjourn the meeting at p.m. Vote: All in Favor, Motion Unanimously Approved.*

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Tracy Rogalski". To the right of the signature is a circular stamp containing the word "for" in a stylized font.

Tracy Rogalski, Recording Secretary

**TOWN OF BETHEL
SEWER DEPARTMENT**

1/4/2013 PRELIMINARY

REVENUE \$ 2,886,504.47

Revenue Detail

Use of Sewer	2,856,157.71
Sewer Assessments	-
Liens	-
Permits & Installation	24,450.00
Interest on Investments	-
BAN Premium	5,896.76
	2,886,504.47

EXPENDITURES

SALARIES	\$ 257,642.01	
BENEFITS	34,147.78	291,789.79
UTILITIES	23,769.34	
SUPPLIES	10,335.41	
MAINTENANCE	23,065.78	
SERVICES	423,129.82	
CAPITAL IMPROVEMENT	-	
OFFICE	5,844.06	
DEBT SERVICE	1,382,234.06	
ACCOUNTS PAYABLE-DANBURY	406,076.58	
OFFICE	-	
ALLOCATED EXPENSE	45,000.00	
Less: Items to be Capitalized	(152,370.21)	
INSURANCE	-	
DEPRECIATION EST	315,000	
	157,500.00	
		2,616,374.63

NET REVENUE

\$ 270,129.84

**TOWN OF BETHEL
WATER DEPARTMENT**

1/4/2013 PRELIMINARY

		\$ 470,537.51
REVENUE		
<u>Revenue Detail</u>		
Use of Water	457,751.72	
Liens	-	
Permits & Installation	10,500.00	
Interest on Investments	-	
BAN Revenue	2,285.79	
	<u>470,537.51</u>	
 <u>EXPENDITURES</u>		
SALARIES	\$ 184,586.41	
BENEFITS	54,785.81	239,372.22
UTILITIES	36,693.10	
SUPPLIES	36,883.38	
MAINTENANCE	39,033.77	
SERVICES	29,135.68	
CAPITAL IMPROVEMENT	5,030.00	
UTILITY COLLECTOR/OFFICE	4,493.68	
DEBT SERVICE		
ALLOCATED EXPENSE	67,500.00	
<i>Less: Items to be Capitalized</i>	-	
DEPRECIATION EST	50,000.00	
INTEREST EXPENSE	-	
	<u>508,141.83</u>	
 NET REVENUE		 <u>\$ (37,604.32)</u>

TOWN OF BETHEL

TRANSFER STATION
1/4/2013 PRELIMINARY

REVENUE \$ 107,869.30

Revenue Detail

Permits	31,040.00
Bulk Waste	-
Dumping Charges	73,384.60
Scrap Metal	2,924.70
Brush	520.00
Appliances	-
	<u>107,869.30</u>

EXPENDITURES

SALARIES	\$ 58,420.57
BENEFITS	20,401.43
UTILITIES	-
OFFICE	93.96
DEPRECIATION	-
MATERIALS & SUPPLIES	57.50
REPAIRS & MAINTENANCE	-
CONTRACTED SERVICES	24,224.55
INSURANCE	-
ALLOCATED EXPENSES	<u>18,000.00</u>
	<u>121,198.01</u>

NET REVENUE

\$ (13,328.71)