



PUBLIC UTILITIES COMMISSION

C.J.Hurgin Municipal Center, 1 School Street
Bethel, Connecticut 06801 Telephone: (203)-794-8549

MINUTES OF REGULAR MEETING

RECEIVED

October 1, 2007

4:00 PM

Bethel Municipal Center – Meeting Room “A”

OCT 03 2007

TOWN OF BETHEL
TOWN CLERK

PRESENT: First Selectman Burke, Selectman Szatkowski and Selectman Wild. Also in attendance was William Hagan, Town Attorney, Town Engineer Andrew Morosky, Len Assard, Utility Consultant and Kelly Curtis, Utility Supervisor.

Call to Order: First Selectman Burke called the Regular Meeting to order at 4:05 p.m.

Public Input: None

Correspondence: Letter from Patricia Coppola clarifying that she was in fact requesting compensation regarding sewers on Old Hawleyville Road.

Minutes:

- **Meeting Minutes from September 10, 2007 Regular Meeting** – Selectman Szatkowski made a motion, which was seconded by Selectman Wild, to accept the minutes as presented. Vote, all in favor, motion unanimously approved.
- **Meeting Minutes from September 18, 2007 Special Meeting** – First Selectman Burke made a motion, which was seconded by Selectman Szatkowski, to accept the minutes as presented. Vote, all in favor, motion unanimously approved.

Old Business:

- **Apollo Road - GNC Chelsea Development:** Len Assard reported that negotiations are still underway with the City of Danbury.
- **Proposed Sewer Regulations:** Attorney Sienkiewicz is still working on the regulations.

- ***Proposed Water Regulations:*** First Selectman Burke made a motion, which was seconded by Selectman Szatkowski, to accept the revised water regulations as presented. Vote, all in favor, motion unanimously approved.
- ***Interlocal Agreement with City of Danbury:*** First Selectman Burke reported that an agreement on the Payne Road approach has been reached and discussions continue on the assessment of benefits on the Danbury customers. Other issues are still being discussed.
- ***24 Putnam Park Road – Easement Opportunity:*** Town Engineer Andrew Morosky reported that he is still exploring the easement opportunity.

First Selectman Burke made a motion, which was seconded by Selectman Szatkowski, to add to tonight's agenda, Toll Brothers. Vote, all in favor, motion unanimously approved.

- ***Toll Brothers*** – First Selectman Burke made a motion, which was seconded by Selectman Szatkowski, to go into Executive Session for the purpose of discussion of the Toll Brothers Litigation at 4:15 p.m. Vote, all in favor, motion unanimously approved. William Hagan, Town Attorney, Town Engineer Andrew Morosky, Kelly Curtis, Utility Supervisor, Len Assard, Utility Supervisor and Wendy Smith, Recording Secretary were invited into the Executive Session portion of the meeting.

Executive Session ended at 4:27 p.m.

First Selectman Burke made a motion, which was seconded by Selectman Szatkowski, to hold a Special Meeting on October 15, 2007 with Counsel for continued discussion on the Toll Brothers litigation. Vote, all in favor, motion unanimously approved.

First Selectman Burke made a motion, which was seconded by Selectman Szatkowski, to add to tonight's agenda, 217 Old Hawleyville Road. Vote, all in favor, motion unanimously approved.

- ***217 Old Hawleyville Road:*** First Selectman Burke made a motion, which was seconded by Selectman Szatkowski, to go into Executive Session for the purpose of consideration of 217 Old Hawleyville Road at 4:28 p.m. Vote, all in favor, motion unanimously approved. William Hagan, Town Attorney, Town Engineer Andrew Morosky, Kelly Curtis, Utility Supervisor, Len Assard, Utility Supervisor and Wendy Smith, Recording Secretary were invited into the Executive Session portion of the meeting.

Executive Session ended at 4:35 p.m.

First Selectman Burke made a motion, which was seconded by Selectman Szatkowski, to have Attorney Hagan write to Ms. Coppola, advising that the Public Utilities Commission has voted to deny the request for exemption from connecting to the sewer system, deny the request to waive the sewer assessments and to deny the request for compensation in the form of relief in the amount of \$31,215 from the sewer assessment. Vote, all in favor, motion unanimously approved.

Financial Report:

- **Water/Sewer Rates:** First Selectman Burke made a motion, which was seconded by Selectman Szatkowski, to hold a Special Meeting on October 15, 2007 to discuss the rates. Vote, all in favor, motion unanimously approved.
- **Water and Sewer Financial Status:** Reports noted.

Engineering/Utility Consultant Report:

- **Grants:** Town Engineer Andrew Morosky updated the Public Utilities Commission on the Bethpage Project advising that the project is 80% complete and it on time and under budget. He also reported that the State is due to meet on October 26th regarding the Water Storage Tank Grant opportunity.
- **Stony Hill Sewer Project**
 - Easements for Phase 2 and 3: Residential easements for Phase 2 have been obtained. Attorney Hagan is working with CL&P on their easement. Discussions continue on obtaining Phase 3 easements.

New Business:

Adjourn: As there was no further business on tonight's agenda, First Selectman Burke made a motion, which was seconded by Selectman Wild, to adjourn the meeting at 4:58 p.m. Vote, all in favor, motion unanimously approved.

Respectfully submitted,



Wendy Smith, Recording Secretary