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Fred Hurley,
Director

TOWN OF NEWTOWN
WATER AND SEWER AUTHORITY

Marianne Brown,
Chairman
Richard Zang
Louis Carbone
George Hill
Alan Shepard
Eugene Vetrano
Carl Zencey

THESE MINUTES ARE SUBJECT TO APPROVAL BY THE WATER AND SEWER AUTHORITY

The Water and Sewer Authority held a regular meeting on May 10, 2018 immediately following a public hearing, in the Alexandria Room at Edmond Town Hall, 45 Main Street, Newtown, CT. Marianne Brown called the meeting to order at 7:08pm.

Present: Dick Zang, Lou Carbone, Marianne Brown Alan Shepard, George Hill, Carl Zencey, Gene Vetrano

Also Present: Director of Public Work Fred Hurley, Mike Burton, 2 members of the public and 2 members of the press

Public Participation – None

Approval of the Minutes – D. Zang moved to approve the minutes from the 4/12/18 meeting. Motion unanimously approved.

Report by Suez Water Environmental Services – None

Report by Public Works Director – F. Hurley reported that Julio Seggara is working on the mixer. They narrowed down the costing and found that it is \$30,000 cheaper to do the reconditioning rather than buying new. They can get it done in 1 to 2 days and the plant will stay in operation.

F. Hurley cannot attend the June 14 meeting and asked the board to change the date. G. Hill moved to cancel the June 14 meeting and hold a special meeting on June 6, 2018. G. Vetrano seconded, motion unanimously approved.

Committee Reports – None

UNFINISHED BUSINESS

Sewer Benefit Assessment for 10-22 Washington Avenue – The upgraded appraisal has not been received. The original received was done as they were all condo. D. Zang moved to table 10-22 Washington Avenue. L. Carbone seconded, motion unanimously approved.

Sewer Application 79 Church Hill Road – F. Hurley reported that this application has been pulled. Factually the size of the parcel they were trying to develop was a fraction of what they thought. There is only a small portion that is in the designated sewer service area. That information was conveyed to the applicant.

Sandy Hook Pump Station – A. Shepard moved to table discussion regarding Sandy Hook Pump Station. G. Hill seconded, motion unanimously approved.

WSA Finance and Procedures – D. Zang explained that he is having a difficult time coming up with any rules. We are an organization that is available to the town not just at these monthly meetings but also during working hours. One person on the executive committee would be available by the Director of Public Works or any other town organization. Any time the Public Works Director needs input or thinks it would be wise to have a member from the WSA be present that he let them know or invites them. This way the board does not have to wait until the monthly meeting to be notified.

2018 Budget – There will be an update at the June meeting.

Water Pollution Control Plan – D. Zang drafted a proposed revision to the plan. It has been circulated and looking for comments. A public hearing is needed to approve it. Sewer service maps need to be reviewed. There is a preliminary map from Hawleyville and a good one from the Central District. G. Hill moved to have a public hearing on July 12, 2018. G. Vetrano seconded, motion unanimously approved.

Proposal from Meadowbrook Trailer Park – They have provided \$8,500 and upon approval of their proposal will promptly pay another \$5,000. They have asked that the WSA waive the penalties and interest attached to their account. They will also pay a minimal payment of \$2,000 each month until their balance is zero. D. Zang moved to accept for payments and drop the penalty interest provided that they adhere to the schedule. A. Shepard seconded, motion unanimously approved.

NEW BUSINESS

Delinquent Sewer Assessment Usage – F. Hurley reported that there are a number of properties that are getting behind in the sewer assessment usage. For our purposes the property owner is the responsible party. If we start to be more aggressive with this it may force them to be more aggressive with the tenants. The fact that the board authorized action in the trailer park clarified that issue. M. Brown suggested that a letter should go out of potential foreclosure. Give them until the next meeting and then revisit.

Waiver of Conflict of Interest re: Town of Newtown and the City of Danbury(Attachment A) – F. Hurley reported that this has been reviewed by David Groggins who is the attorney for Newtown and Ridgefield. A. Shepard moved to make acknowledgement of the letter from Robinson & Cole. L. Carbone seconded, motion unanimously approved.

Having no further business, the meeting was adjourned at 7:42pm

Respectfully submitted
Arlene Miles, Clerk

Robinson + Cole

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April 25, 2018

SENT VIA E-MAIL: fred.hurley@newtown-ct.gov

Town of Newtown
4 Turkey Hill Road
Newtown, CT 06470
Attn: Frederick Hurley
Director, Public Works

Re: Waiver of Conflict of Interest re: Town of Newtown ("Newtown") and the City of Danbury ("City")

Dear Fred:

The City has asked Robinson & Cole to represent the City with respect to the inter-local agreement in place with Newtown for the receipt and treatment of sewage from Newtown at the City's wastewater treatment plant and revisions and/or replacement to such inter-local agreement (the "Transaction"). This letter is a request for a waiver of an actual conflict of interest in connection with Robinson & Cole's representation of the City in connection with the proposed Transaction. Our firm also represents Newtown as Bond Counsel on an ongoing basis.

This letter seeks your consent for our representation of the City in the Transaction and a waiver of any actual or potential conflict as described in this letter.

Notice of Professional Duties and Potential Adverse Interests

Under laws and rules on lawyers' professional responsibility to clients, our firm owes various duties to the City and Newtown, including duties of care, loyalty and confidentiality. We reasonably believe, however, that our representation of the City in the Transaction does not involve issues of confidentiality that would be breached and that our representation of each of the City and Newtown will not adversely affect the relationships with the other.

We also reasonably believe that our representation of Newtown will not involve issues requiring the breach of confidentiality owed to the City, or adversely affect our representation of the City in other matters; and that our representation of the City in those other matters as well as our representation of Newtown in other matters will not adversely affect our representation of the City in the Transaction and other matters.

Robinson + Cole

Town of Newtown
Attn: Frederick Hurley
Director, Public Works
April 25, 2018
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Other Conditions

We will not represent either the City or Newtown in any litigation or adjudicatory proceeding that is threatened or arises concerning the Transaction unless both the City and Newtown agree to our involvement in such litigation or proceeding.

Request for Consent

Accordingly, we would appreciate it if you would respond via email to this letter to acknowledge your understanding and consent to our firm's representation of the City in the Transaction, subject to the conditions set forth above, and our continued ongoing representation of Newtown in other unrelated matters.

We agree that the City's response via e-mail, unless otherwise stated in the response, shall be sufficient to evidence the City's decision on waiving any actual or potential conflict of interest that may exist by reason of our representation of Newtown in other unrelated matters.

Thank you for your consideration.

Sincerely yours,



Glenn A. Santoro

GAS/kgc

cc: Robert G. Tait
David L. Grogins, Esq.