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AD HOC REPORT
Revised Agreement between City and Bethel Consolidated

Chairman Colleen Stanley called the meeting to order at 6:35 P.M on June 24, 2009. In attendance were committee members Councilman Nagarsheth and Councilman Chianese. Atty. Ray Yamin, Corporation Counsel; David Day, P.E., Public Utilities Superintendent; Atty. Frances Collins; Roy Steiner; Atty. Ted Baker and Kevin Moran of United Water CT were also in attendance.

Chairman Stanley stated that the call of the meeting was to discuss the revised agreement between the City of Danbury and Bethel Consolidated. The Planning Report dated June 11, 2009 item #18 was read.

David Day, P.E. gave an overview of the existing 2001 agreement between Danbury and Bethel Consolidated, which did not stipulate any limitations on the amount of water which can be supplied by Danbury. Bethel Consolidated will also take back the maintenance and operation of the water facility. Bethel Consolidated has requested that Danbury consent to the assignment agreement to United Water. United Water would be stepping into Bethel Consolidated's function for operation. Mr. Day also stated that the Public Utilities Department will support the agreement as long as the provided agreement is in place. A diversion permit has also been obtained from the Connecticut Department of Environmental Protection.

Atty. Yamin advised that it is to the City's benefit to have limitations on the amount of water which can be supplied up to the inter connections.

Councilman Chianese requested clarification on the current and proposed limits. David Day, P.E. explained that while the current agreement has no limit on the maximum number of gallons that Danbury will provide, the revised agreement stipulates 267,210 gallons peak daily demand will be provided.

Discussion followed regarding Section 4.2 of the revised agreement, default, termination of the agreement and the transfer from Bethel Consolidated to United Water CT. Atty. Baker advised that the State of Connecticut DPUC has approved the transfer to United Water CT.

Councilman Chianese moved to accept the revised agreement between the City of Danbury and Bethel Consolidated and recommend adoption to the Common Council, seconded by Councilman Nagarsheth. ***Motion passed by unanimous vote.***

Councilman Nagarsheth moved to adjourn at 6:55 P.M., seconded by Councilman Nagarsheth. ***Motion passed unanimously.***

Respectfully submitted,

Colleen Stanley, Chairwoman

Shay Nagarsheth

Benjamin Chianese