

**CONNECTICUT RESOURCES RECOVERY AUTHORITY**

**FOUR HUNDRED AND EIGHTY-SIXTH      APRIL 21, 2011**

A regular meeting of the Connecticut Resources Recovery Authority Board of Directors was held on Thursday, April 21, 2011 in the Board Room at CRRA Headquarters, 100 Constitution Plaza, Hartford, Connecticut. Those present were:

Directors:      Chairman Pace  
                    Vice-Chairman Jarjura (present beginning 10:00 a.m.)  
                    Louis Auletta  
                    Dave Damer  
                    Timothy Griswold  
                    John Harkins  
                    Dot Kelly  
                    Theodore Martland  
                    Nicholas H. Mullane  
                    Steve Edwards, Bridgeport Project Ad-Hoc  
                    Bob Painter, Mid-Connecticut Project Ad-Hoc

Present from CRRA:

Tom Kirk, President  
Jim Bolduc, Chief Financial Officer  
Tom Gaffey, Director of Recycling  
Laurie Hunt, Director of Legal Services  
Paul Nonnenmacher, Director of Public Affairs  
Rich Quelle, Senior Engineer  
Steve Yates, Air Compliance Manager  
Moira Benacquista, Board Secretary/Paralegal

Also present were: John Pizzimenti of USA Hauling & Recycling; Jim Sandler, Esq., Sandler & Mara, Cheryl Thibeault of Covanta Energy; and Jerry Tyminski of SCRRA.

Chairman Pace called the meeting to order at 9:32 a.m. and said that a quorum was present.

**PLEDGE OF ALLEGIANCE**

Chairman Pace requested that everyone stand for the Pledge of Allegiance, whereupon the Pledge of Allegiance was recited.

**PUBLIC PORTION**

Chairman Pace said that the agenda allowed for a public portion in which the Board would accept written testimony and allow individuals to speak for a limit of three minutes. As there were no members of the public which cared to comment Chairman Pace proceeded with the agenda.

**APPROVAL OF THE MINUTES OF THE MARCH 24, 2011 REGULAR BOARD MEETING**

Chairman Pace requested a motion to approve the minutes of the March 24, 2011, Regular Board Meeting. Director Martland made a motion to approve the minutes, which was seconded by Director Auletta.

The motion to approve the minutes as amended was approved unanimously by roll call. Chairman Pace, Director Auletta, Director Damer, Director Edwards, Director Griswold, Director Harkins, Director Kelly, Director Martland, Director Mullane, and Director Painter voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Louis Auletta	X		
Dave Damer	X		
Timothy Griswold	X		
John Harkins	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport	X		
Bob Painter, Mid-Connecticut	X		

**RESOLUTION REGARDING APPROVAL OF THE LANDFILL DIVISION BUDGET**

Chairman Pace requested a motion regarding the above-captioned item. Director Martland made the following motion:

**RESOLVED:** That the fiscal year 2012 Landfill Division Operating budget totaling \$1,863,000.00 be adopted as presented at this meeting.

**FURTHER RESOLVED:** That the President is hereby authorized to approve the use of funds from the following Landfill Division Reserves, as appropriate, to pay for costs and fees incurred during fiscal year 2012 in accordance with the operating budget adopted pursuant hereto, as presented and discussed at this meeting, provided that all purchases of goods and services shall comply with the requirements of the Authority’s Procurement Policy:

- Shelton Landfill Post Closure Reserve
- Waterbury Landfill Post Closure Reserve
- Wallingford Landfill Post Closure Reserve

The motion was seconded by Director Griswold.

The motion was approved unanimously by roll call. Chairman Pace, Director Auletta, Director Damer, Director Griswold, Director Harkins, Director Kelly, Director Martland, and Director Mullane, voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Louis Auletta	X		
Dave Damer	X		
Timothy Griswold	X		
John Harkins	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Bob Painter, Mid-Connecticut			

**RESOLUTION REGARDING APPROVAL OF THE BRIDGEPORT FINANCIAL DISTRIBUTION**

Chairman Pace requested a motion regarding the above-captioned item. Director Edwards made the following motion:

**WHEREAS**, the Bridgeport Project officially ended on December 31, 2008; and

**WHEREAS**, on July 23, 2009, the Connecticut Resources Recovery Authority’s (the “Authority”) Board of Directors (the “Board”) reviewed and approved the consolidation of various activities and assets and accounts relating to the Bridgeport Project in order to set funds aside for final project expenses prior to a distribution of Bridgeport Project-related funds to the towns that were members of the former Bridgeport Project (the “Towns”); and

**WHEREAS**, on September 24, 2009 the Board reviewed and approved the transfer of remaining assets and accounts that are necessary for the continuation of other activities of the former Bridgeport Project in order to avoid comingling with other Bridgeport Project funds and arrived at a dollar amount to be distributed; and

**WHEREAS**, the former President of the Bridgeport Solid Waste Advisory Board approved the methodology of distribution of funds to the Towns, which is the pro rata of each town’s weighted average delivery and minimum commitment to the Bridgeport Project during the five and one-half year period July 1, 2003 to December 31, 2008; and

**WHEREAS**, on October 29, 2009, the Board approved the first distribution of \$1,639,185 to the Towns; and

**WHEREAS**, on December 16, 2010, the Board approved a second distribution of \$967,529 to the Towns and also authorized the transfer of \$5,000 from the Bridgeport Post Project Reserve

to the Waterbury Landfill Post Closure Reserve to facilitate the installation of the groundwater well; and

**WHEREAS**, the amount of \$354,253 is identified surplus and can be distributed to the Towns.

**NOW, THEREFORE**, it is

**RESOLVED**: that \$1,575.00 be transferred from the STIF Operating account to the Bridgeport Post Project Reserve for distribution to the Towns; and

**FURTHER RESOLVED**: that \$200,142.00 plus any residual interest be transferred from the STIF Waterbury Landfill Closure to the Bridgeport Post Project Reserve for distribution to the Towns and that account be closed; and

**FURTHER RESOLVED**: that the amount of \$354,253 be distributed to the Towns in the percentage values and dollar amounts as follows:

<b><u>Municipality:</u></b>	<b><u>Percentage:</u></b>	<b><u>Distribution:</u></b>
Bethany	0.37%	\$ 1,310.74
Bridgeport	17.21%	\$ 60,966.94
Darien	2.59%	\$ 9,175.15
East Haven	3.48%	\$ 12,328.00
Easton	0.73%	\$ 2,586.05
Fairfield	11.32%	\$ 40,101.44
Greenwich	13.15%	\$ 46,584.27
Milford	10.08%	\$ 35,708.70
Monroe	2.84%	\$ 10,060.78
Norwalk	11.77%	\$ 41,695.58
Orange	1.51%	\$ 5,349.22
Shelton	4.69%	\$ 16,614.47
Stratford	6.42%	\$ 22,743.04
Trumbull	4.84%	\$ 17,145.85
Weston	1.28%	\$ 4,534.43
Westport	4.66%	\$ 16,508.19
Wilton	2.22%	\$ 7,864.42
Woodbridge	0.84%	\$ 2,975.73
<b>Total</b>	<b>100.00%</b>	<b>\$354,253.00</b>

The motion was seconded by Director Martland.

The motion was approved unanimously by roll call. Chairman Pace, Director Auletta, Director Damer, Director Edwards, Director Griswold, Director Harkins, Director Kelly, Director Martland, and Director Mullane, voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Louis Auletta	X		
Dave Damer	X		
Timothy Griswold	X		
John Harkins	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport	X		
Bob Painter, Mid-Connecticut			

**RESOLUTION REGARDING APPROVAL OF UPGRADES TO THE MID-CONNECTICUT SYSTEM SCALE AND THE SOUTHWEST RECYCLING SCALE**

Chairman Pace requested a motion regarding the above-captioned item. Director Damer made the following motion:

**WHEREAS:** CRRA’s Number 1 Corporate goal is: **Customer Service/Accountability** - Anticipate and be responsive to customer needs in a timely fashion and a professional manner and;

**WHEREAS:** CRRA customers have consistently valued CRRA’s efforts to receive waste and recycling deliveries at Mid-Connecticut facilities in an expeditions manner and;

**WHEREAS:** CRRA staff engaged in a nine-month, company-wide initiative to study methods of improving the receipt of customer deliveries and monitoring waste flows to achieve maximum operational efficiencies for our customers and CRRA, and;

**WHEREAS:** The recommendations from said initiative to automate certain scales will further expedite customer deliveries and upgrading technology to monitor MSW inventories on a “real time” basis will enhance CRRA’s capabilities to manage waste flows which reduces diversion costs, therefore;

**RESOLVED:** That the Board of Directors hereby approves the expenditure of funds to automate certain scales at the Mid-Connecticut Transfer Stations, Waste Processing Facility and Regional Recycling Facility and Southwest Regional Recycling facility and upgrade of technology enabling CRRA to monitor waste inventories on a real time basis and the President is hereby authorized to enter into the sales contract with Mettler Toledo substantially as presented at this meeting.

The motion was seconded by Director Kelly.

The motion was approved unanimously by roll call. Chairman Pace, Director Auletta, Director Damer, Director Griswold, Director Harkins, Director Kelly, Director Martland, Director Mullane, and Director Painter voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Louis Auletta	X		
Dave Damer	X		
Timothy Griswold	X		
John Harkins	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Bob Painter, Mid-Connecticut	X		

**RESOLUTION REGARDING APPROVAL OF THREE-YEAR LEGAL SERVICES**

Chairman Pace requested a motion regarding the above-captioned item. Director Damer made the following motion:

**RESOLVED:** That the President is hereby authorized to execute, deliver, and perform on behalf of this Authority, Legal Services Agreements as were substantially set forth in the Request for Qualifications dated January 31, 2011, for a period of three years commencing on July 1, 2011 and terminating on June 30, 2014, with the law firms listed below. Except for the General Counsel position, all other counsel positions will be “on call”.

GENERAL COUNSEL

Halloran & Sage

CONSTRUCTION

Halloran & Sage  
 McCarter & English  
 McElroy, Deutsch

EMPLOYMENT

Halloran & Sage  
 Kainen, Escalera (Primary)

ENERGY/DPUC

Halloran & Sage

Brown Rudnick

ENVIRONMENTAL

Halloran & Sage  
Brown Rudnick  
McCarter & English  
Day Pitney  
LITIGATION

Halloran & Sage  
Brown Rudnick  
Day Pitney  
Hinckley Allen  
Kainen, Escalera  
McCarter & English  
McElroy, Deutsch  
Willinger, Willinger & Bucci

REAL ESTATE

Halloran & Sage  
Brown Rudnick  
Day Pitney  
McCarter & English  
Willinger, Willinger & Bucci

SOLID WASTE

Halloran & Sage  
Brown Rudnick  
Hinckley Allen

CONTRACT COUNSEL

Halloran & Sage  
Hinckley Allen  
Willinger, Willinger & Bucci

The motion was seconded by Director Griswold.

The motion was approved unanimously by roll call. Chairman Pace, Vice-Chairman Jarjura, Director Auletta, Director Damer, Director Griswold, Director Harkins, Director Kelly, Director Martland, and Director Mullane, voted yes.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Vice-Chairman Jarjura	X		

Louis Auletta	X		
Dave Damer	X		
Timothy Griswold	X		
John Harkins	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Bob Painter, Mid-Connecticut			

**RESOLUTION REGARDING APPROVAL OF THREE-YEAR BOND COUNSEL LEGAL SERVICE AGREEMENTS**

Chairman Pace requested a motion regarding the above-captioned item. Director Damer made the following motion:

**RESOLVED:** That the President is hereby authorized to execute, deliver, and perform on behalf of this Authority, Bond Counsel Legal Services Agreements as were substantially set forth in the Request for Qualifications dated January 31, 2011, for a period of three years commencing on July 1, 2011 and terminating on June 30, 2014, with the law firms listed below.

Bond Counsel

Sidley Austin  
Pullman & Comley

The motion was seconded by Director Mullane.

The motion was approved unanimously by roll call. Chairman Pace, Vice-Chairman Jarjura, Director Auletta, Director Damer, Director Griswold, Director Harkins, Director Kelly, Director Martland, and Director Mullane, voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Vice-Chairman Jarjura	X		
Louis Auletta	X		
Dave Damer	X		
Timothy Griswold	X		
John Harkins	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
<b>Ad-Hocs</b>			



Steve Edwards, Bridgeport			
Bob Painter, Mid-Connecticut			

**RESOLUTION REGARDING APPROVAL OF REQUEST FOR SERVICES FOR SINGLE-STREAM RECYCLING MARKET AND PUBLIC RELATIONS CAMPAIGN**

Chairman Pace requested a motion regarding the above-captioned item. Director Damer made the following motion:

**RESOLVED:** That the President is hereby authorized to approve a Request for Services with Pita Group LLC for services associated with CRRA’s single-stream recycling marketing and public relations campaign substantially as presented and discussed at this meeting.

The motion was seconded by Director Kelly.

The motion was approved unanimously by roll call. Chairman Pace, Vice-Chairman Jarjura, Director Auletta, Director Damer, Director Griswold, Director Harkins, Director Kelly, Director Martland, Director Mullane, and Director Painter voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Vice-Chairman Jarjura	X		
Louis Auletta	X		
Dave Damer	X		
Timothy Griswold	X		
John Harkins	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Bob Painter, Mid-Connecticut	X		

**EXECUTIVE SESSION**

Chairman Pace requested a motion to enter into Executive Session to discuss pending litigation, real estate acquisition, pending RFP’s, and personnel matters with appropriate staff. The motion made by Director Damer and seconded by Director Martland was approved unanimously. Chairman Pace requested that the following people be invited to the Executive Session in addition to the Directors:

- Tom Kirk
- Jim Bolduc
- Peter Egan
- Laurie Hunt
- Eric Womack

The Executive Session began at 10:50 a.m. and concluded at 12:28 p.m. Chairman Pace noted that no votes were taken in Executive Session.

The meeting was reconvened at 12:28 p.m., the door to the Board room was opened, and the Board secretary and all members of the public (of which there were none) were invited back in for the continuation of public session.

**ADJOURNMENT**

Chairman Pace requested a motion to adjourn the meeting. The motion to adjourn was made by Director Damer and seconded by Director Kelly and was approved unanimously.

There being no other business to discuss, the meeting was adjourned at 12:28 p.m.

Respectfully submitted,

Moira Benacquista  
Secretary to the Board/Paralegal