

**MATERIALS INNOVATION AND RECYCLING AUTHORITY**

**FOUR HUNDRED AND FIFTY-FIFTH**

**APR. 23, 2015**

A regular telephonic meeting of the Materials Innovation and Recycling Authority Board of Directors was held on Thurs. Apr. 23, 2015, in the Board Room at 211 Murphy Road Hartford, CT 06114. Those present by telephone were:

Directors: Chairman Don Stein  
Vice-Chairman Dick Barlow  
John Adams  
Jim Hayden  
Andy Nunn  
Scott Shanley  
Bob Painter, CSWS Project Ad-Hoc

Present from MIRA in Hartford:

Tom Kirk, President  
Mark Daley, Chief Financial Officer  
Dave Bodendorf, Senior Environmental Engineer  
Jeffrey Duvall, Director of Budgets and Forecasting  
Laurie Hunt, Director of Legal Services  
Peter Egan, Director of Operations and Environmental Affairs  
Moira Kenney, Assistant HR Manager/Board Administrator

Others: Ann Cutino, Esq., Halloran & Sage LLP; John Pizzimenti, USA Hauling; James P. Sandler, Esq., Sandler & Mara, P.C., Ed Spinella, Esq.

Chairman Stein called the meeting to order at 9:35 a.m. and said a quorum was present.

**PUBLIC PORTION**

Chairman Stein said 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 present who wished to address the Board the chairman proceeded with the regularly scheduled agenda.

**APPROVAL OF THE REGULAR MARCH 16, 2015 BOARD MEETING MINUTES**

Chairman Stein requested a motion to approve the minutes of the Regular March 16, 2015, Board Meeting. Director Adams made the motion which was seconded by Director Shanley.

The motion to approve the minutes was approved unanimously by roll call. Chairman Stein, Vice-Chairman Barlow, Director Adams, Director Hayden, Director Nunn, Director Painter, and Director Shanley voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Stein	X		
Vice-Chairman Barlow	X		
John Adams	X		
Jim Hayden	X		
Andrew Nunn	X		
Scott Shanley	X		
<b>Ad-Hoc</b>			
Bob Painter, CSWS Project	X		

**RESOLUTION REGARDING SIGNATORY AUTHORITY FOR STORM WATER GENERAL PERMIT RELATED ACTIVITIES**

Chairman Stein requested a motion to table the above-referenced item. The motion to approve was made by Vice-Chairman Barlow and seconded by and Director Adams.

**RESOLVED:** Pursuant to Conn. Gen. Stat. Section 22a-277(c) the board hereby authorizes the President to delegate to David Bodendorf, Senior Environmental Engineer, as duly authorized representative of the Authority, the authority to sign permit-required reports and other applicable information submitted by the Authority to the Connecticut Department of Energy and Environmental Protection, in connection with water pollution control compliance and permitting programs, substantially as presented and discussed at this meeting. This delegation of authority, in the President’s opinion, would be appropriate for the prompt and orderly transaction of the business of the Authority.

The motion was approved unanimously by roll call. Chairman Stein, Vice-Chairman Barlow, Director Adams, Director Hayden, Director Nunn, Director Shanley, and Director Painter voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Stein	X		
Vice-Chairman Barlow	X		
John Adams	X		
Jim Hayden	X		
Andrew Nunn	X		
Scott Shanley	X		
<b>Ad-Hoc</b>			
Bob Painter, CSWS Project	X		

**RESOLUTION REGARDING TIER 2 MUNICIPAL SERVICE AGREEMENT**

Chairman Stein requested a motion on the above referenced item. The motion to approve was made by Director Adams and seconded by and Vice-Chairman Barlow.

**RESOLVED:** The President is hereby authorized to enter into Tier 2 Two-Year Term Municipal Solid Waste Management Services Agreements (“MSAs”) for the provision of acceptable solid waste and acceptable recyclables services with Connecticut municipalities, substantially as presented and discussed at this meeting.

The motion was approved unanimously by roll call. Chairman Stein, Vice-Chairman Barlow, Director Adams, Director Hayden, Director Nunn, Director Shanley, and Director Painter voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Stein	X		
Vice-Chairman Barlow	X		
John Adams	X		
Jim Hayden	X		
Andrew Nunn	X		
Scott Shanley	X		
<b>Ad-Hoc</b>			
Bob Painter, CSWS Project	X		

**RESOLUTION REGARDING STANDARD HAULER AGREEMENT**

Chairman Stein requested a motion on the above referenced item. The motion to approve was made by Director Adams and seconded by Vice-Chairman Barlow.

**RESOLVED:** The President is authorized to enter into revenue contracts with commercial haulers for the delivery of Acceptable Solid Waste and Acceptable Recyclables to the Connecticut Solid Waste System, substantially as presented and discussed at this meeting.

The motion was approved unanimously by roll call. Chairman Stein, Vice-Chairman Barlow, Director Adams, Director Hayden, Director Nunn, Director Shanley, and Director Painter voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Stein	X		
Vice-Chairman Barlow	X		
John Adams	X		
Jim Hayden	X		
Andrew Nunn	X		
Scott Shanley	X		
<b>Ad-Hoc</b>			
Bob Painter, CSWS Project	X		

**MOTION TO TABLE THE RESOLUTION REGARDING AGREEMENT FOR INTERRUPTIBLE CONTRACT WASTE**

Chairman Stein requested a motion to table the above referenced item. The motion to table was made by Director Freedman and seconded by Director Shanley.

**RESOLVED:** The President is authorized to enter into a revenue contract with Murphy Road Recycling, Inc. for the delivery of Interruptible Contract Waste to the Connecticut Solid Waste System, substantially as presented and discussed at this meeting; and,

**FURTHER RESOLVED:** The President is authorized to enter into a revenue contract with CWPM, LLC for the delivery of Interruptible Contract Waste to the Connecticut Solid Waste System, substantially as presented and discussed at this meeting; and

**FURTHER RESOLVED:** The President is authorized to enter into a revenue contract with K&W Materials & Recycling, LLC for the delivery of Interruptible Contract Waste to the Connecticut Solid Waste System, substantially as presented and discussed at this meeting.

The motion to table was approved unanimously by roll call. Chairman Stein, Vice-Chairman Barlow, Director Adams, Director Hayden, Director Nunn, Director Shanley, and Director Painter voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Stein	X		
Vice-Chairman Barlow	X		
John Adams	X		
Jim Hayden	X		
Andrew Nunn	X		
Scott Shanley	X		
<b>Ad-Hoc</b>			
Bob Painter, CSWS Project	X		

**MOTION TO TABLE THE RESOLUTION REGARDING PROJECTED LEGAL EXPENDITURES**

Chairman Stein requested a motion to table the above referenced item. The motion to table was made by Director Freedman and seconded by Director Shanley.

**WHEREAS,** MIRA has entered into Legal Service Agreements with various law firms to perform legal services; and

**WHEREAS,** the Board of Directors has previously authorized certain amounts for payment of fiscal year 2015 projected legal fees; and

**WHEREAS**, MIRA expects to incur greater than authorized legal expenses from one of its counsels for its arbitration with MDC;

**NOW THEREFORE, it is RESOLVED:** That the following additional amount be authorized for payment of projected legal fees and costs to be incurred during fiscal year 2015:

Firm:

Amount:

Kainen, Escalera & McHale

\$150,000

The motion to table was approved unanimously by roll call. Chairman Stein, Vice-Chairman Barlow, Director Adams, Director Hayden, Director Nunn, Director Shanley, and Director Painter voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Stein	<b>X</b>		
Vice-Chairman Barlow	<b>X</b>		
John Adams	<b>X</b>		
Jim Hayden	<b>X</b>		
Andrew Nunn	<b>X</b>		
Scott Shanley	<b>X</b>		
<b>Ad-Hoc</b>			
Bob Painter, CSWS Project	<b>X</b>		

**ADJOURNMENT**

Chairman Stein requested a motion to adjourn the meeting. The motion to adjourn was made by Director Adams, seconded by Director Shanley and was approved unanimously.

There being no other business to discuss, the meeting adjourned at 9:55 a.m.

Respectfully Submitted,

Moira Kenney  
Assistant HR Manager/Board Administrator