

**CONNECTICUT RESOURCES RECOVERY AUTHORITY**

**THREE HUNDRED NINETY-SEVENTH MEETING**

**NOVEMBER 17, 2005**

A Regular meeting of the Connecticut Resources Recovery Authority Board of Directors was held on Thursday, November 17, 2005 at 211 Murphy Road, Hartford, Connecticut. Those present were:

Chairman Michael Pace

Directors: Stephen Cassano  
Benson Cohn  
Mark Cooper  
James Francis  
Edna Karanian  
Raymond O'Brien  
Andrew Sullivan (Present until 10:30 a.m.)  
Elizabeth Horton Sheff – Ad-Hoc, Mid-Connecticut Project (Present beginning at 9:33 a.m.)  
Sherwood Lovejoy – Ad-Hoc, Bridgeport Project

Present from the CRRA staff:

Tom Kirk, President  
Jim Bolduc, Chief Financial Officer  
Rob Constable, Controller  
Peter Egan, Director of Environmental Affairs and Development  
Floyd Gent, Director of Operations  
Laurie Hunt, Director of Legal Services  
Michael Byzdra, Senior Analyst  
Michael Tracey, Operations Manager, Construction Management  
Donna Tracy, Executive Assistant  
Kristen Greig, Secretary to the Board/Paralegal

Also present were: Mr. Dave Arruda of MDC, Mr. Jonathan Bilmes of BRRFOC, Mr. Frank Marci of U.S.A. Hauling & Recycling, Mr. Bob Patterson of RAA, Ms. Lynn St. James of Covanta, Ms. Joyce Tentor of HEJN, Ms. Cheryl Thibeault of Covanta, Mr. Jerry Tyminski of SCRRRA.

Chairman Pace called the meeting to order at 9:15 a.m. and stated 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.

Chairman Pace noted that there were no comments from the public and that the Regular meeting would commence.

**APPROVAL OF THE MINUTES OF THE OCTOBER 27, 2005 REGULAR BOARD MEETING**

Chairman Pace requested a motion to approve the minutes of the October 27, 2005 Regular Board Meeting. The motion was made by Director O'Brien and seconded by Director Cooper.

The minutes as presented were approved. Directors Cassano and Francis abstained as they were not present at the meeting.

| <b>Eligible Voters</b>                       | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|--|------------|------------|----------------|
| Michael Pace, Chairman                       | X          |            |                |
| Stephen Cassano, Vice-Chairman               | X          |            |                |
| Benson Cohn                                  | X          |            |                |
| Mark Cooper                                  | X          |            |                |
| James Francis                                | X          |            |                |
| Edna Karanian                                | X          |            |                |
| Raymond O'Brien                              | X          |            |                |
| Andrew Sullivan                              | X          |            |                |
|  |            |            |                |
| <b>Non Eligible Voters</b>                   |            |            |                |
|  |            |            |                |
| Sherwood Lovejoy, Ad Hoc, Bridgeport Project |            |            |                |

**RESOLUTION IN APPRECIATION OF STEPHEN T. CASSANO'S OUTSTANDING SERVICE TO THE CONNECTICUT RESOURCES RECOVERY AUTHORITY AND THE CITIZENS OF THE STATE OF CONNECTICUT**

Chairman Pace requested a motion regarding the referenced item. Director O'Brien made the following motion:

**WHEREAS**, in 2002 the Connecticut General Assembly reconstituted the Connecticut Resources Recovery Authority; and

**WHEREAS**, the new Connecticut Resources Recovery Authority was to be governed by a new Board of Directors consisting of municipal leaders and experts from private

industry who would use their expertise to restore and enhance the financial and operational stability of the Authority; and

**WHEREAS**, STEPHEN T. CASSANO, in his capacity as Mayor of the Town of Manchester, served on the Board of Directors of the Connecticut Resources Recovery Authority from 2002 to 2005; and

**WHEREAS**, Mr. Cassano's efforts as Vice-Chairman of the Board of Directors and as Chairman of the Organizational Synergy & Human Resources Committee were instrumental in the furtherance of the goals of the Connecticut Resources Recovery Authority of providing environmentally sound solutions and best practices for solid waste disposal and recycling management on behalf of municipalities; and

**WHEREAS**, Mr. Cassano's impeccable reputation, earned through his decades of public service, brought immediate credibility to the Connecticut Resources Recovery Authority

**THEREFORE, BE IT RESOLVED:** That the Board of Directors of the Connecticut Resources Recovery Authority hereby extends to STEPHEN T. CASSANO thanks and affection for all of his dedication and time-consuming service to the Connecticut Resources Recovery Authority and the citizens of the State of Connecticut; and, furthermore, we, the members of the Board of Directors, extend our sincere best wishes for fulfillment and happiness in his future endeavors.

The motion was seconded by Director Sullivan.

Chairman Pace said that the statement made about Vice-Chairman Cassano's service is truly deserved. Chairman Pace stated that Vice-Chairman Cassano's contributions as chair of the Organizational Synergy & Human Resources Committee were instrumental in creating a different culture for CRRA. Chairman Pace added that Vice-Chairman Cassano and the members of that Committee have done a superb job. Chairman Pace said that, in looking at the accomplishments of the new Board with Steve Cassano as Vice-Chairman, it is with extreme gratitude and appreciation that he thanks Vice-Chairman Cassano for his service to CRRA and the State of Connecticut.

Vice-Chairman Cassano thanked Chairman Pace and said that he is glad that the members of the Organizational Synergy & Human Resources Committee were acknowledged. Vice-Chairman Cassano stated that it has been a pleasure working with the Committee. Vice-Chairman Cassano said that he enjoyed the challenge of being on the Board and said that the new Board has done a lot to improve the reputation of CRRA and the organization itself. Vice-Chairman Cassano thanked the Board and management and noted that it has been a team effort.

Chairman Pace requested that a copy of the resolution be sent to legislative leaders and the Governor's office.

Director O'Brien stated that Vice-Chairman Cassano would be missed.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>                       | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|--|------------|------------|----------------|
| Michael Pace, Chairman                       | X          |            |                |
| Stephen Cassano, Vice-Chairman               | X          |            |                |
| Benson Cohn                                  | X          |            |                |
| Mark Cooper                                  | X          |            |                |
| James Francis                                | X          |            |                |
| Edna Karanian                                | X          |            |                |
| Raymond O'Brien                              | X          |            |                |
| Andrew Sullivan                              | X          |            |                |
|  |            |            |                |
| <b>Non Eligible Voters</b>                   |            |            |                |
|  |            |            |                |
| Sherwood Lovejoy, Ad Hoc, Bridgeport Project |            |            |                |

**RESOLUTION REGARDING THE ADOPTION OF THE FISCAL YEAR 2007  
GENERAL FUND OPERATING AND CAPITAL BUDGET**

Chairman Pace requested a motion regarding the referenced item. Director Sullivan made the following motion:

**RESOLVED:** That the fiscal year 2007 General Fund Operating and Capital Budget be adopted substantially in the form as presented and discussed at this meeting.

The motion was seconded by Director O'Brien.

Director Sullivan noted that the budget was thoroughly reviewed at the Finance Committee meeting. Based on some recommendations for clarification from that meeting, Director Sullivan stated that the Finance Committee was unanimous in its support for this budget.

Director Cohn stated that the word "substantially" in the resolution was not appropriate in this case. Director Cohn said that the budget is adopted as presented, not substantially as presented. Chairman Pace accepted the recommended change as a friendly amendment to the motion.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>         | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|--------------------------------|------------|------------|----------------|
| Michael Pace, Chairman         | X          |            |                |
| Stephen Cassano, Vice-Chairman | X          |            |                |
| Benson Cohn                    | X          |            |                |
| Mark Cooper                    | X          |            |                |
| James Francis                  | X          |            |                |
| Edna Karanian                  | X          |            |                |
| Raymond O'Brien                | X          |            |                |
| Andrew Sullivan                | X          |            |                |

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| <b>Non Eligible Voters</b>                   |  |  |  |
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| Sherwood Lovejoy, Ad Hoc, Bridgeport Project |  |  |  |

**RESOLUTION REGARDING THE ADOPTION OF THE FISCAL YEAR 2007  
CONNECTICUT RESOURCES RECOVERY AUTHORITY SOUTHEAST PROJECT  
OPERATING AND CAPITAL BUDGETS**

Chairman Pace requested a motion regarding the referenced item. Director Sullivan made the following motion:

**RESOLVED:** That the fiscal year 2007 Connecticut Resources Recovery Authority Southeast Project Operating and Capital Budgets be adopted substantially in the form as presented and discussed at this meeting.

The motion was seconded by Director O'Brien.

Director Cohn made the same suggestion regarding the word "substantially" in the resolution and it was decided the word would be omitted.

Director Sullivan said that the Finance Committee also reviewed this budget at its last meeting. Director Sullivan asked Mr. Constable to give an overview of the process associated with the Southeast Project budget.

Mr. Constable explained that the Southeast Project is comprised of both CRRA and the Southeastern Connecticut Regional Resources Recovery Authority (SCRRA). Mr. Constable stated that CRRA has a portion of the overall budget that it must adopt. Once the CRRA Board adopts its portion, SCRRA adds its line items and the overall budget goes to the SCRRA Board in December for adoption. SCRRA sets the tip fee for that Project based on the overall budget.

Mr. Constable noted that CRRA has met with the SCRRA Executive Board and Full SCRRA Board to review both the CRRA Board and the overall budget. Mr. Constable pointed out that the Project is becoming more financially stable and will begin realizing surpluses because of the electricity revenues.

Mr. Tyminski stated that the SCRRA Board finds acceptable the CRRA portion of the budget. Mr. Tyminski said that SCRRA intends on maintaining the \$60.00 tip fee while replacing funds in reserves that had been tapped into over the last few years.

Director Sullivan stated that the mission to strengthen the overall financial well-being of all CRRA Projects continues.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>                       | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|--|------------|------------|----------------|
| Michael Pace, Chairman                       | <b>X</b>   |            |                |
| Stephen Cassano, Vice-Chairman               | <b>X</b>   |            |                |
| Benson Cohn                                  | <b>X</b>   |            |                |
| Mark Cooper                                  | <b>X</b>   |            |                |
| James Francis                                | <b>X</b>   |            |                |
| Edna Karanian                                | <b>X</b>   |            |                |
| Raymond O'Brien                              | <b>X</b>   |            |                |
| Andrew Sullivan                              | <b>X</b>   |            |                |
|  |            |            |                |
| <b>Non Eligible Voters</b>                   |            |            |                |
|  |            |            |                |
| Sherwood Lovejoy, Ad Hoc, Bridgeport Project |            |            |                |

**RESOLUTION REGARDING INSURANCE CONSULTING AND BROKER SERVICES AGREEMENT**

Chairman Pace requested a motion regarding the referenced item. Director Cooper made the following motion:

**RESOLVED:** That the Chairman or President of CRRA is hereby authorized to execute the Insurance Consulting and Broker Services Agreement with Aon Risk Services for the period January 1, 2006 through December 31, 2008 for a total fixed fee as presented and discussed at this meeting.

The motion was seconded by Director Sullivan.

Director Sullivan informed the Board that this resolution is being recommended by the Finance Committee. Director Sullivan stated that the procurement process was in compliance with all CRRA procedures.

Director Sullivan stated that management's recommendation, which has the support of the Finance Committee, is to enter into an agreement with Aon. Director Sullivan referred the Board to Exhibit B behind Tab 5 of the package. Director Sullivan noted the prices and informed the Board that even though H. D. Segur had the lowest price, the evaluation committee did not feel that H. D. Segur has the depth and experience to best meet CRRA's needs.

Director Sullivan pointed out that Marsh, CRRA's current broker, priced themselves out of the running because it appears the organization has made a decision to concentrate their business in other markets.

Director Sullivan stated that CRRA budgeted \$350,000 for these services and Aon's services would be approximately \$100,000 more than that over the three-year period. Director Sullivan stated that, after a thorough review of the evaluation process, the Finance Committee did not have any reservations in recommending Aon.

Chairman Pace asked for an explanation of why there was such a wide spread in the prices. Mr. Bolduc responded that CRRA had a conversation with Marsh regarding why their price was so high. Mr. Bolduc said that, as a result of Attorney General investigations into commission structures, Marsh's parent company decided to refocus their business on large companies as stand alone profit centers.

Chairman Pace pointed out that the market clout ratings in the analysis demonstrates one area where the choice is being made in CRRA's best interest. Mr. Bolduc agreed and added that the broker must be in a position to get the attention of underwriters and other key people who write the policies. Mr. Bolduc stated that Aon also has a very strong environmental group and a national network of experts that could be utilized to CRRA's benefit.

Director O'Brien requested confirmation that the agreement was not a commissions-based contract. Mr. Bolduc stated that when the Request for Proposals was issued, it clearly stated that CRRA's broker would work on a fixed fee basis only. Mr. Bolduc emphasized an audit confirmed that CRRA was not affected by the issues surrounding Marsh's recent publicity.

Chairman Pace summarized that, based on a technical review, the low bidder does not meet CRRA's best interests so CRRA is choosing the next lowest bidder.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>                                  | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|---|------------|------------|----------------|
| Michael Pace, Chairman                                  | <b>X</b>   |            |                |
| Stephen Cassano, Vice-Chairman                          | <b>X</b>   |            |                |
| Benson Cohn   | <b>X</b>   |            |                |
| Mark Cooper   | <b>X</b>   |            |                |
| James Francis   | <b>X</b>   |            |                |
| Edna Karanian   | <b>X</b>   |            |                |
| Raymond O'Brien   | <b>X</b>   |            |                |
| Andrew Sullivan   | <b>X</b>   |            |                |
|   |            |            |                |
| <b>Non Eligible Voters</b>                              |            |            |                |
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| Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut Project |            |            |                |
| Sherwood Lovejoy, Ad Hoc, Bridgeport Project            |            |            |                |

**RESOLUTION REGARDING ANNUAL STACK TESTING AT THE MID-CONNECTICUT RESOURCE RECOVERY FACILITY FOR CALENDAR YEARS 2006, 2007 AND 2008**

Chairman Pace requested a motion regarding the referenced item. Vice-Chairman Cassano made the following motion:

**RESOLVED:** That the President is hereby authorized to into a contract with CK Environmental, Inc. for performance of the annual air emissions testing at the Mid-Connecticut Resource Recovery Facility for calendar years 2006, 2007, and 2008, substantially as discussed and presented at this meeting.

The motion was seconded by Director Cooper.

Mr. Kirk explained that this is a three-year contract for annual stack testing and stated that management is recommending CK Environmental, who is the lowest bidder. Mr. Kirk noted that the funds expended on the testing would be reimbursed by the Department of Environmental Protection as part of the dioxin tax.

Chairman Pace asked why CRRA performs stack testing and what the importance was to the environment. Mr. Egan explained that CRRA is obligated to test air emissions from the municipal waste combustion facility on an annual basis. Mr. Egan listed the parameters that are required to be tested. Mr. Egan noted that, of those parameters, sulfur dioxide, nitrogen oxide, carbon monoxide, and opacity are tested routinely and incorporated into the annual stack testing report.

Mr. Egan pointed out that the waste-to-energy facility historically has emissions well below established limits and said that the dioxin/furan emissions are so low that CRRA qualifies for a reduced testing schedule. Mr. Egan stated that the contract value is greater than CRRA expects to spend because only one boiler is required to be tested per year as long as certain requirements are met. Mr. Egan explained that CRRA requested the bidders to include testing of all three boilers, but said that it was highly unlikely that would have to be done.

Chairman Pace asked how long it typically takes to be reimbursed by the DEP. Mr. Egan responded that it took approximately six months.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>                                  | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|---|------------|------------|----------------|
| Michael Pace, Chairman                                  | <b>X</b>   |            |                |
| Stephen Cassano, Vice-Chairman                          | <b>X</b>   |            |                |
| Benson Cohn   | <b>X</b>   |            |                |
| Mark Cooper   | <b>X</b>   |            |                |
| James Francis   | <b>X</b>   |            |                |
| Michael Jarjura   | <b>X</b>   |            |                |
| Theodore Martland                                       | <b>X</b>   |            |                |
| Raymond O'Brien   | <b>X</b>   |            |                |
| Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut Project | <b>X</b>   |            |                |
|   |            |            |                |
| <b>Non Eligible Voters</b>                              |            |            |                |
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| Sherwood Lovejoy, Ad Hoc, Bridgeport Project            |            |            |                |



**RESOLUTION REGARDING CLEAN WATER ACT SECTION 316(B) COMPLIANCE SERVICES AT THE CRRA MID-CT RESOURCE RECOVERY FACILITY FOR FISCAL YEARS 2006, 2007, 2008, 2009, 2010**

Chairman Pace requested a motion regarding the referenced item. Director Cohn made the following motion:

**RESOLVED:** That the President is hereby authorized to into a contract with Kleinschmidt Associates for performance of Clean Water Act (“CWA”) Section 316(b) compliance services at the Mid-Connecticut Resource Recovery Facility for fiscal years 2006, 2007, 2008, 2009, and 2010 substantially as discussed and presented at this meeting.

The motion was seconded by Director O’Brien.

Mr. Kirk explained that the Mid-Connecticut Resource Recovery Facility is cooled with approximately 100,000,000 gallons of water from the Connecticut River per day, which is brought into the plant and goes through a non-contact heat exchange. Mr. Kirk said that the environmental concern associated with this type of system is that aquatic life could be pulled through the system. Mr. Kirk stated that this study will assure that CRRA is not violating any best-available technology criteria so the impact to the marine environment can be minimized.

Mr. Kirk stated the lowest bidder was not selected to perform this study and said that the presentation in the package explains the reasons quite well. Mr. Kirk informed the Board that management asked Director O’Brien, the Board’s environmental expert, and the Policies & Procurement Committee to weigh in on management’s recommendation because there is such a dramatic difference in pricing between the lowest cost bidder and the recommended bidder. Mr. Kirk explained that Kleinschmidt Associates is the best choice from a quality standpoint and CRRA will get the best value with that particular contractor.

Director O’Brien stated that Mr. Egan and his staff did an excellent job presenting the material and justifying why the preferred vendor should be chosen. Director O’Brien added that the Policies & Procurement Committee’s recommendation of the resolution was unanimous.

Chairman Pace asked where this study fits within the budget. Mr. Egan responded that \$100,000 was budgeted for this fiscal year and additional funds will be budgeted over the five-year term of the agreement.

Chairman Pace noted that CRRA is interested in doing what is best for the environment, even if it is sometimes at greater cost to CRRA.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>         | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|--------------------------------|------------|------------|----------------|
| Michael Pace, Chairman         | <b>X</b>   |            |                |
| Stephen Cassano, Vice-Chairman | <b>X</b>   |            |                |
| Benson Cohn                    | <b>X</b>   |            |                |

|   |   |  |  |
|---|---|--|--|
| Mark Cooper   | X |  |  |
| James Francis   | X |  |  |
| Michael Jarjura   | X |  |  |
| Theodore Martland                                       | X |  |  |
| Raymond O'Brien   | X |  |  |
| Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut Project | X |  |  |
|   |   |  |  |
| <b>Non Eligible Voters</b>                              |   |  |  |
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| Sherwood Lovejoy, Ad Hoc, Bridgeport Project            |   |  |  |

**RESOLUTION REGARDING AGREEMENT FOR PUSH WALL AND MASONRY WALL REPAIRS AT THE WATERTOWN TRANSFER STATION**

Chairman Pace requested a motion regarding the referenced item. Vice-Chairman Cassano made the following motion:

**RESOLVED:** That the President is hereby authorized to execute an agreement with O & G Industries Inc. to perform push wall and masonry wall repairs at the Watertown Transfer Station, substantially as presented and discussed at this meeting.

The motion was seconded by Director O'Brien.

Mr. Kirk explained that this resolution is for push wall and masonry repairs at the Watertown Transfer Station. Mr. Kirk stated that this is routine maintenance because the concrete walls take a significant amount of wear-and-tear from the loaders.

Chairman Pace noted that the recommended vendor was the low bidder on the project.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>                                  | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|---|------------|------------|----------------|
|   |            |            |                |
| Michael Pace, Chairman                                  | X          |            |                |
| Stephen Cassano, Vice-Chairman                          | X          |            |                |
| Benson Cohn   | X          |            |                |
| Mark Cooper   | X          |            |                |
| James Francis   | X          |            |                |
| Michael Jarjura   | X          |            |                |
| Theodore Martland                                       | X          |            |                |
| Raymond O'Brien   | X          |            |                |
| Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut Project | X          |            |                |
|   |            |            |                |
| <b>Non Eligible Voters</b>                              |            |            |                |
|   |            |            |                |
| Sherwood Lovejoy, Ad Hoc, Bridgeport Project            |            |            |                |

**RESOLUTION REGARDING AGREEMENT FOR THE REPLACEMENT OF OVERHEAD DOORS AT THE GREENWICH, NORWALK AND MILFORD TRANSFER STATIONS**

Chairman Pace requested a motion regarding the referenced item. Director O’Brien made the following motion:

**RESOLVED:** That the President is hereby authorized to execute an agreement with Overhead Door Co. of Hartford, Inc. to replace overhead doors at the Greenwich, Norwalk and Milford Transfer Stations, substantially as presented and discussed at this meeting.

The motion was seconded by Director Sullivan.

Mr. Kirk explained that this resolution did not pass at the last meeting and it was not until after the meeting and Director Martland’s nay vote was confirmed, that it was determined that the resolution did not meet the minimum eight affirmative vote requirement. Mr. Kirk stated that management contacted Director Martland to address his concerns. Mr. Kirk said that, moving forward, CRRA can proactively address Director Martland’s specific concerns. Mr. Kirk said that administrative changes will likely need to be made to the procurement process to ensure potential vendors are reached.

Mr. Kirk said that because CRRA requires a lot of bidders, when business is good, as it is in the overhead door business, it is possible that many vendors choose not to work with CRRA when there are other customers available.

Mr. Kirk said that management is requesting that the Board reconsider this resolution because the work needs to be done and noted that CRRA did not opt to re-bid this work because it is possible that CRRA will receive higher prices.

Chairman Pace said that he appreciated that management is addressing Director Martland concerns.

Director Lovejoy stated that he supports the resolution and noted that because these doors are specialty items, there is not a large number of contractors willing to install this type of door.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>                       | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|--|------------|------------|----------------|
| Michael Pace, Chairman                       | X          |            |                |
| Stephen Cassano, Vice-Chairman               | X          |            |                |
| Benson Cohn                                  | X          |            |                |
| Mark Cooper                                  | X          |            |                |
| James Francis                                | X          |            |                |
| Edna Karanian                                | X          |            |                |
| Raymond O'Brien                              | X          |            |                |
| Andrew Sullivan                              | X          |            |                |
| Sherwood Lovejoy, Ad Hoc, Bridgeport Project | X          |            |                |

|   |  |  |  |
|---|--|--|--|
| <b>Non Eligible Voters</b>                              |  |  |  |
| Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut Project |  |  |  |

**RESOLUTION REGARDING APPROVAL OF A TOWN OF KILLINGLY SOLID WASTE DISPOSAL AGREEMENT**

Chairman Pace requested a motion regarding the referenced item. Director O’Brien made the following motion:

**RESOLVED:** The President is authorized to enter into an agreement with the Town of Killingly for disposal of the town of Killingly’s acceptable waste, substantially in the form as presented and discussed at this meeting.

The motion was seconded by Director Sullivan.

Mr. Kirk explained that this is essentially a renewal of a preexisting contract that terminated in June. Mr. Kirk stated that this agreement would establish delivery of municipal solid waste to the Southeast resource recovery facility at \$71 per ton.

Director O’Brien asked why CRRA action is required if SCRRA has already approved the contract. Mr. Kirk responded that the contract is actually between Killingly and CRRA. Mr. Tyminski added that SCRRA could contract directly with Killingly, but as a CRRA member town, if Killingly waste ever had to be diverted, it could be diverted to another CRRA Project.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>                                  | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|---|------------|------------|----------------|
| Michael Pace, Chairman                                  | <b>X</b>   |            |                |
| Stephen Cassano, Vice-Chairman                          | <b>X</b>   |            |                |
| Benson Cohn   | <b>X</b>   |            |                |
| Mark Cooper   | <b>X</b>   |            |                |
| James Francis   | <b>X</b>   |            |                |
| Edna Karanian   | <b>X</b>   |            |                |
| Raymond O’Brien   | <b>X</b>   |            |                |
| Andrew Sullivan   | <b>X</b>   |            |                |
|   |            |            |                |
| <b>Non Eligible Voters</b>                              |            |            |                |
| Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut Project |            |            |                |
| Sherwood Lovejoy, Ad Hoc, Bridgeport Project            |            |            |                |

## RESOLUTION REGARDING THREE-YEAR PUBLIC RELATIONS SERVICES AGREEMENTS

Chairman Pace requested a motion regarding the referenced item. Director O'Brien made the following motion:

**RESOLVED:** That the President is hereby authorized to execute, deliver, and perform on behalf of this Authority, Public Relations Services Agreements as were substantially set forth in the Request for Qualifications dated September 7, 2005, for a period of three years commencing on January 1, 2006, and terminating on December 31, 2008, with the public relations firms listed below. All firms will provide services "on call."

Cubitt Jacobs & Prosek Communications

Cashman + Katz Integrated Communications

Pita Communications LLC

The motion was seconded by Vice-Chairman Cassano.

Mr. Kirk explained that this resolution would create a panel of public relations consultants. Mr. Kirk said that CRRA interviewed all of the listed firms and found them to provide a difference mix of skills and abilities. Mr. Kirk stated that CRRA was particularly interested in firms that had Hartford capabilities and contacts because of the anticipated Hartford Landfill closure issues and the development of a new landfill.

Mr. Kirk stated that these firms, if added to the panel, would be used on an as needed basis. Director Karanian asked if management anticipated less use of public relations firms because the creation of the new government relations liaison position will allow Mr. Nonnenmacher to spend more time on public relations. Mr. Kirk responded that he would actually anticipate more use because Mr. Nonnenmacher will be able to concentrate his efforts on public outreach and community development, which would allow Mr. Nonnenmacher more opportunity to utilize firms like this.

Director Horton Sheff asked why three firms were needed. Mr. Kirk responded that CRRA typically chooses a variety of qualified organizations that provide different skills and abilities. Mr. Kirk added that inclusion on a panel basically ratified the firm's ability to do work for CRRA and then management chooses which of the previously approved firms is best suited to handle a particular matter at a previously determined rate. By having three firms, CRRA is comfortable that there are firms that will be well-suited to handle all of the different facets of public relations and communications.

Director Horton Sheff asked if the rates had already been determined or if rates were still being negotiated. Mr. Kirk said that he believed the rates were already established, but more information could be provided.

Chairman Pace requested a motion to table the resolution. The motion made by Vice-Chairman Cassano was seconded by Director O'Brien.

The motion to table previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>                                  | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|---|------------|------------|----------------|
| Michael Pace, Chairman                                  | <b>X</b>   |            |                |
| Stephen Cassano, Vice-Chairman                          | <b>X</b>   |            |                |
| Benson Cohn   | <b>X</b>   |            |                |
| Mark Cooper   | <b>X</b>   |            |                |
| James Francis   | <b>X</b>   |            |                |
| Edna Karanian   | <b>X</b>   |            |                |
| Raymond O'Brien   | <b>X</b>   |            |                |
| Andrew Sullivan   | <b>X</b>   |            |                |
|   |            |            |                |
| <b>Non Eligible Voters</b>                              |            |            |                |
|   |            |            |                |
| Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut Project |            |            |                |
| Sherwood Lovejoy, Ad Hoc, Bridgeport Project            |            |            |                |

**CHAIRMAN’S AND COMMITTEE REPORTS**

Policies & Procurement Committee

Director Cohn reported that the Policies & Procurement Committee is working on revisions to the CRRA Ethics Policy. Director Cohn said that the revisions fall into two categories: revisions necessitated by the change in the Ethics legislation and changes to more adequately reflect that municipal representation on the CRRA Board, which might be considered a conflict of interests in other contexts, is actually required by statute.

Director Cohn stated that the Committee is also working on a telephonic meeting policy so if the issue is brought up in the legislature again, CRRA can point to specific rules and the lack of abuse of telephonic meetings.

Chairman Pace stated that the Organizational Synergy & Human Resources Committee has addressed all of the Governor’s concerns from a human resources perspective, but requested that the Policies & Procurement Committee review the progress.

Organizational Synergy & Human Resources Committee

Vice-Chairman Cassano informed the Board that Director Cooper would be the new Chairman of the Committee. Vice-Chairman Cassano stated that management and members of the Committee are in the process of filling the Government Relations Liaison position.

Chairman’s Report

Chairman Pace stated that moving into next year, CRRA would be working on the budgets and reviewing CRRA’s progress on the business plan.

**EXECUTIVE SESSION**

Chairman Pace requested a motion to enter into Executive Session to discuss pending litigation with appropriate staff. The motion made by Director O'Brien and seconded by Vice-Chairman Cassano was approved unanimously. Chairman Pace requested that the following people be invited to the Executive Session:

Tom Kirk  
Jim Bolduc  
Laurie Hunt, Esq.

The Executive Session began at 10:07 a.m. and concluded at 10:30 a.m. Chairman Pace noted that no votes were taken.

The meeting was reconvened at 10:30 a.m.

Director O'Brien made a motion to suspend the rules to add an item to the agenda. The motion was seconded by Director Sullivan and approved unanimously.

**RESOLUTION REGARDING ADDITIONAL PROJECTED LEGAL EXPENDITURES**

Chairman Pace requested a motion regarding the referenced item. Director O'Brien made the following motion:

**WHEREAS**, the Board of Directors, on June 23, 2005, authorized certain amounts for payment of fiscal year 2006 projected legal expenses; and

**WHEREAS**, CRRA has incurred greater than anticipated legal expenses in connection with its Enron-related litigation;

**NOW THEREFORE, it is RESOLVED:** That the Board hereby authorizes the additional amount of \$500,000 for payment of Pepe and Hazard's projected legal fees, costs, and expenses incurred through June 30, 2006.

The motion was seconded by Vice-Chairman Cassano.

Vice-Chairman Cassano explained that these funds would be used to pay the balance on existing invoices and will allow an additional \$400,000 through the end of the fiscal year. Vice-Chairman Cassano stated that Pepe & Hazard was providing Enron-related legal services.

The motion previously made and seconded was approved unanimously.

| <b>Eligible Voters</b>         | <b>Aye</b> | <b>Nay</b> | <b>Abstain</b> |
|--------------------------------|------------|------------|----------------|
| Michael Pace, Chairman         | <b>X</b>   |            |                |
| Stephen Cassano, Vice-Chairman | <b>X</b>   |            |                |
| Benson Cohn                    | <b>X</b>   |            |                |

|   |   |  |  |
|---|---|--|--|
| Mark Cooper   | X |  |  |
| James Francis   | X |  |  |
| Michael Jarjura   | X |  |  |
| Theodore Martland                                       | X |  |  |
| Raymond O'Brien   | X |  |  |
| Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut Project | X |  |  |
|   |   |  |  |
| <b>Non Eligible Voters</b>                              |   |  |  |
|   |   |  |  |
| Sherwood Lovejoy, Ad Hoc, Bridgeport Project            |   |  |  |

Director O'Brien made a motion to suspend the rules to add an item to the agenda. The motion was seconded by Vice-Chairman Cassano and approved unanimously.

Mr. Kirk explained that a letter was sent by a Meriden Selectman inquiring about the award of an electronics recycling contract. The question revolved around the choice of a Pennsylvania-based company over a company based in Meriden. Mr. Kirk gave a brief background on the contract award and noted that, although the contract dollar amount did not call for Board approval, in an abundance of caution it was brought to the Board and the low bidder was approved.

After the low bidder was unable to meet the bond requirements, CRRA had to choose another vendor to perform the electronics recycling services. Mr. Kirk said that We Recycle, of Meriden, was priced approximately 10% higher than Envirocycle. In addition, Mr. Kirk stated that an objective evaluation brought out some performance concerns with We Recycle. Based on the financial and performance evaluations, the contract was awarded to Envirocycle.

Mr. Gent stated that the evaluations considered the vendors' operating experience, environmental compliance and financial factors. Mr. Gent informed the Board that Envirocycle was the preferred bidder in all three areas. In the area of environmental compliance, Mr. Gent added Envirocycle was the preferred vendor because We Recycle received a Notice of Violation from the Department of Environmental Protection that included seven citations.

Mr. Kirk said he would have liked to choose We Recycle because using a vendor from Meriden is in the best interest of the State. Mr. Kirk said that CRRA should consider if there is a way to objectively evaluate companies based on their location.

Mr. Kirk stated that, in this case, the choice of Envirocycle over We Recycle is justifiable. Mr. Kirk said that CRRA recognizes the need to support Connecticut-based firms.

The discussion continued for a brief period and Chairman Pace suggested exploring the option of offering some sort of credit differential for Connecticut-based companies. It was decided that Vice-Chairman Cassano would respond to the communication.



**ADJOURNMENT**

Chairman Pace requested a motion to adjourn the meeting. The motion to adjourn made by Director O'Brien and seconded by Director Francis was approved unanimously.

There being no other business to discuss, the meeting was adjourned at 10:48 a.m.

Respectfully submitted,

Kristen B. Greig  
Secretary to the Board/Paralegal