

Mid-Connecticut Project Municipal Advisory Committee Notice of Meeting and Agenda

The Mid-Connecticut Project Municipal Advisory Committee will meet on Wednesday, November 30, at 8:30 a.m. at the CRRA Trash Museum, 211 Murphy Road, Hartford.

Municipal Advisory Committee members are asked to RSVP to Marianne Carcio at 860-757-7792 or mcarcio@crra.org. Members intending to send proxies must have valid letters of delegation on file with CRRA. (A list of valid proxies will be distributed to members with meeting materials.)

AGENDA

- 1. Call to order
 - a. Election of a temporary chair
- 2. Pledge of Allegiance
- 3. Roll call
 - a. Introduction of new members
- 4. Approval of minutes (See Attachment 1 of agenda package)
 - a. August 17, 2011, regular meeting
- 5. Mid-Connecticut Project update CRRA management
 - a. MSA activity
 - b. Operational performance
 - i. MSW deliveries and trends (See Attachment 2 of agenda package)
 - ii. Recyclables deliveries and trends (See Attachment 3 of agenda package)
 - iii. Plant operational summaries (See Attachment 4 of agenda package)
 - iv. Trash Museum report (See Attachment 5 of agenda package)
 - c. Financial and variance report (See Attachment 6 of agenda package)
 - d. Legal update
 - i. MDC v. CRRA
 - ii. MDC arbitration
 - iii. Nutmeg Road Recycling intervention
 - e. End-of-Project issues
 - i. FY 2013 disposal fees
 - ii. Project financial reserves
- 6. President's report
 - a. CRRA host-community benefits policy
- 7. Discussion and possible action on formation of new Committee on Governance (See Attachment 7 of agenda package)

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- 8. Approval of meeting schedule for 2012 (See Attachment 8 of agenda package)
- 9. Election of officers for 2012
 - a. Chairman (incumbent Ryan Bingham)
 - b. Vice-Chairman (incumbent Susan Dyer)
- 10. Comments and questions from Municipal Advisory Committee members
- 11. Public comment

Members of the public wishing to address the Municipal Advisory Committee may speak for up to three minutes.

12. Adjournment



DRAFT MINUTES AUGUST 17, 2011

The Mid-Connecticut Project Municipal Advisory Council ("MAC") held a regular meeting on August 17, 2011, at the CRRA Trash Museum, 211 Murphy Road, Hartford, Connecticut. In attendance were:

Town	First Name	Last Name	Title/Proxy
Avon	Richard	Barlow	Proxy for Town Manager Brandon Robertson
Barkhamsted	Donald	Stein	First Selectman
Bloomfield	William	Hogan	Proxy for Town Manager Louie Chapman
Bolton	Joyce	Stille	Proxy for First Selectman Robert R. Morra
Canton	Richard	Barlow	First Selectman
Chester	Timothy	Griswold	Proxy for First Selectman Tom Marsh
Clinton	Timothy	Griswold	Proxy for First Selectman William Fritz
Deep River	Timothy	Griswold	Proxy for First Selectman Richard Smith
East Granby	James	Hayden	First Selectman
Enfield	Matthew	Coppler	Town Manager
Farmington	Richard	Barlow	Proxy for Town Manager Kathleen Eagen
Glastonbury	Michael	Bisi	Proxy for Town Manager Richard Johnson
Granby	John	Adams	First Selectman
Haddam	Ralph	Eno	Proxy for First Selectman Paul DeStefano
Harwinton	Frank	Chiaramonte	First Selectman
Hebron	Bonnie	Therrien	Town Manager
Killingworth	Catherine	Iino	First Selectman
Litchfield	Donald	Stein	Proxy for First Selectman Leo Paul
Lyme	Ralph	Eno	First Selectman
Manchester	Brooks	Parker	Proxy for Town Manager Scott Shanley
Middlefield	Ralph	Eno	Proxy for First Selectman Jon Brayshaw
Naugatuck	Sheila	Baummer	Proxy for Mayor Robert Mezzo
New Hartford	Donald	Stein	Proxy for First Selectman Dan Jerram
Norfolk	Donald	Stein	Proxy for First Selectman Susan Dyer
Old Saybrook	Timothy	Griswold	Proxy for First Selectman Michael Pace
Rocky Hill	Larrye	deBear	Proxy for Town Manager Barbara Gilbert
Salisbury	Ralph	Eno	Proxy for First Selectman Curtis Rand
Sharon	Ralph	Eno	Proxy for First Selectman Robert Loucks
Torrington	Ryan	Bingham	Mayor, M-CPMAC Chairman
Waterbury	Timothy	Griswold	Proxy for Mayor Michael Jarjura
Westbrook	Timothy	Griswold	Proxy for First Selectman Noel Bishop
Wethersfield	Jeff	Bridges	Town Manager
Winchester	Donald	Stein	Proxy for Town Manager Dale Martin
Windsor Locks	John	Adams	Proxy for First Selectman Steven Wawruck

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CRRA MANAGEMENT ATTENDEES:

Paul Nonnenmacher, Director of Public Affairs, CRRA Liaison James P. Bolduc, Chief Financial Officer (arrived at 8:50 a.m.) Peter W. Egan, Director of Operations & Environmental Affairs (arrived at 9 a.m.) Marianne L. Carcio, Executive Assistant Tracy Persico, Brown Rudnick

MEMBERS OF THE PUBLIC PRESENT:

John Pizzimenti, USA Hauling & Recycling Susan Hemenway, Bristol Resources Recovery Facility Operating Committee James Sandler, Sandler & Mara Cheryl Thibeault, Covanta Energy

1. CALL TO ORDER

Municipal Advisory Committee Chairman Ryan Bingham called the meeting to order at 8:33 a.m.

2. PLEDGE OF ALLEGIANCE

Those in attendance stood and recited the Pledge of Allegiance.

3. ROLL CALL

Mr. Nonnenmacher called the roll and announced that 36 members were in attendance or represented with valid proxies, and thus a quorum was present.

4. APPROVAL OF MINUTES

Ms. Therrien moved to approve the minutes of the May 18, 2011, meeting. **Mr. Eno** seconded. The motion passed unanimously, with **Ms. Baummer** abstaining.

Ms. Therrien moved to approve the minutes of the June 2, 2011, meeting. **Mr. Eno** seconded. The motion passed unanimously.

5. MID-CONNECTICUT PROJECT UPDATE

Mr. Nonnenmacher said that since President Thomas Kirk was unavailable today and Mr. Egan has been delayed, he asked to begin with the tonnage reports. He said garbage deliveries continue to decline, down about 1 to 2 percent between fiscal 2010 and 2011, a bit less of a decline compared to the previous year. He said recyclables continue to increase, and the Mid-Connecticut Project had its fifth straight increase in recyclable tonnages across the Project. He congratulated everyone for the job well done on recycling and said the work the towns are doing is paying off. He said towns saved about \$5 million to \$6 million in aggregate last year in disposal fees that the towns did not have to pay just by recycling.

He continued to say that garbage is down primarily because of the economy, though in the Mid-Connecticut Project the increased tons in recycling almost corresponds on a one to one basis with the tons lost in garbage, which may be a reason for the impact as well.

Mr. Nonnenmacher offered to take questions regarding tonnages or that section of the report.

There being none, **Mr. Nonnenmacher** continued with the Finance and Variance Report. He said the report shows the books closed through May 31, with another month to go, but the projection on an 11-months-plus-one-month basis shows a relatively small surplus of about \$1.5 million out of a \$100 million budget, which is a little less than 1.5 percent. He said management will continue to watch expenses quite carefully in the coming year.

Mr. Nonnenmacher briefly reviewed the Operational Summaries. He said CRRA is processing more garbage than has been the case in a long time. A number of improvements have been made in the last several months to the plant which has been discussed previously which help the efficiency of the plant. One improvement being worked on now is an over-fire air system, which, he understands, helps the efficiency of the plant and has made it possible to process more garbage which helps defray CRRA's fixed costs; ultimately a benefit to the project there.

Mr. Nonnenmacher then encouraged everyone to visit the Trash Museum if they haven't already.

Mr. Barlow questioned the amount of "unscheduled tube repair time" in the Operational Summaries report. He said there was quite a bit in July of 2010 and November 2010 and asked whether any progress was being made on the unscheduled time. **Mr. Nonnenmacher** said he knows work is being done to replace the old boiler tubes with tubes that are coated with a new alloy and Operations personnel are pleased with the new alloy so far. He added the boiler tubes are always under extreme pressure just by the nature of what they do, and the engineers are confident that the new alloy is going to be a big help.

7. QUESTIONS AND COMMENTS FROM MID-CONNECTICUT PROJECT MUNICIPAL ADVISORY COMMITTEE MEMBERS

Chairman Bingham suggested moving on to this item until Mr. Egan arrives.

Mr. Barlow asked whether CRRA would post a list of signees on its website. **Mr. Nonnenmacher** said a number of MSAs have been signed. CRRA has made a number of presentations to a number of towns explaining the different options, and that town officials have said the presentations have been helpful. He asked for feedback on the presentations, with feedback being helpful as CRRA continues to visit towns.

Mr. Griswold thanked CRRA for coming to Old Lyme on two occasions and said everyone was impressed by the completeness of the presentation. He said his town's only alternative was Covanta and they couldn't offer a destination for the garbage. No clear commitment from them.

Mr. Nonnenmacher advised that CRRA is making a presentation to the CCSWA on Thursday morning where they will outline the MSAs including the new Tier IV Agreement that is being offered to the CCSWA towns.

Mr. Adams asked who makes the decision for CRRA to send Freedom of Information requests to member towns and whether Mr. (Thomas) Kirk who does that. Mr. Nonnenmacher said he could not

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answer who makes those decisions and added that he reports to Mr. Kirk who reports to the Board of Directors.

Ms. Therrien asked for a status of CRRA's intervention into the Nutmeg Road Recycling permit modification being considered by the Connecticut Department of Energy & Environmental Protection ("DEEP"). She asked for the background and rationale for CRRA's involvement. Mr. Nonnenmacher said Peter Egan would be able to address that upon his arrival, but his understanding is that CRRA is concerned about an inherent conflict with the state's solid waste plan and Nutmeg Road Recycling's plans. The state Solid Waste Management Plan specifically says that there is a lack of capacity for disposal of construction and demolition ("C&D") material in Connecticut, but what Nutmeg Road Recycling wants to do is take some of that C&D capacity and convert it to use for municipal solid waste, which would exacerbate what DEEP has already identified as a problem.

Ms. Therrien asked whether that was something in which the CRRA Board would get involved. **Mr. Nonnenmacher** said that could have been a Board decision but that he could not be the final authority on that answer.

Mr. Barlow said that as the Central Connecticut Solid Waste Authority (of which he is chairman) towns looked at options it became obvious that another vendor had offered a higher rate for recyclables than the \$5-per-ton rebate CRRA has given towns over the last several years. He said that vendor is a forprofit company and asks why it can give a higher rebate or cash value for recyclables than CRRA has been able to do. He asked whether CRRA uses that money to hold down trash disposal fees or to pay for central-office expenses. He would like an explanation of why the towns are not seeing a return on the ton charges. He said the other vendor is offering \$22.50 per ton for recyclables as opposed to CRRA's \$5 and making a profit.

Mr. Nonnenmacher said that if you look at the total picture they are also charging the towns \$6 or \$7 a ton more for MSW than CRRA is going to charge. **Mr. Barlow** said he wants to look at it purely from the recycling issue. He asks whether it is the policy of CRRA to use some of the profits that are gained from the recyclables to lower the trash tip fee, and if that is the case full disclosure would dictate the towns should know that.

Mr. Bolduc said this is not correct continuing that the assumption that there is a subsidy. He said 100 percent of the recycling net dollars go back as a rebate. He said that as to why the private sector will pay more for recyclables, he suspects the vendor is doing one of two things: using recycling as a loss-leader to get CCSWA towns' business or cross-subsidizing recycling with the trash tip fee. Private vendors do not have the costs of transporting recyclables from transfer stations that CRRA has.

Mr. Barlow asks what CRRA gets on average per ton for recyclables. **Mr. Bolduc** responds that he does not have exact numbers. He said it varies all over that FCR markets it out through the contract. **Mr. Barlow** said that he thought there were long term markets. **Mr. Bolduc** explained that there was a revenue share. **Mr. Barlow** said he would like to know the value per ton.

5. MID-CONNECTICUT PROJECT UPDATE (continued)

Mr. Egan arrived and, at the request of **Chairman Bingham**, completed this item. He said that in the Metropolitan District ("MDC")'s lawsuit against CRRA over CRRA's selection of a contractor to operate the trash-to-energy plant, trial was completed in May, briefs and reply briefs had been filed and

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CRRA expects a favorable ruling soon. He said regardless of the outcome there would be no interruption of service.

With regard to MDC's seeking arbitration over its claim for end-of-contract costs, **Mr. Egan** said the two sides are still arguing over the selection of members of the arbitration panel. **Mr. Stein** asked whether CRRA had reserved money for those costs. **Mr. Bolduc** said it was curious that MDC is seeking more than \$32 million in end-of-contract costs but only had an \$8.5 million receivable for those costs on its books. He said management is still discussing with the CRRA Board whether to reserve any funds for this matter, but CRRA's lawyers have advised that those costs are not a CRRA liability. He went on to explain that MDC has an unfunded pension liability.

Mr. Egan said that, in regard to Ms. Therrien's question about Nutmeg Road Recycling, the CRRA Board decided to intervene because of the proposal's inconsistency with the state Solid Waste Management Plan.

Mr. Egan said that, in response to Mr. Barlow's question, CRRA has received signed MSAs from eight towns – Rocky Hill, Norfolk, Lyme, Old Lyme, Old Saybrook, North Canaan and Torrington. In addition, the Bloomfield Town Council had authorized the signing of an MSA. **Mr. Nonnenmacher** added that in a number of other towns, CRRA had been recommended by officials in those towns.

Mr. Hogan asked what types of MSAs towns have signed. **Mr. Egan** said all have been Tier 1 long-term MSAs.

Ms. Baummer asked about the deadline for signing new MSAs. **Mr. Egan** said CRRA cannot compel a town to sign by a certain date, but on October 1 CRRA will begin offering MSAs to non-CRRA towns.

6. PRESIDENT'S REPORT

Mr. Egan said he had a brief president's report in place of Mr. Kirk. He said there has been some leakage of trash, leading to lower tonnage figures, and that the trash-to-energy plant is running extremely well due to the upgrades CRRA has made in the past few years.

7. COMMENTS AND QUESTIONS FROM MUNICIPAL ADVISORY COMMITTEE MEMBERS (continued)

Mr. Barlow asked whether the reduction in down-time of the plant was due to replacement of water-wall tubes. **Mr. Egan** said it was and added the plant is also generating less carbon monoxide because fuel is being combusted more completely.

Mr. Adams asked who decides whether CRRA will submit Freedom of Information requests to CRRA towns. **Mr. Egan** said it would depend on the circumstances, but in the case of requests related to the Nutmeg Road Recycling permit modification the requests came from CRRA lawyers.

8. PUBLIC COMMENT

Chairman Bingham offered members of the public the opportunity to comment. None spoke.

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9. ADJOURNMENT

Mr. Adams moved to adjourn. Mr. Bridges seconded. The motion passed unanimously and the meeting adjourned at 9:15 a.m.

Respectfully submitted,

Paul Nonnenmacher Director of Public Affairs CRRA Liaison

CONNECTICUT RESOURCES RECOVERY AUTHORITY October 2011 Monthly Customer MSW and Recyclables Deliveries

This report provides information on deliveries of materials to the Mid-Connecticut Project for the period ending October 31, 2011. Attached are detailed reports. The following table provides a summary of materials deliveries.

Monthly Customer Delivery Report

Project/Contract	F	Fiscal Year		Fisc	Fiscal Year-To-Date			Monthly		
Project/Contract	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth	
Mid-Connecticut MSV	V									
Member Towns	748,232	730,250	(2%)	248,706	254,859	2%	60,749	60,770	0%	
Contract Spot	29,099	37,227	28%	15,000	14,579	(3%)	3,723	2,269	(39%)	
In-State Spot	18,995	20,606	8%	4,469	7,994	79%	484	1,264	162%	
Out-of-State Spot	10	0	(100%)	0	0	-	0	0	1	
MSW TOTAL	796,336	788,084	(1%)	268,176	277,433	3%	64,956	64,304	(1%)	
Mid-Connecticut Rec	yclables									
Member Towns	83,856	91,587	9%	29,368	29,877	2%	7,424	7,290	(2%)	
In-State Spot	0	0	ı	0	0	-	0	0		
Out-of-State Spot	0	0	>100%	0	0	-	0	0	-	
RECYC. TOTAL	83,856	91,587	9%	29,368	29,877	2%	7,424	7,290	(2%)	

MID-CONNECTICUT PROJECT October 2011 Monthly Customer MSW Deliveries

Mid-Connecticut Project Towns MSW

Town	F	iscal Year		Fisca	ıl Year-To-[Date		Monthly	,
TOWN	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
Avon	10,371	10,664	3%	3,512	3,668	4%	893	889	(0%)
Beacon Falls	2,703	2,887	7%	996	848	(15%)	282	201	(29%)
Bethlehem	1,725	1,683	(2%)	574	590	3%	151	129	(15%)
Bloomfield	16,011	14,843	(7%)	4,813	5,567	16%	1,147	1,413	23%
Bolton	2,057	1,995	(3%)	675	700	4%	158	155	(2%)
Canaan	444	502	13%	158	182	15%	39	46	20%
Canton	4,947	4,918	(1%)	1,675	1,619	(3%)	413	389	(6%)
Chester	1,343	1,268	(6%)	448	461	3%	79	110	39%
Clinton	8,802	7,377	(16%)	2,865	2,395	(16%)	604	579	(4%)
Colebrook	743	654	(12%)	252	238	(6%)	56	55	(3%)
Cornwall	514	432	(16%)	183	142	(22%)	37	29	(22%)
Coventry	3,777	4,169	10%	1,247	1,591	28%	300	367	23%
Cromwell	9,256	8,882	(4%)	2,921	2,954	1%	803	665	(17%)
Deep River	3,069	3,308	8%	1,197	1,194	(0%)	311	305	(2%)
Durham/Middlefield	5,946	6,262	5%	2,388	2,086	(13%)	464	499	8%
East Granby	3,958	3,403	(14%)	1,164	1,164	0%	257	256	(1%)
East Hampton	5,511	6,703	22%	2,143	2,502	17%	511	557	9%
East Hartford	31,724	28,106	(11%)	9,707	10,193	5%	2,375	2,402	1%
East Windsor	4,534	4,506	(1%)	1,492	1,589	6%	384	378	(1%)
Ellington	5,326	5,158	(3%)	1,786	1,881	5%	408	417	2%
Enfield	27,965	26,291	(6%)	8,773	8,819	1%	2,067	2,138	3%
Essex	3,432	3,113	(9%)	1,084	1,237	14%	240	337	40%
Farmington	17,400	16,879	(3%)	5,817	5,804	(0%)	1,446	1,375	(5%)
Glastonbury	19,510	20,092	3%	6,567	7,267	11%	1,658	1,672	1%
Goshen	1,405	1,412	0%	534	513	(4%)	113	111	(2%)
Granby	4,657	5,222	12%	1,787	1,881	5%	440	445	1%
Guilford	13,461	14,045	4%	4,796	5,183	8%	1,134	1,295	14%
Haddam	3,283	3,271	(0%)	1,102	1,152	5%	276	277	1%
Hartford	98,202	94,961	(3%)	32,661	32,419	(1%)	8,018	7,930	(1%)
Harwinton	2,237	2,260	1%	778	739	(5%)	191	174	(9%)
Hebron	3,266	3,386	4%	1,145	1,198	5%	290	262	(9%)
Killingworth	2,625	2,592	(1%)	887	797	(10%)	227	186	(18%)
Litchfield	5,414	5,619	4%	1,914	2,009	5%	467	444	(5%)
Lyme	851	834	(2%)	308	301	(2%)	71	71	0%
Madison	8,746	8,046	(8%)	2,993	3,094	3%	606	701	16%
Manchester	37,815	36,531	(3%)	12,276	12,288	0%	3,035	3,155	4%

Mid-Connecticut Project Towns MSW (Continued)

T	F	iscal Year		Fisca	al Year-To-l	Date		Monthly	
Town	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
Marlborough	2,885	2,519	(13%)	921	808	(12%)	218	169	(22%)
Middlebury	2,403	2,551	6%	869	897	3%	208	203	(3%)
Naugatuck	15,902	15,064	(5%)	5,110	5,184	1%	1,269	1,168	(8%)
Newington	22,409	20,916	(7%)	7,096	7,482	5%	1,697	1,810	7%
Norfolk	798	792	(1%)	293	276	(6%)	67	61	(8%)
North Branford	7,757	7,769	0%	2,606	2,739	5%	639	668	5%
North Canaan	2,735	2,482	(9%)	885	893	1%	225	207	(8%)
Old Lyme	4,178	3,818	(9%)	1,584	1,571	(1%)	316	328	4%
Old Saybrook	10,824	10,100	(7%)	3,791	3,469	(8%)	872	913	5%
Oxford	4,895	5,414	11%	1,828	1,761	(4%)	449	327	(27%)
Portland	3,970	3,823	(4%)	1,311	1,457	11%	318	303	(5%)
Rocky Hill	11,071	10,855	(2%)	3,569	3,830	7%	896	931	4%
Roxbury	769	793	3%	258	286	11%	58	69	18%
RRDD#1	12,801	12,551	(2%)	4,389	4,528	3%	1,110	1,016	(8%)
Salisbury/Sharon	3,309	3,375	2%	1,218	1,242	2%	289	275	(5%)
Simsbury	15,330	14,882	(3%)	4,915	4,987	1%	1,228	1,187	(3%)
South Windsor	15,620	15,563	(0%)	5,312	5,718	8%	1,322	1,416	7%
Southbury	10,122	10,505	4%	3,622	3,562	(2%)	882	847	(4%)
Suffield	6,354	6,599	4%	2,216	2,300	4%	530	533	0%
Thomaston	4,284	4,226	(1%)	1,430	1,415	(1%)	331	334	1%
Tolland	6,089	6,446	6%	2,086	2,268	9%	516	506	(2%)
Torrington	26,128	25,621	(2%)	8,652	8,830	2%	2,164	2,113	(2%)
Vernon	15,194	14,446	(5%)	4,922	5,103	4%	1,222	1,199	(2%)
Waterbury	80,860	82,149	2%	27,541	28,694	4%	6,816	6,821	0%
Watertown	13,539	13,150	(3%)	4,482	4,296	(4%)	1,134	974	(14%)
West Hartford	38,032	37,625	(1%)	12,349	13,240	7%	3,118	3,134	1%
Westbrook	4,801	3,795	(21%)	1,601	1,183	(26%)	345	364	6%
Wethersfield	17,841	16,234	(9%)	5,500	5,839	6%	1,316	1,330	1%
Windsor Locks	9,193	8,973	(2%)	3,062	3,078	0%	837	742	(11%)
Woodbury	5,110	4,941	(3%)	1,671	1,660	(1%)	407	408	0%
TOTAL MEMBER & CONTRACT TOWN	748,232	730,250	(2%)	248,706	254,859	2%	60,749	60,770	0%

Mid-Connecticut Project Contract Spot MSW

State	Fiscal Year		Fiscal Year-To-Date			Monthly			
State	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
New Haven	29,099	37,227	28%	15,000	14,579	(3%)	3,723	2,269	(39%)
TOTAL CONTRACT SPOT	29,099	37,227	28%	15,000	14,579	(3%)	3,723	2,269	(39%)

Mid-Connecticut Project In-State Spot MSW

Town	F	iscal Year		Fisca	al Year-To-[Date		Monthly	,
TOWN	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
Berlin	67	0	(100%)	0	0	-	0	0	-
Bethel	0	12	-	12	0	(100%)	0	0	•
Bristol	362	0	(100%)	0	0	-	0	0	-
Cheshire	84	0	(100%)	0	0	-	0	0	-
Danbury	0	150	=	150	0	(100%)	0	0	
East Haddam	46	0	(100%)	0	0	-	0	0	-
F & G Recycling	2,686	61	(98%)	61	0	(100%)	0	0	-
Hamden	19	0	(100%)	0	0	-	0	0	
Meriden	915	0	(100%)	0	0	-	0	0	-
Middletown	7,456	13,768	85%	2,807	6,863	144%	484	1,226	154%
Murphy Road Recyclin	3,776	5,795	53%	667	293	(56%)	0	23	-
New Britain	198	0	(100%)	0	0	-	0	0	-
New Haven	313	0	(100%)	0	139	-	0	0	-
Newtown	0	49	-	49	0	(100%)	0	0	-
North Haven	380	0	(100%)	0	0	-	0	0	-
Plainville	69	0	(100%)	0	13	-	0	0	-
Seymour	0	40	-	31	0	(100%)	0	0	-
Southington	173	0	(100%)	0	205	-	0	0	-
Stafford	203	61	(70%)	20	4	(78%)	0	4	-
Stratford	192	0	(100%)	0	0	-	0	0	-
Stratford Baling TS, S	0	229	-	229	0	(100%)	0	0	-
Stratford TS Multi Orig	0	241	-	241	0	(100%)	0	0	-
Transfer Systems Inc	249	201	(19%)	201	0	(100%)	0	0	•
Wallingford	1,738	0	(100%)	0	0	-	0	0	-
Windsor	68	0	(100%)	0	476	_	0	11	-
TOTAL IN-STATE SPOT	18,995	20,606	8%	4,469	7,994	79%	484	1,264	162%

Mid-Connecticut Project Out-Of-State Spot MSW

State	Fiscal Year		Fiscal Year-To-Date			Monthly			
State	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
Massachusetts	10	0	(100%)	0	0	1	0	0	-
TOTAL OUT-OF- STATE SPOT	10	0	(100%)	0	0	-	0	0	-

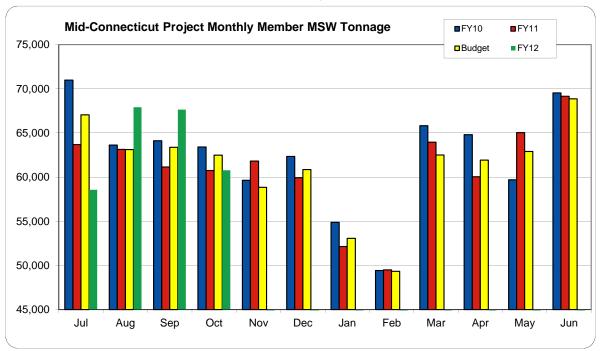
Mid-Connecticut Project Total MSW Deliveries

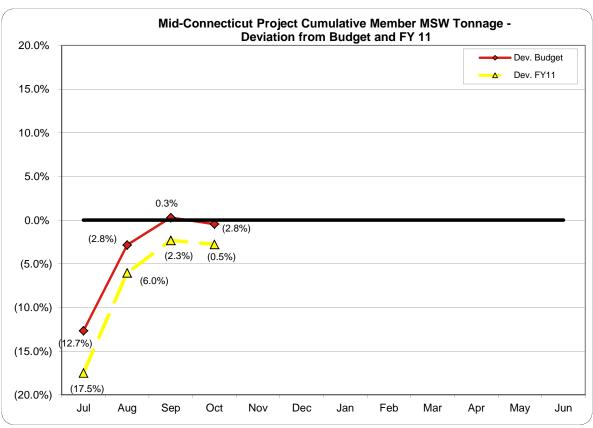
Course	Fiscal Year			Fiscal Year-To-Date			Monthly		
Source	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
Project Towns	748,232	730,250	(2%)	248,706	254,859	2%	60,749	60,770	0%
Contract Spot	29,099	37,227	28%	15,000	14,579	(3%)	3,723	2,269	(39%)
In-State Spot	18,995	20,606	8%	4,469	7,994	79%	484	1,264	162%
Out-of-State Spot	10	0	(100%)	0	0	-	0	0	=
TOTAL TONNAGE	796,336	788,084	(1%)	268,176	277,433	3%	64,956	64,304	(1%)

Mid-Connecticut Project MSW Diversions And Exports

Type	Fiscal Year			Fiscal Year-To-Date			Monthly		
Туре	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
TS Diversions	4,962	11,225	126%	1,645	437	(73%)	0	0	-
TS Exports	11,253	3,422	(70%)	982	3,056	211%	0	0	-
WPF Diversions	0	0	=	0	0	-	0	0	-
WPF Exports	0	0	=	0	0	-	0	0	-
TOTAL TONNAGE	16,215	14,647	(10%)	2,627	3,493	33%	0	0	-

Mid-Connecticut Project MSW Trends





MID-CONNECTICUT PROJECT

October 2011 Monthly Customer Recyclables Deliveries

Mid-Connecticut Project Member and Contract Towns Recyclables

Town	F	iscal Year		Fisca	al Year-To-l	Date		Monthly		
TOWIT	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth	
Avon	2,309	2,317	0%	766	743	(3%)	186	173	(7%)	
Beacon Falls	299	320	7%	100	88	(12%)	31	12	(61%)	
Bethlehem	330	340	3%	105	118	12%	27	28	3%	
Bloomfield	1,385	1,701	23%	559	602	8%	134	149	11%	
Bolton	507	618	22%	199	194	(2%)	50	48	(2%)	
Canton	881	1,031	17%	319	320	0%	80	81	2%	
Chester	325	300	(8%)	102	99	(4%)	21	28	34%	
Clinton	794	842	6%	278	243	(13%)	64	75	18%	
Colebrook	152	174	15%	49	60	22%	15	14	(11%)	
Cornwall	159	173	9%	60	54	(9%)	15	18	20%	
Coventry	1,210	1,389	15%	417	475	14%	105	115	10%	
Cromwell	1,049	984	(6%)	334	262	(21%)	87	51	(41%)	
Deep River	281	341	21%	119	103	(13%)	31	28	(8%)	
East Granby	475	511	8%	141	176	25%	29	39	33%	
East Hampton	1,102	1,078	(2%)	353	326	(8%)	88	83	(5%)	
East Hartford	1,936	3,326	72%	1,026	1,130	10%	278	260	(6%)	
East Windsor	876	957	9%	293	304	4%	75	77	3%	
Ellington	1,452	1,439	(1%)	487	486	(0%)	124	108	(12%)	
Enfield	2,995	3,381	13%	1,030	1,095	6%	281	268	(5%)	
Essex	767	691	(10%)	221	244	11%	49	59	21%	
Farmington	2,314	2,074	(10%)	689	743	8%	181	187	3%	
Glastonbury	3,699	3,737	1%	1,175	1,207	3%	298	300	0%	
Goshen	293	301	3%	103	104	1%	22	22	(0%)	
Granby	1,503	1,594	6%	495	471	(5%)	124	120	(3%)	
Guilford	1,646	1,683	2%	506	566	12%	127	135	6%	
Haddam	492	512	4%	155	143	(7%)	39	32	(19%)	
Hartford	4,282	4,742	11%	1,560	1,624	4%	374	387	3%	
Harwinton	478	548	14%	180	183	2%	48	44	(7%)	
Hebron	860	865	1%	277	293	6%	70	69	(2%)	
Killingworth	631	591	(6%)	188	178	(5%)	45	45	2%	
Litchfield	659	695	5%	224	218	(3%)	53	60	13%	
Madison	1,421	1,298	(9%)	423	458	8%	96	90	(7%)	
Manchester	5,006	5,133	3%	1,693	1,689	(0%)	431	395	(8%)	
Marlborough	529	533	1%	168	197	17%	41	55	34%	
Middlebury	838	884	6%	282	286	2%	75	62	(18%)	

Mid-Connecticut Project Member & Contract Towns Recyclables (Continued)

T	F	iscal Year		Fisca	al Year-To-l	Date		Monthly	
Town	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
Naugatuck	1,477	1,663	13%	456	583	28%	113	138	22%
Newington	2,182	2,904	33%	892	857	(4%)	236	249	6%
Norfolk	166	176	6%	64	56	(12%)	14	15	6%
North Branford	879	828	(6%)	272	221	(19%)	63	62	(1%)
North Canaan	241	241	(0%)	82	72	(12%)	22	15	(29%)
Old Saybrook	1,015	1,227	21%	443	319	(28%)	104	95	(9%)
Oxford	776	835	8%	263	260	(1%)	63	56	(10%)
Portland	556	637	15%	196	214	9%	55	47	(15%)
Rocky Hill	1,421	1,436	1%	464	446	(4%)	128	112	(13%)
Roxbury	199	202	2%	73	69	(5%)	18	19	6%
RRDD#1	1,927	2,071	8%	665	683	3%	171	169	(1%)
Salisbury/Sharon	969	1,024	6%	361	338	(6%)	87	81	(7%)
Simsbury	2,527	2,835	12%	957	890	(7%)	244	209	(14%)
South Windsor	2,725	2,782	2%	903	914	1%	220	226	3%
Southbury	1,574	1,613	2%	511	567	11%	141	144	2%
Suffield	1,396	1,453	4%	453	442	(2%)	111	117	5%
Thomaston	465	510	10%	160	182	14%	37	46	24%
Torrington	2,958	2,984	1%	991	1,007	2%	252	242	(4%)
Vernon	1,926	2,514	31%	794	827	4%	210	200	(5%)
Waterbury	2,961	2,952	(0%)	980	939	(4%)	260	232	(11%)
Watertown	1,238	1,279	3%	420	498	18%	100	138	38%
West Hartford	6,003	7,234	21%	2,276	2,341	3%	579	562	(3%)
Westbrook	414	354	(14%)	126	106	(15%)	27	34	26%
Wethersfield	2,074	2,811	36%	871	917	5%	227	220	(3%)
Windsor Locks	1,095	1,096	0%	372	378	2%	93	84	(10%)
Woodbury	757	819	8%	251	268	7%	56	61	10%
TOTAL MEMBER & CONTRACT TOWN	83,856	91,587	9%	29,368	29,877	2%	7,424	7,290	(2%)

Mid-Connecticut Project In-State Spot Recyclables

State	Fiscal Year			Fiscal Year-To-Date			Monthly		
State	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
New Haven	0	0	=	0	0	-	0	0	=
TOTAL IN-STATE SPOT	0	0	ı	0	0	-	0	0	-

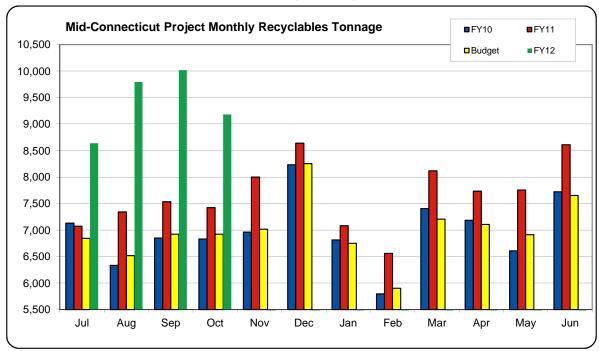
Mid-Connecticut Project Out-Of-State Spot Recyclables

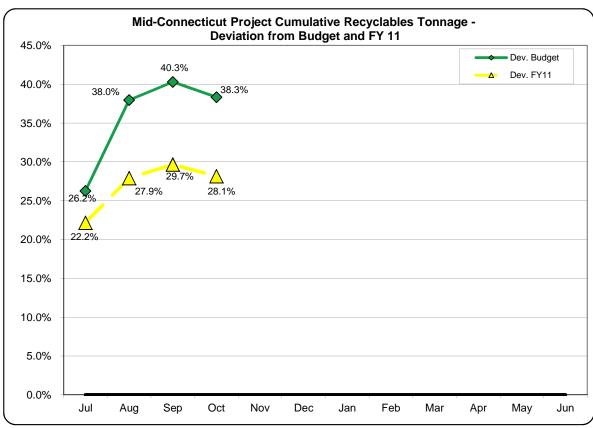
State	Fiscal Year			Fiscal Year-To-Date			Monthly		
State	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
Massachusetts	0	0	>100%	0	0	-	0	0	=
TOTAL OUT-OF- STATE SPOT	0	0	>100%	0	0	-	0	0	-

Mid-Connecticut Project Total Recyclables Deliveries

Course	Fiscal Year			Fiscal Year-To-Date			Monthly		
Source	2010	2011	Growth	2011	2012	Growth	Oct 10	Oct 11	Growth
Member & Contract Towns	83,856	91,587	9%	29,368	29,877	2%	7,424	7,290	(2%)
In-State Spot	0	0	-	0	0	=	0	0	-
Out-of-State Spot	0	0	>100%	0	0	-	0	0	-
TOTAL TONNAGE	83,856	91,587	9%	29,368	29,877	2%	7,424	7,290	(2%)

Mid-Connecticut Project Recyclables Trends





CONNECTICUT RESOURCES RECOVERY AUTHORITY

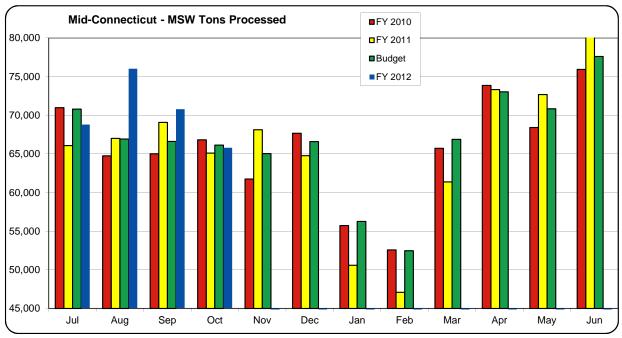
October 2011 Monthly Operational Summary

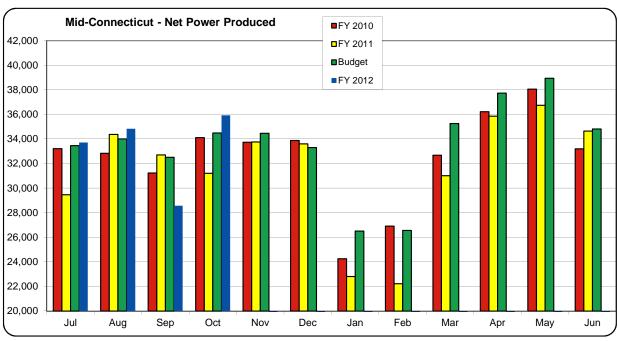
This report provides information on the operations of the Mid-Connecticut Project trash-to energy plant for the period ending October 31, 2011. Attached are individual, detailed reports. The following table provides a summary of key operating parameters for the plant and the South Meadow Station's jet turbines.

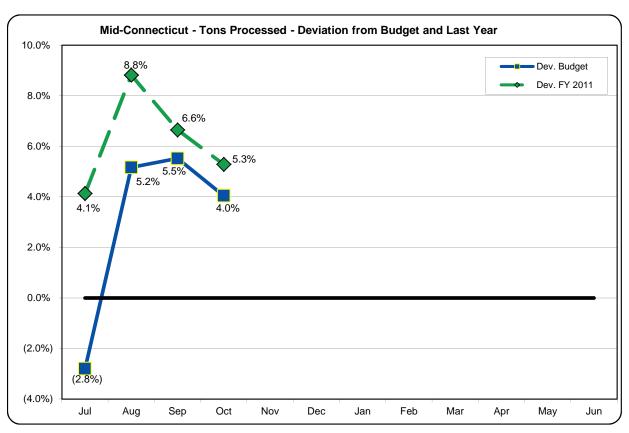
Project/ Item	Fiscal Year			Fisc	Fiscal Year-To-Date			Monthly		
Project/ item	2010	2011	Change	2011	2012	Change	Oct 10	Oct 11	Change	
Mid- Connecticut										
Tons MSW Processed	789,333	786,138	(0.4%)	267,307	281,435	5.3%	65,115	65,799	1.1%	
Steam (klbs)	4,794,026	4,733,843	(1.3%)	1,636,249	1,644,567	0.5%	378,707	430,527	13.7%	
(% MCR)	79.0%	78.0%		80.0%	80.4%		73.5%	83.5%		
Power Net MWhr)	390,270	378,372	(3.0%)	127,752	133,044	4.1%	31,206	35,928	15.1%	
South Meadow Jets										
Net MWH	1,960.39	1,734.40	(11.5%)	619.63	907.97	46.5%	0.00	0.00	-	

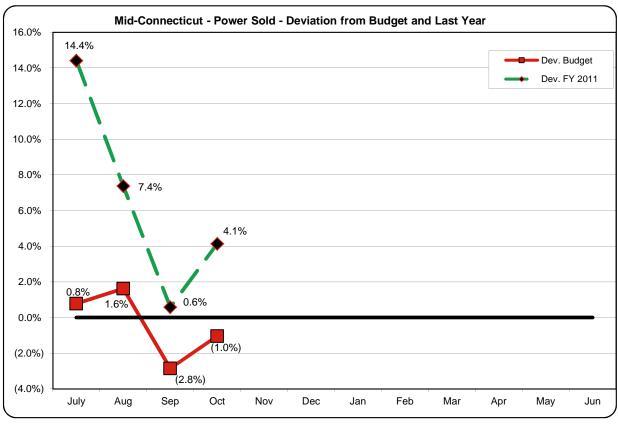
MID-CONNECTICUT PROJECT October 2011 Monthly Operational Summary

Item	Fiscal Year			Fiscal Year-To-Date			Monthly		
item	2010	2011	Change	2011	2012	Change	Oct 10	Oct 11	Change
Tons MSW Processed	789,333	786,138	(0.4%)	267,307	281,435	5.3%	65,115	65,799	1.1%
Steam (klbs)	4,794,026	4,733,843	(1.3%)	1,636,249	1,644,567	0.5%	378,707	430,527	13.7%
(% MCR)	79.0%	78.0%		80.0%	80.4%		73.5%	83.5%	
Power Net MWhr)	390,270	378,372	(3.0%)	127,752	133,044	4.1%	31,206	35,928	15.1%









Unit Capacity Factors

Month	Boiler 11	Boiler 12	Boiler 13
Jul 11	82%	79%	85%
Aug 11	75%	93%	91%
Sep 11	84%	81%	90%
Oct 11	69%	75%	76%
Nov 11			
Dec 11			
Jan 12			
Feb 12			
Mar 12			
Apr 12			
May 12			
Jun 12			·

Unscheduled Downtime

Date Began	Date Ended	Boiler	Duration (Hrs.)	Reason
07/14/11	07/14/11	11	4.90	Internal SSC derail.
07/14/11	07/14/11	12	1.85	Plugged fuel spout.
07/22/11	07/23/11	12	7.62	Internal SSC derail.
07/13/11	07/13/11	13	5.75	Internal SSC derail.
07/17/11	07/18/11	13	11.38	Internal SSC derail.
07/28/11	07/28/11	13	5.25	RDF plug.
08/21/11	08/22/11	11	16.75	Standby due to low inventory.
08/26/11	08/29/11	11	82.95	Standby due to low inventory.
08/20/11	08/20/11	12	0.86	RDF plug.
08/22/11	08/24/11	12	53.70	Standby due to low inventory.
08/18/11	08/19/11	13	27.83	Tube repair.
08/31/11	08/31/11	13	8.50	Jammed auger screw.
09/21/11	09/21/11	11	3.92	Feedwater pipe leak.
09/21/11	09/21/11	12	7.82	Internal SSC derail.
09/27/11	09/27/11	12	1.23	Operator error.
09/09/11	09/09/11	13	1.14	Tube repair.
09/22/11	09/22/11	13	16.92	Tube repair.
09/27/11	09/27/11	13	8.78	Reverse air duct failure.
10/29/11	10/29/11	11	1.55	RDF plug.
10/10/11	10/11/11	12	33.87	Auger screw repairs
10/17/11	10/18/11	12	1.65	Auger screw repairs

Scheduled Downtime

Date Began	Date Ended	Boiler	Duration (Hrs.)	Work Performed
07/10/11	07/13/11	12	62.80	Cleaning outage.
07/25/11	07/27/11	13	51.92	Cleaning outage.
07/27/11	07/30/11	11	81.92	Cleaning outage.
09/15/11	09/19/11	11	86.58	Cold iron outage
09/15/11	09/19/11	12	81.13	Cold iron outage
09/15/11	09/19/11	13	80.08	Cold iron outage
10/05/11	10/08/11	11	81.95	Cleaning outage.
10/19/11	10/21/11	13	45.90	Cleaning outage.

	TRASH MUSEUM PARTICIPATION									
			tober 20					011 TOT		
Town/City	Number of groups	Visitors in groups	Outreach participants	Walk-ins / events	Total	Number of groups	Visitors in groups	Outreach participants	Walk-ins / events	Total
Avon Barkhamsted				7	7 0	7	163	625	89 4	877 4
Beacon Falls					0				2	2
Bethlehem					0				_	0
Bloomfield					0				76	76
Bolton					0	3	61	007	36	97
Canton Chester					0	7 2	175 57	897	25 8	1097 65
Clinton					0		31		8	8
Colebrook					0					0
Cornwall					0					0
Coventry					0	4	00		28	28
Cromwell Deep River					0	1	22		73 1	95 1
Durham					0				28	28
East Granby					0	3	73		7	80
East Hampton			5		5	1	18	5	38	61
East Hartford			3	1	4	8	242	56	159	457
East Windsor				11	0 11			116	26 102	142 104
Ellington Enfield	2	45		33	78	2	110	2	91	201
Essex		40		33	0		110		13	13
Farmington					0	5	110		48	158
Glastonbury	12	238	35	1	274	30	657	35	191	883
Goshen					0					0
Granby Guilford	4	94			94 0	8	204	0	7 35	211 35
Haddam					0				33	0
Hartford	7	163	5	2	170	58	1428	895	284	2607
Harwinton					0				7	7
Hebron					0	8	192		72	264
Killingworth					0				5	5
Litchfield Lyme					0				1	1 0
Madison					0				8	8
Manchester				4	4	18	443	91	172	706
Marlborough	5	117			117	12	263	0	23	286
Middlebury Middlefield					0	5 1	125 17	0	8 8	133
Naugatuck			4		4	10	252	4		25 277
New Hartford			7		0	4	100	0	16	116
Newington			3	1	4	4	234	3	300	537
Norfolk					0					0
North Branford					0				4	4
North Canaan Old Lyme					0				8	0
Old Saybrook					0			132	23	155
Oxford					0					0
Portland					0		137		10	147
Rocky Hill					0	6	143	5	56	204
Roxbury Salisbury					0	3	70	0	3	73
Sharon					0	3	70	0	3	0
Simsbury	18	350		4	354	19	364	50	112	526
South Windsor					0	5	170		93	263
Southbury					0				6	6
Suffield	0	450			0	9	183	50	9	192
Thomaston Tolland	8 2	156 32			156 32	8 5	156 94	50	23	210 117
Torrington		32			0	3	94		17	17
Vernon					0	9	200		59	259
Waterbury					0	3	68	412	44	524
Watertown				_	0	6	149		15	164
West Hartford	10	197	12	2	211	34	887	143	335	1365
Westbrook Wethersfield					0	8	177 67	2	3 111	180 180
Winchester					0	3	07		64	64
Windsor Locks					0	2	37		27	64
Woodbury					0				4	4
Totals* * - including partic	77	1579		92	1899	426	10559	4038	4372	18969

^{* -} including participants from non-Mid-Connecticut Project towns

Financial And Variance Report

Year-to-Date September 2011

MID-CONNECTICUT PROJECT - VARIANCE ANALYSIS

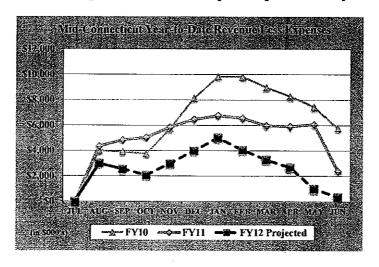
September 2011 (Preliminary)

REVENUES:

- <u>Service Charges Solid Waste-Members</u>: favorable due to lower than expected member deliveries.
- <u>Service Charges Solid Waste-Contracts & Spot</u>: favorable due to higher than budgeted non-member deliveries.
- <u>Municipal Bulky Waste & Mattresses/Box Spring</u>: unfavorable due to lower than expected deliveries.
- Metal & Recycling Sales: due to favorable market conditions.
- <u>Electricity</u>: unfavorable due to lower than budgeted output by approximately 2,939,000 kwh, offset by higher than budgeted rate per kwh.
- <u>Jets/EGF</u>: favorable due to a higher capacity rate in the summer months, but the rate is expected to decrease significantly during off-peak season.

EXPENDITURES:

- Administrative Expenses: favorable due to lower than expected indirect labor, benefits, and overhead costs.
- Operational Expenses: unfavorable due to higher than expected direct operational labor and benefits costs and timing of insurance, consulting services, and legal fees.
- <u>Taxes, Municipal Subsidies, and Pilots</u>: unfavorable primarily due to higher than budgeted WPF Pilot.
- Waste Transport: unfavorable due to higher than expected disposal of non-processible wastes and export of wastes related to unscheduled downtime of turbines and boiler for maintenance.
- Regional Recycling: favorable due to lower than expected communications services, building operating costs, engineering services, and timing of municipal events.
- Waste Processing Facility (WPF): unfavorable due to higher than expected maintenance costs for the odor control system (MCAPS) and other operating costs.
- Power Block Facility (PBF): favorable due to timing difference between budget and actual. The PBF is expected to become unfavorable at fiscal yearend due to higher than expected cost of lime and environmental testing.
- Jets/EGF: unfavorable due to higher than expected Jets O&M by \$81k related to pass-through costs, higher than expected EGF O&M by \$53k associated with higher than budgeted escalator, and timing EGF of contract capital expenditures by \$59k.



MID-CONNECTICUT PROJECT - FINANCIAL RESULTS

For the Period Ending September 30, 2011 (Preliminary)

	,	YTD Budget	,	YTD Actual	Y	TD Variance	Ŧ	FY12 Budget		Projection (3+9)
REVENUES		15 5 4-8-1				·····				
Service Charges Solid Waste - Members & Contracts	\$	13,304,000	\$	13,372,131	\$	68,131	\$	50,667,000	\$	50,784,000
Service Charges Solid Waste - Other Contracts	\$	568,000	\$	664,784	\$	96,784	\$	2,190,000	\$	2,307,000
Service Charges Solid Waste - Spot	\$	224,000	\$	557,716	\$	333,716	\$	1,384,000	\$	1,668,000
DEP Certified Materials	\$	38,000	\$	98,953	\$	60,953	\$	150,000	\$	174,000
Metal Sales	\$	240,000	\$	601,958	\$	361,958	\$	960,000	\$	1,322,000
Municipal Bulky Waste & Mattresses/Box Spring	\$	196,000	\$	109,313	\$	(86,687)	\$	785,000	\$	698,000
Recycling Sales	\$	496,000	\$	992,943	\$	496,943	\$	1,985,000	\$	2,482,000
Electricity	\$	7,392,000	\$	7,117,607	\$	(274,393)	\$	23,852,000	\$	22,994,000
Miscellaneous Income	\$	47,000	\$	77,288	\$	30,288	\$	187,000	\$	218,000
Interest Income	\$	68,000	\$	20,698	\$	(47,302)		270,000	\$	223,000
Use of Prior Year Surplus (a)	\$	1,445,000	\$	1,444,737	\$	(263)		5,778,946	\$	5,778,946
Use of Board Designated Reserves	\$	2,530,000	\$	2,529,999	\$	(1)	\$	10,120,000	\$	10,120,000
Jets	\$	3,605,000	\$	3,666,736	\$	61,736	\$	6,175,000	\$	6,226,000
Use of Debt Service Reserve Fund (DSRF)	_\$	_	\$	_	\$	-	\$	2,723,000	\$	2,723,000
TOTAL REVENUES	\$	30,153,000	\$	31,254,864	\$	1,101,864	\$	107,226,946	\$	107,717,946
EXPENDITURES										
Administrative Expenses	\$	1,082,000	\$	918,112	\$	163,888	\$	4,330,000	\$	3,672,000
Operational Expenses	\$	3,488,000	\$	3,818,037	\$	(330,037)	\$	14,003,746	\$	14,356,000
Taxes, Municipal Subsidies, and Pilots	\$	1,668,000	\$	1,813,511	\$	(145,511)			\$	6,973,000
Debt Service/Administration	\$	1,106,000	\$	1,091,938	\$	14,062		4,423,000	\$	4,423,000
Project Transition Costs	\$	1,835,000	\$	1,835,001	\$	(1)		3,670,000	\$	3,670,000
Waste Transport	\$	6,474,000	\$	6,648,421	\$	(174,421)		24,071,000	\$	24,074,000
Regional Recycling	\$	460,000	\$	314,994	\$	145,006	\$	1,839,000	\$	1,718,000
Waste Processing Facility	\$	4,557,000	\$	4,587,945	\$	(30,945)		16,729,200	\$	16,735,000
Power Block Facility	\$	4,574,000	\$	4,290,767	\$	283,233	\$	18,276,000	\$	18,350,000
Landfill - Hartford	\$	312,000	\$	220,855	\$	91,145	\$	1,248,000	\$	1,197,000
Landfill - Ellington	\$	58,000	.\$	52,845	\$	5,155	\$	231,000	\$	203,000
Transfer Station - Ellington	\$	105,000	\$	100,144	\$	4,856	\$	419,004	\$	412,000
Transfer Station - Essex	\$	173,000	\$	154,604	\$	18,396	\$	691,994	\$	699,000
Transfer Station - Torrington	\$	151,000	\$	147,471	\$	3,529	\$	604,994	\$	602,000
Transfer Station - Watertown	\$	132,000	\$	128,471	\$	3,529	\$	526,008	\$	524,000
171 Murphy Road	\$	13,000	\$	4,953	\$	8,047	\$	50,000	\$	23,000
Jets/EGF Expenditures	\$	2,360,000	\$	2,575,769	\$	(215,769)	\$	9,441,000	\$	9,702,000
TOTAL EXPENDITURES	\$	28,548,000	\$	28,703,838	\$	(155,838)	\$	107,226,946	\$	107,333,000
SURPLUS/(DEFICIT)	\$	1,605,000	\$	2,551,026	\$	946,026	\$	-	\$	384,946
OPERATING STATISTICS				-						
Member/Contract Tons		191,671		193,383		1,713		734,300		736,000
		10,105		12,311		2,205		40,000		40,000
Project Other Contract MSW Tons						5,571		25,600		25,000
Project Spot MSW Tons		3,434		9,005						
Recycling & Ferrous Residue	_	3,235		4,790		1,555		13,200		15,000 816,000
Total Project MSW Tons Delivered		208,445		219,489		11,044		813,100		
Diverted / Exported MSW Tons		4,003		3,493		(510)		8,000		8,000
Processed Tons		204,442		215,636		11,194		799,300		810,000
Non-Processible Waste Tons (from Facility)		3,212		2,487		(724)		12,600		11,900
Ash Tons		41,288		39,869		(1,419)		161,000		159,581
Ash Percent		20%		18%		-2%		20%		20%
Process Residue Tons		27,098		28,948		1,850		105,000		107,000
Project Recyclables		20,200		28,451		8,251		84,000		92,000
Kwh Sold	•	100,042,236	φ.	97,103,592	ø	(2,938,644)	æ	402,000,000	ď	399,061,000
Average Rate Per kwh <=250GW	\$	0.0718	\$	0.0733	\$	0.0015	Э	0.0718	. \$	0.0723

MID-CONNECTICUT Capital Expenditure Budgets/Actual Fiscal Year 2012

October

		Year To Date Expenditures	Expenditures	
Project	Adopted Annual Budget	Revised ^(a) Budgeted Amount	Contracted Amount	Remaining \$
All Gegalina Projector (O) secondo lighter (Constantina)			6172	
Facility Modification Reserve	\$ 13,166,000 \$	\$ 13,889,945 \$	\$ 3,517,669	\$ 10,372,276
Rolling Stock Reserve	1,115,000	\$ 1,115,000	\$ 278,962	\$ 836,038
Jets/EGF/South Meadows Reserve	\$ 1,100,000 \$	\$ 2,375,000	\$ 516,909	\$ 1,858,091

Reserve		Facility	Rolling Stock	Jets/EGF/South Meadows
Reserve Balance				
October -Ending Bal	εs	10,866,183 \$	\$ 1,109,340 \$	2,011,287
Approved Expenditures				
(Not Paid)	↔	3,249,265	\$ 130,955 \$	5 \$ 380,084
Revised Reserve Balance				
October	€9	7,616,918 \$	\$ 978,385	5 \$ 1,631,203
Remaining Tip Fee	! !			
Contributions	€Э	4,000,000 \$	\$ 613,333	1,466,667
Remaining Budgeted				
Expenditures	↔	10,372,276	\$ 836,038	1,858,091
Projected Year End Balance	&	1,244,642	\$ 089'552 \$	1.239,778

(si)Includes \$1.850M in projects started in FY 11 to be completed in FY 12 and \$148,945 for the autoscale project approved at the April 21, 2011 meeting.

ATTACHMENT 7



MID-CONNECTICUT PROJECT MUNICIPAL ADVISORY COMMITTEE RESOLUTION ESTABLISHING A COMMITTEE ON GOVERNANCE OF THE CONNECTICUT RESOURCES RECOVERY AUTHORITY

Adopted November 17, 2010

WHEREAS, Connecticut Resources Recovery Authority ("CRRA") is governed by a Board of Directors ("Board") created by Public Act 02-46 enacted by the General Assembly in 2002, and

WHEREAS, CRRA was created in 1973 as a statewide body to modernize the state's solid-waste management system, and

WHEREAS, Public Act 02-46 specifies the Board must include a certain number of municipal officials, and

WHEREAS, leaders of some Mid-Connecticut Project cities and towns are not satisfied with the level of municipal representation on the Board, and

WHEREAS, those officials asked the General Assembly to modify the structure of the Board in 2010 and intend to do so again in 2011, and

WHEREAS, members of the current Board have indicated their willingness to discuss that structure in the hopes of agreeing on changes that would be proposed to the General Assembly, and

WHEREAS, Article VIII of the By-Laws of the Mid-Connecticut Project Municipal Advisory Committee ("By-Laws") provides for the establishment of committees, now

BE IT RESOLVED that the Mid-Connecticut Project Municipal Advisory Committee ("MAC") establishes a Committee on Governance of the Connecticut Resources Recovery Authority to represent Mid-Connecticut Project cities and towns in said discussions with the Board, and

BE IT FURTHER RESOLVED that Mid-Connecticut Project cities and towns will welcome the participation on the Committee on Governance of non-Mid-Connecticut Project municipalities that have service contracts with CRRA, and

BE IT FURTHER RESOLVED that the Committee on Governance shall consist of four representatives elected by the MAC from Mid-Connecticut Project towns and one representative each from the Southwest Division/Bridgeport Project towns and the Southeast Project towns, and

BE IT FURTHER RESOLVED that the Committee on Governance will report to the MAC on progress of its work and ask the MAC to endorse any agreement reached with CRRA before said agreement is submitted to the General Assembly, and

BE IT FURTHER RESOLVED that the Committee on Governance shall, in accordance with Section VIII of the By-Laws, serve until June 8, 2011.

"Article VIII – Committees. The Municipal Advisory Committee may establish committees of members as the need arises. Such committees may be established either by a majority of members participating at a meeting or by order of the Chairman. The Chairman shall designate the chairman of each committee. Such committees will serve for the amount of time designated in the action establishing said committees."

Proposed Board of Directors Structure for CRRA

Prepared for the Mid-Connecticut Project

Municipal Advisory Committee (MAC) – Governance Committee

According to Connecticut General Statutes "Sec. 22a-261. (Formerly Section 19-524t). Connecticut Resources Recovery Authority established. Directors. President. Steering committee," the Board of Directors is entirely composed of politically appointed members representing the Governor and the four top legislative leaders. Each of the five appointing authorities is limited to certain choices as defined in the statute, ranging from municipal leaders from communities of varying size to individuals with certain expertise. This approach resulted from the financial debacle prior to 2002 that resulted from CRRA's financial dealings with Enron. The Governor then selects the Chairman of the Board of Directors from the full board, as appointed by the qualifying state leaders.

However, during recent months and the discussions between the Mid-Connecticut Project towns and the CRRA regarding the new Municipal Service Agreements, many of the municipal leaders expressed concerns about the relationship between the towns, the Authority and its Board of Directors. Many of these leaders felt that the Board should be more representative of the member towns, i.e., the Project's customers. There was also concern as to the geographic representation on the current board, which is disproportionate in favor of the southeastern part of the state.

The formation of the Governance Committee and its recommendations to the MAC is intended to respond to these concerns. Since the charter of the CRRA includes a vision for the handling of solid waste throughout the state, including recyclables, care must be taken not to forgo that statutory responsibility. However, the ultimate goal is for the member towns and the CRRA board to jointly make a recommendation to the Legislature to reconfigure the Board to reflect the current situation. To that end, three bills have been introduced into the legislature as placeholders for these recommendations.

Various approaches have been discussed for the restructuring of the CRRA Board:

- A purely elected board resulting from a membership vote. This could either be a simple vote (one vote per town, regardless of size, by all towns using the services of CRRA) or it could be that each town's vote is proportionate to its tonnage or population.
- A Board comprised of towns, the membership of which takes into account geographic regions [e.g., using the state planning (RPO) map (a copy of the map is attached)]
- All towns are on the Board and elect an Executive Committee, who reports to the full Board on an annual basis similar to an annual Town Meeting
- Hybrid arrangements, allowing for some political appointees and some members appointed by a
 vote of the member towns, with representation proportionate to either geography or tonnage

The size of the board, currently 11, could be allowed to increase, but the sense is that anything greater than 15 is unwieldy.

Proposed Board of Directors Structure for CRRA

Prepared for the Mid-Connecticut Project

Municipal Advisory Committee (MAC) – Governance Committee

For discussion purposes, the proposed approach consists of the following:

- Five members, one each appointed by the Governor and the four legislative leaders. The Board members elect the Chairman of the Board for a two-year term, with a maximum duration as Chairman of four years. All appointees in this category must be municipal officials.
- Five members appointed by the three participating projects. The Mid-Connecticut Project
 member towns shall elect three members through the MAC, and the Southwest Division and
 Southeast Project towns would elect one each. None of these individuals may be from towns
 that already have a Board member appointed by the political leaders and all of them must be
 municipal officials.
- Five members appointed by a simple vote of all member towns. Two of these members shall be from towns in excess of 30,000 population and the other three shall be from towns below that figure. However, again, none of these individuals may be from towns that already are represented on the Board and all of them must be municipal officials.
- A schedule that provides for staggered terms for the reconstituted board must be established so that five members are up for re-election or reappointment every two years. The maximum number of years a board member shall be allowed to serve shall be eight years in total.
- If a board member is no longer a municipal official, he or she must immediately step down and his or her replacement shall be appointed to fill out his or her term in the same manner as the original board member.
- A "Municipal Official" shall be defined as a Mayor, First Selectman, Town Manager or the equivalent of these positions.

Assuming the committee agrees with this outline, the next step is to flesh out with additional details as necessary to discuss with the current board and present to the full MAC for action.



ADOPTED FEBRUARY 16, 2011

MID-CONNECTICUT PROJECT MUNICIPAL ADVISORY COMMITTEE RESOLUTION ADOPTING THE RECOMMENDATION OF ITS COMMITTEE ON GOVERNANCE OF THE CONNECTICUT RESOURCES RECOVERY AUTHORITY

WHEREAS, the Connecticut Resources Recovery Authority ("CRRA") is governed by a Board of Directors ("CRRA Board") created by Public Act 02-46 enacted by the General Assembly in 2002, and

WHEREAS, Connecticut General Statutes Section 22a-261(c) specifies the Board must include at least five municipal officials, and

WHEREAS, leaders of some Mid-Connecticut Project cities and towns are not satisfied with the level of municipal representation on the CRRA Board, and

WHEREAS, any changes to the structure of the CRRA Board would require an act of the General Assembly, and

WHEREAS, on November 17, 2010, the Mid-Connecticut Project Municipal Advisory Committee ("MAC") adopted a Resolution ("Resolution") to establish a Committee on Governance to address those concerns, and

WHEREAS, the Resolution called for the Committee on Governance to recommend changes to the structure of the CRRA Board and discuss those changes with members of the current Board in the hopes of agreeing on changes that would be proposed to the General Assembly, now

BE IT RESOLVED that the Mid-Connecticut Project Municipal Advisory Committee adopts the recommendation of the Committee on Governance as presented and discussed at the MAC meeting of February 16, 2011, and

BE IT FURTHER RESOLVED that, as stipulated in the Resolution, the Committee on Governance will ask the MAC to endorse any agreement reached with CRRA before said agreement is submitted to the General Assembly.

RECOMMENDATION OF THE COMMITTEE ON GOVERNANCE

The Committee on Governance consisted of:
Donald Stein, Barkhamsted – Co-chairman
Thomas Gormley, Middlebury – Co-chairman
Richard Barlow, Canton
John Adams, Granby
Sydney Schulman, Bloomfield
Thomas Marsh, Chester
Melody Currey, East Hartford*
Robert Congdon, Preston
Susan Bransfield, Portland

* – Ms. Currey resigned after being appointed Commissioner of Motor Vehicles and was replaced by Ms. Bransfield.

The approach approved by the Committee on Governance consists of the following changes to the methodology by which the CRRA Board of Directors would be appointed:

- Five members, one each appointed by the Governor and the four legislative leaders. All appointees in this category must be municipal officials.
- Ten members shall be elected by a simple vote of representatives of all towns having a contractual relationship with CRRA. Three of these members shall be from towns whose population is greater than 30,000, one of which shall be a representative of the City of Hartford. The other seven members shall be from towns whose population is less than 30,000. No more than six of these Board members shall be from the existing Mid-Connecticut Project towns. None of these individuals may be from towns that already are represented on the Board and all of them must be municipal officials.
- The Board members shall elect the Chairman of the Board for a two-year term, with a maximum duration as Chairman of four years.
- A schedule that provides for staggered terms for the reconstituted board must be established so that five members are up for re-election or reappointment every two years. Therefore, the initially elected board will have five members with terms of two years and five members with terms of four years. After the initial election, terms shall be for a period of four years. The maximum number of years a board member shall be allowed to serve shall be eight years in total.
- If a board member is no longer a municipal official, he or she must immediately step down and his or her replacement shall be appointed by a general election to fill out the open term in the same manner as the original board member was elected.
- A "Municipal Official" shall be defined as a Mayor, First Selectman, Town Manager, or Chief Financial Officer or the equivalent of these positions, with the exception of the City of Hartford, which may appoint its member by action of that city's legislative body.



WORKING DRAFT

General Assembly

Amendment

January Session, 2011

LCO No. 8028

SB0117008 028

Offered by:

To: Subst. Senate Bill No. 1170

File No. 463

Cal. No.

THE OF "AN ACT CONCERNING **MEMBERSHIP** THE CONNECTICUT RESOURCES RECOVERY AUTHORITY'S BOARD OF DIRECTORS."

- 1 Strike everything after the enacting clause and substitute the 2 following in lieu thereof:
- 3 "Section 1. Section 22a-261 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2011*): 4
- 5 (a) There is hereby established and created a body politic and corporate, constituting a public instrumentality and political 6 subdivision of the state of Connecticut established and created for the 7 performance of an essential public and governmental function, to be
- 8 9 known as the Connecticut Resources Recovery Authority. The
- 10 authority shall not be construed to be a department, institution or
- 11 agency of the state.
- 12 (b) On and before May 31, 2002, the powers of the authority shall be 13 vested in and exercised by a board of directors, which shall consist of

14 twelve directors: Four appointed by the Governor and two ex-officio 15 members, who shall have a vote including the Commissioner of 16 Transportation and the Commissioner of Economic and Community 17 Development; two appointed by the president pro tempore of the 18 Senate, two by the speaker of the House, one by the minority leader of 19 the Senate and one by the minority leader of the House of 20 Representatives. Any such legislative appointee may be a member of 21 the General Assembly. The directors appointed by the Governor under 22 this subsection shall serve for terms of four years each, from January 23 first next succeeding their appointment, provided, of the directors first 24 appointed, two shall serve for terms of two years, and two for terms of 25 four years, from January first next succeeding their appointment. Any 26 vacancy occurring under this subsection other than by expiration of 27 term shall be filled in the same manner as the original appointment for 28 the balance of the unexpired term. Of the four members appointed by 29 the Governor under this subsection, two shall be first selectmen, 30 mayors or managers of Connecticut municipalities; one from a 31 municipality with a population of less than fifty thousand, one from a 32 municipality of over fifty thousand population; two shall be public 33 members without official governmental office or status with extensive 34 high-level experience in municipal or corporate finance or business or 35 industry, provided not more than two of such appointees shall be 36 members of the same political party. The chairman of the board under 37 this subsection shall be appointed by the Governor, with the advice 38 and consent of both houses of the General Assembly and shall serve at 39 the pleasure of the Governor. Notwithstanding the provisions of this 40 subsection, the terms of all members of the board of directors who are 41 serving on May 31, 2002, shall expire on said date.

(c) [On and after] <u>From June 1, 2002, to June 30, 2011, inclusive,</u> the powers of the authority shall be vested in and exercised by a board of directors, which shall consist of eleven directors as follows: Three appointed by the Governor, one of whom shall be a municipal official of a municipality having a population of fifty thousand or less and one of whom shall have extensive, high-level experience in the energy

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Amendment

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field; two appointed by the president pro tempore of the Senate, one of whom shall be a municipal official of a municipality having a population of more than fifty thousand and one of whom shall have extensive high-level experience in public or corporate finance or business or industry; two appointed by the speaker of the House of Representatives, one of whom shall be a municipal official of a municipality having a population of more than fifty thousand and one of whom shall have extensive high-level experience in public or corporate finance or business or industry; two appointed by the minority leader of the Senate, one of whom shall be a municipal official of a municipality having a population of fifty thousand or less and one of whom shall have extensive high-level experience in public or corporate finance or business or industry; two appointed by the minority leader of the House of Representatives, one of whom shall be a municipal official of a municipality having a population of fifty thousand or less and one of whom shall have extensive, high-level experience in the environmental field. No director may be a member of the General Assembly. Not more than two of the directors appointed by the Governor shall be members of the same political party. The appointed directors shall serve for terms of four years each, provided, of the directors first appointed for terms beginning on June 1, 2002, (1) two of the directors appointed by the Governor, one of the directors appointed by the president pro tempore of the Senate, one of the directors appointed by the speaker of the House of Representatives, one of the directors appointed by the minority leader of the Senate and one of the directors appointed by the minority leader of the House of Representatives shall serve an initial term of two years and one month, and (2) the other appointed directors shall serve an initial term of four years and one month. The appointment of each director for a term beginning on or after June 1, 2004, shall be made with the advice and consent of both houses of the General Assembly. The Governor shall designate one of the directors to serve as chairperson of the board, with the advice and consent of both houses of the General Assembly. The chairperson of the board shall serve at the pleasure of the Governor. Any appointed director who fails to attend three consecutive meetings of the board or who fails to attend fifty per cent of all meetings of the board held during any calendar year shall be deemed to have resigned from the board. Any vacancy occurring other than by expiration of term shall be filled in the same manner as the original appointment for the balance of the unexpired term. As used in this subsection, "municipal official" means the first selectman, mayor, city or town manager or chief financial officer of a municipality that has entered into a solid waste disposal services contract with the authority and pledged the municipality's full faith and credit for the payment of obligations under such contract. Notwithstanding the provisions of this subsection, the terms of all members on the board of directors who are serving on June 30, 2011, shall expire upon appointment of the board pursuant to subsection (d) of this section.

(d) On and after July 1, 2011, the powers of the authority shall be vested in and exercised by a board of directors, which shall consist of fifteen directors as follows: Five municipal officials, one each appointed by the Governor, the president pro tempore of the Senate, the speaker of the House of Representatives, the minority leader of the Senate and the minority leader of the House of Representatives; five representatives of municipalities having a population of thirty thousand or more, each of whom shall be elected by the vote of all municipalities having a contractual relationship with the authority; and five representatives of municipalities having a population of less than thirty thousand, each of whom shall be elected by the vote of all municipalities having a contractual relationship with the authority. No more than six of the ten directors elected to the board may be from municipalities served by the authority's Mid-Connecticut Project. The appointed directors shall serve for terms of four years each, provided, of the directors first appointed for terms beginning on July 1, 2011, the directors appointed by the president pro tempore of the Senate and the speaker of the House of Representatives shall serve an initial term of two years and one month and the other appointed directors shall serve an initial term of four years and one month. Five of the elected directors shall serve an initial term of two years and five of the elected

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directors shall serve an initial term of four years. No director shall serve more than eight consecutive years. The Governor shall appoint one of the directors to serve as chairperson of the board who shall serve at the pleasure of the Governor. Any director who fails to attend three consecutive meetings of the board or who fails to attend fifty per cent of all meetings of the board held during any calendar year shall be deemed to have resigned from the board. Any vacancy occurring other than by expiration of term shall be filled in the same manner as the original appointment for the balance of the unexpired term. As used in this subsection, "municipal official" means the first selectman, mayor, city or town manager or chief financial officer of a municipality that has entered into a solid waste disposal services contract with the authority and pledged the municipality's full faith and credit for the payment of obligations under such contract. Appointments pursuant to this subsection shall be made within ninety days of the effective date of this section.

- [(d)] (e) The chairperson shall, with the approval of the directors, appoint a president of the authority who shall be an employee of the authority and paid a salary prescribed by the directors. The president shall supervise the administrative affairs and technical activities of the authority in accordance with the directives of the board.
- [(e)] (f) Each director shall be entitled to reimbursement for said director's actual and necessary expenses incurred during the performance of said director's official duties.
- [(f)] (g) Directors may engage in private employment, or in a profession or business, subject to any applicable laws, rules and regulations of the state or federal government regarding official ethics or conflict of interest.
- [(g) Six] (h) Eight directors of the authority shall constitute a quorum for the transaction of any business or the exercise of any power of the authority, provided, two directors from municipal government shall be present in order for a quorum to be in attendance.

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For the transaction of any business or the exercise of any power of the authority, and except as otherwise provided in this chapter, the authority shall have power to act by a majority of the directors present at any meeting at which a quorum is in attendance. If the legislative body of a municipality that is the site of a facility passes a resolution requesting the Governor to appoint a resident of such municipality to be an ad hoc member, the Governor shall make such appointment upon the next vacancy for the ad hoc members representing such facility. The Governor shall appoint with the advice and consent of the General Assembly ad hoc members to represent each facility operated by the authority, with the exception of the Mid-Connecticut Waste-to-Energy Facility, provided at least one-half of such members shall be chief elected officials of municipalities, or their designees. Each such facility shall be represented by two such members. The ad hoc members shall be electors from a municipality or municipalities in the area to be served by the facility and shall vote only on matters concerning such facility. The terms of the ad hoc members shall be four years.

I(h) There is established, effective June 1, 2002, a steering committee of the board of directors, consisting of at least three but not more than five directors, who shall be jointly appointed by the Governor, the president pro tempore of the Senate and the speaker of the House of Representatives. Said committee shall consist of at least one director who is a municipal official, as defined in subsection (c) of this section. The steering committee shall forthwith establish a financial restructuring plan for the authority, subject to the approval of the board of directors, and shall implement said plan. The financial restructuring plan shall determine the financial condition of the authority and provide for mitigation of the impact of the Connecticut Resources Recovery Authority-Enron-Connecticut Light and Power Company transaction on municipalities which have entered into solid waste disposal services contracts with the authority. The steering committee shall also review all aspects of the authority's finances and administration, including but not limited to, tipping fees and

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adjustments to such fees, the annual budget of the authority, any budget transfers, any use of the authority's reserves, all contracts entered into by or on behalf of the authority, including but not limited to, an assessment of the alignment of interests between the authority and the authority's contractors, all financings or restructuring of debts, any sale or other disposition or valuation of assets of the authority, including sales of electricity and steam, any joint ventures and strategic partnerships, and the initiation and resolution of litigation, arbitration and other disputes. The steering committee (1) shall have access to all information, files and records maintained by the authority, (2) may retain consultants and utilize other resources necessary to carry out its responsibilities under this subsection, which have a total cost of not more than five hundred thousand dollars, without the approval of the board of directors, and may draw on accounts of the authority for such costs, and (3) shall submit a report to the board of directors and the General Assembly, in accordance with section 11-4a, on its findings, progress and recommendations for future action by the board of directors in carrying out the purposes of this subsection, not later than December 31, 2002. Said report shall also include a report on any loans made to the authority under section 22a-268d. The steering committee shall terminate on December 31, 2002, unless extended by the board.

- (i) The board may delegate to three or more directors such board powers and duties as it may deem necessary and proper in conformity with the provisions of this chapter and its bylaws. At least one of such directors shall be a municipal official, as defined in subsection (c) of this section, and at least one of such directors shall not be a state employee.
- (j) Appointed directors may not designate a representative to perform in their absence their respective duties under this chapter.
- (k) The term "director", as used in this section, shall include such persons so designated as provided in this section and this designation shall be deemed temporary only and shall not affect any applicable

civil service or retirement rights of any person so designated.

- (l) The appointing authority for any director may remove such director for inefficiency, neglect of duty or misconduct in office after giving the director a copy of the charges against the director and an opportunity to be heard, in person or by counsel, in the director's defense, upon not less than ten days' notice. If any director shall be so removed, the appointing authority for such director shall file in the office of the Secretary of the State a complete statement of charges made against such director and the appointing authority's findings on such statement of charges, together with a complete record of the proceedings.
- (m) The authority shall continue as long as it has bonds or other obligations outstanding and until its existence is terminated by law. Upon the termination of the existence of the authority, all its rights and properties shall pass to and be vested in the state of Connecticut.
- (n) The directors, members and officers of the authority and any person executing the bonds or notes of the authority shall not be liable personally on such bonds or notes or be subject to any personal liability or accountability by reason of the issuance thereof, nor shall any director, member or officer of the authority be personally liable for damage or injury, not wanton or wilful, caused in the performance of such person's duties and within the scope of such person's employment or appointment as such director, member or officer.
- (o) Notwithstanding provisions of this section to the contrary, within ninety days of the effective date of this section, the power and authority to make any and all decisions concerning or affecting the Mid-Connecticut Project shall be vested in and exercised by seven members, hereinafter, the Mid-Connecticut Board, of the authority board of directors established under subsection (d) of this section, all of whom from municipalities served by the Mid-Connecticut Project, and including the representative elected by the Court of Common Council of the city of Hartford. In the event more than seven members

of the authority board of directors are from municipalities served by the Mid-Connecticut Project, the seven members of the Mid-Connecticut Board shall include the representative elected by the Court of Common Council of the city of Hartford and six authority board of director members from municipalities served by the Mid-Connecticut Project, elected by those board of director members whose municipalities are served by the Mid-Connecticut Project and who were elected by a vote of all municipalities having a contractual relationship with the authority. Any action taken by the Mid-Conn Board, unless otherwise contrary to law, shall be binding upon the authority. Four members of the Mid-Conn Board shall constitute a quorum for the transaction of any business or the exercise of any of its powers, said board shall act by a majority of the directors present at any meeting at which a quorum is in attendance. The members of the Mid-Conn Board shall choose, by majority vote, one member to serve as chairperson. The provisions of subsections (f), (g), (j) and (n) of this section shall apply to the Mid-Connecticut Board and its members. Members of the Mid-Connecticut Board shall serve terms and be subject to term limits established under subsection (d) of this section.

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[(o)] (p) Notwithstanding the provisions of any other law to the contrary, it shall not constitute a conflict of interest for a trustee, director, partner or officer of any person, firm or corporation, or any individual having a financial interest in a person, firm or corporation, to serve as a director of the authority, provided such trustee, director, partner, officer or individual shall abstain from deliberation, action or vote by the authority in specific respect to such person, firm or corporation.

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Sec. 2. (Effective from passage) Until such time as the board of directors established pursuant to subsection (d) of section 1 of this act is constituted, there shall be a moratorium prohibiting the authority from entering into any agreement or extending any existing agreement relating in any way to the Mid-Connecticut Trash to Energy Facility, or

Comment [JP1]: 22a-00--0261---K;;;;;;

sSB 1170 WORKING DRAFT Amendment

any component thereof. Without limiting the scope of the foregoing, this prohibition shall extend to municipal service agreements. Any such agreement entered into or executed during the moratorium shall be void. Notwithstanding the provisions of this section, in the event of any emergency declared or subsequently ratified by the authority concerning said facility, said authority may contract with third parties, public or private, for any purpose relating to such emergency, provided the term of any such contract shall not extend for a period of more than ninety days after such emergency is declared or ratified.

This act shal	l take effect as foll	ows and shall amend the following
sections:		
Section 1	Iulu 1 2011	22a-261

New section

from passage

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Sec. 2

Draft as amended by the Mid-Connecticut Project Municipal Advisory Committee on June 2, 2011 -approved 26-8 by electronic balloting June 3-6, 2011



WORKING DRAFT

General Assembly

Amendment

January Session, 2011

LCO No. 8028

*SB0117008

Offered by:

To: Subst. Senate Bill No. 1170

File No. 463

Cal. No.

"AN ACT CONCERNING THE MEMBERSHIP OF THE CONNECTICUT RESOURCES RECOVERY AUTHORITY'S BOARD OF DIRECTORS."

- 1 Strike everything after the enacting clause and substitute the
- 2 following in lieu thereof:
- 3 "Section 1. Section 22a-261 of the general statutes is repealed and the
- 4 following is substituted in lieu thereof (*Effective July 1, 2011*):
- 5 (a) There is hereby established and created a body politic and
- 6 corporate, constituting a public instrumentality and political
- 7 subdivision of the state of Connecticut established and created for the
- 8 performance of an essential public and governmental function, to be
- 9 known as the Connecticut Resources Recovery Authority. The
- authority shall not be construed to be a department, institution or
- 11 agency of the state.
- 12 (b) On and before May 31, 2002, the powers of the authority shall be

13 vested in and exercised by a board of directors, which shall consist of 14 twelve directors: Four appointed by the Governor and two ex-officio 15 members, who shall have a vote including the Commissioner of 16 Transportation and the Commissioner of Economic and Community 17 Development; two appointed by the president pro tempore of the 18 Senate, two by the speaker of the House, one by the minority leader of 19 the Senate and one by the minority leader of the House of Representatives. Any such legislative appointee may be a member of 20 21 the General Assembly. The directors appointed by the Governor under 22 this subsection shall serve for terms of four years each, from January 23 first next succeeding their appointment, provided, of the directors first 24 appointed, two shall serve for terms of two years, and two for terms of 25 four years, from January first next succeeding their appointment. Any 26 vacancy occurring under this subsection other than by expiration of 27 term shall be filled in the same manner as the original appointment for 28 the balance of the unexpired term. Of the four members appointed by 29 the Governor under this subsection, two shall be first selectmen, mayors or managers of Connecticut municipalities; one from a 30 31 municipality with a population of less than fifty thousand, one from a 32 municipality of over fifty thousand population; two shall be public 33 members without official governmental office or status with extensive 34 high-level experience in municipal or corporate finance or business or 35 industry, provided not more than two of such appointees shall be 36 members of the same political party. The chairman of the board under 37 this subsection shall be appointed by the Governor, with the advice 38 and consent of both houses of the General Assembly and shall serve at 39 the pleasure of the Governor. Notwithstanding the provisions of this 40 subsection, the terms of all members of the board of directors who are 41 serving on May 31, 2002, shall expire on said date.

(c) [On and after] <u>From June 1, 2002, to June 30, 2011, inclusive,</u> the powers of the authority shall be vested in and exercised by a board of directors, which shall consist of eleven directors as follows: Three appointed by the Governor, one of whom shall be a municipal official

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of a municipality having a population of fifty thousand or less and one of whom shall have extensive, high-level experience in the energy field; two appointed by the president pro tempore of the Senate, one of whom shall be a municipal official of a municipality having a population of more than fifty thousand and one of whom shall have extensive high-level experience in public or corporate finance or business or industry; two appointed by the speaker of the House of Representatives, one of whom shall be a municipal official of a municipality having a population of more than fifty thousand and one of whom shall have extensive high-level experience in public or corporate finance or business or industry; two appointed by the minority leader of the Senate, one of whom shall be a municipal official of a municipality having a population of fifty thousand or less and one of whom shall have extensive high-level experience in public or corporate finance or business or industry; two appointed by the minority leader of the House of Representatives, one of whom shall be a municipal official of a municipality having a population of fifty thousand or less and one of whom shall have extensive, high-level experience in the environmental field. No director may be a member of the General Assembly. Not more than two of the directors appointed by the Governor shall be members of the same political party. The appointed directors shall serve for terms of four years each, provided, of the directors first appointed for terms beginning on June 1, 2002, (1) two of the directors appointed by the Governor, one of the directors appointed by the president pro tempore of the Senate, one of the directors appointed by the speaker of the House of Representatives, one of the directors appointed by the minority leader of the Senate and one of the directors appointed by the minority leader of the House of Representatives shall serve an initial term of two years and one month, and (2) the other appointed directors shall serve an initial term of four years and one month. The appointment of each director for a term beginning on or after June 1, 2004, shall be made with the advice and consent of both houses of the General Assembly. The Governor shall designate one of the directors to serve as chairperson of the board,

with the advice and consent of both houses of the General Assembly. The chairperson of the board shall serve at the pleasure of the Governor. Any appointed director who fails to attend three consecutive meetings of the board or who fails to attend fifty per cent of all meetings of the board held during any calendar year shall be deemed to have resigned from the board. Any vacancy occurring other than by expiration of term shall be filled in the same manner as the original appointment for the balance of the unexpired term. As used in this subsection, "municipal official" means the first selectman, mayor, city or town manager or chief financial officer of a municipality that has entered into a solid waste disposal services contract with the authority and pledged the municipality's full faith and credit for the payment of obligations under such contract. Notwithstanding the provisions of this subsection, the terms of all members on the board of directors who are serving on June 30, 2011, shall expire upon appointment of the board pursuant to subsection (d) of this section.

(d) On and after July 1, 2011, the powers of the authority shall be vested in and exercised by a board of directors, which shall consist of fifteen directors as follows: Five municipal officials, one each appointed by the Governor, the president pro tempore of the Senate, the speaker of the House of Representatives, the minority leader of the Senate and the minority leader of the House of Representatives; five representatives of municipalities having a population of thirty thousand or more, one of which shall be a representative of the City of Hartford, each of whom shall be elected by the vote of all municipalities having a contractual relationship with the authority; and five representatives of municipalities having a population of less than thirty thousand, each of whom shall be elected by the vote of all municipalities having a contractual relationship with the authority. No more than six of the ten directors elected to the board may be from municipalities served by the authority's Mid-Connecticut Project. The appointed directors shall serve for terms of four years each, provided, of the directors first appointed for terms beginning on July 1, 2011, the directors appointed by the president pro tempore of the Senate and the speaker of the House of Representatives shall serve an initial

Comment [PN1]: Added per discussion at M-CPMAC meeting June 2, 2011

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117	term	of two years and one month and the o	ther appointed	
118		tors shall serve an initial term of four y		
119	Five o	of the elected directors shall serve an in	nitial term of two	
120	years	and five of the elected directors shall	serve an initial term	
121	of for	ır years. No director shall serve more t	han eight	
122	conse	cutive years. The Governor shall appo	int one of the	
123		tors to serve as chairperson of the boar		
124	_	leasure of the Governor. Any director		
125		consecutive meetings of the board or		
126		per cent of all meetings of the board he	9 3	
127		dar year shall be deemed to have resig		
128	•	vacancy occurring other than by expira		
129		in the same manner as the original ap		
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131		icipal official" means the first selectma	2	
132 133		manager or chief financial officer of a		
134		ntered into a solid waste disposal serv ority and pledged the municipality's fu		
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136		otion of the City of Hartford, which ma		
137		ber by action of that city's legislative b		Commen
138		nents pursuant to this subsection sh		CPMAC r
139		of the effective date of this section.	de litere William	
139	imiety days	of the effective date of this section.		
140	[(d)] <u>(e)</u> [The chairperson shall, with the appro	oval of the directors,	
141	appoint a p	resident of the authority who shall be	e an employee of the	
142	authority ar	nd paid a salary prescribed by the dire	ectors. The president	
143	shall superv	ise the administrative affairs and tech	nical activities of the	
144	authority in	accordance with the directives of the b	ooard.	
145	[(a)] (A) [Each director shall be entitled to rein	nhungament for said	
	= (/= ++			
146		actual and necessary expenses in	curred during the	
147	performance	e of said director's official duties.		
148	[(f)] <u>(g)</u>	Directors may engage in private en	mployment, or in a	

Comment [PN2]: Added per discussion at M-CPMAC meeting June 2, 2011.

or conflict of interest.

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150 151 profession or business, subject to any applicable laws, rules and regulations of the state or federal government regarding official ethics

[(g) Six] (h) Eight directors of the authority shall constitute a quorum for the transaction of any business or the exercise of any power of the authority, provided, two directors from municipal government shall be present in order for a quorum to be in attendance. For the transaction of any business or the exercise of any power of the authority, and except as otherwise provided in this chapter, the authority shall have power to act by a majority of the directors present at any meeting at which a quorum is in attendance. If the legislative body of a municipality that is the site of a facility passes a resolution requesting the Governor to appoint a resident of such municipality to be an ad hoc member, the Governor shall make such appointment upon the next vacancy for the ad hoc members representing such facility. The Governor shall appoint with the advice and consent of the General Assembly ad hoc members to represent each facility operated by the authority, with the exception of the Mid Connecticut Waste to Energy Facility, provided at least one half of such members shall be chief elected officials of municipalities, or their designees. Each such facility shall be represented by two such members. The ad hoc members shall be electors from a municipality or municipalities in the area to be served by the facility and shall vote only on matters concerning such facility. The terms of the ad hoc members shall be four years.

Comment [PN3]: Deleted per discussion at M-CPMAC meeting June 2, 2011.

[(h) There is established, effective June 1, 2002, a steering committee of the board of directors, consisting of at least three but not more than five directors, who shall be jointly appointed by the Governor, the president pro tempore of the Senate and the speaker of the House of Representatives. Said committee shall consist of at least one director who is a municipal official, as defined in subsection (c) of this section. The steering committee shall forthwith establish a financial restructuring plan for the authority, subject to the approval of the board of directors, and shall implement said plan. The financial restructuring plan shall determine the financial condition of the authority and provide for mitigation of the impact of the Connecticut

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Resources Recovery Authority-Enron-Connecticut Light and Power Company transaction on municipalities which have entered into solid waste disposal services contracts with the authority. The steering committee shall also review all aspects of the authority's finances and administration, including but not limited to, tipping fees and adjustments to such fees, the annual budget of the authority, any budget transfers, any use of the authority's reserves, all contracts entered into by or on behalf of the authority, including but not limited to, an assessment of the alignment of interests between the authority and the authority's contractors, all financings or restructuring of debts, any sale or other disposition or valuation of assets of the authority, including sales of electricity and steam, any joint ventures and strategic partnerships, and the initiation and resolution of litigation, arbitration and other disputes. The steering committee (1) shall have access to all information, files and records maintained by the authority, (2) may retain consultants and utilize other resources necessary to carry out its responsibilities under this subsection, which have a total cost of not more than five hundred thousand dollars, without the approval of the board of directors, and may draw on accounts of the authority for such costs, and (3) shall submit a report to the board of directors and the General Assembly, in accordance with section 11-4a, on its findings, progress and recommendations for future action by the board of directors in carrying out the purposes of this subsection, not later than December 31, 2002. Said report shall also include a report on any loans made to the authority under section 22a-268d. The steering committee shall terminate on December 31, 2002, unless extended by the board.]

(i) The board may delegate to three or more directors such board powers and duties as it may deem necessary and proper in conformity with the provisions of this chapter and its bylaws. At least one of such directors shall be a municipal official, as defined in subsection (c) of this section, and at least one of such directors shall not be a state employee.

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- (j) Appointed directors may not designate a representative to perform in their absence their respective duties under this chapter.
 - (k) The term "director", as used in this section, shall include such persons so designated as provided in this section and this designation shall be deemed temporary only and shall not affect any applicable civil service or retirement rights of any person so designated.
- (l) The appointing authority for any director may remove such director for inefficiency, neglect of duty or misconduct in office after giving the director a copy of the charges against the director and an opportunity to be heard, in person or by counsel, in the director's defense, upon not less than ten days' notice. If any director shall be so removed, the appointing authority for such director shall file in the office of the Secretary of the State a complete statement of charges made against such director and the appointing authority's findings on such statement of charges, together with a complete record of the proceedings.
- (m) The authority shall continue as long as it has bonds or other obligations outstanding and until its existence is terminated by law. Upon the termination of the existence of the authority, all its rights and properties shall pass to and be vested in the state of Connecticut.
- (n) The directors, members and officers of the authority and any person executing the bonds or notes of the authority shall not be liable personally on such bonds or notes or be subject to any personal liability or accountability by reason of the issuance thereof, nor shall any director, member or officer of the authority be personally liable for damage or injury, not wanton or wilful, caused in the performance of such person's duties and within the scope of such person's employment or appointment as such director, member or officer.
- (b) Notwithstanding provisions of this section to the contrary, within ninety days of the effective date of this section, the power and authority to make any and all decisions concerning or affecting the

Mid-Connecticut Project shall be vested in and exercised by seven members, hereinafter, the Mid Connecticut Board, of the authority board of directors established under subsection (d) of this section, all of whom from municipalities served by the Mid-Connecticut Project, and including the representative elected by the Court of Common Council of the city of Hartford. In the event more than seven members of the authority board of directors are from municipalities served by the Mid-Connecticut Project, the seven members of the Mid-Connecticut Board shall include the representative elected by the Court of Common Council of the city of Hartford and six authority board of director members from municipalities served by the Mid-Connecticut Project, elected by those board of director members whose municipalities are served by the Mid Connecticut Project and who were elected by a vote of all municipalities having a contractual relationship with the authority. Any action taken by the Mid Conn Board, unless otherwise contrary to law, shall be binding upon the authority. Four members of the Mid-Conn Board shall constitute a guorum for the transaction of any business or the exercise of any of its powers, said board shall act by a majority of the directors present at any meeting at which a quorum is in attendance. The members of the Mid-Conn Board shall choose, by majority vote, one member to serve as chairperson. The provisions of subsections (f), (g), (i) and (n) of this section shall apply to the Mid Connecticut Board and its members. Members of the Mid-Connecticut Board shall serve terms and be subject to term limits established under subsection (d) of this section

Comment [PN4]: Deleted per discussion at M-CPMAC meeting June 2, 2011.

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[(o)] (p) Notwithstanding the provisions of any other law to the contrary, it shall not constitute a conflict of interest for a trustee, director, partner or officer of any person, firm or corporation, or any individual having a financial interest in a person, firm or corporation, to serve as a director of the authority, provided such trustee, director, partner, officer or individual shall abstain from deliberation, action or vote by the authority in specific respect to such person, firm or

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Comment [JP5]: 22a-00--0261---K;;;;;;

Sec. 2. (Effective from passage) Until such time as the board of directors established pursuant to subsection (d) of section 1 of this act is constituted, there shall be a moratorium prohibiting the authority from entering into any agreement or extending any existing agreement relating in any way to the Mid-Connecticut Trash to Energy Facility, or any component thereof. Without limiting the scope of the foregoing, this prohibition shall extend to municipal service agreements. Any such agreement entered into or executed during the moratorium shall be void. Notwithstanding the provisions of this section, in the event of any emergency declared or subsequently ratified by the authority concerning said facility, said authority may contract with third parties, public or private, for any purpose relating to such emergency, provided the term of any such contract shall not extend for a period of more than ninety days after such emergency is declared or ratified.

Comment [PN6]: Deleted per discussion at M-CPMAC meeting June 2, 2011.

This act shall take effect as follows and shall amend the following sections:

Section 1	July 1, 2011	22a-261
Sec. 2	from passage	New section

Mid-Connecticut Project Municipal Advisory Committee Electronic voting June 3-6, 2011

Town/City	First Name	Last Name	Title	Delegate	Appprove	Disapprove
Avon	Brandon	Robertson	Town Manager			
Barkhamsted	Donald	Stein	First Selectman		Х	
Beacon Falls	Susan	Cable	First Selectman			
Bethlehem	Jeffrey	Hamel	First Selectman			
Bloomfield	Louie	Chapman	Town Manager	Sydney Schulman, Mayor / PRO1Y John Adams	Х	
Bolton	Robert	Morra	First Selectman	Joyce Stille, Administrator / PRO1Y Bonnie Therrien		
Canaan	Patricia	Mechare	First Selectman			
Canton	Richard	Barlow	First Selectman		Х	
Chester	Thomas	Marsh	First Selectman			Х
Clinton	William	Fritz	First Selectman			Х
Colebrook	Thomas	McKeon	First Selectman			
Cornwall	Gordon	Ridgway	First Selectman			
Coventry	John	Elsesser	Town Manager		Х	
Cromwell	John	Flanders	First Selectman		Х	
Deep River	Richard	Smith	First Selectman			
Durham	Laura	Francis	First Selectman			
East Granby	James	Hayden	First Selectman		Х	
East Hampton	Robert	Drewry	Town Manager			
East Hartford	Marcia	Leclerc	Mayor		Х	
East Windsor	Denise	Menard	First Selectman			
Ellington	Maurice	Blanchette	First Selectman			
Enfield	Matthew	Coppler	Town Manager			
Essex	Philip	Miller	First Selectman			
Farmington	Kathleen	Eagen	Town Manager		Х	
Glastonbury	Richard	Johnson	Town Manager	Michael Bisi, Superintendent of Sanitation		
Goshen	Robert	Valentine	First Selectman			
Granby	William	Smith	Town Manager	John Adams, First Selectman	Х	
Guilford	Joseph	Mazza	First Selectman			
Haddam	Paul	DeStefano	First Selectman			
Hartford	Pedro	Segarra	Mayor	Bob Painter, Court of Common Council	Х	
Harwinton	Frank	Chiaramonte	First Selectman	Vote to approve received after the deadline		
Hebron	Bonnie	Therrien	Town Manager		Х	
Killingworth	Catherine	lino	First Selectman		X	
Litchfield	Leo	Paul	First Selectman		X	
Lyme	Ralph	Eno	First Selectman		X	
Madison	Fillmore	McPherson	First Selectman			
Manchester	Scott	Shanley	General Manager	Brooks Parker, Environmental Services Manager		Х
Marlborough	Bill	Black	First Selectman	-		
Middlebury	Thomas	Gormley	First Selectman		Х	

Mid-Connecticut Project Municipal Advisory Committee Electronic voting June 3-6, 2011

Town/City	First Name	Last Name	Title	Delegate	Appprove	Disapprove
Middlefield	Jon	Brayshaw	First Selectman			
Naugatuck	Robert	Mezzo	Mayor	Sheila Baummer, Solid Waste and Recycling Coordinator		
New Hartford	Daniel	Jerram	First Selectman			
Newington	John	Salomone	Town Manager		X	
Norfolk	Susan	Dyer	First Selectman	VICE-CHAIRMAN	Х	
North Branford	Richard	Branigan	Town Manager			
North Canaan	Douglas	Humes	First Selectman			
Old Lyme	Timothy	Griswold	First Selectman			Χ
Old Saybrook	Michael	Pace	First Selectman	Vote to disapprove received after the deadline		
Oxford	Mary Ann	Drayton-Rogers	First Selectman	Wayne Watt, Recycling Coordinator		
Portland	Susan	Bransfield	First Selectman		Х	
Rocky Hill	Barbara	Gilbert	Town Manager	Larrye deBear, Town Council		
Roxbury	Barbara	Henry	First Selectman			Χ
Salisbury	Curtis	Rand	First Selectman		Х	
Sharon	Robert	Loucks	First Selectman			
Simsbury	Mary	Glassman	First Selectman	Thomas Roy, Director of Public Works	Х	
South Windsor	Matthew	Galligan	Town Manager			Χ
Southbury	Bill	Davis	First Selectman		Х	
Suffield	Tom	Frenaye	First Selectman		Х	
Thomaston	Edmond	Mone	First Selectman		Х	
Tolland	Steven	Werbner	Town Manager		Х	
Torrington	Ryan	Bingham	Mayor	CHAIRMAN	Х	
Vernon	Jason	McCoy	Mayor	(Vote to approve from John Ward)		
Waterbury	Michael	Jarjura	Mayor			
Watertown	Chuck	Frigon	Town Manager			
West Hartford	Ron	Van Winkle	Town Manager			
Westbrook	Noel	Bishop	First Selectman			
Wethersfield	Jeff	Bridges	Town Manager		Х	
Winchester	Dale	Martin	Town Manager			Χ
Windsor Locks	Steven	Wawruck	First Selectman			Χ
Woodbury	Gerald	Stomski	First Selectman			

ATTACHMENT 8



MID-CONNECTICUT PROJECT MUNICIPAL ADVISORY COMMITTEE RESOLUTION ESTABLISHING ITS SCHEDULE OF MEETINGS FOR 2012

BE IT RESOLVED that the Mid-Connecticut Project Municipal Advisory Committee adopts the following as its schedule of meetings for 2012 as required by Section 1-225(b) of the Connecticut General Statutes:

Wednesday, February 22, 8:30 a.m.

• CRRA Trash Museum, 211 Murphy Road, Hartford

Wednesday, May 23, 8:30 a.m.

• CRRA Trash Museum, 211 Murphy Road, Hartford

Wednesday, August 22, 8:30 a.m.

• CRRA Trash Museum, 211 Murphy Road, Hartford

Monday, November 12, 8:30 a.m.

• CRRA Trash Museum, 211 Murphy Road, Hartford