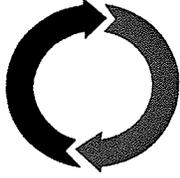


**CRRA
BOARD MEETING
JUNE 23, 2005**



**CONNECTICUT
RESOURCES
RECOVERY
AUTHORITY**

**100 Constitution Plaza • Hartford • Connecticut • 06103 • Telephone (860)757-7700
Fax (860)757-7745**

MEMORANDUM

TO: CRRA Board of Directors
FROM: Kristen Greig, Secretary to the Board/Paralegal
DATE: June 17, 2005
RE: Notice of Meeting

There will be a regular meeting of the Connecticut Resources Recovery Authority Board of Directors held on Thursday, June 23, 2005 at 9:30 a.m. The meeting will be held in the Board Room of 100 Constitution Plaza, Hartford, Connecticut.

Please notify this office of your attendance at (860) 757-7787 at your earliest convenience.

Connecticut Resources Recovery Authority
Board of Directors' Meeting

Agenda

June 23, 2005

9:30 AM

I. Pledge of Allegiance

II. Public Portion

A ½ hour public portion will be held and the Board will accept written testimony and allow individuals to speak for a limit of three minutes. The regular meeting will commence if there is no public input.

III. Minutes

1. Board Action will be sought for the approval of the May 26, 2005 Regular Board Meeting Minutes (Attachment 1).

IV. Recognition of Wheelabrator Bridgeport for the Occupational Health and Safety Administration's Designation of the Bridgeport Project Waste-to-Energy Facility as a STAR Site in their Voluntary Protection Program

V. Project Issues

A. Mid-Connecticut

1. Board Action will be sought regarding City of Waterbury Non-Processible Waste Transportation Services (Attachment 2).
2. Board Action will be sought regarding Delivery of Cover Soils to the Hartford Landfill (Attachment 3).
3. Board Action will sought regarding Expenditures for Odor Monitoring Services at the Mid-Connecticut Waste Processing Facility and Hartford Landfill (Attachment 4).
4. Board Action will be sought regarding an Agreement for Design, Upgrade, Retrofit and Operation/Maintenance Services for the Regional Recycling Center for the Mid-Connecticut Project (Attachment 5).
5. Board Action will be sought regarding an Agreement for the Installation of a Free Blow Addition to the Mid-Connecticut Air Processing System (Attachment 6).

6. Board Action will be sought regarding the Employment of Dvirka and Bartilucci Consulting Engineers to Provide Engineering Consulting Services to Perform a Feasibility Study on Expanding the Mid-Connecticut Waste-to-Energy Facility (Attachment 7).

B. Bridgeport

1. Board Action will be sought regarding Weston Transfer Station Waste Hauling Services (Attachment 8).

C. Wallingford

1. Board Action will be sought regarding Town of Wallingford Resident Drop-Off Acceptable Waste Hauling Services (Attachment 9).

D. General

1. Board Action will be sought regarding the Approval of an Annual Plan of Operations for Fiscal Years 2004, 2005, and 2006 (Attachment 10).

VI. Legal

1. Board Action will be sought regarding Additional Projected Legal Expenditures (Attachment 11).
2. Board Action will be sought regarding Projected Legal Expenditures (Attachment 12).

VII. Chairman's and Committee Reports

A. Policy and Procurement Committee

1. The Policy and Procurement Committee will report on its June 23, 2005 meeting.

VIII. Executive Session

An Executive Session will be held to discuss pending litigation, contract negotiations and personnel matters with appropriate staff.

TAB 1

EXECUTIVE SESSION

Chairman Pace requested a motion to enter into Executive Session to discuss pending litigation, trade secrets, feasibility evaluations regarding CRRA's future development and plans with appropriate staff. The motion made by Director O'Brien and seconded by Director Martland was approved unanimously. Chairman Pace requested that the following people be invited to the Executive Session:

Chairman Pace
Vice-Chairman Cassano
Director Cohn
Director Cooper
Director Francis
Director Jarjura (Present beginning at 10:00 a.m.)
Director Karanian (Present until 12:00 p.m.)
Director Lauretti (Present from 9:45 a.m. until 11:50 a.m.)
Director Martland
Director O'Brien
Director Sullivan

Tom Kirk (Present from 9:50 a.m. to 12:20 p.m.)
Jim Bolduc (Present from 9:50 a.m. to 12:20 p.m.)
Peter Egan (Present from 11:10 a.m. to 12:20 p.m.)
Floyd Gent (Present from 9:50 a.m. to 12:20 p.m.)
Ron Gingerich (Present from 11:30 a.m. to 12:20 p.m.)
Laurie Hunt (Present from 9:50 a.m. to 12:20 p.m.)
Michael Tracey (Present from 11:10 to 11:30 a.m.)

The Executive Session began at 9:40 a.m. and concluded at 12:20 p.m. Chairman Pace noted that no votes were taken.

The meeting was reconvened at 12:20 p.m.

PUBLIC PORTION

Chairman Pace said that the agenda allowed for a public portion in which the Board would accept written testimony and allow individuals to speak for a limit of three minutes.

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

APPROVAL OF THE MINUTES OF THE APRIL 28, 2005 REGULAR BOARD MEETING

Chairman Pace requested a motion to approve the minutes of the April 28, 2005 Regular Board Meeting. The motion was made by Director O'Brien and seconded by Director Cohn.

The minutes as presented were approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION IN APPRECIATION OF VERONICA AIREY WILSON'S SERVICE TO THE CONNECTICUT RESOURCES RECOVERY AUTHORITY AND THE CITIZENS OF THE STATE OF CONNECTICUT

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

WHEREAS, VERONICA AIREY-WILSON served as an Ad-Hoc Director of the Connecticut Resources Recovery Authority as a representative of the Mid-Connecticut Project; and

WHEREAS, Ms. Airey-Wilson's efforts as an Ad-Hoc Director were instrumental in the furtherance of the goals of the Connecticut Resources Recovery Authority of providing environmentally sound solutions and best practices for solid waste disposal and recycling management on behalf of municipalities.

THEREFORE, BE IT RESOLVED: That the Board of Directors hereby expresses its gratitude to VERONICA AIREY-WILSON for her service to the Connecticut Resources Recovery Authority and the citizens of the State of Connecticut

The motion was seconded by Director Cooper.

Chairman Pace stated that, although Ms. Airey-Wilson represented the Mid-Connecticut for a short period of time, he greatly appreciated her participation.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Sherwood Lovejoy, Ad Hoc, Bridgeport	X		
Non Eligible Voters			
NONE			

RESOLUTION REGARDING THE ACKNOWLEDGEMENT OF THE FISCAL YEAR 2006 METROPOLITAN DISTRICT COMMISSION MID-CONNECTICUT PROJECT ANNUAL OPERATING BUDGET

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

RESOLVED: The fiscal year 2006 Metropolitan District Commission Mid-Connecticut Project Annual Operating Budget be acknowledged substantially in the form as presented and discussed at this meeting. In its acknowledgement of this MDC Annual Operating Budget, CRRA does not validate or approve the terms of the foregoing MDC Annual Operating Budget and CRRA reserves its rights to dispute and/or challenge any of the terms of the foregoing MDC Annual Operating Budget, in particular, and without limitation, MDC's statement of Indirect Costs, and in no way waives CRRA's legal or equitable rights. The acknowledgement of this MDC Annual Operating Budget does not preclude CRRA from effectuating the April 19, 2000 Arbitration decision in CRRA versus the MDC including, without limitation, (1) CRRA's unilateral right to hire replacement workers to replace MDC on one or more programs, (2) CRRA's right to a new Indirect Costing Methodology, and (3) CRRA's right to seek recovery of funds previously paid to MDC as Indirect Costs.

The motion was seconded by Director Cooper.

Director O'Brien noted that the resolution was recommended by the Finance Committee.

Director Sullivan informed the Board that CRRA was contractually obligated to approve a budget for MDC and pointed out that doing so gives CRRA an element of control over issues such as reallocation of funds for line items.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING ACKNOWLEDGEMENT OF FISCAL YEAR 2005 MDC BUDGET TRANSFERS

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

RESOLVED: That the following transfers, as requested by the MDC, are acknowledged as substantially presented and discussed at this meeting:

- Transfer \$31,835 from the Waste Transfer and Transportation Administration function to the Transportation function
- Transfer \$142,650 from Waste Processing Facility function to the Landfill function

FURTHER RESOLVED: That CRRA does not acknowledge the request to transfer \$15,800 from the Waste Processing Facility function to the Landfill function to cover additional costs associated with overtime.

FURTHER RESOLVED: In its acknowledgement of these MDC Budget Transfers, CRRA does not validate or approve the terms of the foregoing MDC Budget Transfers and CRRA reserves its rights to dispute and/or challenge any of the terms of the foregoing MDC Budget Transfers, in particular, and without limitation, MDC's statement of Indirect Costs, and in no way waives CRRA's legal or equitable rights. The acknowledgement of these MDC Budget Transfers does not preclude CRRA from

effectuating the April 19, 2000 Arbitration decision in CRRA versus the MDC including, without limitation, (1) CRRA's unilateral right to hire replacement workers to replace MDC on one or more programs, (2) CRRA's right to a new Indirect Costing Methodology, and (3) CRRA's right to seek recovery of funds previously paid to the MDC as Indirect Costs.

The motion was seconded by Director Jarjura.

Director O'Brien noted that the resolution was recommended by the Finance Committee.

Director Sullivan pointed out that there was no bottom line impact as a result of the transfers.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING THE TRANSPORTATION OF PROCESS RESIDUE TO THE WINDSOR LANDFILL

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

RESOLVED: That the President is authorized to enter into Amendment No. 7 to the Agreement for Waste Transportation and Transfer Station and Rolling Stock Operation and Maintenance Services between CRRA and CWPM, LLC for the transportation of Process Residue from the Mid-Connecticut Waste Processing Facility to the Windsor Landfill.

Director Cooper seconded the motion.

Director O'Brien pointed out that the Amendment Summary indicated that 10,000 tons of process residue would be transported for \$8.00 per ton, but noted that the Dollar Value of the Amendment was \$90,000. Director O'Brien asked where the additional \$10,000 was coming from. Mr. Gent responded that the \$8.00 per ton was correct and the \$90,000 was an approximate figure that covered both this fiscal year and next fiscal year. Mr. Gent stated that 10,000 tons was anticipated for FY06 and the additional \$10,000 was allocated for transportation in June of FY05. Mr. Gent pointed out that those were conservative estimates. Mr. Gent said that the actual budget impact was less than the \$90,000 because the actual incremental increase is less than \$3.00 per ton.

Director Martland asked why the services were not bid out. Mr. Gent responded that CWPM's original scope of work included a price for the transportation of process residue from the WPF to the Hartford Landfill, which included maintenance of the roll-off trucks and the roll-off containers. Mr. Gent stated that since CWPM already has that equipment, there would only be an incremental increase to go to the Windsor Landfill rather than the Hartford Landfill. Mr. Gent said that the original contract awarded to CWPM was bid in 2000 and added that, logistically, it would be very difficult to bring in another contractor to provide the necessary number of roll-off containers and to transport the filled containers to Windsor. Mr. Kirk stated that management views this work as an expansion of a scope of work for an existing contract.

The motion previously made and seconded was approved. Director Martland voted nay.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland		X	
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING SPOT WASTE DELIVERY LETTER AGREEMENT BETWEEN THE BRRFOC AND THE CRRA

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

RESOLVED: That the President is authorized to execute reciprocal Letter Agreements between the BRRFOC and CRRA for the delivery of spot waste substantially as presented and discussed at this meeting.

The motion was seconded by Vice-Chairman Cassano.

Mr. Gent explained that CRRA has a long-standing arrangement with the Bristol facility for the delivery and acceptance of spot waste during plant outages. Mr. Gent said that the tipping fee is \$52 per ton, whether the waste is delivered to Bristol or Hartford, and added that if Bristol decided to bring waste to the Torrington Transfer Station, the tipping fee is \$ 65.00.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING COOPERATIVE SERVICES AGREEMENT BETWEEN CONNECTICUT RESOURCES RECOVERY AUTHORITY AND UNITED STATES DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE WILDLIFE SERVICES

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

RESOLVED: That the President is hereby authorized to execute an agreement with the United States Department of Agriculture Animal and Plant Health Inspection Service Wildlife Services for the control of nuisance birds at the Hartford Landfill and Mid-Connecticut Project Waste Processing Facility, substantially as presented and discussed at this meeting.

The motion was seconded by Director Martland.

Director O'Brien stated that he asked for quantitative data showing the improvements when the Board last approved these services and said that he did not see the data in the documents presented. Mr. Egan stated that the data is available and it would be provided. Mr. Kirk noted that the services provided vector relief, which prevented problems with the neighbors.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING SELECTION OF A CONTRACTOR TO PROVIDE INSPECTION AND MAINTENANCE SERVICES FOR THE ASH LEACHATE COLLECTION AND TREATMENT SYSTEM AT THE HARTFORD LANDFILL

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

RESOLVED: That the President is hereby authorized to enter into a contract with Knapp Engineering, PC to provide inspection and maintenance services for the ash leachate collection and treatment system at the Hartford Landfill, substantially as discussed and presented at this meeting.

The motion was seconded by Director Cooper.

Director Martland asked what the other bidder's prices were. Mr. Egan handed out a chart detailing the other bidder's prices. Director O'Brien stated that he would like to see a specific request that the vendor provide written reports on parameters specified by CRRA. Mr. Egan stated that the vendor conducts inspections, which are documented on prescribed checklists. Mr. Egan stated that CRRA would also request summaries of the inspections from the vendor.

Director Martland asked how CRRA controls the costs for time and material. Director O'Brien also noted the figures for the routine and non-routine services and pointed out that the

estimated non-routine figure was almost double the value of the routine services, but said that there was no explanation of what the non-routine services entailed. Mr. Egan responded that the routine services ensured that CRRA was complying with environmental permits that govern the ash landfill. Mr. Egan said that the non-routine services were controlled by CRRA management oversight and stated that, although routine inspections were conducted, problems with the system occur from time to time. Mr. Egan explained that because the system is approximately ten years old problems could include necessary pump repairs, issues with electrical conduit, or issues with the storage tank. Mr. Egan said that when these issues occur, they need to be addressed immediately to ensure that the leachate is managed as it is generated. To further answer Director Martland’s question, Mr. Egan added that the non-routine T&M rates were bid when CRRA determined the panel of vendors for these services. Director Martland stated that the rates should be shown in the contract summary.

Mr. Egan stated that management is seeking Board approval of both routine and non-routine services. Director O’Brien stated that CRRA needs to be careful that the contract summaries are clear.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION TO PROVIDE EDUCATION AND CERTAIN ADMINISTRATIVE SERVICES TO THE SOUTHWEST CONNECTICUT REGIONAL OPERATING COMMITTEE

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

RESOLVED: That the President is hereby authorized to enter into an agreement with the Southwest Connecticut Regional Recycling Operating Committee to provide recycling education services, museum operating services and certain administrative services to the

Southwest Connecticut Regional Recycling Operating Committee substantially in accordance with the terms and conditions as presented and discussed at this meeting.

The motion was seconded by Director Cooper.

Director Lovejoy expressed his support for the resolution. Mr. Kirk noted that the SWEROC Board recommended the resolution. Mr. Nonnenmacher stated that the resolution reflects the services that CRRA is already providing to SWEROC for the education center. Mr. Nonnenmacher pointed out that the Board would be reviewing a resolution to add a full-time educator at the education center later in the meeting. Director Lovejoy stated that the SWEROC Board reviewed the matter in great depth at its last meeting and added that the minutes from the SWEROC meeting express SWEROC's support.

Director O'Brien asked if CRRA would be in compliance with the statutory head count if a new position was added. Mr. Kirk responded in the affirmative and said that CRRA was under the maximum of 70 employees.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Sherwood Lovejoy, Ad Hoc, Bridgeport	X		
Non Eligible Voters			
NONE			

LEGAL

RESOLUTION REGARDING THREE-YEAR LEGAL SERVICES AGREEMENTS

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

RESOLVED: That the President is hereby authorized to execute, deliver, and perform on behalf of this Authority, Legal Services Agreements as were substantially set forth in the

Request for Qualifications dated February 22, 2005 for a period of three years commencing on July 1, 2005 and terminating on June 30, 2008, with the law firms listed below provided that these firms meet the fee structures and other conditions, if any, requested by CRRA. Except for the General Counsel position, all other counsel positions will be “on call”.

GENERAL COUNSEL

Halloran & Sage - Primary
Heneghan, Kennedy & Doyle

BANKRUPTCY

Halloran & Sage
Cohn, Birnbaum & Shea

BOND COUNSEL

Pullman & Comley
Sidley Austin Brown & Wood

CONSTRUCTION

Halloran & Sage
McCarter & English
Pepe & Hazard

EMPLOYMENT

Halloran & Sage
Kainen, Escalera & McHale (Primary)

ENERGY/DPUC

Halloran & Sage
Brown Rudnick Berlack Israels

ENVIRONMENTAL

Halloran & Sage
Brown Rudnick Berlack Israels
Cohn, Birnbaum & Shea

LITIGATION

Halloran & Sage
Brown Rudnick Berlack Israels
Cohen & Wolf
Cohn, Birnbaum & Shea
McCarter & English
Pepe & Hazard
Perakos & Zitser

REAL ESTATE

Halloran & Sage
Brown Rudnick Berlack Israels
Cohen & Wolf
Cohn, Birnbaum & Shea

The motion was seconded by Director Cooper.

Director Cohn stated that the firms listed were being recommended by the Policies & Procurement Committee for all categories and both the Policies & Procurement Committee and Finance Committee were recommending the firms for bond counsel. Director Cohn informed the Board that CRRA has come to agreement with all of the firms regarding rates.

Director Cohn noted that he would abstain from voting on this resolution because he has a relative who is a partner at Cohn, Birnbaum and Shea.

Director O'Brien informed the Board that the Policies & Procurement Committee conducted two full days of interviews for legal services and the Finance Committee and Policies & Procurement Committee conducted another half day of interviews for bond counsel. Director O'Brien noted that the firms interviewed were selected in response to a Request for Qualifications.

Director Martland emphasized that he believes all firms that are chosen to be on CRRA's panels should be given work.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn			X
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

COMMITTEE REPORTS

POLICIES AND PROCUREMENT COMMITTEE

Director Cohn stated that the Committee completed the interviews and recommendations of firms for Legal Services and Bond Counsel.

ORGANIZATIONAL SYNERGY & HUMAN RESOURCES COMMITTEE

RESOLUTION REGARDING HUMAN RESOURCES COMMITTEE RECOMMENDATION TO THE BOARD OF DIRECTORS REGARDING HIRING OF AN ADDITIONAL SCALE/ENFORCEMENT SPECIALIST FOR A DEDICATED PRESENCE AT THE WALLINGFORD PROJECT

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

RESOLVED: That the Board of Directors authorizes hiring an additional Scale/Enforcement Specialist for a dedicated presence at the Wallingford Project as approved by the Organizational Synergy & Human Resources Committee.

The motion was seconded by Director O'Brien.

Vice-Chairman Cassano stated that the low tipping fee at the Wallingford Project called for an additional person to monitor the scales and noted that Wallingford would pay for the additional employee.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

**RESOLUTION REGARDING HUMAN RESOURCES COMMITTEE
RECOMMENDATION TO THE BOARD OF DIRECTORS REGARDING
REPLACEMENT OF THE TEMPORARY EMPLOYEE AND HIRING OF A FULL-
TIME EDUCATOR FOR THE STRATFORD GARBAGE MUSEUM**

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

RESOLVED: That the Board of Directors authorizes hiring a full-time Educator to replace the current temporary employee at the Stratford Garbage Museum as approved by the Organizational Synergy & Human Resources Committee.

The motion was seconded by Director Martland.

Director Lovejoy noted that SWEROC was in favor of the resolution.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Sherwood Lovejoy, Ad Hoc, Bridgeport	X		
Non Eligible Voters			
NONE			

Vice-Chairman Cassano moved to suspend the rules to add an item to the agenda. The motion was seconded by Director Martland. The motion to suspend was approved unanimously.

RESOLUTION REGARDING HUMAN RESOURCES COMMITTEE RECOMMENDATION TO THE BOARD OF DIRECTORS REGARDING THE RENEWAL OF EMPLOYMENT AGREEMENTS

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

RESOLVED: That the Board of Directors authorizes the renewal of the employment agreements for the CEO and CFO for a term effective June 30, 2005 through June 30, 2008 at their current compensation rates as recommended by the Organizational Synergy & Human Resources Committee.

The motion was seconded by Director Cooper.

Vice-Chairman Cassano noted that the contracts were recommended by the Organizational Synergy & Human Resources Committee and discussed in Executive Session earlier in the Board meeting. Vice-Chairman Cassano explained that the contracts expire on June 30, 2005 and the term of the extension would be from July 1, 2005 through June 30, 2008. Vice-Chairman Cassano said that the term will be automatically renewed for successive two-year periods unless CRRA provided the employee with written notice of non-renewal at least 12 months before the end of the term. Vice-Chairman Cassano stated that the salaries would be determined on an annual basis by the Board and said that renewing the contracts would provide the Board with continuity.

Director Francis stated that CRRA has a busy agenda for the next three years and stated that approval of the resolution would allow the individuals to continue in their present capacity and provide the necessary leadership.

Director Cooper stated that the individuals displayed positive performance and recommended proceeding in a timely manner considering the expiration of the contracts.

Vice-Chairman Cassano noted that the Chairman and the Organizational Synergy & Human Resources Committee completed performance evaluations based on the individuals' performance over the last two years.

Chairman Pace stated that it was obvious that CRRA has good management, which has helped CRRA get to the point where it is today. Director Sullivan added that he relies quite heavily on Mr. Kirk and Mr. Bolduc in the finance area and said that he has a very good working relationship with the individuals. Chairman Pace said that Mr. Kirk, Mr. Bolduc, and the entire management team have done a terrific job in getting CRRA through some of the difficult times.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

Mr. Kirk requested that Attorney Hunt give the Board an update on the New Hartford lawsuit. Attorney Hunt informed the Board that, despite the Attorney General's valiant efforts on CRRA's behalf, the motion to dismiss was denied. Attorney Hunt stated that the judge could not come to the conclusion that the town had no right to seek an injunction against CRRA, but agreed that CRRA made some very good points in oral arguments. Attorney Hunt said that those arguments were matters for the merits of the case and not a motion to dismiss. Mr. Kirk stated that summary judgment was still a possibility, but said that the downside was that summary judgment was a post-discovery motion.

Mr. Kirk extended his appreciation for all of the help from the Board in contacting their legislators. Mr. Kirk stated that the Board's input has made an impact because CRRA is now

being heard and legislators are considering amending bills impacting CRRA. Mr. Kirk gave a brief review of the status of those bills.

Mr. Nonnenmacher also thanked the Board for their efforts and said that there have been a number of legislators who have expressed a willingness to help CRRA address its concerns, especially with SB 94.

CHAIRMAN'S REPORT

Chairman Pace stated that he appreciated the time that the legislators and town leaders have given to understand CRRA's position. Chairman Pace said that he understands that there are people that have other motivations or may not fully understand what CRRA has done to date. Chairman Pace stated that he would like to do whatever can be done to educate them and provide them with CRRA's policies and procedures.

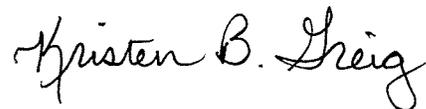
Vice-Chairman Cassano asked if CRRA ever asked CCM to take a position on the New Hartford suit. Mr. Kirk responded that CRRA asked to be included on a CCM meeting agenda, but CCM was not agreeable to having CRRA on the agenda. Mr. Kirk said that CRRA's concern has been being able to speak to the towns. Mr. Nonnenmacher added that the impression that he got from CCM and COSS was that putting CRRA on their agenda to discuss this matter could be perceived as taking a position, which perception they were trying to avoid. Vice-Chairman Cassano stated that he is on the CCM board and that he would be asking CCM to take a position on this matter. Mr. Kirk explained that CRRA would be eager to attend a CCM meeting to explain the issue from CRRA's perspective. Mr. Kirk said that it was important for the towns to be aware of the situation, particularly since CRRA was entering the discovery phase where significant money would be spent. Mr. Kirk stated that it was CRRA's position that there is no benefit to this lawsuit because any award would have to be charged back to the towns in tip fees.

ADJOURNMENT

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

There being no other business to discuss, the meeting was adjourned at 1:00 p.m.

Respectfully submitted,



Kristen B. Greig
Secretary to the Board/Paralegal

TAB 2

**RESOLUTION REGARDING CITY OF WATERBURY NON-PROCESSIBLE
WASTE TRANSPORTATION SERVICES**

RESOLVED: That the President is authorized to enter into an agreement with CWPM, LLC for City of Waterbury non-processible waste transportation services substantially as presented and discussed at this meeting.

**Connecticut Resources Recovery Authority
Contract Summary**

Presented to Board: June 23, 2005

Vendor: CWPM, LLC

Contract Type: Transportation services

Facility: Mid-Connecticut Project

Dollar Value: FY06 approximately \$60,000

Base Term: July 1, 2005 – June 30, 2008

Term Extensions: None

Service Fee Structure: To Hartford Landfill/CRRA Waterbury Landfill
FY06: \$31.00/\$16.00 per ton
FY07: \$32.00/\$17.00 per ton
FY08: \$33.00/\$18.00 per ton

Scope of Service: Contractor will provide transportation for City of Waterbury non-processible Waste from the Waterbury Landfill drop-off area to the Hartford Landfill and/or CRRA Waterbury Landfill.

Financial Summary

Based on historic waste volume received at the City of Waterbury's non-processible drop-off area, the annual value of this agreement is approximately \$112,778 (using the higher transportation rate to dispose of the material at the Hartford Landfill). The Contractor's new first year rate of \$31.00/ton is \$6.00/ton higher than the current FY05 per ton rate of \$24.00/ton.

TAB 3

**RESOLUTION REGARDING DELIVERY OF COVER SOILS
TO THE HARTFORD LANDFILL**

RESOLVED: That the President is hereby authorized to enter into a contract with Newcarp First LLC for delivery of contaminated soil to be used as daily cover at the Hartford Landfill, and as approved by the Connecticut Department of Environmental Protection, substantially as discussed and presented at this meeting.

Connecticut Resources Recovery Authority
Contract Summary for Contract
entitled

Special Waste Cover Soils Letter Agreement

Presented to the CRRA Board on: June 23, 2005

Vendor/ Contractor(s): Newcarp First LLC

Effective date: June 10, 2005

Contract Type/Subject matter: Letter Agreement. Delivery of DEP approved contaminated soil to the Hartford Landfill to be used as cover material.

Facility (ies) Affected: Hartford Landfill

Original Contract: This is the original contract

Term: Until specified quantity is delivered

Contract Dollar Value: \$50,000 (5,000 tons at \$10.00 per ton)

Amendment(s): None

Term Extensions: Not applicable

Scope of Services: Delivery of DEP approved contaminated soil to the Hartford Landfill to be used as daily cover.

Other Pertinent Provisions: None

Connecticut Resources Recovery Authority

Hartford Landfill

Delivery of Cover Soil

June 23, 2005

Executive Summary

CRRA has contracted with Newcarp First LLC to deliver approximately 5,000 tons of contaminated soil, generated in West Hartford, Connecticut to the Hartford Landfill for use as cover material.

In accordance with Section 5.11 (Market Driven Purchases and Sales) of CRRA's Procurement Policies and Procedures, effective January 22, 2004, this is to report to the CRRA Board of Directors that CRRA has entered into this market driven transaction, and to seek Board approval of the transaction.

Discussion

The Solid Waste Operating Permit for the Hartford Landfill requires that all of the solid waste deposited at the landfill each day is to be covered with soil, or other approved material, at the end of the day. Historically, CRRA has purchased virgin soil to be used for this purpose.

During calendar year 2002 CRRA management began an initiative to identify sources of contaminated soil that could be used to satisfy the requirement for the landfill's daily cover needs, and for which a delivery charge could be assessed to the generator or deliverer of the soil. CRRA staff contacted environmental remediation companies, and environmental and engineering consulting firms, to determine if there were sources of this soil that would be amenable for use as daily cover. CRRA staff also contacted other landfills and soil treatment facilities to determine the disposal market price for this type of contaminated soil.

In consultation with the Policy and Procurement Committee, CRRA staff developed a procedure to be used in negotiating prices for receipt of daily cover soil at the Hartford Landfill. In summary, CRRA staff has developed a list of approximately 35 companies (consultants, remediation companies, etc.) that have advised CRRA that they have, or may have, sources of contaminated soil amenable for use as daily cover. CRRA staff periodically contact these companies to determine if they have quantities of soil for shipment to the landfill. CRRA also periodically receives inquiries from firms that have potential sources of cover soil.

Based on quantity, soil composition, the estimated delivery time frame, receipt of CTDEP approval of the soil for use as daily cover, and the Mid-Connecticut Project Permitting, Disposal and Billing Procedures, CRRA staff negotiate a delivery price with the generator or their representative.

Based on this procedure, CRRA staff negotiated a price of \$10.00 per ton for 5,000 tons with the Newcarp First LLC for soil generated in West Hartford, Connecticut.

Based on prices negotiated with other generators of contaminated soil during the past several months, based on the regulatory status of this material, and based on CRRA's quantity needs for daily cover material, CRRA staff believe that this price represents a satisfactory market price for contaminated soil that is to be used as daily cover, and that acceptance of this soil is in the best interest of the member communities of the CRRA Mid-Connecticut Project.

Financial Summary

This will provide up to \$50,000.00 in revenues to the Mid-Connecticut project (5,000 tons at \$10.00 per ton).

TAB 4

**RESOLUTION REGARDING EXPENDITURES FOR ODOR
MONITORING SERVICES AT THE MID-CONNECTICUT
WASTE PROCESSING FACILITY & HARTFORD LANDFILL**

RESOLVED: That the President of CRRA be authorized to execute a Request For Services with TRC Environmental Corporation for Odor Monitoring Support at the Mid-Connecticut Waste Processing Facility and Hartford Landfill, substantially as presented and discussed at this meeting.

Connecticut Resources Recovery Authority

Request For Services for

Odor Hotline Response and On-Call Services – Mid-CT Waste Processing Facility and Hartford Landfill

Presented to the CRRA Board on: June 23, 2005

Vendor/ Contractor(s): TRC Environmental Corporation

Effective date: July 1, 2005

Contract Type/Subject matter: Request for Services pursuant to
Three Year Services Agreement

Facility (ies) Affected: Mid-CT Waste Processing Facility,
Hartford Landfill

Original Contract: 050101

Term: July 1, 2005 - June 30, 2006 for this RFS
(original three-year services agreement
term is 7/1/04 – 6/30/07)

Contract Dollar Value: \$65,200.00

Amendment(s): Not applicable

Term Extensions: Not applicable

Scope of Services:

- To provide on-call odor hotline response at the Mid-CT Waste Processing Facility and Hartford Landfill;
- To provide on-site odor patrols at the Mid-CT WPF, as directed

Other Pertinent Provisions: None

Connecticut Resources Recovery Authority Mid-Connecticut Project

Odor Hotline Response and On-Call Services – Mid-CT Waste Processing Facility & Hartford Landfill

June 23, 2005

Executive Summary

For several years CRRA has utilized a team of trained odor specialists from TRC Environmental Corporation to respond to all calls to CRRA's two odor hotlines, one for the Waste Processing Facility (WPF) and one for the Hartford Landfill. In addition to this work, CRRA has also utilized TRC personnel to perform on-site odor monitoring at the WPF on Fridays, Saturdays and Sundays. In CY2004 there were no confirmed odor complaints during periods when this on-site monitoring was in place. CRRA management believes that having this visible presence at the facility acts to remind MDC operational personnel to keep doors closed, roof fans off, and to be more mindful of the potential impact an action taken at the WPF can have on CRRA neighbors downwind. CRRA management believes that there is value in having TRC, as a third-party, perform this monitoring. However, in order to minimize the cost of this odor monitoring, CRRA will use available CRRA Scale/Enforcement personnel on approximately 24 days during the summer of 2005 and utilize TRC personnel for this function on approximately 21 days.

This is to request Board approval of this Request for Services for \$65,200 for FY2006 to cover TRC's on-call response to CRRA's two odor hotlines and WPF odor monitoring services.

Discussion

CRRA has employed odor specialists from TRC Environmental Corporation to perform on-call responses to all odor complaints received by CRRA's Odor Hotlines. TRC maintains a staff of trained individuals who carry pagers 24 hours a day, seven days a week, and follow a protocol that includes meeting with the complainant, attempting to track the odor to its source and reporting to CRRA staff on their findings. They typically respond to a complainant's call within thirty to sixty minutes.

TRC responds to all odor hotline calls from the WPF and Hartford Landfill in an attempt to confirm whether the odor emanates from one of CRRA's facilities. There were no confirmed landfill odors in CY2004, nor have there been any in CY2005 to date. There were six confirmed WPF odor complaints in CY2004, and although there have been six hotline calls so far in CY2005, none have been confirmed as being odors from a CRRA facility.

Since the installation of the Mid-Connecticut Air Processing System (MCAPS) at the WPF, the number of odor complaints has dropped by over 90%. CRRA staff believes that the few remaining confirmed odor complaints may result from isolated short-term events at the WPF such as unauthorized opening of doors, running of exhaust fans, or improper handling of process residue. In order to prevent these occurrences, or to catch and immediately correct them, an on-site presence, over and above the MDC supervision, is required. Last summer, CRRA successfully utilized TRC personnel to monitor the WPF each weekend afternoon and evening. These times were selected to coincide with the times that a restaurant establishment located across the Connecticut River from the WPF offers outdoor entertainment.

In order to continue this program of on-site odor monitoring at a reduced cost, CRRA will utilize available CRRA Scale/Enforcement personnel on overtime to provide approximately half of this service.

Financial Summary

TRC to provide on-site odor monitoring services at the WPF on twenty-one days, as designated by CRRA.	\$25,200
TRC to provide on-call response to calls to CRRA's Odor Complaint Hotlines (WPF and Hartford Landfill) from July 1, 2005 through June 30, 2006.	\$40,000
Total	\$65,200

Funds for this activity have been included in the FY2006 budgets for the Waste Processing Facility and the Hartford Landfill.

TAB 5

RESOLUTION REGARDING AGREEMENT WITH CASELLA WASTE SYSTEMS, INC. AND FCR, INC. FOR DESIGN, UPGRADE, RETROFIT AND OPERATION/MAINTENANCE SERVICES FOR THE REGIONAL RECYCLING CENTER FOR THE MID-CONNECTICUT PROJECT

RESOLVED: The President is authorized to enter into an agreement with Casella Waste Systems, Inc. and FCR, Inc. for the design, upgrade, retrofit and operation/maintenance services for the Mid-Connecticut Regional Recycling Center, substantially in the form as discussed at this meeting.

Connecticut Resources Recovery Authority

Contract Summary for New Mid-Connecticut Regional Recycling Center Agreement entitled

Agreement Between Casella Waste Systems, Inc./FCR Redemption, Inc. and CRRA

Presented to the CRRA Board on: June 23, 2005

Vendor/ Contractor(s): Casella Waste Systems, Inc. & FCR Redemption, Inc.

Effective date: July 1, 2005

Contract Type/Subject matter: Agreement to Design, Upgrade, Retrofit, and Operate/Maintain the Mid-Connecticut Regional Recycling Center ("RRC")

Facility (ies) Affected: Container & Paper Recycling Facilities of Mid-Ct Project

Term: July 1, 2005 to June 30, 2015 (10 years) with 6-month prior notice CRRA has right to terminate agreement on 2012 provided CRRA pay an unrecovered investment payment.

Term Extensions: One 5-year extension

Contract Dollar Value: Contractor has offered two pricing options for delivered tons as follows:

1. Variable Commodity Option - \$27.68/ton plus a 50% sharing of recyclable revenues in excess of set commodity prices
2. Guaranteed Fixed Pricing Option - \$34.56/ton

\$6 million in capital upgrades paid by Contractor

Amendment(s): Not applicable

Scope of Services: Contractor shall furnish all labor, material, supplies, tools and equipment in order to perform the services consisting of four tasks:

Task 1 – Develop Engineering Plans & Technical Specifications

Task 2 – Construction of the New RRC

Task 3 – Operation & Maintenance Services of the New RRC

Task 4 – Diversion of All Acceptable Recyclables During Construction Period

New RRC Design Capacity	New RRC shall be designed to process 210 tons per day of containers and 350 tons of paper
Minimum Annual Commitment	CRRA guarantees annual recyclable deliveries of 19,800 tons of containers and 50,400 tons of paper
Spot Ton Deliveries	Subject to available capacity, contractor may deliver spot tons to the RRC that are not under the control of municipalities that have contracts with CRRA. Contractor and CRRA shall share the net revenues on a 50/50 basis after deducting substantiated processing and marketing costs.
Performance Securities	Contractor shall furnish performance bond or letter of credit in the following amounts: Task 1 – \$500,000 Task 2 – \$5,000,000 as Construction Performance \$5,000,000 as Construction Payment Task 3 – \$2,000,000 Task 4 – \$5,000,000

Connecticut Resources Recovery Authority Mid-Connecticut Regional Recycling Center

Agreement with Casella Waste Systems, Inc, and FCR Redemption, Inc. to Design, Upgrade, Retrofit, and Operate/Maintain the Mid- Connecticut Regional Recycling Center

June 23, 2005

EXECUTIVE SUMMARY

CRRA issued an extensive Request for Proposals in March 2005 for the design, upgrade, retrofit and operation/maintenance services for the Mid-Connecticut Project Regional Recycling Center ("RRC"). CRRA received proposals on April 27, 2005 through a fair and open bidding process and based upon the three proposals received, CRRA management has recommended the selection of Casella Waste Systems Inc./FCR, Inc. The company offered the best base bid price of \$27.68 per ton revenue to CRRA and an alternate bid price of \$34.68 per ton revenue to CRRA. The base bid revenue offered was approximately one-third greater than the next highest proposer.

Also, based upon other evaluation criteria, such as supplying the necessary security, guarantees of performance, and technical content, CRRA management is recommending Casella Waste Systems/FCR.

BACKGROUND

The existing container and paper recycling facilities (the Mid-Connecticut Project RRC) are located on adjacent properties at 211 Murphy Road and 123 Murphy Road in Hartford. The container recycling facility is owned by CRRA while the paper recycling facility is privately owned.

The RRC's processing system and equipment are outdated and in need of an entire overhaul. The container recycling system was designed and built in 1991 and require replacement and major repairs. Since 1991, recyclable processing technologies have improved dramatically and recyclable markets have changed that the current facility has cannot exploit.

CRRA reviewed various options during the last few years to develop a plan on how best to proceed with upgrading and/or repairing the outdated container recycling facility with

the possible option of combining paper recycling in the same building at 211 Murphy Road.

CRRA engaged an expert recycling consultant, RRT, to assist CRRA with this analysis. CRRA management determined that it would be feasible to combine the paper processing operations with the container processing operation under one roof on CRRA property at 211 Murphy Road.

After extensive study the fundamental options were:

- 1.) Upgrade and modify the existing commingled container equipment and add paper recycling or;
- 2.) Replace existing processing system with new combined system for containers and paper.

It was determined CRRA would have to spend upwards of \$2 million of its own reserves for option (1) to make the system operational. Further, the equipment would not be new, modern equipment but would have utilized much of the existing equipment which is already outdated and in need of frequent repair. Changes in recycling equipment technology to meet market demands rendered maintaining the status quo as an unacceptable option. Moreover, post Enron financial challenges constrained CRRA's use of reserves to fund an upgraded facility.

Management's experience with recycling markets and the significant maintenance and overhead costs associated with the old vendor contracts motivated staff to develop a new approach in procuring services for the design, upgrade, retrofit, operation and maintenance services for a new Mid-CT RRC. With substantial improvements in recycling technologies and the greatly improved paper markets, CRRA recognized that the opportunity to develop this new recyclable system was possible if the RFP was structured properly.

Additionally, the proper RFP structure would provide CRRA with a single vendor to have sole source responsibilities for the performance and cost to design, build, own and operate the new RRC. In so doing, there is continuity that allows the vendor to design its own system, use its own subcontractors to construct, and ultimately operate and maintain the very system it designed. Such a process helps to eliminate potential disputes with CRRA from having multiple contractors for the various tasks of design, build, operate and maintain the new RRC.

CRRA developed an RFP and Agreement that would potentially do the following:

- Provide CRRA with a guaranteed revenue stream which was equal to or greater than the historical returns
- Finance the entire project including design, construction, operation and maintenance without using its own money (contractor would finance)

- Combine the paper recycling operation with the container recycling operation in one building owned by CRRA

CRRA management subsequently developed and prepared for issuance a Request for Proposals that would maximize CRRA's revenues, minimize CRRA's costs and also reduce its risks.

A private sector vendor would capitalize the retrofit of the facility with an entirely new system that accommodates both paper and containers. The vendor would build, own, operate and maintain the equipment at its own expense. The vendor would pay CRRA for the rights to process the guaranteed tonnage.

CRRA's primary obligation would be to guarantee a minimum amount of recyclables tons per year as follows:

- 19,800 tons of containers
- 50,400 tons of paper

HISTORY

The container facility was designed and built by RRT Design & Construction in 1991. RRT operated the container recycling facility until February, 1997 when CRRA entered into a Service Agreement with FCR, Inc. FCR remains as the current operator.

The current vendor Services Agreement for the container processing system has CRRA paying the contractor a processing fee of \$22 per ton and then sharing in any revenues generated by the sale of the recyclable commodities, such as aluminum, ferrous, plastics and glass. Historically, the average net revenues for the container operations over the past ten years has been approximately \$5 per ton.

CRRA is also obligated to annually pay into a Capital Repair and Replacement Fund. Any equipment repair or replacement with a cost greater than \$2500 must be paid by CRRA from the Fund. Capital repairs and replacement issues have required significant staff resources and, at times, been contentious between the parties. CRRA spent considerable funds on maintenance evaluations, repairs and replacements of the old equipment.

The processing system's design and equipment is outdated. The system is incapable of preparing certain commodities to achieve maximum revenues from the markets. For instance, glass loses on average about \$4 per ton. Tin can only be compressed into suitcase size "biscuits" rather than large bales that attract a higher market price and reduce transportation costs.

Paper recycling is conducted at a privately-owned facility at 123 Murphy Road. Paper had been processed and baled at that facility until the year 2000 when CRRA exercised

its marketing option to sell loose paper in order to realize significant cost savings. Administration and enforcement of the old paper recycling vendor contract was similarly staff intensive. Revenue sharing and billing disputes with the old vendor ultimately were litigated. During 2002 CRRA prevailed in that litigation and was awarded \$350,000.

The sale of loose paper began with short-term spot purchase agreements. Longer-term purchase agreements were subsequently signed. CRRA currently sells loose paper to Recycle America at a very favorable rate. CRRA pays the current owner of the paper facility \$8.00 per ton to transload the loose paper onto tractor trailers for transportation to Recycle America's facilities.

DISCUSSION

RFP Process

The RFP was issued on March 9, 2005. The services to be provided included, but were not limited to, the following:

- Consolidate RRC paper and container processing operations in the facility at 211 Murphy Road;
- Replace and upgrade the paper and container processing systems, including existing equipment;
- Upgrade and modify the existing building at 211 Murphy Road; and,
- Enhance the revenue CRRA receives from the recycling operations.

The scope of services was structured into the following four major **Tasks** to be performed by the Contractor:

Task 1 includes engineering and technical specifications for the design, retrofit, replacement and upgrade of CRRA's existing container to accommodate both paper and container processing systems including the operation and maintenance plan.

Task 2 requires labor, materials, equipment and supervision to successfully complete the construction work of the new RRC.

Task 3 includes the operation and maintenance services of the new RRC upon substantial completion of the construction work.

Task 4 require the Contractor to be responsible for all services and costs related to the transportation of recyclables to alternative, permitted recycling facilities during the construction period.

All capital costs would be paid by the Contractor. Contractor would take care, custody and control of the facility upon notice to proceed and design, build, own, operate, maintain and insure the equipment. Contractor would make a monthly payment to CRRA for the guaranteed minimum tonnage and CRRA would be entitled to commodity revenue sharing once commodity prices exceed a stipulated benchmark price for certain recyclables.

RFP Results

The following table shows the results of the RFP for the design, upgrade, retrofit and operation/maintenance services for the Mid-Connecticut Regional Recycling Center.

RFP Results - Design, Upgrade, Retrofit, and Operation/Maintenance Services for the Mid-Connecticut Regional Recycling Center

Name of Proposers	Guaranteed Price Per Ton Paid to CRRA
FCR, Inc	\$27.04
CellMark & Murphy Rd. Recycling	\$21.00
Hudson Baylor, Inc.	\$15.00

Casella/FCR also included alternative pricing that would fix the price paid to CRRA at \$29.06 if CRRA agreed to forego marketing rights for the term of the contract. In addition, under the Casella/FCR proposal, CRRA would also be guaranteed revenue of \$4 per ton from glass. (CRRA currently loses \$4 per ton on average for glass.)

CRRA selected Casella/FCR based on the best price and the comprehensive technical content of their proposal. Casella/FCR has proposed to invest approximately \$6 million in capital upgrades at the New RRC. Casella/FCR also proposed expanding the list of acceptable items to include junk mail, cereal boxes, commercial paper grades, oversized containers and aerosol cans. This expansion of acceptable recyclable material should result in a greater delivery of containers and paper to the RRC thereby generating additional revenue to CRRA.

CRRA issued Casella/FCR a preliminary notice of award and began contract negotiations in May. In addition to the terms described in the scope of services above, the Agreement contains significant performance security. Please see the table below

Performance Securities for New RRC

Task Description	Amount
Task 1 – Develop Engineering Plans & Technical Specifications	\$500,000
Task 2 – Construct & Upgrade the New RRC	
Construction Performance Bond	\$5,000,000
Construction Payment Bond	\$5,000,000
Task 3 – Operate & Maintain the New RRC	\$2,000,000
Task 4 – Diversion of All Recyclables During Construction Period	\$5,000,000

While CRRA is obligated to obtain necessary environmental permits, Casella/FCR must cooperate fully in providing design and engineering documents as well as the operations and maintenance plan for the permit application. CRRA is required to obtain the permits six months from the time the application is deemed complete. Failure to do so results in CRRA providing a monthly credit to Casella/FCR of \$58,000.

Casella/FCR must maintain the system and all equipment according to manufacturer standards and specifications. At the end of the contract term CRRA has the option to purchase the equipment New RRC processing equipment for \$1.00.

The contract term is for ten years with CRRA’s option for a five year renewal. The initial term of ten years afforded the vendors sufficient time to fully recover their upfront investment while maximizing the price paid to CRRA. In the event CRRA does not renew the MSAs with the Mid-Connecticut towns, CRRA in its sole discretion can terminate the agreement with the vendor in 2012. The vendor would then be entitled to receive from CRRA an unrecovered investment payment.

OTHER CONTRACT PROVISIONS

- At CRRA’s sole approval, Casella/FCR may bring in additional “Spot” tons of commercial recyclables that are not under the control of municipalities. CRRA would be entitled to a 50/50 revenue share less variable costs.
- All invoices for payment and records of outbound material are based on CRRA scale which is operated by Authority personnel.

- CRRA remains in charge of enforcing customer adherence to delivery standards.

SUMMARY OF CONTRACT BENEFITS

- No use of Mid-CT Project funds to design, procure, build, operate or maintain the New RRC
- Minimum guaranteed revenue stream on a per ton basis for CRRA
- Contractor assumes risk for capital cost overruns.
- Contractor assumes cost and all responsibilities for diversion of recyclables during construction.
- Contract assumes risk of ownership for term of Agreement (risk of loss, force majeure, O&M costs, insurance, capital expenditures)
- Expansion of acceptable recyclables to include junk mail, cereal boxes, larger containers etc. (more customer friendly)
- Ownership of equipment transfers to CRRA at end of term including termination for cause (Contractor's default)

FINANCIAL SUMMARY

The current FY 2005 budget for the Mid-Connecticut Project would not be impacted. For FY 2006 and beyond, the potential benefit would be a minimum revenue stream of approximately \$2.1 million per year based upon the Base Pricing offered by FCR.

Please see below a summary table of the two pricing options offered to CRRA.

Pricing Options

Base Pricing - Variable Commodity Option

Funding Type	Estimated Annual Tons	\$/Ton
Per Ton Revenue to CRRA	77,000	\$27.04
Guaranteed Glass Revenue to CRRA	12,245	\$4.00
Revenue to CRRA		\$27.68

Guaranteed Fixed Pricing Option

Funding Type	Estimated Annual Tons	\$/Ton
Per Ton Revenue to CRRA	77,000	\$29.06
Guaranteed Glass Revenue to CRRA	12,245	\$4.00
Guaranteed ONP #6 Revenue to CRRA	17,780	\$7.00
Guaranteed ONP #8 Revenue to CRRA	35,312	\$6.50
Guaranteed OCC Revenue to CRRA	2,257	\$9.00
Total Revenue to CRRA		\$34.56

**MID-CONNECTICUT REGIONAL RECYCLING CENTER ("RRC")
COMPARATIVE ANALYSIS OF EXISTING RRC TO PROPOSED NEW RRC**

Facility:	<u>Existing RRC</u>	<u>New RRC</u>
Type	Commingled Containers	Commingled Containers and Fiber
Processing Capacity	210 Tons per Day	560 Tons per Day (210 tons containers; 350 tons fiber)
Age of Processing Equipment	12 + years, outdated design	New, state-of-the-art design
Ownership	CRRA – Site, building & equipment	CRRA – Site & building
Operator	FCR	FCR – Processing equipment FCR (proposed)
Contract:		
Scope	O & M Services only	Build, Own, Operate & Maintain
Term	Expires January 31, 2007 or earlier w/ 60-day written notice	Ten (10) years
Renewal Options	None	One (1) Five-year extension
Processing Fee Paid by CRRA	\$22.55 per Ton	None
Revenue Sharing w/ CRRA	½ Recyclable Sales (variable)	\$27 per ton (fixed) plus 50% share of recyclable revenues in excess of set commodity prices
Capital Expenditures – Processing Equipment	CRRA responsible over \$2,500	Contractor responsible for all costs

TAB 6

**RESOLUTION REGARDING FREE BLOW ADDITION TO
THE MID-CONNECTICUT AIR PROCESSING SYSTEM**

RESOLVED: That the President is hereby authorized to execute an agreement with Infinity Constructors, Inc. to implement the free blow addition to the Mid-Connecticut Air Processing System located at the Mid-Connecticut Power Block Facility, substantially as presented and discussed at this meeting.

**Connecticut Resources Recovery Authority
Contract Summary for Contract
Entitled**

**Installation of a Free Blow Addition at the Mid-Connecticut Air Processing System
Agreement**

Presented to the CRRA Board on:	June 23, 2005
Vendor/ Contractor(s):	Infinity Constructors, Inc.
Effective date:	Upon Execution
Contract Type/Subject matter:	Public Bid/Construction
Facility (ies) Affected:	Mid-CT Power Block Facility
Original Contract:	NA
Term:	90 days from Notice to Proceed
Contract Dollar Value:	\$683,875.00
Amendment(s):	NA
Term Extensions:	N/A
Scope of Services:	Installation of a Free Blow Addition to the Mid-Connecticut Air Processing System at the Power Block Facility.
Other Pertinent Provisions:	None

Mid-Connecticut Power Block Facility Free Blow Addition to the Mid-Connecticut Air Processing System

June 23, 2005

Executive Summary

This is to request approval by the CRRA Board of Directors for the President to enter into an agreement with Infinity Contractors, Inc. to install a free blow addition to the Mid-Connecticut Air Processing System (“MCAPS”) at the Mid-Connecticut Power Block Facility (“PBF”).

Discussion

MCAPS is designed to process up to 300,000 cfm of odorous air from the Waste Processing Facility (“WPF”). The odorous air is drawn from the three different areas of the WPF (waste receiving hall, waste processing hall, and RDF hall) via a system of ducts, passed through a filter house to remove particulate matter, and then thermally treated (burned) to destroy the organic (odorous) components contained in the air. When MCAPS is operating at capacity, approximately 180,000 cfm of the air (60,000 cfm in each of the three Power Block Facility boiler) is used as combustion air and up to 120,000 cfm of air is consumed by two Regenerative Thermal Oxidizers (“RTO”s).

In order for MCAPS to operate at its design capacity of 300,000 cfm, all three RDF boilers and both RTOs need to be running at full load. If any of the boilers or RTOs are not operating because of scheduled and unscheduled maintenance outages, the operational capacity of MCAPS is correspondingly reduced. This may result in degradation in building air quality, depending upon a host of factors including the number of front-end loaders operating in the waste receiving and RDF halls, number of waste hauling trucks entering the waste receiving hall, amount of waste in both the waste receiving and RDF halls, ambient temperature, etc. To improve air quality in the WPF, the WPF operator will turn on one or more of the WPF roof fans, thus releasing untreated odorous air directly into the atmosphere and increasing the potential for odor complaints from the plant’s neighbors.

The free blow addition will allow up to 120,000 cfm of odorous air captured in the MCAPS ducting system to be chemically treated to eliminate odors before the air is “free blown” into the atmosphere through a single duct. This flow is equivalent to operating eight (8) or more roof fans that discharge from multiple points untreated odorous air to the outside neighborhood.

The purpose of new free blow addition is to add flexibility to the MCAPS to reduce, if not eliminate the need to operate the roof fans during boiler and RTO outages. The addition has the added benefit of reducing the use of the RTOs therefore decreasing the consumption of natural gas. Presently, the RTOs natural gas consumption is costing the Mid-Connecticut Project more than \$550,000 annually for the last two years (refer to MCAPS RTO gas consumption table).

The scope of the work for the project is as follows:

Furnish all materials, labor, equipment and incidentals thereto for items listed below:

- Install two (2) new reinforced aluminum free blow ducts with individual isolation/control dampers.
- Install in each new reinforced aluminum free blow duct a new Panametrics digitalflow flowmeter along with internal spray manifolds for odor treatment.
- Install an additional new Panametrics digitalflow flowmeter in the existing MCAPS vent fan discharge duct- replacing the existing thermal type flowmeter.
- Provide final design drawings on all added structural steel, platforms, and ladders including the additional loading of the new reinforced aluminum free blow ducts on the existing vent fan structural steel.
- Fabricate a new misting pump room, located in the PBF existing warehouse for the preparation and storage of odor treatment chemical and run piping to connect pump room with internal spray manifolds.
- Fabricate OSHA compliant work platforms for access to the new internal spray manifolds and new isolation/control dampers.
- Integrate all new system components and controls into the existing SCADA NODES and portable laptop nodes.
- Update and Backup MCAPS Functional Specifications and Sequence of operations.

Financial Summary

The project was solicited through a public procurement process. Sealed public bids were received until 2:00 PM on June 10, 2005. Bids were received from 2 qualified bidders, and are tabulated below.

Bidder	Bid Price
Infinity Constructors, Inc.	\$683,875.00
All State Boiler & Construction, Inc.	\$989,021.00

Please note that the work for the project was bid as a lump sum price. Based on an evaluation of Infinity Constructors' bid, qualifications, and references, CRRA management is satisfied that the firm can complete the work as specified in the contract documents.

It is anticipated the new free blow system will reduce annual RTO natural gas consumption by 70% resulting in estimated annual savings of \$385,000.00 to the Mid-Connecticut Project. Such savings will provide a two-year or less payback on the total capital expenditures for the free blow system installation.

The project will be funded from the WPF Modification Reserve as planned for in the fiscal year 2005 Mid-Connecticut capital improvement budgets.

MCAPS RTO GAS CONSUMPTION:

Account Number: 85773-46320

Meter Number: 452441

Bill Dates	Meter Reading	Gas Used 100 CCF	Billed Amount	\$/MMBTU 1030 BTU/CF	Cumulative Total Per Fiscal Year			
8/27/2001	26846	104560	\$72,727.20	\$6.75	\$72,727.20			
9/25/2001	32755	59090	\$41,125.55	\$6.76	\$113,852.75			
10/25/2001	44334	70270	\$48,895.65	\$6.76	\$162,748.40			
11/26/2001	51622	45520	\$40,496.29	\$8.64	\$203,244.69			
12/26/2001	56389	72880	\$67,084.18	\$8.94	\$270,328.87			
1/25/2002	60389	47670	\$43,885.93	\$8.94	\$314,214.80			
2/25/2002	60329	39400	\$37,272.34	\$9.18	\$351,487.14			
3/25/2002	64254	39250	\$40,813.60	\$10.10	\$392,300.74			
4/26/2002	67864	36100	\$34,406.64	\$9.25	\$426,707.38			
5/24/2002	69995	21310	\$20,320.64	\$9.26	\$447,028.02			
6/25/2002	75474	54790	\$35,669.66	\$6.32	\$482,697.68	FY2002	590840	\$8.26
7/25/2002	81802	63280	\$36,448.03	\$5.59	\$36,448.03			
8/24/2002	89099	72970	\$42,015.75	\$5.59	\$78,463.78			
9/24/2002	97493	83940	\$48,323.50	\$5.59	\$126,787.28			
10/24/2002	105625	81320	\$46,817.00	\$5.59	\$173,604.28			
11/21/2002	112352	67270	\$65,448.99	\$9.45	\$239,053.27			
12/21/2002	115834	34820	\$38,357.57	\$10.70	\$277,410.84			
1/23/2003	116504	6700	\$7,317.28	\$10.60	\$284,728.12			
2/21/2003	117666	11620	\$13,204.41	\$11.03	\$297,932.53			
3/21/2003	117667	0	\$35.33	\$0.00	\$297,967.86			
4/21/2003	117855	1880	\$1,966.03	\$10.15	\$299,933.89			
5/21/2003	118349	4940	\$6,573.96	\$12.92	\$306,507.85			
6/24/2003	119472	11230	\$9,546.30	\$8.25	\$316,054.15	FY2003	439970	\$7.96
7/28/2003	129496	100240	\$55,946.50	\$5.42	\$55,946.50			
8/26/2003	136748	72520	\$57,711.40	\$7.73	\$113,657.90			
9/25/2003	143494	67460	\$53,688.70	\$7.73	\$167,346.60			
10/24/2003	148105	46110	\$48,755.21	\$10.27	\$216,101.81			
11/21/2003	154453	63480	\$72,176.37	\$11.04	\$288,278.18			
12/23/2003	160488	60350	\$66,838.05	\$10.75	\$355,116.23			
1/27/2004	166541	60530	\$72,059.88	\$11.56	\$427,176.11			
2/24/2004	168974	24330	\$28,977.71	\$11.56	\$456,153.82			
3/24/2004	169043	690	\$889.46	\$12.52	\$457,043.28			
4/24/2004	170263	12200	\$17,137.55	\$13.64	\$474,180.83			
5/24/2004	175624	53610	\$47,186.00	\$8.55	\$521,366.83			
6/28/2004	183735	81110	\$71,029.25	\$8.50	\$592,396.08	FY2004	642630	\$9.94
7/27/2004	192466	87310	\$76,462.13	\$8.50	\$76,462.13			
8/26/2004	200388	79220	\$69,375.50	\$8.50	\$145,837.63			
9/24/2004	207835	74470	\$65,695.74	\$8.56	\$211,533.37			
10/25/2004	214501	66660	\$77,993.79	\$11.36	\$289,527.16			
11/24/2004	220717	62160	\$83,636.22	\$13.06	\$373,163.38			
12/27/2004	225343	46260	\$60,796.77	\$12.76	\$433,960.15			
1/26/2005	225344	10	\$38.14	\$37.03	\$433,998.29			
2/25/2005	225344	0	\$25.00	\$0.00	\$434,023.29			
3/24/2005	225344	0	\$25.00	\$0.00	\$434,048.29			
4/24/2005	226773	14290	\$19,509.41	\$13.25	\$453,557.70			
5/24/2005	233526	67530	\$72,490.98	\$10.42	\$526,048.68			
6/24/2005					\$526,048.68	FY2005	497910	\$10.29
7/24/2005					\$0.00			

TAB 7

**Resolution Regarding the Employment of Dvirka and Bartilucci
Consulting Engineers to Provide Engineering Consulting Services to
Perform a Feasibility Study on Expanding the Mid-Connecticut Waste-
to-Energy Facility**

RESOVED: The President is hereby authorized to enter into a Request for Services pursuant to the three year engineering service agreement with Dvirka and Bartilucci Consulting Engineers for services to perform a feasibility study on expanding the Mid-Connecticut Waste-to-Energy Facility.

Connecticut Resources Recovery Authority

Feasibility Study on Expanding the Mid-Connecticut Waste-to-Energy Facility

Presented to the CRRA Board on: June 23, 2005

Vendor/ Contractor(s): Dvirka and Bartilucci Consulting Engineers.

Effective date: Upon Execution

Contract Type: Request for Services

Facility (ies) Affected: Mid-Ct Resource Recovery Facility

Original Contract: Three Year Engineering Services Agreement dated July 1, 2004

Term: Through June 30, 2007

Contract Dollar Value: \$53,190.00

Amendment(s): Not applicable

Scope of Services: Provide consulting services for the expansion of the Mid-Connecticut Resource Recovery Facility

Other Pertinent Provisions: None

Connecticut Resources Recovery Authority Mid-Connecticut Resource Recovery Facility Expansion Feasibility Study

June 23, 2005

Executive Summary

This is to request approval of the CRRA Board of Directors for the President to execute a Request for Services ("RFS") with Dvirka and Bartilucci Consulting Engineers (the "Consultant") to perform a feasibility study for the Mid-Connecticut Project to determine the maximum size and type of additional waste-to-energy capacity that can be added to the existing site while utilizing available power generation capabilities and auxiliary systems at the existing Energy Generating Facility ("EGF") to the extent practical.

At the April 28, 2005 Board of Director's Meeting, approval was received to execute the same Request for Services ("RFS") with Camp Dresser and McKee, Inc ("CDM"). Following the June meeting, CRRA was notified in writing by CDM that they had to decline the award to perform the requested services due to "an apparent professional services Conflict of Interest" with ongoing and future work with the Metropolitan District Commission ("MDC").

CRRA then sought additional bids from Malcolm Pirnie and the Consultant. Malcolm Pirnie declined to bid due to lack of manpower and the 90-day completion commitment. The Consultant has agreed to the scope of services of the RFS and in addition has suggested certain enhancements to aid in the success of this RFS. The Consultants estimated not to exceed cost for this RFS is \$53,190.00.

Below for you recollection is the executive summary that was included at the April 2005 Board of Director's meeting.

Connecticut Resources Recovery Authority ("CRRA") Mid-Connecticut Waste-to-Energy ("WTE") facility consists of three (3) Refuse Derived Fuel ("RDF") boilers rated at 700 tons per day each. The facility is currently operating at its full annual capacity resulting in the need to divert and/or export increasing quantities of unprocessed solid waste to other disposal facilities. Exports and diversions currently range from 50,000 to 85,000 tons annually. In addition, to accommodating the future growth of the 70 Mid-Connecticut towns, there are other Connecticut towns that have expressed interest in disposing their waste at the Mid-Connecticut facility.

The Consultant will provide information necessary to size the additional capacity, determine the preferred WTE technology (mass burn or RDF), identify permit requirements and prepare preliminary cost estimates, with the assistance of Waste-to-Energy Equipment Suppliers (WTES), for the required capital investment and operations and maintenance costs.

This feasibility study will assist CRRA on determining which direction to pursue in the expansion of the Mid-Connecticut project. An additional detailed engineering study will be required to assemble the proper documentation to request board approval.

TAB 8

Resolution Regarding Weston Transfer Station Waste Hauling Services

RESOLVED: That the President is authorized to enter into an agreement with City Carting & Recycling for Solid Waste Transportation Services for the Weston Transfer Station substantially as presented and discussed at this meeting.

**Connecticut Resources Recovery Authority
Contract Summary**

Presented to Board: June 23, 2005

Vendor: City Carting and Recycling

Contract Type: Waste transportation services

Facility: Bridgeport Project – Weston Transfer Station

Dollar Value: FY06 approximately \$60,000

Base Term: July 1, 2005 – December 31, 2008

Term Extensions: None

Service Fee Structure: FY06: \$9.78/ton
FY07: \$10.56/ton
FY08: \$11.40/ton
FY09 (six months period) \$12.31/ton

Scope of Service: Contractor will provide all containers for and transportation of the acceptable waste disposed of at the Weston Transfer Station to the Bridgeport resources recovery facility.

Executive Summary

CRRA is recommending the Weston Transfer Station transportation services agreement be awarded to the low bidder, City Carting & Recycling for a term ending on December 31, 2008 (term is coterminous with the expiration of the Bridgeport Project Municipal Service Agreements).

Discussion

In April, 2005, CRRA issued a request for bids for the Weston Transfer Station transportation services. Four firms submitted bids by the April 29, 2005 deadline.

Cost Per Ton

Company	Contract Yr 1	Contract Yr 2	Contract Yr 3	Contract Yr 4 (6 months)
City Carting & Recycling	\$9.78	\$10.56	\$11.40	\$12.31
Winter Ridge	\$11.75	\$12.40	\$13.05	\$13.70
Enviro Express	\$25.86	\$26.63	\$27.42	\$28.24
Waste Management	\$28.94	\$30.10	\$31.30	\$32.55

This will be CRRA's first service contract with this particular hauling company. As a result, the company's references were contacted by CRRA. City Carting performs hauling services for the City of Norwalk and manages, operates and performs hauling services for two large transfer stations owned by Westchester County, New York. Both clients indicated that City Carting is providing excellent service and they are pleased with the company's performance.

The following chart summarizes the tons transported during the 2004 calendar year.

Weston Transfer Station Tons Hauled

Mo/Yr	1/04	2/04	3/04	4/04	5/04	6/04	7/04	8/04	9/04	10/04	11/04	12/04	Total
Tons	430	335	478	432	520	554	475	517	516	439	541	452	5,689
# of Loads	24	20	29	26	30	31	27	29	31	27	30	26	330

Financial Summary

Based on historic waste volume at the Weston facility, the annual value of this agreement is approximately \$56,000. While not a large contract, the Bridgeport Project will realize a savings of \$1.39/ton (approximately \$7900 each fiscal year) over the current vendor's price FY05 price \$11.14/ton.

TAB 9

Resolution Regarding Town of Wallingford Resident Drop-off Acceptable Waste Hauling Services

RESOLVED: That the President is authorized to enter into an agreement with Waste Management of Connecticut for Wallingford Acceptable Waste Transportation Services substantially as presented and discussed at this meeting.

**Connecticut Resources Recovery Authority
Contract Summary**

Presented to Board: June 23, 2005

Vendor: Waste Management of Connecticut

Contract Type: Transportation services

Facility: Wallingford Project

Dollar Value: FY06 approximately \$69,000

Base Term: July 1, 2005 – June 30, 2008

Term Extensions: Two (2), one (1) year extensions exercisable at CRRA's sole and absolute discretion.

Service Fee Structure: FY06: \$47.50
FY07: \$48.93
FY08: \$50.40
Optional period one (FY09) \$51.91
Optional period two (FY10) \$55.02

Scope of Service: Contractor will provide all containers for and transportation of the acceptable waste disposed of at the Wallingford Landfill residential drop-off site to the Wallingford resources recovery facility.

Executive Summary

CRRA is recommending the Wallingford Resident Drop-off Acceptable Waste Hauling Services Agreement be awarded to the low bidder, Waste Management of Connecticut for a base term ending June 30, 2008 with two (2) optional one (1) year extension periods that, if exercised by CRRA, will be coterminous with the expiration of the Wallingford Project Municipal Service Agreements.

Discussion

Among the benefits the Town of Wallingford receives for serving as the host community for the Wallingford Project resources recovery facility, is the transportation of acceptable waste from the Town's residential drop-off area located at the now closed Wallingford Landfill to the resources recovery facility.

In May, 2005, CRRA issued a request for bids for the transportation services. As part of the solicitation process a legal notice advertising the RFB was published in four Connecticut daily newspapers, posted on CRRA's web site and the bid documents mailed to five hauling companies. Even so, only two firms submitted bids by the May 31, 2005 deadline.

Cost Per Load

Company	Contract Yr 1	Contract Yr 2	Contract Yr 3	Optional Yr 4	Optional Yr 5
Waste Management	\$41.50	\$48.93	\$50.40	\$51.91	\$55.02
CWPM, LLC	\$75.00	\$80.00	\$85.00	\$90.00	\$95.00

The Wallingford Project municipal service agreements expire on June 30, 2010. CRRA is actively involved in working with the Wallingford Project Participating Municipalities in evaluating various disposal options that may be available post-2010. Among the many scenarios under review is the early termination of the Project in 2009 when the very attractive electric rate drops to market rate. As a result, this agreement provides CRRA with the option to extend the agreement for one or two optional one (1) extension periods in the event the Project is terminated early (June 30, 2009).

The following tables summarize historic waste volumes transported from the residential drop-off area to the resources recovery facility.

Table 1 – Fiscal Year 2003 (July 1, 2002-June 30, 2003)

	Jul	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Total
No. of Pulls	118	104	93	88	90	90	75	65	102	104	120	107	1,156
Tons	276	237	227	205	216	182	150	133	230	235	305	269	2,665
Average Tons Per Load	2.33	2.27	2.44	2.32	2.40	2.02	2.00	2.04	2.25	2.25	2.54	2.51	2.30

Table 2 – Fiscal Year 2004 (July 1, 2003-June 30, 2004)

	Jul	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Total
No. of Pulls	119	108	105	107	100	103	85	75	100	105	125	118	1250
Tons	288	257	244	227	226	213	172	150	215	248	293	277	2810
Average Tons Per Load	1.91	2.37	2.32	2.12	2.26	2.06	2.02	2.00	2.15	2.36	2.34	2.34	2.24

Financial Summary

Based on historic waste volumes, the annual value of this agreement is approximately \$50,000 and has been included in the FY06 Wallingford budget. The Wallingford Project will realize a some savings moving forward. While Waste Management holds the current agreement, they under bid their own FY06 contract price (for the optional extension period) price per by \$11.92 per load, for a savings of approximately \$14,000 in FY06 (compared to what the Project would have been charged had CRRA exercised its option to extend the agreement for another year.

TAB 10

**RESOLUTION REGARDING THE APPROVAL OF AN
ANNUAL PLAN OF OPERATIONS
FOR FISCAL YEARS 2004, 2005, AND 2006**

RESOLVED: That the Board of Directors hereby approves an Annual Plan of Operations for FY2004, FY2005 and FY2006, substantially as discussed and presented at this meeting.

Connecticut Resources Recovery Authority

Approval of Annual Plan of Operations Pursuant to CGS 22a-264

June 23, 2005

Executive Summary

Section 22a-264 of the Connecticut General Statutes (“CGS”) requires that CRRA submit to the Connecticut Department of Environmental Protection (“DEP”), on an annual basis, an Annual Plan of Operations. The Annual Plan of Operations is to be reviewed by the Commissioner of DEP for consistency with the State Solid Waste Management Plan (“SWMP”). At its March 2005 board meeting, CRRA’s board of directors promulgated a procedure regarding adoption of the Annual Plan of Operations. This is to submit to the CRRA board of directors a draft Annual Plan of Operations for FY2004, FY2005 and FY2006 for review and approval, following which each will be submitted to DEP so that DEP may review each for consistency with the SWMP.

Discussion

On October 30, 2002 CRRA management met with Richard Barlow, then DEP’s Solid Waste Bureau Chief, and David Nash, then DEP’s Director of Waste Engineering and Enforcement to discuss CRRA’s obligation pursuant to CGS 22a-264 to submit its Annual Plan of Operations, and also to discuss the SWMP. Mr. Barlow, on behalf of DEP, agreed that CRRA’s annual budget for its four projects would serve to satisfy CRRA’s statutory obligation regarding submittal of its Annual Plan of Operations for fiscal years 2002 and 2003, and that DEP would accept them as such. Mr. Barlow concurred with CRRA that, because the SWMP was twelve years old (at the time), it was unrealistic for CRRA to draft and submit to DEP an Annual Plan of Operations and have the DEP review it for consistency with the SWMP; instead, Mr. Barlow agreed that CRRA’s annual budgets for its four projects would serve as CRRA’s Annual Plan of Operations for fiscal years 2002 and 2003, satisfying CRRA’s obligation under CGS 22a-264. CRRA submitted the budgets to DEP at that time. Mr. Barlow further agreed that CRRA and DEP should work together to revise the SWMP.

Although DEP has begun an initiative to revise and update the SWMP, and has sought and received input from CRRA at several stages of the initiative, this effort will not be completed, and a new SWMP promulgated, until early/mid 2006.

Until a new SWMP is promulgated, CRRA intends to submit to DEP its annual budgets as its Annual Plan of Operations.

CRRA has not submitted an Annual Plan of Operations to DEP since the transmittal to Mr. Barlow in November 2002 (Subsequent to 2002, CRRA had not submitted an Annual Plan of Operations since FY1995). Accordingly, at this time CRRA management seeks board of directors approval of CRRA's FY2004, FY2005 and FY2006 budgets as the Annual Plan of Operations for each of these years, respectively. Upon approval of each these Annual Plan of Operations, CRRA will forward each to the DEP so that DEP may review each for consistency with the SWMP, as required by CGS 22a-264.

A copy of CRRA's Procedure Regarding the Adoption of the Annual Plan of Operation and Budget (Board of Directors Procedure No. 011, effective March 24, 2005), is attached for your convenience.

Copies of the budgets for FY2004, FY2005 and FY2006 are not enclosed as they have been previously reviewed and approved by CRRA's Board of Directors.



PROCEDURE REGARDING THE ADOPTION OF THE ANNUAL PLAN OF OPERATION AND BUDGET

BOARD OF DIRECTORS PROCEDURE NO. 011

1. POLICY

It is intent of the Connecticut Resources Recovery Authority (“CRRA”) to adopt an annual plan of operations (the “Annual Plan of Operations”) and annual budgets for each project and the general fund (the “Annual Budgets”) in an orderly and timely manner, while adhering to the Bylaws, contract timelines, bond indentures and incorporating business goals.

2. PROCEDURE

As authorized by *Conn. Gen. Stat.* Section 22a-268(a), the CRRA Board of Directors shall adopt an Annual Plan of Operations and Annual Budgets prior to the beginning of each fiscal year. The Annual Plan of Operations will adhere to any requirements as defined in *Conn. Gen. Stat.* Section 22a-264.

3. GUIDELINES

3.1 Development

CRRA management, under the direction of the President, shall develop draft Annual Plans of Operations which set forth the objectives of the CRRA for the next ensuing fiscal year.

Under the direction of the President, CRRA management shall develop draft Annual Budgets which set forth the financial plans of the CRRA for the next ensuing fiscal year.

3.2 Approval Process

Each draft Annual Plan of Operations shall be forwarded to the CRRA Executive Committee for comment, review and recommendations prior to its submission to the CRRA Board of Directors for review.

The Plan of Operations, if and as amended by the CRRA Executive Committee, shall be forwarded to the CRRA Board of Directors for review.

After reviewing and approving the Plan of Operations, the CRRA Board of Directors will authorize CRRA management to forward the Plan of Operations to the Commissioner of the Department of Environmental Protection for the State of Connecticut (“DEP Commissioner”) for approval.

If the DEP Commissioner does not approve the Plan of Operations, the CRRA Executive Committee and CRRA management will consult with the DEP Commissioner until a Plan of Operations is drafted that is satisfactory to all parties.

Upon approval by the DEP Commissioner, the Plan of Operations will be forwarded to the CRRA Board of Directors for adoption in accordance with the CRRA Bylaws, contract terms and bond indentures.

Each draft Annual Budget shall be forwarded to the CRRA Finance Committee for comment, review and recommendations prior to its submission to the CRRA Board of Directors for adoption.

Each Annual Budget, if and as amended by the CRRA Finance Committee, shall be forwarded to the CRRA Board of Directors for adoption in accordance with the CRRA Bylaws, contract terms and bond indentures.

3.3 Publication

Once adopted, each Annual Budget shall be sent by CRRA management to the respective participating member municipalities in a timely manner, as required by contract or bond indenture.

Once adopted, the Annual Plan of Operations shall be forwarded by CRRA management to the DEP Commissioner for approval prior to the commencement of the next ensuing fiscal year.

The adopted and approved Annual Plan of Operations shall also be posted on the CRRA intranet.

3.4 Modifications

The CRRA Board of Directors, with a two-thirds vote, may change the total amount of the Annual Budgets during the course of the fiscal year when they deem necessary and if allowable by contract or bond indenture.

ORIGINAL

Approved by: Board of Directors

Effective Date: November 20, 1990

REVISION 1

Prepared by: Robert Constable
Controller

Approved by: Board of Directors

Effective Date: March 24, 2005

TAB 11

RESOLUTION REGARDING ADDITIONAL PROJECTED LEGAL EXPENDITURES

WHEREAS, CRRA has entered into Legal Service Agreements with Pullman & Comley to perform legal services; and

WHEREAS, the Board of Directors, on September 23, 2004, authorized \$100,000 for payment of Pullman & Comley's fiscal year 2005 projected legal fees; and

WHEREAS, CRRA has incurred greater than anticipated legal expenses in connection with the use of its Enron settlement proceeds, ownership of the Projects upon termination of the municipal solid waste contracts and expiration of the bonds, review of proposed legislation, and certain other matters;

NOW THEREFORE, it is RESOLVED: That the following additional amount be authorized for payment of projected legal fees to be incurred through June 30, 2005:

<u>Firm:</u>	<u>Authorized Amount:</u>	<u>Increase Amount:</u>	<u>Total Amount Authorized for FY05:</u>
Pullman & Comley	\$100,000	\$48,000	\$148,000

TAB 12

RESOLUTION REGARDING FISCAL YEAR 2006 PROJECTED LEGAL EXPENDITURES

WHEREAS, CRRA has negotiated three-year Legal Service Agreements with various law firms for the provision of legal services from July 1, 2005 through June 30, 2008; and

WHEREAS, CRRA now seeks Board authorization for projected legal expenditures during the first year of the term of said Agreements;

NOW THEREFORE, it is RESOLVED: That the following amounts be authorized for projected legal fees to be incurred during fiscal year 2006:

<u>Firm:</u>	<u>Amount:</u>
Brown Rudnick	\$ 300,000
Cohn Birnbaum & Shea	55,000
Halloran & Sage	500,000
Heneghan Kennedy & Doyle	75,000
Kainen, Escalera & McHale	50,000
McCarter & English	350,000
Perakos & Zitser	150,000
Pepe & Hazard	250,000
Pullman & Comley	175,000
Sidley Austin	80,000
McGuireWoods	150,000

CONNECTICUT RESOURCES RECOVERY AUTHORITY FISCAL YEAR 2006 LEGAL EXPENDITURE SUMMARY REPORT

Halloran & Sage	Policy and CRRRA Board matters, Wallingford Policy Board matters, Enron Issues, Future planning, General matters
Heneghan Kennedy & Doyle	Contract counsel, General matters
Kainen Escalera & McHale	Personnel issues, HR Committee matters, Employee training, ERISA matters
Perakos & Zitser	SWEROC Board matters, Recycling litigation matters
Cohn Birnbaum & Shea	Environmental issues (South Meadows Remediation)
Pepe & Hazard	Enron tort cases (expenses only)
Brown Rudnick Berlack Israels	Environmental issues; landfill matters
McCarter & English	MDC arbitration, Arbitration panel costs, Bridgeport contract extension
Cohen & Wolf	Bridgeport real estate and PILOT issues
McGuireWoods	RTC Litigation
Pullman & Comley	Enron related matters, State loan Master Loan Agreement, FASB78 issues, bond indenture covenants, Trustee & State Treasurer related matters, Quarterly Financial Mitigation Plan Filings, Future financing matters
Sidley Austin	Enron related matters, State loan Master Loan Agreement, FASB78 issues, bond indenture covenants, Trustee & State Treasurer related matters, Quarterly Financial Mitigation Plan Filings, Future financing matters

**CONNECTICUT RESOURCES RECOVERY AUTHORITY
FISCAL YEAR 2005 LEGAL EXPENDITURE SUMMARY REPORT**

Legal Counsel	Activity	Board Authorized Amount	Amounts Paid Through May '05 (a)	(Favorable) Unfavorable	Projected Costs FY05	Required Board Approval	Projected Costs FY'06
Anderson Kill & Olick (AG)	Enron, CL&P, Claim Sale	\$600,000	\$357,914	(\$242,086)	\$600,000		\$0
Pepe & Hazard (AG)	Enron	\$300,000	\$97,494	(\$202,506)	\$125,000		\$150,000 (f)
Brown Rudnick	Environmental (LFs) / General Matters	\$200,000	\$126,921	(\$73,079)	\$200,000		\$300,000 (d)
Cohn Bimbaum	Environmental Issues	\$0	\$40,346	\$40,346	\$40,000		\$55,000
Cohen & Wolf	Real Estate and Litigation						\$25,000
Halloran & Sage (GC)	General Counsel	\$650,000	\$445,768	(\$204,232)	\$650,000		\$500,000
Henehgan Kennedy & Doyle	General Counsel						\$75,000
Kainen Escalera & Michale	Employer / HR Law	\$75,000	\$26,395	(\$48,605)	\$75,000		\$50,000
Kroll McNamara Evans	Bridgeport Contract Reviews	\$0	\$2,475	\$2,475	\$2,475		\$0
McCarter & English (b)	AG, Wheelabrator, MDC	\$700,000	\$553,860	(\$146,140)	\$700,000		\$350,000 (e)
McGuireWoods	RTC Litigation						\$150,000
Perakos & Zitser	FCR, SWEROC, AG	\$75,000	\$26,292	(\$48,708)	\$75,000		\$150,000
Pullman Comley	Bond Counsel	\$100,000	\$85,414	(\$14,586)	\$100,000		\$175,000
Sidley Austin Brown & Wood	Bond Counsel	\$100,000	\$70,161	(\$29,839)	\$100,000		\$80,000
Jackson Lewis (c)		\$0	\$13,457	\$23,427	\$66,000		
Rogin Nassau Caplan Lassman & Hirtle (c)		\$0	\$9,970				
Furey, Donovan, Tracy & Daly, PC (c)		\$0	\$7,020				
Lynch, Traub, Keefe & Errante (c)		\$0	\$17,810	\$44,553	\$45,000		
Mark Connolly (c)		\$0	\$19,723				
Total		\$2,800,000	\$1,901,022	(\$898,978)	\$2,778,475		\$0

(a) Actual amounts paid may include payment for expenses incurred in a prior year.
(b) Transferred work to General Counsel (GC), except for items listed in Activity column.
(c) Insurance appointed counsel. CRRA pays first \$100k deductible which was reached in December 2004.
(d) Board approved two separate resolutions for \$120k and \$80k.
(e) Includes cost of arbitration panels and expert services
(f) Includes \$250,000 on 4/17/03 approved by Board