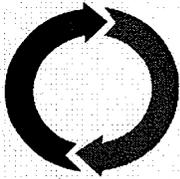


**CRRA  
BOARD MEETING  
JULY 27, 2006**



**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:** September 22, 2006  
**RE:** Notice of Meeting

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There will be a regular meeting of the Connecticut Resources Recovery Authority Board of Directors held on Thursday, September 28, 2006 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

July 27, 2006

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 June 22, 2006 Regular Board Meeting Minutes (Attachment 1).

IV. Finance

1. Board Action will be sought regarding Authorization of a Contract for Independent Auditing Services (Attachment 2).

V. Project Issues

A. Mid-Connecticut

1. Board Action will be sought regarding the Purchase of Broom Sweeper for the Mid-Connecticut Waste Processing Facility (Attachment 3).

V. Chairman's, President's and Committee Reports

A. Chairman's Report

B. President's Report

C. Policies & Procurement Committee

1. The Policies & Procurement Committee will report on its July 13, 2006 meeting.
  - a. Board Action will be sought regarding Addendum to Amended Regional Recycling, Access and Scale Use Agreement (Attachment 4).
  - b. Board Action will be sought regarding First Amendment to Agreement for Design, Retrofit, and Operation/Maintenance Services for the Mid-Connecticut Regional Recycling Facility (Attachment 5).

- c. Board Action will be sought regarding FY 2007 Projected Development Expenditures for the Wallingford Project (Attachment 6).
- d. Board Action will be sought regarding the Environmental Permitting and Design Engineering for Developing a Transfer Station on the Former Barberino Property – Wallingford Project (Attachment 7).
- e. Board Action will be sought regarding Ratification of Emergency Procurement Contracts (Attachment 8).

VI. Executive Session

An Executive Session will be held to discuss pending litigation, real estate acquisition, and personnel matters with appropriate staff.

# TAB 1

**CONNECTICUT RESOURCES RECOVERY AUTHORITY**

**FOUR HUNDRED AND THIRD MEETING**

**JUNE 22, 2006**

A Regular meeting of the Connecticut Resources Recovery Authority Board of Directors was held on Thursday, June 25, 2006 at 100 Constitution Plaza, Hartford, Connecticut. Those present were:

Chairman Michael Pace

Directors: Benson Cohn  
Mark Cooper  
James Francis  
Michael Jarjura (Present beginning at 10:55 a.m.)  
Edna Karanian  
Mark Lauretti (Present from at 9:50 a.m. to 12:15 p.m.)  
Theodore Martland  
Raymond O'Brien  
Andrew Sullivan (Present until 11:20 a.m.)  
Timothy Griswold - Ad-Hoc, Mid-Connecticut Project  
Elizabeth Horton Sheff – Ad-Hoc, Mid-Connecticut Project (Present beginning at 10:05 a.m.)

Present from the CRRA staff:

Tom Kirk, President (Present until 11:45 a.m.)  
Jim Bolduc, Chief Financial Officer  
Michael Bzdyra, Government Relations Liaison  
Robert Constable, Controller  
Peter Egan, Director of Environmental Affairs & Development  
Floyd Gent, Director of Operations  
Ron Gingerich, Development, Environmental Compliance, IT Manager  
Laurie Hunt, Director of Legal Services  
Donna Tracy, Executive Assistant (Present until 11:45 a.m.)  
Kristen Greig, Secretary to the Board/Paralegal

Also present were: David Arruda of MDC, Mike Calandra of CWPM, David Collier of DW Trucking, Jorge Davila of CCEJ, Bill Dunbar of Copes, Stephen Hillyer of CCEJ, Paul Jessell of Copes, William Malone of Enviro Express, Jen Maloney of Gaffney Bennett, Allan Mercado of CCEJ, Dr. Mark Mitchell of CCEJ, John Pizzimenti of USA Hauling & Recycling, Lynn St. James of Covanta, Jaime Viola of CCEJ.

Chairman Pace called the meeting to order at 9:33 a.m. and stated that a quorum was present.

## **PLEDGE OF ALLEGIANCE**

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

## **PUBLIC PORTION**

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

Mr. Stephen Hillyer introduced himself as a member of the Connecticut Coalition for Environmental Justice and stated that there are an inordinate number of fire calls for which the City of Hartford bears the financial burden. Mr. Hillyer said that the City of Hartford Director of Finance informed him that over 400 apparatus are called to CRRA facilities in one year. Mr. Hillyer said he understands that CRRA pays \$5,000,000 to the City of Hartford in lieu of taxes, but said that does not cover the amount of fire trucks responding to calls so the cost is actually paid by the taxpayers. Mr. Hillyer asked why CRRA does not reimburse or contribute to help with the cost of fire services.

Regarding the number of fire calls, Chairman Pace responded that MDC has been making a number of modifications to the fire suppression system at the plant. Mr. Arruda confirmed that there has been significant progress on the system.

Ms. Jaime Viola, a member of the Connecticut Coalition of Environmental Justice, said that she is concerned that Hartford has the second lowest recycling rate in the state. Ms. Viola asked what CRRA would do to facilitate and encourage recycling in Hartford since it is the home of the largest recycling facility in the state.

Chairman Pace responded that CRRA began activities related to an improved recycling facility in Hartford to encourage more recycling. Chairman Pace stated that it is unfortunate that there are people who would try to block that effort. Chairman Pace added that CRRA has also developed a recycling education campaign and holds electronics recycling events. Chairman Pace said that there is a concerted effort on the part of CRRA to expand recycling. Mr. Kirk said that the biggest hurdle to increasing recycling is the delay to improvements and renovation of the recycling center. Mr. Kirk stated that the delay caused by the Connecticut Coalition of Environmental Justice's intervention is preventing CRRA from getting the necessary permits to move forward. Mr. Kirk said that if people are truly concerned about the recycling rate, the intervention should be withdrawn so CRRA can improve the recycling rates. Chairman Pace stated that Ms. Viola's attendance at this meeting shows her concern for this issue and added that CRRA shares the same concern.

Ms. Viola stated that it seems unfair that Hartford has so many trash facilities that accept trash from other towns and said that she wants to be sure that Hartford is fairly reimbursed. Chairman Pace said that Hartford receives over \$5,000,000 for Pilot payments and there are other benefits, as well. Chairman Pace noted that this Board has decided to close the Hartford Landfill with the last deliveries in December of 2008.

Dr. Mark Mitchell, President of the Connecticut Coalition of Environmental Justice, distributed a handout to the Board. Dr. Mitchell said that he would like to explain his concerns about CRRA's operations in Hartford. Dr. Mitchell said that CRRA currently provides between \$50,000 and \$100,000 to the City of Hartford for reimbursement for recycling. Dr. Mitchell said that, even though the largest recycling facility is in Hartford, it does not benefit the city much and with the proposed expansion, CRRA is not proposing to increase the reimbursement rates to the City. Dr. Mitchell said it is much more difficult to recycle in urban areas because multi-family units and small businesses are charged more. Dr. Mitchell said that the amount of trash burned in Hartford is so large that, even though CRRA has a relatively low pollution rate per ton, there are so many tons burned that he is concerned about the total amount of pollution. Dr. Mitchell stated that the expansion of the recycling facility would bring in additional trucks, which will also increase the amount of pollution produced in Hartford. Dr. Mitchell added that there is a relatively simple solution to the amount of pollution from diesel trucks. A filter that costs about \$600 per truck should be required of all CRRA contractors to reduce diesel emissions.

Mr. Jorge Davila stated that he is a new member of the Connecticut Coalition of Environmental Justice who is concerned about Hartford. Mr. Davila stated that it seemed unfair that so many cities deliver their garbage to Hartford. Mr. Davila said that he remembers riding through surrounding towns and thinking how beautiful they were, but did not realize that was because all of their garbage was delivered to Hartford.

With no further comments from the public, Chairman Pace stated that the regular meeting would commence.

**APPROVAL OF AN AMENDMENT TO THE MINUTES OF THE APRIL 27, 2006 REGULAR BOARD MEETING**

Chairman Pace requested a motion to approve the minutes of the April 27, 2006 Regular Board Meeting. The motion was made by Director O'Brien and seconded by Director Cooper.

Director O'Brien asked if the only amendment was the memo appended to the minutes. Ms. Greig responded in the affirmative.

The minutes were approved unanimously.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		

Andrew Sullivan	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			

**APPROVAL OF THE MINUTES OF THE MAY 25, 2006 REGULAR BOARD MEETING**

Chairman Pace requested a motion to approve the minutes of the May 25, 2006 Regular Board Meeting. The motion was made by Director O'Brien and seconded by Director Sullivan.

The minutes were approved unanimously.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			

**RESOLUTION IN APPRECIATION OF BENSON R. COHN'S SERVICE TO THE CONNECTICUT RESOURCES RECOVERY AUTHORITY AND THE CITIZENS OF THE STATE OF CONNECTICUT**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director O'Brien:

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

**WHEREAS**, the new Connecticut Resources Recovery Authority was to be governed by a new Board of Directors consisting of experts from private industry, the public sector and municipal leaders and who would use their expertise to restore and enhance the financial and operational stability of the Authority; and

**WHEREAS**, BENSON R. COHN, in his capacity as an expert from the public sector, served on the Board of Directors of the Connecticut Resources Recovery Authority from 2002 to 2006; and

**WHEREAS**, Mr. Cohn's outstanding efforts as Chairman of the Policies & Procurement Committee and a member of the Executive Committee and Finance Committee were instrumental in the furtherance of the goals of the Connecticut Resources Recovery Authority of reviewing operational processes to ensure compliance with all procedural and procurement requirements; and

**WHEREAS**, Mr. Cohn's steadfast guidance and insightful knowledge of the inner workings of government brought CRRA to the highest level of public accountability and transparency; and

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

Director Cooper seconded the motion.

Chairman Pace said that this resolution cannot state the tremendous insight and effort that Vice-Chairman Cohn has provided to this Board. Chairman Pace said that he does not believe that CRRA would be in the great shape it is in today without individuals like Vice-Chairman Cohn. Chairman Pace thanked Vice-Chairman Cohn.

Director O'Brien stated that when Vice-Chairman Cohn speaks, everyone listens. Director O'Brien said that it has been Vice-Chairman Cohn's input that has enabled the organization to make substantial progress over the last four years.

Vice-Chairman Cohn thanked the Board and said he appreciates the kind thoughts.

The motion previously made and seconded was approved. Vice-Chairman Cohn abstained.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair			X
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		

Andrew Sullivan	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
<b>Non Eligible Voters</b>			
NONE			

**RESOLUTION IN APPRECIATION OF ANDREW M. SULLIVAN, JR.'S SERVICE TO THE CONNECTICUT RESOURCES RECOVERY AUTHORITY AND THE CITIZENS OF THE STATE OF CONNECTICUT**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director Francis:

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

**WHEREAS**, the new Connecticut Resources Recovery Authority was to be governed by a new Board of Directors consisting of experts from private industry, the public sector and municipal leaders and who would use their expertise to restore and enhance the financial and operational stability of the Authority; and

**WHEREAS**, ANDREW M. SULLIVAN, JR., in his capacity as an expert in corporate finance, served on the Board of Directors of the Connecticut Resources Recovery Authority from 2002 to 2006; and

**WHEREAS**, Mr. Sullivan's outstanding efforts as Chairman of the Finance Committee and a member of the Executive Committee were instrumental in the furtherance of the goals of the Connecticut Resources Recovery Authority of reducing debt service and enhancing the financial viability of the organization; and

**WHEREAS**, Mr. Sullivan's leadership and innovative solutions to the Authority's financial challenges enabled CRRA to emerge as a financially stable and viable organization ; and

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

Director O'Brien seconded the motion.

Director Francis stated that the Board appreciates every minute that Director Sullivan has given.

Director O'Brien stated that he has not been aware of all the work that Director Sullivan has put in because a lot of time was spent working behind the scenes with Mr. Kirk, Mr. Bolduc and the Finance department. Director O'Brien noted that the real tribute to Director Sullivan's leadership and insight is that debt will have gone down from approximately \$180 million possibly to less than \$20 million.

Mr. Bolduc said that it is bittersweet to see Director Sullivan leave. Mr. Bolduc said that he appreciates Director Sullivan's counsel over the years.

Chairman Pace stated that CRRA would not be here today without Director Sullivan's financial expertise and involvement on the Steering Committee. Chairman Pace said that the State owes a debt of gratitude to Directors Sullivan and Cohn.

Director Sullivan thanked the Board for their comments and thanked Mr. Bolduc and Mr. Kirk. Director Sullivan said that everyone on the Board invested significant amounts of time, effort, and energy to help get CRRA to a better place. Director Sullivan stated that he has the utmost respect for Chairman Pace and for his work. Director Sullivan said that everyone has worked together to build credibility and put CRRA in a better position. Director Sullivan noted that one of the true successes of the Board was the ability to attract two critical managers of the enterprise, Mr. Kirk and Mr. Bolduc. Director Sullivan expressed his respect for Messrs. Kirk and Bolduc. Director Sullivan said that hopefully he is leaving the organization in a better position than when he first came to the Board.

Mr. Kirk said that a week does not go by when he and Mr. Bolduc turn to Vice-Chairman Cohn or Director Sullivan for direction and insight. Mr. Kirk said that one of the reasons he has been effective is because of the liberal use of the wisdom and advice of Vice-Chairman Cohn or Director Sullivan. Mr. Kirk said that he will sorely miss these leaders and said there is always a seat open should they change their mind.

The motion previously made and seconded was approved. Director Sullivan abstained.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan			X
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
<b>Non Eligible Voters</b>			
NONE			

Chairman Pace requested a short recess. The recess began at 10:05 a.m. and the meeting was reconvened at 10:10 a.m.

**RESOLUTION REGARDING A CONTRIBUTION TO THE ROLLING STOCK RESERVE FROM CERTAIN ROLLING STOCK SALE PROCEEDS**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director Sullivan:

**RESOLVED:** That the proceeds received by the Authority from the sale of certain tractors and trailers to CWPM, LLC in the amount of \$312,245.00 be deposited into the Mid-Connecticut Project Rolling Stock Reserve.

Director O'Brien seconded the motion.

The motion previously made and seconded was approved unanimously.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut	X		
<b>Non Eligible Voters</b>			
NONE			

**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 above-captioned matter. The following motion was made by Director O'Brien:

**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.

Director Martland seconded the motion.

Mr. Egan explained that this contract is with a governmental agency and would allow wildlife biologists to visit the Hartford Landfill and Waste Processing Facility and undertake control activities to keep the population of nuisance birds at a manageable level. Mr. Egan noted that an annual report assembled by the USDA is available in the supplemental package.

The motion previously made and seconded was approved unanimously.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut	X		
<b>Non Eligible Voters</b>			
NONE			

**RESOLUTION REGARDING A BILLBOARD ADVERTISING LICENSING AGREEMENT AT THE SOUTH MEADOWS PROPERTY**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director O'Brien:

**RESOLVED:** That the President is hereby authorized to execute an agreement with Lamar Central Outdoor, LLC to obtain the license rights from CRRA to utilize the South Meadows Property to construct/upgrade, maintain and operate a Billboard on the CRRA property, substantially as presented and discussed at this meeting.

The motion was seconded by Vice-Chairman Cohn.

Mr. Gent gave a brief introduction of the terms of the agreement, noting that Lamar offered the highest price for all three available options. Mr. Gent informed the Board that

management is recommending Option 3 because it provides the highest net present value and the highest cumulative payments. Mr. Gent also gave an overview of the payment structure.

Chairman Pace noted that CRRA owns the land, Lamar would own the structure and pointed out that CRRA reserves the right to reject any billboard advertising content. Chairman Pace stated that there was a list that bans certain types of products or services that could be offensive. Chairman Pace stated that CRRA wants to ensure that the billboard on CRRA property is in line with the values of the city.

Director O'Brien said that he has a concern that the agreement could transcend the life of the Project and asked if CRRA is authorized to do so. Director O'Brien also noted that he would like the resolution to be amended to reflect whichever option is chosen. Attorney Hunt stated that there is nothing in the statutes or CRRA policies that limits the ability of CRRA to enter any contract for a particular length of time, provided it has the necessary affirmative 2/3 vote for contracts over five years. Attorney Hunt added that this billboard is not located on land that will interfere with any future plans.

Director Laretti stated that a fifteen-year term seemed quite long. Mr. Gent said that an analysis was done, which revealed that fifteen to twenty years were not uncommon for this type of agreement. Mr. Gent added that the prices reflect the benefit of the longer-term agreement and said that is because the vendor makes a significant initial investment in the construction of the billboard.

Director Griswold asked if CRRA is named on an insurance policy for physical or other damage. Mr. Gent responded that all on-site contractors are required to carry liability insurance with CRRA as a named insured.

Director Karanian asked if the billboard has been well presented and maintained by Lamar in the past. Mr. Tracey responded in the affirmative.

Director Horton Sheff said that she is pleased to see the restrictions on the content of the billboard and asked if there were any discussion with Lamar about utilizing the billboard for public service announcements. Mr. Tracey responded in the negative.

Director O'Brien moved to amend the resolution to read:

**RESOLVED:** That the President is hereby authorized to execute an agreement with Lamar Central Outdoor, LLC to obtain the license rights from CRRA to utilize the South Meadows Property to construct/upgrade, maintain and operate a Billboard on the CRRA property for a fifteen year term commencing on August 1, 2006, substantially as presented and discussed at this meeting.

Vice-Chairman Cohn seconded the motion.

The motion to amend the resolution was approved unanimously.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut	X		
<b>Non Eligible Voters</b>			
NONE			

**RESOLUTION REGARDING THE SANITARY SEWER MODIFICATIONS AT THE FAIRFIELD TRANSFER STATION**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director O'Brien:

**RESOLVED:** That the President is hereby authorized to execute an agreement with CISCO LLC to implement sanitary sewer modifications at the Fairfield Transfer Station, substantially as presented and discussed at this meeting.

Director Martland seconded the motion.

Mr. Gent explained that the waste water from the tipping floor, sanitary water from the restrooms, and storm water all converge into a separator, which is not in compliance with DEP regulations. Mr. Gent said that this modification would separate the three streams. Mr. Gent noted that there were three bidders and management is recommending the lowest bidder.

Director Martland pointed out that there was a large difference between the bids and asked how management verified that the bidders all understood the project. Mr. Gent responded that Mr. Tracey met with the contractor to review the scope of work and qualifications of the bidders. Director Martland asked if management met with all of the bidders. Mr. Tracey responded that he met with the low bidder only.

Director Lauretti asked who owns the transfer station. Mr. Gent responded that the transfer station is owned and operated by CRRA, but if the Municipal Service Agreements are not extended the assets will be transferred back to the town.

Director O'Brien said that he is concerned that items such as this are not being brought to the Policies & Procurement Committee to give the Committee an opportunity to review them prior to consideration by the Board. Mr. Kirk responded that management has not utilized the Policies & Procurement Committee as a contract review committee because they thought it would be too much of a burden on the Committee. Mr. Kirk stated that contracts are brought to the Committee when there is an issue that management feels will benefit from the input of the Committee. Mr. Kirk said that all contracts could go to the Committee if that is the Board's preference. Chairman Pace said he would consider the matter.

The motion previously made and seconded was approved unanimously.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut			

**RESOLUTION REGARDING ASH RESIDUE TRANSPORTATION SERVICES FOR THE WALLINGFORD RESOURCES RECOVERY FACILITY**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director O'Brien:

**RESOLVED:** That the President is hereby authorized to enter into an agreement with D.W. Transport and Leasing, Inc. to perform Ash Residue loading and transportation Services for the Wallingford Resources Recovery Facility substantially in accordance with the terms and conditions discussed at this meeting.

Vice-Chairman Cohn seconded the motion.

Chairman Pace distributed copies of a letter he received from Enviro Express' attorney regarding this item. Vice-Chairman Cohn informed the Board that the Policies & Procurement Committee reviewed this item and is recommending the second lowest bid because the 50% owner of the company that submitted the low bid was on the list of individuals indicted by the U.S. Attorney's Office. Vice-Chairman Cohn said that, although CRRA takes no position on the

merits of the indictment and the difference between the bids is nominal, the statutes and CRRA procedures permit the authority to accept other than the low bid when it is in the best interest of the Authority. Vice-Chairman Cohn stated that, in this case, the mere appearance is so damaging that the Committee is recommending the second lowest bidder.

Chairman Pace noted that the summary says that the contract was rescinded. Mr. Kirk clarified, stating that typically CRRA sends a notice that states that management will recommend the contractor to the Board of Directors, but the award is contingent on Board approval.

Chairman Pace pointed out that the difference between the current contractor, D.W. Transport and Leasing, Inc., and the low bidder is minimal. Chairman Pace said that the difference is not enough of an incentive to change to a new contractor.

Director Horton Sheff asked if the low bidder would have a legal claim against CRRA because they were already sent a notice. Attorney Hunt responded that the notice is very clear that any notice of award is subject to Board approval.

There was a brief discussion regarding the nature of the indictments and the obligation of public entities to preserve the confidence of the public and government.

The motion previously made and seconded was approved unanimously.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut			

**RESOLUTION REGARDING SIGNATORY AUTHORITY FOR WATER POLLUTION CONTROL SUBMITTALS**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director O'Brien:

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

Director Cooper seconded the motion.

The motion previously made and seconded was approved unanimously.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut			

**RESOLUTION ENDORSING THE AMENDMENT OF THE PROFESSIONAL EMPLOYMENT AGREEMENT BETWEEN THE ATTORNEY GENERAL AND PEPE & HAZARD**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Vice-Chairman Cohn:

**RESOLVED:** That the Board endorses the proposal presented to Pepe & Hazard on June 13, 2006 for legal fees related to CRRA's lawsuit against Hawkins Delafield & Wood, and recommends to the Attorney General an amendment to the Professional Employment Agreement between the Attorney General and Pepe & Hazard implementing said proposal, as presented and discussed at this meeting.

Director O'Brien seconded the motion.

Vice-Chairman Cohn noted that the existing agreement with Pepe & Hazard intentionally left out the Hawkins Delafield & Wood matter because it was thought that the matter would be settled soon. Vice-Chairman Cohn stated that since the matter did not settle, Pepe & Hazard requested that CRRA revisit the fee structure of the agreement as it related to Hawkins Delafield & Wood and requested consideration of a contingency fee arrangement. Vice-Chairman Cohn informed the Board that the Policies & Procurement Committee instead suggested returning to an hourly fee structure and Pepe & Hazard counter-offered discounted hourly rates with a large success fee. Vice-Chairman Cohn stated that the Committee rejected the success fee and offered the hourly rates that were in effect plus the cost of living adjustments that applies to all of CRRA's legal service agreements. Vice-Chairman Cohn said that Pepe & Hazard has accepted the arrangement.

Director Martland stated that he is not happy with the quality of the service provided by Pepe & Hazard.

Chairman Pace asked if this amendment has been reviewed by the Attorney General's office. Attorney Hunt responded that the Attorney General's office is aware of the amendment and congratulated the parties on reaching an agreement.

Director Lauretti asked what Pepe & Hazard is currently working on that is incurring legal expenses. Attorney Hunt stated that the issues would be discussed in Executive Session. Director Lauretti suggested postponing the vote on this matter until after Executive Session. Chairman Pace said that he would rather proceed now, but Directors are free to vote in any way that makes them comfortable.

Chairman Pace called for a vote. Chairman Pace, Vice-Chairman Cohn, and Directors Cooper, Francis, Karanian, O'Brien, Sullivan, Griswold, and Horton Sheff voted in favor of the resolution. Director Martland voted nay and Director Lauretti abstained.

Attorney Hunt noted that the resolution did not pass because it requires an affirmative vote of 2/3 of the full Board. Director Martland stated that, because of the time-sensitive nature of this matter, he is willing to reverse his vote despite the fact that he is not pleased with the quality of the firm's representation of CRRA.

Chairman Pace called for another vote. The motion previously made and seconded was approved. Director Lauretti abstained.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti			X
Theodore Martland	X		

Raymond O'Brien	X		
Andrew Sullivan	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut	X		
<b>Non Eligible Voters</b>			
NONE			

Vice-Chairman Cohn noted that he would recuse himself from the next three items on the agenda due to the appearance of a conflict. Vice-Chairman Cohn informed the Board that his cousin is a partner at Cohn Birnbaum & Shea and added that he remained present in the room when these items were discussed at the Policies & Procurement Committee because there would not have been a quorum if he left.

**RESOLUTION AUTHORIZING THE PRESIDENT TO EXECUTE AN AMENDMENT TO CRRA'S LEGAL SERVICES AGREEMENT WITH COHN BIRNBAUM & SHEA**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director O'Brien:

**RESOLVED:** That the President is hereby authorized to execute an amendment to be effective as of 7/1/06, to CRRA's Legal Services Agreement with Cohn Birnbaum & Shea, as presented and discussed at this meeting.

Director Cooper seconded the motion.

The motion previously made and seconded was approved. Vice-Chairman Cohn abstained.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair			X
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Laretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut			

**RESOLUTION REGARDING ADDITIONAL PROJECTED LEGAL EXPENDITURES**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director O'Brien:

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

**WHEREAS**, the Board of Directors has previously authorized certain amounts for payment of fiscal year 2006 projected legal fees; and

**WHEREAS**, CRRA has incurred greater than anticipated legal expenses in connection with environmental matters, general counsel matters, and the costs of Enron-related litigation;

**NOW THEREFORE, IT IS RESOLVED:** That the following additional amounts be authorized for payment of projected legal fees and costs to be incurred through June 30, 2006:

Firm:	Amount:
Cohn Birnbaum	\$10,000
Halloran & Sage	\$150,000
Pepe & Hazard	\$300,000

Director Cooper seconded the motion.

The motion previously made and seconded was approved. Vice-Chairman Cohn and Director Martland abstained.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair			X
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland			X
Raymond O'Brien	X		
Andrew Sullivan	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			

Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut			
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*(SEE RECONSIDERATION OF THIS ITEM ON PAGE 23.)*

**RESOLUTION REGARDING FY 2007 PROJECTED LEGAL EXPENDITURES**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director O'Brien:

**WHEREAS**, CRRA has entered into Legal Services 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 second year term of said Agreements;

**NOW THEREFORE, IT IS RESOLVED:** That the following additional amounts be authorized for payment of projected legal fees to be incurred during fiscal year 2007:

Firm:	Amount:
Brown Rudnick	\$ 550,000
Cohn Birnbaum & Shea	\$ 75,000
Halloran & Sage	\$1,200,000
Heneghan Kennedy & Doyle	\$ 115,000
Kainen, Escalera & McHale	\$ 40,000
McCarter & English	\$ 180,000
Perakos & Zitser	\$ 120,000
Pepe & Hazard	\$ 920,000
Pullman & Comley	\$ 105,000
Sidley Austin	\$ 55,000

Director Cooper seconded the motion.

Director O'Brien noted that this was discussed and recommended by the Policies & Procurement Committee.

The motion previously made and seconded was approved. Vice-Chairman Cohn and Director Martland abstained.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair			X
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland			X
Raymond O'Brien	X		
Andrew Sullivan	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut			

**COMMITTEE REPORTS**

**ORGANIZATIONAL SYNERGY & HUMAN RESOURCES COMMITTEE**

Director Cooper noted that the Organizational Synergy & Human Resources Committee met this morning and said that the following three resolutions are being recommended by the Committee.

**ADDITIONS TO THE AGENDA**

Director Cooper made a motion to add consideration of creation of a financial analyst position and elimination of the purchasing manager position. Director O'Brien seconded the motion. The motion previously made and seconded was approved unanimously.

**RESOLUTION REGARDING HUMAN RESOURCES COMMITTEE RECOMMENDATION to the BOARD of DIRECTORS REGARDING CREATION of the POSITION of FINANCIAL ANALYST and THE ELIMINATION OF THE PURCHASING MANAGER POSITION**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director Cooper:

**RESOLVED:** That the Board of Directors authorizes hiring a full-time Financial Analyst and the elimination of the Purchasing Manager position as approved by the CRRA Organizational Synergy & Human Resources Committee.

Director Francis seconded the motion.

Director Cooper explained that this reorganization would help operations and save the organization money. Director Cooper referred the Board to the job description for a list of functions to be performed by the new position. Mr. Bolduc stated that the individual in this position would provide support to the Controller and Buyer and would create some depth in the organization.

Director O'Brien asked for confirmation that the buyer would be performing the tasks that were previously handled by the purchasing manager. Director Karanian confirmed.

The motion previously made and seconded was approved unanimously.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut			

Director Cooper made a motion to add consideration of Human Resources Consulting Services Agreements. Director O'Brien seconded the motion. The motion previously made and seconded was approved unanimously.

**AUTHORIZATION REGARDING THE HUMAN RESOURCES CONSULTING SERVICES AGREEMENTS**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director Cooper:

**RESOLVED:** That the President is hereby authorized and directed to execute, deliver, and perform on behalf of the Authority, Human Resources Consulting Services Agreement as were substantially set forth in the RFQ for a period of three years with firms listed below, as presented and discussed at this meeting. All of the human

resources consulting services obtained through the firms below will be obtained on an “on-call” basis.

A. Temporary Staffing Services

Jaci Carroll Staffing  
Point Staffing  
United Personnel Services  
Lauren Staffing  
Staffing Now

B. Recruiting Services

Horton International  
Jaci Carroll Staffing  
Point Staffing  
United Personnel Services  
Lauren Staffing  
Staffing Now  
Marchese Consulting, LLC

C. General/Miscellaneous Human Resources Consulting Services

Horton International  
Marchese Consulting, LLC  
United Personnel Services

Director Francis seconded the motion.

There was a brief discussion regarding whether any of the recommended firms are minority-owned businesses. Mr. Bolduc stated that he believed there were companies that are owned by women. Mr. Bolduc added that CRRA works with minority-owned firms that are not registered with the state as such. Mr. Bolduc stated that CRRA encourages firms to register with the state so that CRRA can get credit for that in meeting set-aside requirements.

Director Horton Sheff asked if people of color own any of the firms. Mr. Bolduc responded that CRRA’s bid documents do not make a distinction between minority or women-owned companies. Mr. Bolduc said that one of CRRA’s practices to attract minority-owned businesses is advertising bid solicitations in minority publications.

Director Horton Sheff pointed out that a few of the contractors stated that they would not develop an affirmative action program. Director Horton Sheff said that she is concerned that the contractors will not commit to working with people of color. Mr. Kirk noted that CRRA is free to use the information in the proposals in the consideration of which firms will be given work when services are needed. Chairman Pace recognized that Director Horton Sheff raised a legitimate concern.

Director O’Brien stated that CRRA has a policy regarding Equal Opportunity for both contractors and employees and said that information should be reported to the Board on an

annual basis. Director Francis stated that if this subject is going to be reviewed, it should not only be for these firms, but for all of CRRA's contractors.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut			

Director Cooper made a motion to add consideration of senior management salaries. Director O'Brien seconded the motion. The motion previously made and seconded was approved unanimously.

**RESOLUTION REGARDING SENIOR MANAGEMENT SALARIES**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director Cooper:

**RESOLVED:** That the salaries for the President (increase of 4.27%) and Chief Financial Officer (increase of 6%) be adopted as presented by the Organizational Synergy & Human Resources Committee and the Executive Committee.

Director Martland seconded the motion.

Director Cooper stated that the Committees have completed the reviews of the President and Chief Financial Officer and said that both gentlemen have performed very well. Director Cooper noted that salaries have not been adjusted since 2004 and based on the evaluations the Committees feel the adjustments are appropriate.

Chairman Pace asked if these figures were in the budget. Director Martland responded in the affirmative.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
<b>Non Eligible Voters</b>			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut			

**RECONSIDERATION OF ADDITIONAL PROJECTED LEGAL EXPENDITURES**

Director O'Brien made a motion to reconsider the resolution regarding additional projected legal expenditures following Tab 13 of the Board package. Director Francis seconded the motion. The motion previously made and seconded was approved unanimously.

Director O'Brien noted that a change to resolution is necessary for its execution. Director O'Brien made the following amended motion:

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

**WHEREAS**, the Board of Directors has previously authorized certain amounts for payment of fiscal year 2006 projected legal fees; and

**WHEREAS**, CRRA has incurred greater than anticipated legal expenses in connection with environmental matters, general counsel matters, and the costs of Enron-related litigation;

**NOW THEREFORE, IT IS RESOLVED:** That the following additional amounts be authorized for payment of projected legal fees and costs to be incurred through June 30, 2006, whether in the case of Pepe & Hazard, such costs are paid by CRRA to Pepe & Hazard for disbursement to consultants or are paid by CRRA directly to consultants:

Firm:	Amount:
Cohn Birnbaum	\$10,000

Halloran & Sage	\$150,000
Pepe & Hazard	\$300,000

Director Francis seconded the motion.

Attorney Hunt explained that CRRA is waiting for the Attorney General’s preference as to whether CRRA will reimburse Pepe & Hazard for consultant costs or CRRA will pay the consultants directly.

The amended motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut	X		
<b>Non Eligible Voters</b>			
NONE			

**CHAIRMAN AND PRESIDENT’S REPORTS**

**President’s Report**

Mr. Kirk noted that the Connecticut Coalition for Environmental Justice has intervened in the DEP permitting for the renovation of the recycling center on Murphy Road and said that the hearing date is September 5<sup>th</sup>. Mr. Kirk informed the Board that the application is substantially complete and DEP is in favor of the permit. Mr. Kirk said that CRRA anticipates approval by January, which will result in a delay of 8-12 months at substantial costs. Mr. Kirk said that, after today’s Public Session, he hopes the Coalition will reconsider the intervention.

Regarding the Hartford Landfill, Mr. Kirk stated that the revisions to the closure plan are under development and the plan is expected to be submitted by the end of the month. Mr. Kirk said that positive discussions continue with the City regarding payment of the closure and it is CRRA’s hope that state bond money will be utilized for that purpose.

Mr. Kirk said that the operations at the Mid-Connecticut plant continue to improve and CRRA is pleased to see the improved cooperation from MDC management. There has been substantial progress on the fire suppression system and a number of capital improvements are being evaluated. Mr. Kirk said that, on the other side of the relationship with MDC, there were two motions filed by MDC against CRRA which would prevent CRRA from defeasing about \$5 million in debt.

Regarding the federal indictments, Mr. Kirk stated that most of the indictments are centered in the southwestern portion of the state, where CRRA is conspicuously absent. Mr. Kirk said that the Board should be aware that there are individuals that have been indicted that work for companies that are customers of CRRA. Mr. Kirk said that CRRA is actively assisting the Attorney General and the Governor's new commission by providing expertise and insight for evaluation of the proposed licensing initiative.

### **Chairman's Report**

Chairman Pace said that CRRA is working to update its emergency management plan. Chairman Pace noted that the auditor's report is in the Supplemental Package and said that he would like to meet with the auditors to discuss any items that need to be clarified. Chairman Pace said that, with Board members leaving, there would be some reorganization at the Committee level and said that he would look to Board members to move into new leadership positions.

### **EXECUTIVE SESSION**

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

Timothy Griswold - Ad-Hoc, Mid-Connecticut Project  
Elizabeth Horton Sheff - Ad-Hoc, Mid-Connecticut Project  
Tom Kirk (Present until 11:45 a.m.)  
Jim Bolduc  
Peter Egan (Present until 11:50 a.m.)  
Floyd Gent  
Ron Gingerich (Present until 11:50 a.m.)  
Laurie Hunt, Esq.

The Executive Session began at 11:33 a.m. and concluded at 12:23 p.m. Chairman Pace noted that no votes were taken in Executive Session.

The meeting was reconvened at 12:23 p.m.

**ADDITIONS TO THE AGENDA**

Director O'Brien made a motion to add consideration of two items to the agenda: a resolution regarding settlements and a resolution regarding the ash landfill siting. Director Martland seconded the motion. The motion previously made and seconded was approved unanimously.

**RESOLUTION AUTHORIZING NEGOTIATION OF SETTLEMENTS WITH TWO LAW FIRMS WHICH FORMERLY REPRESENTED ENRON AND/OR RELATED ENTITIES**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Vice-Chairman Cohn:

**RESOLVED:** That the President is hereby authorized to agree to settlement of the Authority's lawsuit against two of the law firms which formerly represented Enron and/or related entities, including taking all actions, executing documents, and doing all other things necessary to accomplish a settlement substantially on the terms discussed at this meeting, subject and pursuant to the approval of the Attorney General.

The motion was seconded by Director O'Brien.

The motion previously made and seconded was approved unanimously.

<b>Eligible Voters</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut	X		
<b>Non Eligible Voters</b>			
NONE			

**RESOLUTION REGARDING CRRA'S INITIATIVE TO SITE AN ASH RESIDUE LANDFILL WITHIN THE STATE OF CONNECTICUT**

Chairman Pace requested a motion regarding the above-captioned matter. The following motion was made by Director O'Brien:

**RESOLVED:** That the President is hereby authorized to expend up to \$140,000 to advance CRRA's initiative to develop an ash residue landfill, substantially as discussed and presented at this meeting.

The motion was seconded by Director Martland.

The motion previously made and seconded was approved unanimously.

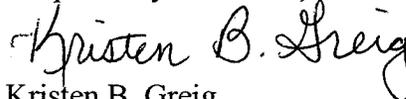
Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn, Vice Chair	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Elizabeth Horton Sheff, Ad Hoc, Mid-Connecticut	X		
<b>Non Eligible Voters</b>			
NONE			

**ADJOURNMENT**

Chairman Pace requested a motion to adjourn the meeting. The motion to adjourn made by Director Martland and seconded by Vice-Chairman Cohn was approved unanimously.

There being no other business to discuss, the meeting was adjourned at 12:25 p.m.

Respectfully submitted,



Kristen B. Greig  
Secretary to the Board/Paralegal

**TAB 2**

**RESOLUTION AUTHORIZING A CONTRACT FOR INDEPENDENT  
AUDITING SERVICES**

**RESOLVED:** That the President of the Authority be, and hereby is, authorized to enter into a contract with the auditing firm of Carlin, Charron & Rosen LLP as substantially presented at this meeting. This contract will commence August 1, 2006 and expire March 31, 2009. This timetable will allow management to obtain a new auditor five months before the fiscal year 2009 audit is due.

**CRRA - Analysis of Independent Auditor Proposals Matrix - 2006**

**AMENDED: 7/21/2006**

	<b>Carlin, Charron &amp; Rosen, LLP</b>	<b>Kostin, Ruffkess &amp; Company, LLC</b>	<b>Seward and Monde</b>
Contact Person	Scott A. Trenholm, CPA	Joseph Centofanti, CPA, CFE, FCPA, CGFM	Pasquale C. Trotta, Partner
Ownership (partnership, sole)	Limited Liability Partnership	Limited Liability Corporation	Partnership
Location	Glastonbury, CT	Farmington, CT	North Haven, CT
Third Party Affidavit Provided?	Yes - no third party payment	Yes - no third party payment	Yes - no third party payment
Request for Qualifications Submission Form Provided?	Yes	Yes	Yes
1 Commit to CRRA Audit Schedule?	Yes	Yes	Yes - Contingent Upon CRRA's schedule
2 Background of Personnel Assigned Provided?	Yes	Yes	Yes
3 Submission of Hourly Rates by Professional Category Provided?	Yes	Yes	Yes
4 Client References	Conn. State Treasurer's Office; Rhode Island Airport Corp.; Bradley International Airport; CHEFA; Univ. of Mass.	Town of Groton; Town of Bethel; Town of Newtown	Town of Orange; Conn. State Treasurer's Office; CT Transit
5 Similar Auditing Experience	State of Conn.; Rhode Island Airport Corp.; Bradley International Airport; CHEFA; Univ. of Mass.; 5 Conn. municipalities	Numerous CT clients; SWEROC; Southeastern CT Water Authority. Also was CRRA independent auditor for FY93, 94 & 95	State of Conn.; CT Transit; CT Agricultural Station Research Funds; several towns and regional districts
5a Solid Waste Experience	CRRA	SWEROC; CRRA	None
6 Research/Analytical Capabilities Provided?	Yes	Yes	Yes
7 Info on Audit Approach	Yes - 350 hours	Yes - 450 hours (includes 100 hours startup)	Yes - 330 hours (includes startup time)
8 EEOC-1 Filing and Affirmative Action Program & Completion of Questionnaire	Yes	Yes	Yes
9 Special Qualifications Provided?	Yes	Yes	Yes
10 Willing to enter into Cost Control Agreements?	Yes	Yes	Yes
11 Conflicts with Vendors	None	SWEROC; Perakos and Zitser PC	None
12 Conflicts with CRRA	None	None	None
13 Certificate of Insurance Provided?	Yes	Yes	Yes
14 Peer Review Provided?	Yes	Yes	Yes
Comments	Current CRRA auditor. Offices in Glastonbury, Providence, Boston and Westborough, MA. 280 total personnel.	Offices in Farmington, New London and Springfield. 130 total personnel.	Small business: 35 total personnel. Special experience with mass transit. Experience in municipal derivative products.
Audit Fees:	\$32,000 \$34,000 \$36,000 <sup>(A)</sup>	\$28,500 \$29,500 \$30,950 <sup>(B)</sup>	\$30,400 \$31,300 \$32,200
Standard Fees by Personnel Levels:	\$300 \$250 \$150	\$300 \$200 \$140 \$100	\$217 \$175 \$157 \$150 \$143 \$131 \$111
CRRA Rate Fees by Personnel Levels:	\$240 \$200 \$120	\$250 \$150 \$125 \$80	\$91 all levels

<sup>(A)</sup> Subject to decrease if less than 40 hours for new Statements on Auditing Standards Nos. 104 - 111.

<sup>(B)</sup> Subject to increase if more than 10 hours for new Statements on Auditing Standards Nos. 104 - 111.

**RFQ FOR INDEPENDENT AUDITING SERVICES  
INTERNAL MANAGEMENT REVIEW OF AUDITOR PROPOSALS  
KOSTIN, RUFFKESS & COMPANY, Y LLC**

**Date of Interview:** July 11, 2006 9:00 AM

**Names of Interviewees:** Ronal W. Nossek and James P. Lyons

Categories:	Plus/Minus/ Unknown (U)
<b>Expertise and Experience</b>	
The quality of the firm's professional personnel to be assigned to the engagement and the quality of the firm's management support personnel to be available for technical consultation	U
The firm's past experience and performance in the solid waste business	+/-
The firm's past experience and performance on comparable government engagements	+/-
The firm's research and analytical capabilities	+
Computer expertise	+
Special qualifications	+/-

Joe (15%) was on the audit team previously; not sure if James Lyons (35%) and staff (50%) were on

Limited - see Response Letter submitted 7/7/06

Proposal - page 12

Proposal - page 13

Proposal - page 14

Proposal - page 17

<b>Audit Approach</b>	
Adequacy of proposed staffing plan for various segments of the engagement	+/-
Adequacy of assessing risks (inherent, control, detection, and overall audit risk)	U
Adequacy of determining laws and regulations that will be subject to audit test work	+/-
Adequacy of sampling techniques	+/-
Adequacy of analytical procedures	+/-
Ability to meet required filings deadlines	+
Adequacy of audit plan for electronic data processing	U

Proposal - page 9 and Appendix A

Additional clarification required

See Response Letter submitted 7/7/06

Proposal - page 7; Additional clarification required

Additional clarification required

Proposal - page 8

<b>Other</b>	
The firm has an affirmative action plan	+
The firm has adopted a formal Equal Employment Opportunity Policy	+
Adequacy of meeting insurance requirements	-
The firm's willingness to enter into agreements for additional services which would have a budget and an agreed-upon maximum for the cost of such project	+
The firm's potential and actual conflicts of interest with the Authority	+
The firm's engagement with Authority's vendor(s) that may result in disqualification from work with the Authority	+
Peer Review: The firm's system of quality control standards for its accounting and auditing practice meet the requirements established by the AICPA	+
The firm's responsive service to its client's questions and work requests	+

Proposal - Appendix B

Proposal - page 16

See Insurance Review by LM

Proposal - page 21

Proposal - page 21

Proposal - page 20

Proposal - Appendix H

Usually one day based on experience with SWEROC audit engagement

**Comments:**  
Need to confirm adequacy of insurance if awarded audit

RFQ FOR INDEPENDENT AUDITING SERVICES  
INTERNAL MANAGEMENT REVIEW OF AUDITOR PROPOSALS  
SEWARD AND MONDE, CPAs

Date of Interview: July 11, 2006 9:45 AM

Names of Interviewees: Pasquale C. Trotta, Tom Lyden, James J. Pizzuti, and Michele D. Loso

Categories:	Plus/Minus/Unknown (U)
<b>Expertise and Experience</b>	
The quality of the firm's professional personnel to be assigned to the engagement and the quality of the firm's management support personnel to be available for technical consultation	U
The firm's past experience and performance in the solid waste business	-
The firm's past experience and performance on comparable government engagements	+
The firm's research and analytical capabilities	+/-
Computer expertise	+
Special qualifications	-
	No direct or specific experience Proposal - pages 13 - 15 Proposal - page 16 Proposal - page 20 Proposal - pages 23 - 27; No experience in solid waste industry

<b>Audit Approach</b>	
Adequacy of proposed staffing plan for various segments of the engagement	-
Adequacy of assessing risks (inherent, control, detection, and overall audit risk)	+
Adequacy of determining laws and regulations that will be subject to audit test work	+
Adequacy of sampling techniques	+/-
Adequacy of analytical procedures	+
Ability to meet required filings deadlines	-
Adequacy of audit plan for electronic data processing	U
	Could be an issue - see Response Letter submitted 7/7/06 answer #7 Proposal - pages 17-19 Proposal - page 20 Additional clarification required Proposal - page 18 Could be an issue - see Response Letter submitted 7/7/06 answer #7

<b>Other</b>	
The firm has an affirmative action plan	+
The firm has adopted a formal Equal Employment Opportunity Policy	+
Adequacy of meeting insurance requirements	+
The firm's willingness to enter into agreements for additional services which would have a budget and an agreed-upon maximum for the cost of such project	+
The firm's potential and actual conflicts of interest with the Authority	+
The firm's engagement with Authority's vendor(s) that may result in disqualification from work with the Authority	+
Peer Review: The firm's system of quality control standards for its accounting and auditing practice meet the requirements established by the AICPA	+
The firm's responsive service to its client's questions and work requests	U
	Proposal - page 22 Proposal - Appendix A See Insurance Review by LM Proposal - page 28 Proposal - page 30 Proposal - page 29 Proposal - Appendix D

**Comments:**  
Need to confirm adequacy of insurance if awarded audit

**RFQ FOR INDEPENDENT AUDITING SERVICES  
INTERNAL MANAGEMENT REVIEW OF AUDITOR PROPOSALS  
CARLIN, CHARRON & ROSEN, LLP**

Date of Interview: July 11, 2006 10:30 AM

Names of Interviewees: Scott A. Trenholm and Robert L. Howard, Jr.

Categories:	Plus/Minus /Unknown (U)
<b>Expertise and Experience</b>	
The quality of the firm's professional personnel to be assigned to the engagement and the quality of the firm's management support personnel to be available for technical consultation	+
The firm's past experience and performance in the solid waste business	+
The firm's past experience and performance on comparable government engagements	+
The firm's research and analytical capabilities	+
Computer expertise	+
Special qualifications	+
Proposal - pages 7-11	
CRRRA's independent auditors for FY03 - FY05	
Proposal - pages 1, 12-14	
Proposal - page 2	
Proposal - pages 15 and 22	
Proposal - page 14 plus experience in solid waste industry; the firm's reputation: quality of its work and professionalism; created a good relationship with CRRRA with the last audit engagement	
<b>Audit Approach</b>	
Adequacy of proposed staffing plan for various segments of the engagement	+
Adequacy of assessing risks (inherent, control, detection, and overall audit risk)	+
Adequacy of determining laws and regulations that will be subject to audit test work	+
Adequacy of sampling techniques	+
Adequacy of analytical procedures	+
Ability to meet required filings deadlines	+
Proposal - pages 6 and 21	
Proposal - pages 16-19	
Proposal - page 23	
Proposal - page 22	
Proposal - page 23	
Proposal - page 3 and based on past experience for the last audit engagement with CRRRA	
Proposal - page 10 and based on past experience for the last audit engagement with CRRRA	
<b>Other</b>	
The firm has an affirmative action plan	+
The firm has adopted a formal Equal Employment Opportunity Policy	+
Adequacy of meeting insurance requirements	+
The firm's willingness to enter into agreements for additional services which would have a budget and an agreed-upon maximum for the cost of such project	+
The firm's potential and actual conflicts of interest with the Authority	+
The firm's engagement with Authority's vendor(s) that may result in disqualification from work with the Authority	+
Peer Review: The firm's system of quality control standards for its accounting and auditing practice meet the requirements established by the AICPA	+
The firm's responsive service to its client's questions and work requests	+
Proposal - pages 31 - 40	
Proposal - pages 30 - 40	
See Insurance Review by LM	
See Response Letter submitted 7/7/06	
See Response Letter submitted 7/7/06	
See Response Letter submitted 7/7/06	
Proposal - pages 26	
Proposal - pages 2 and past experience with CRRRA	

**Comments:**  
Need to confirm adequacy of insurance if awarded audit

**Recommended based on:**

- Experience in solid waste industry; and
- Exceptional services including professionalism, responsive services and commitment to meet CRRRA's audit deadlines on previous audit engagement with CRRRA; and
- No start-up time required.

## **Management Identification of Other Factors**

- Value of continuity in CRRA's rebuilding process
- Ability to identify potential salient risks and issues stemming from institutional knowledge
- Knowledge of business situation since the Enron bankruptcy and the specific accounting issues that resulted:
  - ◆ State Loan Master Agreement Accounting (FASB 78)
  - ◆ GASB 34 Accounting for Enron Claim & Settlement
- Value of contributions to past, current and future long-term strategic planning (meetings, input on documents, etc.)
- Value of external network (State level, GFOA, etc.) of contacts vis a vis strategic planning (same "team" representing CRRA's challenges is identifiable to outside parties)
- Strategic issues, such as:
  - ◆ Bridgeport Project future & negotiations with Wheelabrator
  - ◆ Wallingford Project termination 2010
  - ◆ Redesign of CRRA mission et. al. as a result of updated Solid Waste Management Plan
  - ◆ Landfill Closure & Post Closure Issues GASB 18
  - ◆ Mid Conn Project Future Corporate Design
  - ◆ Knowledge of existing Bond Indentures
  - ◆ New financings
- Miscellaneous knowledge gained through requests for services:
  - ◆ Wallingford Project Accounting for Use of Stabilization Fund
  - ◆ MDC Accounting Matters
  - ◆ Bond Defeasance and Verification Reports
  - ◆ Reserve and Restricted Account Analysis

**TAB 3**

**RESOLUTION REGARDING THE PURCHASE OF BROOM  
SWEEPER FOR THE MID-CONNECTICUT WASTE  
PROCESSING FACILITY**

**RESOLVED:** That the Board of Directors, in accordance with the Connecticut Resources Recovery Authority's Procurement Policy, hereby approves the procurement of a New ELGIN Pelican Series P Broom Sweeper from C. N. Wood of Connecticut LLC, for use at the Mid-Connecticut Waste Processing Facility, substantially as presented and discussed at this meeting.

# **Connecticut Resources Recovery Authority**

## **Purchase of a New ELGIN Pelican Series P Broom Sweeper Mid-CT Waste Processing Facility**

Presented to the CRRRA Board on:	July 27, 2006
Vendor/ Contractor(s):	C. N. Wood of Connecticut LLC
Effective date:	August 1, 2006
Contract Type/Subject matter:	Purchase order/Bill of Sale
Facility (ies) Affected:	Mid-CT Waste Processing Facility
Original Contract:	Not applicable
Term:	Not applicable
Contract Dollar Value:	\$131,319.00
Amendment(s):	Not applicable
Term Extensions:	Not applicable
Scope of Services:	New ELGIN Pelican Series P Broom Sweeper
Other Pertinent Provisions:	None

# **Connecticut Resources Recovery Authority Mid-Connecticut Project**

## **Purchase of a New ELGIN Pelican Series P Broom Sweeper Mid-CT Waste Processing Facility**

*July 27, 2006*

### **Executive Summary**

This is to request approval of the CRRA Board of Directors to authorize the President to approve the purchase of a new ELGIN Pelican Series P (Sweeper) for \$131,319. Given the specific needs of the Waste Processing Facility (WPF) to maintain odor control and site appearance by sweeping the facility grounds, tip floors and ash area as described hereafter, the purchase of a new broom sweeper is recommended.

### **Discussion**

The Metropolitan District ("MDC") has operated and maintained a small street sweeper that was purchased from Tennant Inc in 1997 through the CRRA bid process for approximately \$81,000. The average use of the sweeper is 4 hours per day six days per week. The daily sweeping activities include, but is not limited to, picking up fallen debris from the waste hauler's vehicles, controlling odorous liquids discharged from these vehicles, sweeping up the heavy odorous material that is imbedded in the tipping floor and sweeping the roads at the ash load out area of the Power Block facility (PBF).

Over the past ten years the amount of MSW received and processed at the facility has increased. With this increase in receipts and the addition of the maneuvering hall, the current sweeper has become undersized and is inadequate for meeting the daily cleaning requirements. Since the purchase, and especially over the past four years, there have been chronic problems with the motor, hydraulic system, brooms, vacuum chamber and steering mechanism. When the current sweeper is down for an extended period of time, the daily costs to CRRA to have an outside contractor perform the sweeping services is \$380.00 per day for 4 hours. The sweeper is currently in need of additional repairs to the transmission, body (corrosion), brooms, and electrical systems.

CRRA explored both the option of a new Sweeper and the option of a used/ reconditioned Sweeper. It was determined that the WPF determined a more powerful sweeper that would meet the facility's requirements and be able to handle the heavy odorous material that is present at the facility on a daily basis. Investigating a used sweeper, the best price CRRA could attain was for a reconditioned sweeper at a delivered price of \$97,000. This price included only a ninety (90) day warrantee for

parts and labor. A used (as opposed to reconditioned) sweeper ranged in price from \$20,000 to 85,000. All were well used, with the price reflecting the amount of use. CRRA could not locate a used unit accompanied with a warrantee of any type. Keeping in mind the issues with the current sweeper, none of the used sweepers presented through this search were deemed acceptable.

In addition to searching for a used sweeper and in accordance with CRRA policy and procedures, CRRA requested bids for a new sweeper and the results are as follows:

Bidder Name	Specifications Met	Base Bid	Delivery In Days	Extended Warrantee Option	Sweeper Type
C.N. Wood of CT LLC	Yes	\$124,689	90-120	\$6,630	Elgin
Tennant Sales and Service	Yes	\$169,828	75	NA	Centurion
Park City Truck Equipment LLC	Yes	\$125,000	150	NA	Allianz

The above base prices include a three years warranty for both parts and labor. Only the Elgin Sweeper from C.N. Wood offered an extended warranty (\$6,630 for an additional 2 years). The purchase of a new broom sweeper based on a revised and upgrade specification is the most cost effective solution in meeting the WPF site sweeping and odor control requirements. To spend any additional money to keep the inadequate sweeper operational, for possibly a few months, is not cost effective. To have an outside service contract at \$380 per day or approximately \$119,000 per year with no assurance of 24 hour service is also not operational and cost effective. In addition, the payback to purchase a new sweeper is approximately one year compared to a service contract.

### **Financial Summary**

Having ownership of a new WPF sweeper onsite provides the following financial benefits:

- Annual outside sweeper contractor cost incurred over the past three fiscal years at the WPF was \$54,720 (FY2004, FY2004 and FY2005). If contracted out the service would run approximately \$119,000 per year.
- New Larger WPF Sweeper will save money through greater efficiency while meeting the site permit requirements for controlling odors, site cleanliness and appearance and control any air borne ash particulate from the PBF ash areas.

The Purchase of a New ELGIN Pelican Series P Broom Sweeper will be funded from the WPF Rolling Stock budget (Account # 41-202-601-54428) as adopted for fiscal year 2007 Mid-Connecticut budget. The adopted WPF Rolling Stock budget for fiscal year 2007 is \$885,000.00.

# TAB 4

**RESOLUTION REGARDING  
ADDENDUM TO AMENDED REGIONAL RECYCLING,  
ACCESS AND SCALE USE AGREEMENT**

**RESOLVED:** That the President is hereby authorized to execute an addendum to the AMENDED REGIONAL RECYCLING, ACCESS AND SCALE USE AGREEMENT with Murphy Road Recycling, LLC and Murphy Road Realty, LLC substantially as presented at this meeting.

# Connecticut Resources Recovery Authority

## Contract Summary for Contract entitled

### Addendum To Amended Regional Recycling, Access And Scale Use Agreement

Presented to the CRRRA Board on: July 27, 2006

Vendor/ Contractor(s): Murphy Road Recycling, LLC &  
Murphy Road Realty, LLC

Effective date: February 1, 2007

Contract Type/Subject matter: Addendum to existing Agreement  
(exercising extension option)

Facility (ies) Affected: Mid-CT Regional Recycling Facility

Original Contract: Amended Regional Recycling, Access and  
Scale Use Agreement, Number 044193

Term: February 1, 2007 through January 31, 2011  
CRRRA can terminate Transloading  
addendum with 60 days advance written  
notice

Transloading Fee: \$9 per ton of fiber (increased by CPI after  
the initial year)

Annual Contract \$360,000 based on 40,000 tons (1<sup>st</sup> year  
extension)

Amendment(s): Not applicable

Term Extensions: First four (4) year option

Scope of Services: To continue transloading of paper during the  
construction period of the new, Mid-CT  
RRC. Construction is expected to be  
completed by the Spring, 2007 provided  
DEP permit is issued by January 1, 2007.

Other Pertinent Provisions: None

# **Connecticut Resources Recovery Authority Mid-CT Regional Recycling Facility**

## **Addendum To Amended Regional Recycling, Access And Scale Use Agreement**

*July 27, 2006*

### **Executive Summary**

As a result of the delay in construction of the new fiber processing lines at the Mid-Ct Regional Recycling Facility due to intervention in the DEP permitting process, CRRA needs to continue utilizing transloading services provided by Murphy Road Recycling LLC and Murphy Road Realty LLC pursuant to the Amended Regional Recycling, Access and Scale Use Agreement ("Agreement"). The Addendum to the Agreement solely pertains to the transloading work. The extant Scale Use and Access provisions of the Agreement remain in place. The changes to the original Agreement are, as follows:

1. The original contract term had an initial term going to January 31, 2005, with CRRA's right to exercise two five-year extensions that would potentially extend the contract to January 31, 2015. The Board previously voted to extend that initial term to January 31, 2007, with two four-year extension options. Thus, the potential, maximum duration of the original Agreement remained the same.
2. The Agreement required both parties to negotiate a new transloading fee in good faith. Those negotiations took place and this Addendum increases the transloading fee from \$8 per ton to \$9 per ton. The \$9 per ton fee is fixed for one year.
3. CRRA has the unilateral right to terminate the transloading agreement upon 60 days notice. Provided that DEP issues the permit to construct the new fiber lines at CRRA's Mid-CT Regional Recycling Facility by January 1, 2007, the transloading agreement would be terminated in the Spring of that year and all paper would be processed at the new facility at 211 Murphy Road under Agreement with FCR, Inc.

## **Financial Summary**

The monthly cost for these services equals approximately \$28,000 per month to the extent these services will be needed until the new regional recycling facility is permitted, constructed and operating. The FY 07 Mid-CT Budget includes \$336,000.00 for transloading paper.

**TAB 5**

**RESOLUTION REGARDING  
FIRST AMENDMENT TO AGREEMENT FOR DESIGN,  
RETROFIT, AND OPERATION/MAINTENANCE SERVICES  
FOR THE MID-CONNECTICUT  
REGIONAL RECYCLING FACILITY**

**RESOLVED:** That the President is hereby authorized to execute an amendment to the Agreement For Design, Retrofit, And Operation/Maintenance Services For The Mid-Connecticut Regional Recycling Facility with Casella Waste systems, Inc. and FCR, Inc. substantially presented and discussed at this meeting.

# Connecticut Resources Recovery Authority

## Contract Summary for Contract entitled

### FIRST AMENDMENT TO AGREEMENT FOR DESIGN, RETROFIT, AND OPERATION/MAINTENANCE SERVICES FOR THE MID-CONNECTICUT REGIONAL RECYCLING FACILITY

Presented to the CRRA Board on: July 27, 2006

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

Effective date: August 1, 2006

Contract Type/Subject matter: Existing Agreement, Number 064109

Facility (ies) Affected: Mid-CT Regional Recycling Facility

Term: August 15, 2005 through December 31, 2015  
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: Guaranteed Fixed Pricing Option - \$34.56/ton  
\$6 million in capital upgrades paid by  
Contractor

This Amendment obligates CRRA to pay a  
limited liquidated delay damages required by  
existing contract of \$101, 500.00.

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

This First Amendment bifurcates Task 2 & 4 into two phases. Phase I includes building modifications and installation of new container processing equipment. CRRA obtained local approvals for this work and a letter from the DEP allowing this work to proceed with three minor conditions (see Executive Summary).

Phase II (commencing only upon issuance of full notice to proceed subsequent to DEP permit approval) includes installation of paper processing equipment and completion of construction.

**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

This First Amendment phases the construction bonds. Upon substantial completion of Phase I construction, Construction Performance and Construction Payment bond are reduced to \$2,000,000 each.

**Other Pertinent Provisions:**

None

**Connecticut Resources Recovery Authority  
Mid-CT Regional Recycling Facility  
First Amendment To Agreement For Design,  
Retrofit, And Operation/Maintenance Services  
For The Mid-Connecticut  
Regional Recycling Facility**

*July 27, 2006*

**Executive Summary**

The existing agreement contemplates all construction work to enable container and paper processing at CRRA's Mid-CT Regional Recycling Facility to commence upon issuance of the new DEP permit. Because of delays due to intervention of the DEP permitting process, CRRA desires to effectuate a two-phased construction schedule for the retrofit, operation and maintenance of the facility. This amendment enables the contractor, Casella Waste/FCR, Inc. to proceed with building modifications and installation of the new container processing equipment for which local approvals have been secured, and that DEP has consented to in writing, during the first phase of construction upon CRRA's issuance of a Supplemental Notice to Proceed with Task 2 Services on August 1, 2006.

CRRA received written approval from DEP to proceed in this manner in a July 17, 2006 letter addressed to Peter Egan from Robert C. Isner, Director of Waste Engineering and Enforcement Division. DEP's approval of Phase I work is conditioned on CRRA providing the following:

1. The construction activities related with the proposed site improvements and upgrades will not significantly disrupt or have any adverse impact on the existing permitted recycling activities.
2. Continuous compliance with all conditions specified in the current Permit to Operate, including the O&M Plan, shall be maintained.
3. At a minimum, the following two (2) "as-built" drawings (certified by a professional engineer licensed to practice in CT) shall be prepared and submitted to the Department:
  - Site Plan (incorporating all constructed improvements to the site and the building), &
  - Floor Plan (showing the new equipment layout arrangement and all storage areas.)

Upon DEP's issuance of the Permit for the new regional recycling facility including permission to accept and process paper, CRRA will issue Casella Waste/FCR, Inc. a full Notice to Proceed with Task 2 Services ("Full Notice") to install the paper processing equipment and complete the second phase of construction.

By effectuating this phased approach, the new regional recycling facility will be fully operational within 60 days after the Full Notice instead of six months as provided in the original Agreement.

The existing contract requires CRRA to obtain the DEP permit within six months of the application being deemed "complete" by DEP or be subject to delay damages in the amount of \$58,000 per month payable to Casella Waste/FCR, Inc. The intervention of the permitting process has exposed CRRA to those delay damages. This Amendment requires CRRA to pay only limited (seven weeks) liquidated delay damages. The Amendment voids any further delay damages.

This Amendment requires Casella Waste/FCR, Inc, to receive care, custody and control and ownership of all the acceptable recyclables (commingled containers and paper) effective October 1, 2006 and pay CRRA the \$34.56 per ton monthly payment henceforth. The current contract with FCR for the operation of the container processing facility will terminate on that date and the Loose Residential Mixed Paper Purchase And Sale Agreement with Recycle America will also be terminated on the same date. CasellaWaste/FCR, Inc. will also be responsible for all transloading payments due to Murphy Road Recycling, LLC and Murphy Road Realty, LLC on October 1, 2006.

Finally, this amendment adjusts the Contractor's performance security requirements for construction to the phased construction schedule. The first phase Construction Performance Bond and Construction Payment Bond remain the same at \$5 million each. The amendment adjusts second phase bonds to \$2 million each since only the installation of the paper processing equipment remain.

## **Financial Summary**

The amendment reduces CRRA's costs due to delay damages considerably with the waiving of the \$58,000 per month liquidated damages. The \$101,500.00 liquidated damage incurred to date will be funded by surplus fiber revenues realized during the first quarter of this fiscal year. Moreover, the termination of the existing operating agreement with FCR, Inc. to operate and maintain the container facility, saves CRRA any capital replacement and repair costs on the old equipment. Those costs have been significant. The net revenue between the existing agreement and this proposed amended agreement is neutral.

**TAB 6**

**BOARD RESOLUTION REGARDING FY 2007 PROJECTED  
DEVELOPMENT EXPENDITURES FOR THE  
WALLINGFORD PROJECT**

July 27, 2006

**WHEREAS**, the CRRA Board of Directors (“Board”) and Wallingford Policy Board (“Policy Board”) has approved the FY-2007 Operating and Capital Budgets; and

**WHEREAS**, CRRA acting as agent for the Policy Board will be performing certain future options development tasks including permitting of a regional transfer station;

**WHEREAS**, The Policy Board approved on July 11, 2006 the projected development expenditures to be funded from the Future Planning Reserve;

**WHEREAS**, CRRA considers a transfer station as an alternative but not in addition to the existing plant but acknowledges that planning is necessary now if it is to be a viable option;

**WHEREAS**, CRRA now seeks Board authorization for projected development expenditures during FY 2007;

**NOW THEREFORE, it is RESOLVED:** That the CRRA be authorized to use up to \$464,100 from the Future Planning Reserve to pay for projected out-of-pocket costs and fees to be incurred during fiscal year 2007 as substantially presented and discussed at this meeting, provided that all purchases of goods and services shall comply with the requirements of CRRA’s Procurement Policy.

**BE IT FURTHER RESOLVED:** That CRRA commits to the Policy Board the continued operation of the existing waste to energy facility serving the five Project municipalities by extending the existing project agreements or the construction and operation of a transfer station serving the five Project municipalities and committing that only one of the two facilities will operate in the five town region.

## WALLINGFORD RESOURCES RECOVERY PROJECT IMPLEMENTATION OF FUTURE OPTIONS

### FUTURE OPTIONS DEVELOPMENT BUDGET

#### DISCUSSION

The Wallingford Project as currently structured will “end” June 30, 2010 with the expiration of the initial term of the Municipal Services Contracts (“MSAs”), the Waste Disposal Services Contract (“Operator Agreement”), and the Electrical Energy Purchase Agreement (“Electricity Agreement”). In late 2004 CRRA, working with the members of the Wallingford Project Policy Board (“Policy Board”), began the process of identifying and evaluating various waste management and disposal options available to the towns of Cheshire, Hamden, North Haven, and Wallingford and the City of Meriden (“Participating Municipalities”) post 2010.

On March 28, 2006, CRRA delivered to the members of the Policy Board a confidential report containing “Phase 1” financial models and business discussions for a wide range of possible in-state and out-of-state waste disposal options. This Phase 1 level of analysis provided the data needed to narrow the universe of possible disposal options to those that are economically viable based on a maximum acceptable tip fee without incurring the significant costs associated with a “Phase 2” analysis (Phase 2 being the detailed engineering and cost analysis needed to move a particular disposal option to a design/build or implementation phase).

Subsequent to the issuance of the Phase 1 evaluation report, CRRA sought Policy Board approval to move forward with Phase 2 activities and expenditures associated with two of the possible future disposal options analyzed. Two resolutions were presented to the Policy Board for its consideration. The first resolution authorizes CRRA to act as agent of the Policy Board in matters relating to the investigation, evaluation, development and implementation of the future options. The second resolution authorizes CRRA to expend funds from the Project’s Future Planning Reserve for FY 2007. Both resolutions were passed by the Policy Board at a special meeting held July 11, 2006.

#### FINANCIAL SUMMARY

The proposed development budget of \$464,100<sup>1</sup> is an estimate of out-of-pocket costs and fees to be incurred by CRRA on behalf of the Wallingford Project in fiscal year 2007 for various waste disposal development activities including the siting and permitting of a regional transfer station. A contingency allowance of \$60,500 is included in the budget to cover uncertainties and risk during the development process (e.g. potential of intervention by interested parties during the permitting process).

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<sup>1</sup> Note that the development budget before CRRA’s Board of Directors today differs from the Development Budget approved by the Wallingford Project Policy Board at its special July 11, 2006 meeting in the amount of \$17,100 because the Wallingford Policy Board “carved out” and approved this particular budget line item at its regularly scheduled meeting held July 5, 2006.

Because the Wallingford Project FY 2007 operating and capital budgets approved in January 2006 do not include these expenditures, CRRA recommends that the development activities be funded from the Future Planning Reserve. The Future Planning Reserve was established and approved by the Board in July, 2004 for the purpose of funding the investigation, evaluation and development activities related to future waste disposal options for the Project municipalities. As of April 2006, \$2,337,500 has been deposited into this reserve.

**WALLINGFORD RESOURCES RECOVERY PROJECT  
IMPLEMENTATION OF FUTURE OPTIONS  
DEVELOPMENT BUDGET<sup>2</sup>**

**I. SITING AND PERMITTING OF REGIONAL TRANSFER STATION**

	<b>FEES</b>	<b>SUBTOTAL</b>
Feasibility of Recycling at Transfer Station	\$12,000	
Supplemental Survey & Wetlands Update	\$14,000	
Subsurface Geotechnical Investigation	\$12,000	
Engineering <sup>3</sup>	\$156,000	
Land Use and Environmental Permitting	\$40,000	
Traffic Study	\$8,000	
		<b>\$242,000</b>
Permitting Fees	\$14,500	
Legal Support	\$30,000	
<b>SUBTOTAL FOR I</b>		<b>\$286,500</b>
<b>II. NEGOTIATIONS FOR DISPOSAL CAPACITY</b>		
Consulting Support	\$50,000	
Legal Support	\$50,000	
<b>SUBTOTAL FOR II</b>		<b>\$100,000</b>
<b>III. WASTE ORIGIN RFS</b>	\$17,100	
<b>SUBTOTAL FOR III</b>		<b>\$17,100</b>
<b>SUBTOTAL FOR I, II, &amp; III</b>		<b>\$403,600</b>
<b>CONTINGENCY (15%)</b>		<b>\$60,500</b>
<b>TOTAL</b>		<b>\$464,100</b>

<sup>2</sup> The Development Budget is an estimate of the out-of-pocket cost and fees to be incurred by CRRA for siting and permitting of a regional transfer station in Wallingford through receipt of DEP and Related permits. The budget excludes final design and construction phases of the regional transfer station.

<sup>3</sup> Includes an allocation for the design of a recycling component of the Transfer Station pending completion of the recycling feasibility study.

(Resolution adopted July 11, 2006 at a special meeting of Wallingford Project Policy Board)

**RESOLUTION REGARDING LIMITED DELEGATION OF NEGOTIATING  
AUTHORITY TO CRRA REGARDING FUTURE SOLID WASTE DISPOSAL  
OPTIONS AND PLANS**

July 11, 2006

WHEREAS, this Policy Board was established pursuant to the Municipal Solid Waste Delivery and Disposal Contracts (“MSAs”) executed by and between CRRA and each of the Municipalities of Cheshire, Hamden, Meriden, North Haven, and Wallingford (collectively, the “Participating Municipalities”); and

WHEREAS, the purpose of this Policy Board is to fulfill the obligations of and achieve the goals established in the MSAs; and

WHEREAS, the Wallingford Resource Recovery Facility located at 530 South Cherry Street, Wallingford, Connecticut (the “Facility”) is currently operated by Covanta Energy, Inc. (“Covanta”) Pursuant to that certain Amended and Restated Waste Disposal Services Contract between CRRA and Wallingford Resource Recovery Associations, L.P. (the “Service Contract”); and

WHEREAS, the MSAs shall expire on June 30, 2010, unless renewed or extended; and

WHEREAS, the Participating Municipalities are examining options for the future use of the Facility and for the Participating Municipalities’ overall future waste disposal plans (collectively the “Options”) ; and

WHEREAS, CRRA has performed a future option study to evaluate the Options, including the possible continued use of the Facility after 2010, which future option study shall be presented to and considered by the Participating Municipalities and the Policy Board; and

WHEREAS, the Policy Board desires to entrust its obligations with respect to the Options to CRRA and to empower CRRA to explore, investigate, and develop the Options as set forth below.

IT IS HEREBY RESOLVED:

That CRRA be, and hereby is, authorized to act as agent of the Policy Board in matters relating to the investigation, evaluation, development and implementation of the Options;

That CRRA be, and hereby is authorized to solicit proposals and negotiate contract terms for transportation and disposal services at one or more disposal facilities at the direction of the Policy Board; provided, however, that any such contract terms shall be subject to approval by each of the Participating Municipalities individually;

That CRRA be, and hereby is authorized, under the direction of and subject to approval of the Policy Board, to negotiate with Covanta to restructure the Service Contract for the continued operation of the Facility after 2010.

That CRRA be, and hereby is, authorized to represent the Policy Board in meetings, teleconferences, and other communications with third parties on matters related to the Options;

That CRRA be, and hereby is, authorized with the approval of the Policy Board, to undertake such other studies, investigations, or other tasks necessary to develop a proposal for the Participating Municipalities relating to the Options;

That CRRA be, and hereby is, directed to submit regular reports to the Policy Board regarding CRRA's activities pursuant to this resolution;

That the term CRRA's authority hereunder shall continue until such time as the Policy Board revokes such authority with or without cause at its sole discretion.

(Resolution adopted July 11, 2006 at a special meeting of Wallingford Project Policy Board)

**WALLINGFORD POLICY BOARD**  
**Resolution Regarding**  
**Future Options Development Budget**  
**Wallingford Project**

July 11, 2006

**WHEREAS**, the Wallingford Policy Board (“Board”) has approved the FY-2007 Operating and Capital Budgets; and

**WHEREAS**, CRRA acting as agent for the Board will be performing certain tasks including permitting of a transfer station;

**WHEREAS**, the Board and Individual Municipalities have not approved a regional transfer station, but acknowledge that planning is necessary now if it is to be a viable option;

**WHEREAS**, the Town of Wallingford will consider a transfer station as an alternative but not in addition to the existing plant but acknowledges that planning is necessary now if it is to be a viable option;

**WHEREAS**, CRRA now seeks Board authority for projected development expenditures during FY 2007;

**NOW THEREFORE, it is RESOLVED:** That the Authority be authorized to use \$444,500 from the Future Planning Reserve to pay for projected out-of-pocket costs and fees to be incurred during fiscal year 2007 as substantially presented and discussed at this meeting. This authorization is effective upon the CRRA Board adoption of a resolution committing to continued operation of the existing waste to energy facility serving the five Project municipalities by extending the existing project agreements or the construction and operation of a transfer station serving the five Project municipalities and committing that only one of the two facilities will operate in the five town region.

**TAB 7**

**RESOLUTION REGARDING THE ENVIRONMENTAL  
PERMITTING AND DESIGN ENGINEERING FOR  
DEVELOPING A TRANSFER STATION ON THE FORMER  
BARBERINO PROPERTY - WALLINGFORD PROJECT**

**RESOLVED:** That the President is hereby authorized to execute a Request for Services with URS Corporation for the Engineering and Permitting of a Transfer Station in Wallingford, substantially as presented and discussed at this meeting.

# Connecticut Resources Recovery Authority

## Contract Summary for Contract entitled

### Design Engineering and Permitting Associated with the Construction of a Transfer Station in Wallingford

Presented to the CRRRA Board on: July 27, 2006

Vendor/ Contractor(s): URS Corporation

Contract Type/Subject matter: Request for Services ("RFS")

Facility: Wallingford Project

Original Contract: Three Year Engineering Services Agreement (Contract No. 050116)

Term: July 1, 2004 through June 30, 2007

RFS Dollar Value: \$241,267.00

Amendment(s): Not applicable

Term Extensions: Not applicable

Scope of Services: Conduct technical design activities and prepare and assemble the necessary CTDEP applications associated with the construction of a MSW and Recyclables Transfer Station in Wallingford.

Other Pertinent Provisions: None

# **Connecticut Resources Recovery Authority Wallingford Project**

## **Design Engineering and Permitting Associated with the Construction of a Transfer Station in Wallingford**

*July 27, 2006*

### **Discussion**

The Wallingford Project as currently structured will end June 30, 2010. In late 2004 the Connecticut Resources Recovery Authority ("CRRA"), working with the members of the Wallingford Project Policy Board, began the process of identifying and evaluating various waste management and disposal options available to the towns of Cheshire, Hamden, North Haven, and Wallingford and the City of Meriden ("Participating Municipalities") post 2010.

The existing project structure and physical plant has served the region well; providing the Participating Municipalities with economical and reliable waste disposal services since 1989. The plant has not exceeded its useful life and, with proper maintenance and upgrades, is capable of processing waste for many years into the future.

The resource recovery facility is operated by Covanta Energy pursuant to an Operator Agreement which expires June 30, 2010. Subject to certain conditions, the Operator Agreement provides both CRRA and Covanta Energy options to extend the Project for one five-year renewal term. However, discussions between CRRA and Covanta Energy indicate that neither party, given the economics of the Project (loss of above market electric sales revenue), plan to exercise its respective rights under the Operator Agreement to extend the Project past 2010.

Nonetheless, because there is an operable plant in place capable of processing waste well into the future, it is incumbent upon CRRA and Covanta to explore every possibility for the continued operation of the Facility post 2010. CRRA will continue its discussions with Covanta to determine what might be done to restructure the Operator Agreement in a manner that will make the continued operation of the Project economically viable.

CRRA has been investigating alternative in-state and out-of-state solid waste disposal options for the Participating Municipalities, in the event the current Project is not

extended (CRRA and Covanta fail to reach agreement on post-2010 operations of the Plant).

Common to the implementation of these in-state or out-of-state disposal options is the development, construction, operation and maintenance of a regional transfer station. The greatest value in developing a transfer station is the ability to aggregate the Participating Municipalities' waste to maximize payload which leads to transportation efficiencies and cost savings.

Last year, CRRA utilized the services of URS Corporation to perform a feasibility study for the construction of a regional transfer station on the "former Barberino property" which is adjacent to the Wallingford Landfill and is owned by CRRA as a Wallingford Project asset.

Earlier this year in March, CRRA again utilized URS to develop a master schedule and an estimate of professional fees associated with the design, permitting and construction of this transfer station. It was concluded that the entire process would require approximately 2½ to 3 years.

Because the CTDEP permitting process for such a facility will take a year or more to complete, it is recommended that CRRA submit to the CTDEP an application for the construction of a transfer station. Even, if in the end, a transfer station is never built, it is prudent to have in-hand a permit to construct so that construction can commence quickly in the event that the continued operation of the existing Facility is economically impractical.

Note, prior to the actual commencement of any engineering design work for the transfer station, CRRA must first complete its evaluation of a recycling component for the transfer station. It is anticipated this evaluation will take six to eight weeks to complete. Consequently, actual engineering work will not begin until September 1, at the earliest.

This is to also advise the Board of Directors that it is appropriate at this time to initiate a detailed engineering design and permit application for a regional transfer station in Wallingford, and to seek approval by the Board of Directors to enter into a contract with URS Corporation to accomplish this. A copy of the RFS is attached.

### **Employment of URS Corporation**

The design engineering and permit application preparation will be conducted by URS under a Request for Services ("RFS") pursuant to a three year engineering services agreement between CRRA and URS. CRRA executed a three year engineering services agreement with URS pursuant to a Request for Qualifications solicitation conducted by CRRA in 2004; the three year term extends through June 30, 2007.

URS is a full service multi-disciplined engineering firm that has the expertise and resources to provide the required services for this development project. In addition to providing the engineering work required to develop the site and design the facility, URS will prepare and submit the necessary applications to the State of Connecticut Department of Environmental Protection (CTDEP) for the construction and operation of a MSW Transfer Station in Wallingford. URS is uniquely qualified to provide railroad engineering services. CRRA previously engaged URS to evaluate the feasibility of providing rail service to the existing Wallingford Resource Recovery Facility as part of evaluating future options for the Wallingford Project. In addition, URS has proven to be extremely reliable on previous CRRA work assignments which include a Waste-To-Rail Study for the Mid-CT Project and various facility design and improvement projects. URS's compensation rate structure is very reasonable as compared to other engineering consultants that CRRA has selected for a 3 year engineering agreement. URS's in depth knowledge of the project in conjunction with their engineering and environmental permitting expertise will provide CRRA with a consultant capable of delivering this project on time and within budget.

### **Financial Summary**

The total cost for this RFS is \$241,267.00. The funds necessary for this activity are available in the Wallingford Future Planning Reserve. On July 11, 2006, the Wallingford Policy Board approved a resolution allowing the use of funds from the Future Planning Reserve to cover out-of-pocket costs and fees incurred by CRRA in the planning and development of future options including the permitting of a regional transfer station for the Wallingford Project.

**TAB 8**

**RESOLUTION REGARDING RATIFICATION OF EMERGENCY  
PROCUREMENT CONTRACTS**

RESOLVED: That the Authority Board of Directors ratifies the Emergency purchases as substantially presented and discussed at this meeting.

# Emergency Procurement Contracts

*July 27, 2006*

Management is conducting a review of the purchasing system defaults and setup. In addition, management is reviewing purchases to ensure compliance with the Boards Policies and Procurement Procedure. During this review it was determined that written evidence for some Emergency Procurements was not provided to the Authority's Board of Directors pursuant to Section 5.10 of the Authority's Board of Directors Procurement Policies and Procedures.

Therefore, the following written evidence is being provided to the Board pursuant to the Procedures for ratification. The Policies and Procurement Committee voted to recommend that the attached resolution be submitted to the Board of Directors for adoption at their July 2006 meeting.

**NC1 Emergency-determined by President**

<u>Date</u>	<u>PO Number</u>	<u>Description</u>	<u>QTY</u>	
8/11/05	PO0000428	FY06-EMERGENCY PAVEMENT REPAIRS AT THE FAIRFIELD TRANSFER STATION	7,750.00	A & J CONSTRUCTION, ALCAIDE INC DBA
8/17/05	PO0000459	FY06- EMERGENCY REPAIR TO RTO COMPRESSOR FOR MCAPS. NEEDS NEW OUTLET ELEMENT THERMOSTAT	700.00	COMPRESSED AIR SYSTEMS INC
8/23/05	PO0000479	FY06- EMERGENCY REPAIRS TO MELTED WIRING IN MCAPS FILTERHOUSE DUE TO RTO TRIPS.	7,500.00	ALL SERVICES ELECTRIC INC
8/25/05	PO0000487	FY06: EMERGENCY REPAIRS AS NEEDED TO REGIONAL RECYCLING SCALE DUE TO A LIGHTING STRIKE. SERVICE FOR TWO DAYS LABOR/TRAVEL 1 LOAD CELL AND 2 DIGITAL INDICATORS SEE ATTACHED INVOICE #1681	2,632.25	MODERN SCALE CO
8/25/05	PO0000487	FY06: EMERGENCY REPAIR TO REGIONAL RECYCLING SCALE LABOR AND SERVICE AS PART OF THE TWO DAY REPAIR SEE INVOICE # 1682	466.40	MODERN SCALE CO
8/25/05	PO0000487	FY06: EMERGENCY REPAIR OF RRC SCALE TESTING AND CALLIBRATION OF THE TWO (2) SCLAES AFTER REPAIRS AS REQUIRED BY LAW INVOICE 3 1683	525.00	MODERN SCALE CO
9/30/05	PO0000608	FY06- EMERGENCY CALL-IN FOR COMPRESSED AIR TO TROUBLESHOOT AND FIX THE MCAPS RTO COMPRESSOR.	800.00	COMPRESSED AIR SYSTEMS INC
10/19/05	PO0000680	FY06: ESTIMATE OF REPAIRS TO THE WPF RDF DYNACO HIGH SPEED HIGH CYCLE DOORS.	1,400.00	BODE EQUIPMENT COMPANY
10/20/05	PO0000694	FY06- EMERGENCY REPAIRS NEEDED TO SEAL STEEL PAN CONVEYORS IN THE WPF RDF HALL. EXCESSIVE SPILLAGE IS A SAFETY AND FIRE HAZARD FOR THE PROJECT.	10,000.00	MATRIX POWER SERVICES INC
11/10/05	PO0000760	FY06 - TROUBLESHOOT AND REPAIR MCAPS RTO COMPRESSOR ON A EMERGENCY BASIS.	400.00	COMPRESSED AIR SYSTEMS INC
11/23/05	PO0000769	FY06 EMERGENCY REPAIR TO RAIL LUBRICATOR AT THE RAIL LINE ON BRAINARD ROAD WHICH SERVICES THE REGIONAL RECYCLING CENTER ON MURPHY ROAD.	743.75	A J BELLIVEAU RAILROAD CONSTRUCTIO
12/20/05	PO0000835	FY06- REPLACEMENT ROTOR FOR SIEMENS 1000HP MOTOR PER AEM QUOTE #111005RL1 (\$42,370.00) DELIVERY IN 7-8 WEEKS FREIGHT NOT INCLUDED IN QUOTE	42,600.00	ASSOCIATED ELECTRO-MECHANICS, INC
12/27/05	PO0000865	FY06: EMERGENCY PAVEMENT REPAIRS TO INBOUND SCALE APPROACHES, WPF PER 12/21/05 PROPOSAL	18,198.00	J. H. LYNCH & SONS, INC
4/20/06	PO0001174	FY06 EMERGENCY REPAIRS TO BALER AT RECYCLING FACILITY.	13,481.50	PAUL WELDING COMPANY INC
4/26/06	PO0001175	FY06: FURNISHING LABOR,EQUIPMENT AND MATERIAL TO REPAIR A SINK HOLE AT THE POWER BLOCK PARKING LOT (PER 4/6/06 PROPOSAL)	4,850.00	J. H. LYNCH & SONS, INC
4/27/06	PO0001176	FY06- REPLACEMENT ROTOR FOR SIEMENS 1000HP MOTOR PER AEM QUOTE #111005RL1 (\$42,370.00) DELIVERY IN 7-8 WEEKS FREIGHT NOT INCLUDED IN QUOTE - ADDITIONAL SHIPPING CHARGES.	638.36	ASSOCIATED ELECTRO-MECHANICS, INC

Memo dated 8/23/05

# Memorandum

**TO:** Tom Kirk, Floyd Gent  
**FROM:** Mike Tracey  
**DATE:** August 4, 2005  
**RE:** Emergency Pavement Repairs at the Fairfield Transfer Station

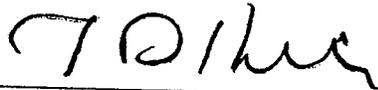
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This is to inform you that emergency pavement repairs are required at the Fairfield Transfer Station. A section of pavement has settled creating a depression where ponding occurs. The ponding condition contributes to odors emanating off-site from the transfer station.

The Town of Fairfield has requested that we repair the depressed pavement area as soon as possible. This repair will assist in mitigating odors which emanate from the site.

We have mobilized A & J Construction to assist CRRA in implementing these repairs. The cost of these repairs is \$7,750.00.

I would be able to discuss this with you at your convenience.



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Thomas D. Kirk  
President, Duly Authorized

# Memorandum

**To:** Tom Kirk, CRRA President  
**CC:** Floyd Gent, Director of Operations  
**From:** Rich Quelle, Senior Engineer  
**Date:** 7/3/2006  
**Re:** Waste Processing Facility (WPF)- Emergency Repairs to the Regenerative Thermal Oxidizer (RTO) Air Compressor on the Mid-Connecticut Air Processing System (MCAPS).

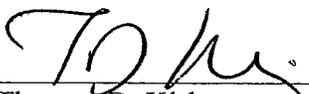
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This is to inform you that emergency repairs were required to the air compressor that drives both RTO's for the MCAPS.

These repairs were crucial because the MCAPS would not have been able to remove an additional 120,000 cfm of odorous air from the WPF. This would lead to a health and safety concern for the employees inside operating the WPF and odor issue to the surrounding communities of the WPF.

We mobilized Compressed Air Systems Inc. on an emergency basis to assist CRRA in implementing these repairs. This vendor is familiar with the site and has previously provided these services satisfactorily to CRRA. The emergency was considered critical to operations of the WPF. The cost of these repairs is \$700.00.

I would be able to discuss this with you at your convenience.

  
\_\_\_\_\_  
Thomas D. Kirk  
President, Duly Authorized

# Memorandum

**To:** Tom Kirk, CRRA President  
**CC:** Floyd Gent, Director of Operations  
**From:** Rich Quelle, Senior Engineer  
**Date:** 7/3/2006  
**Re:** Waste Processing Facility (WPF)- Emergency Repairs to Replace Melted Wiring in the filter house of the Mid-Connecticut Air Processing System (MCAPS).

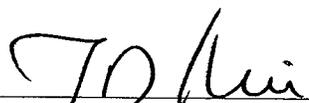
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This is to inform you that emergency repairs were required to replace melted wiring inside the discharge compartment of the filter house for the MCAPS. The melted wiring had grounded, affecting the operation of the filter house. The melted wiring was a result of the loss of the compressor that drives the Regenerative Thermal Oxidizers (RTO).

These repairs were crucial because the MCAPS would not have been able to remove any of the odorous air from the WPF once the filters in the filter house became clogged. This would lead to a health and safety concern for the employees inside operating the WPF and odor issue to the surrounding communities of the WPF.

We mobilized All Services Electric Inc. on an emergency basis to assist CRRA in implementing these repairs. This vendor is familiar with the site and has previously provided these services satisfactorily to CRRA. The emergency was considered critical to operations of the WPF. The cost of these repairs is \$7,500.00.

I would be able to discuss this with you at your convenience.

  
Thomas D. Kirk  
President, Duly Authorized

# Memo

**To:** Tom Kirk, Mike Tracey  
**From:** George Carlson  
**CC:** Floyd Gent  
**Date:** 8/23/2005  
**Re:** Emergency Scale Repairs – Hartford Regional Recycling Center

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This is to inform you that emergency scale repairs were required at the Regional Recycling Center due to a lighting strike that occurred on July 27, 2005. Damage was incurred to the scales and the electronic weighing equipment.

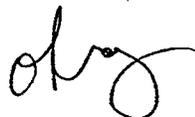
Our vendor Modern Scale was contacted and repairs were immediately performed in order to avoid disruption to our operations. Two new digital indicators were replaced along with a load cell. The cost for these repairs is \$3623.65. This includes labor and the recalibration of the scales after their repair.

If you have any questions concerning this matter please contact me.



Thomas D. Kirk

President, Duly Authorized



# Memorandum

**To:** Tom Kirk, CRRA President  
**CC:** Floyd Gent, Director of Operations  
**From:** Rich Quelle, Senior Engineer  
**Date:** 7/7/2006  
**Re:** Waste Processing Facility (WPF)- Emergency Repairs to the Regenerative Thermal Oxidizer (RTO) Air Compressor on the Mid-Connecticut Air Processing System (MCAPS).

---

This is to inform you that emergency repairs were required to the air compressor that drives both RTO's for the MCAPS.

These repairs were crucial because the MCAPS would not have been able to remove an additional 120,000 cfm of odorous air from the WPF. This would of lead to a health and safety concern for the employees inside operating the WPF and odor issue to the surrounding communities of the WPF.

We mobilized Compressed Air Systems Inc. on an emergency basis to assist CRRA in implementing these repairs. This vendor is familiar with the site and has previously provided these services satisfactorily to CRRA. The emergency was considered critical to operations of the WPF. The cost of these repairs is \$800.00.

I would be able to discuss this with you at your convenience.



Thomas D. Kirk  
President, Duly Authorized

# Memorandum

**To:** Tom Kirk, CRRA President  
**CC:** Floyd Gent, Director of Operations  
**From:** Rich Quelle, Senior Engineer  
**Date:** 7/7/2006  
**Re:** Waste Processing Facility (WPF)- Emergency Repairs to the Dynaco High Speed High Cycle Door.

---

This is to inform you that emergency repairs were required to the east Refuse Derived Fuel (RDF) high speed high cycle exit door. This door is located at the WPF. The door was stuck open and run out of its track.

These repairs were crucial because of RDF fuel odors escaping the storage hall and becoming an issue to the surrounding communities of the WPF.

We mobilized Bode Equipment Company on an emergency basis to assist CRRA in implementing these repairs. This vendor is familiar with the site and has previously provided these services satisfactorily to CRRA. The emergency was considered critical to operations of the WPF. The cost of these repairs is \$1400.00.

I would be able to discuss this with you at your convenience.



Thomas D. Kirk  
President, Duly Authorized

# Memorandum

**To:** Tom Kirk, CRRA President  
**CC:** Floyd Gent, Director of Operations  
**From:** Rich Quelle, Senior Engineer  
**Date:** 7/3/2006  
**Re:** Waste Processing Facility (WPF)- Emergency Repairs to the Refuse Derived Fuel (RDF) Steel Pan Conveyors.

---

This is to inform you that emergency repairs were required to the RDF steel pan conveyors (CV-500A, 500B, 501, 502, 503, 504) located at the WPF. Excessive spillage from all head and tail sections of these conveyors was creating a fire hazard.

These repairs were crucial because of the RDF fuel spillage from all conveyor head and tail assemblies had create piles in excessive of six feet under the main feed belts (CV-511 and CV-513) to the Power Block Facility (PBF). If a fire started in this area, the project was at risk of losing the main feed belts which would prevent the RDF fuel from reaching the PBF to be burned.

We mobilized Matrix Power Services Inc. on an emergency basis to assist CRRA in implementing these repairs. This vendor is familiar with the site and has previously provided these services satisfactorily to CRRA. The emergency was considered critical to operations of the WPF. The cost of these repairs is \$10,900.00.

I would be able to discuss this with you at your convenience.



Thomas D. Kirk  
President, Duly Authorized

# Memorandum

**To:** Tom Kirk, CRRA President  
**CC:** Floyd Gent, Director of Operations  
**From:** Rich Quelle, Senior Engineer  
**Date:** 7/3/2006  
**Re:** Waste Processing Facility (WPF)- Emergency Repairs to the Regenerative Thermal Oxidizer (RTO) Air Compressor on the Mid-Connecticut Air Processing System (MCAPS).

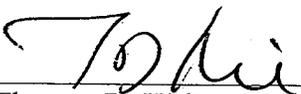
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This is to inform you that emergency repairs were required to the air compressor that drives both RTO's for the MCAPS.

These repairs were crucial because the MCAPS would not have been able to remove an additional 120,000 cfm of odorous air from the WPF. This would lead to a health and safety concern for the employees inside operating the WPF and odor issue to the surrounding communities of the WPF.

We mobilized Compressed Air Systems Inc. on an emergency basis to assist CRRA in implementing these repairs. This vendor is familiar with the site and has previously provided these services satisfactorily to CRRA. The emergency was considered critical to operations of the WPF. The cost of these repairs is ~~\$400.00.~~

I would be able to discuss this with you at your convenience.

  
\_\_\_\_\_  
Thomas D. Kirk  
President, Duly Authorized

# Memorandum

**To:** Tom Kirk, President  
Floyd Gent, Director of Operations

**From:** John Romano

**Date:** June 28, 2006

**RE:** Brainard Road Rail Line Emergency Repairs

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The purpose of this memo is to address the Mid Connecticut rail line access emergency repairs. On 11/23/05 I submitted a procurement request to establish purchase order with our rail contractor A J Belliveau to perform emergency repairs to the rail lubricator at the rail line on Brainerd Road.

AJ Belliveau Railroad Construction LLC has a railroad maintenance and inspection contract with CRRA regarding the rail line from Brainard Road that runs behind the CRRA Regional Recycling Center. Their annual contract is strictly maintenance, inspections and land clearing debris from the rail lines. When ever a point along the rail line shows signs of failure or has failed, AJ Belliveau makes contact with CRRA and we inspect the point of concern to determine what needs to be accomplished. The emergency repairs in this case were related to the failure of the rail lubricator at the Brainard road crossing which impacts the ability for rail cars to switch tracks and could lead to derailment. Based on review and quote given to CRRA by AJ Belliveau for the repairs an emergency procurement purchase order was put in place.

The total cost of the repairs for the rail lubricator system is \$743.74. The work was performed by AJ Belliveau, inspected and approved by CRRA.

I would be able to discuss this with you at your convenience.



Thomas D. Kirk

President, Duly Authorized

# Memorandum

**To:** Floyd Gent, Director of Operations  
**CC:**  
**From:** Rich Quelle  
**Date:** 12/20/2005  
**Re:** Mid-Conn. Waste Processing Facility: Repairs to Secondary Shredder Rotor and Motor Rotor.

obj TDK  
7/6/06

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Presently the Mid.-Connecticut Waste Processing Facility (WPF) is in jeopardy of experiencing extended processing downtime (many days or weeks) due to the lack of adequate spare parts for the two Secondary Williams Reversible Shredders (Model #680).

The CRRA Board of Directors approved the purchase of two new redesigned secondary shredder rotors in November. As a result of delays in finalizing the purchase agreement for the shredder rotors, the purchase order will not be placed until the end of December. Since both new rotors have twenty week lead times, CRRA will be operating for an extended time without a spare rotor for either secondary shredder. Consequently, failure to one of the operating secondary shredder rotors would result in losing 50% of the WPF processing capacity until the new redesigned rotors are delivered. In the past we have relied on a sister facility to the WPF located in Detroit for a backup spare. However, the Detroit facility can not provide CRRA with a spare rotor because they too have an additional rotor out for a long lead time repair. An interim solution to this problem is to combine the repairable pieces from each of the two old design type recently failed rotors and try to assemble a spare that would have only a ten week lead time. Associated Electro-Mechanics Inc. (AEM) has both of these failed rotors at their shop and can repair and assembly a working rotor for approximately \$78,000.00. Although this would be sole sourced to AEM, they are very qualified to perform this task as they have performed many repairs to these units in the past. They are also located only thirty miles away from the facility and can provide third shift manpower if needed to increase the turn-around time. This is an emergency repair, and I would recommend the CRRA pursue this option.

The other operating concern on the secondary shredders is the availability of a spare Siemens 1000 horse power (hp) drive motor. Recently there was a failure within

the rotor windings in one of these drive motors. The rotor iron core of this motor is no longer repairable because the copper end rings continually crack during rotor bar replacement and the rotor laminations are deteriorated and damaged to the point that the rotor windings will no longer be held and supported in their slots. This motor needs a new rotor iron core and shaft assembly. Siemens Motors no longer fabricates a complete new 1000 hp motor in this existing frame size. There are two other Siemens 1000 hp motors and one newly purchased custom Continental 1250 hp available for use as secondary shredder drive motors. The concern is that the two other 1000 hp Siemens drive motors are as old (original units from 1987) as the recently failed unit and have the potential to experience the same rotor iron core bar issues. The new Continental 1250 hp motor has failed three times in the past year and has yet to prove itself (motor has never operated longer than three weeks without failing) a long term solution. The Continental 1250 hp motor was placed in service and has operated for over the past four weeks without any issues. The concern going forward is that the Continental 1250 hp could fail again or the original Siemens 1000 hp motors could fail their rotors (feedback from AEM who has previously repaired these units is that their rotors are in the same condition as the unit that recently failed). CRRA would like to just purchase a new Continental 1250 hp but it is too early to do so (this would have a long lead time of around 10-20 weeks also). There is also the risk of the old 1000 hp motors. Working with AEM (who is a Master Factory Repair Shop for Siemens Motors), the best solution is to have Siemens fabricate a new iron rotor core and shaft assembly for the 1000 hp. The new motor rotor would be a spare for the other two operating 1000 hp motors. This has a cost of \$42,370.00 and a seven to eight week lead time. This again would be sole sourced to AEM because they are Siemens Factory Reps. Siemens will not disclose the design information for the new rotor and shaft assembly so we could go out for bid. This is an OEM (Original Equipment Manufacturer) repair.

# Memorandum

**TO:** Tom Kirk, Floyd Gent  
**FROM:** Mike Tracey   
**DATE:** December 22, 2005  
**RE:** **WPF Emergency Paving Repairs**  
**East and West approaches to Inbound Scale**

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This is to inform you that emergency repairs to the east and west approaches to the inbound scale at the WPF, were required. The section of pavement repaired at the east approach was 5' long by 11' wide. The section of pavement repaired at the west approach was 52' long by 14' wide. The inbound scale is utilized by all trucks hauling MSW to the tipping floor of the WPF.

The repairs were necessary to eliminate an unsafe vehicular condition created by an extensive pavement failure and to avoid disruption and delays to the heavy vehicular traffic associated with the WPF operation. This work was completed as of December 9<sup>th</sup>, 2005.

We mobilized J.H. Lynch & Sons, Inc. on an emergency basis to assist CRRRA in implementing these repairs. The emergency was considered critical due to the imminent closing of the asphalt paving plants and the extent of the repairs required. The cost of these repairs was \$18,198.32.

I would be able to discuss this with you at your convenience.



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Thomas D. Kirk  
President, Duly Authorized

# Memorandum

**To:** Tom Kirk, Floyd Gent  
**From:** Tom Gaffey  
**Date:** July 3, 2006  
**Re:** Emergency Repairs on Baler at IPC

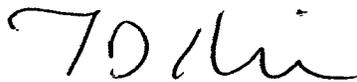
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In response to Denine Countryman's email I received yesterday afternoon, this memorandum is to inform you that emergency repairs were required to the baler at the Mid-CT container processing facility last February. The structural foundation of the baler had worn requiring replacement of the interior c-channel and side rails. As you know, this baler is old.

These repairs were critical to avoid a major disruption in producing bales of commingled product for market.

Working with FCR, we mobilized Paul Welding on an emergency basis over a weekend time period to perform the work. Paul Welding has previously provided these services in a satisfactory manner. The emergency repairs were considered critical to the daily operations of container processing facility. The cost of these repairs was \$13,481.50.

I would be able to discuss this with you at your convenience.



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Thomas D. Kirk

President, Duly Authorized

# Memorandum

**TO:** Tom Kirk, Floyd Gent  
**FROM:** Mike Tracey *my*  
**DATE:** April 17, 2006  
**RE:** **Power Block Facility - Emergency Paving Repairs to Access Road/Parking lot**

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This is to inform you that emergency repairs were required to a section of roadway at the Access Road/Parking lot between the flood wall and the administrative building. This road/parking lot is utilized by service vehicles to support the PBF daily activities and functions as a parking lot for the Operator's employees.

These repairs will eliminate an unsafe vehicular condition and avoid disruption to the vehicular traffic associated with the PBF operation.

We have mobilized J.H. Lynch & Sons, Inc. on an emergency basis to assist CRRA in implementing these repairs. This vendor is familiar with the site and has previously provided these services satisfactorily to CRRA. The emergency was considered critical to avoid any disruption to the daily functionality of the PBF. The cost of these repairs is \$4,850.00

I would be able to discuss this with you at your convenience.



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Thomas D. Kirk  
President, Duly Authorized

# Memorandum

**To:** Tom Kirk, CRRA President  
**CC:** Floyd Gent, Director of Operations  
**From:** Rich Quelle  
**Date:** 6/30/2006  
**Re:** Mid-Conn. Waste Processing Facility: Emergency Repairs to Secondary Shredder Rotor and Motor Rotor.

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This is to inform you that emergency repairs were required to the 1000 horsepower Secondary Shredder Motor Rotor. Presently the Mid.-Connecticut Waste Processing Facility (WPF) is in jeopardy of experiencing extended processing downtime (many days or weeks) due to the lack of adequate spare parts for the two Secondary Williams Reversible Shredders (Model #680).

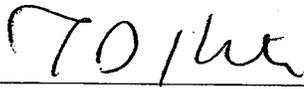
The CRRA Board of Directors approved the purchase of two new redesigned secondary shredder rotors in November. As a result of delays in finalizing the purchase agreement for the shredder rotors, the purchase order will not be placed until the end of December. Since both new rotors have twenty week lead times, CRRA will be operating for an extended time without a spare rotor for either secondary shredder. Consequently, failure to one of the operating secondary shredder rotors would result in losing 50% of the WPF processing capacity until the new redesigned rotors are delivered. In the past we have relied on a sister facility to the WPF located in Detroit for a backup spare. However, the Detroit facility can not provide CRRA with a spare rotor because they too have an additional rotor out for a long lead time repair. An interim solution to this problem is to combine the repairable pieces from each of the two old design type recently failed rotors and try to assemble a spare that would have only a ten week lead time. Associated Electro-Mechanics Inc. (AEM) has both of these failed rotors at their shop and can repair and assembly a working rotor for approximately \$78,000.00. Although this would be sole sourced to AEM, they are very qualified to perform this task as they have performed many repairs to these units in the past. They are also located only thirty miles away from the facility and can provide third shift manpower if needed to increase the turn-around time. This is an emergency repair, and I would recommend the CRRA pursue this option.

The other operating concern on the secondary shredders is the availability of a spare Siemens 1000 horse power (hp) drive motor. Recently there was a failure within the rotor windings in one of these drive motors. The rotor iron core of this motor is no longer repairable because the copper end rings continually crack during rotor bar replacement and the rotor laminations are deteriorated and damaged to the point that the rotor windings will no longer be held and supported in their slots. This motor needs a new rotor iron core and shaft assembly. Siemens Motors no longer fabricates a complete new 1000 hp motor in this existing frame size. There are two other Siemens 1000 hp motors and one newly purchased custom Continental 1250 hp available for use as secondary shredder drive motors. The concern is that the two other 1000 hp Siemens drive motors are as old (original units from 1987) as the recently failed unit and have the potential to experience the same rotor iron core bar issues. The new Continental 1250 hp motor has failed three times in the past year and has yet to prove itself (motor has never operated longer than three weeks without failing) a long term solution. The Continental 1250 hp motor was placed in service and has operated for over the past four weeks without any issues. The concern going forward is that the Continental 1250 hp could fail again or the original Siemens 1000 hp motors could fail their rotors (feedback from AEM who has previously repaired these units is that their rotors are in the same condition as the unit that recently failed). CRRA would like to just purchase a new Continental 1250 hp but it is too early to do so (this would have a long lead time of around 10-20 weeks also). There is also the risk of the old 1000 hp motors. Working with AEM (who is a Master Factory Repair Shop for Siemens Motors), the best solution is to have Siemens fabricate a new iron rotor core and shaft assembly for the 1000 hp. The new motor rotor would be a spare for the other two operating 1000 hp motors. This has a cost of \$42,370.00 and a seven to eight week lead time. This again would be sole sourced to AEM because they are Siemens Factory Reps. Siemens will not disclose the design information for the new rotor and shaft assembly so we could go out for bid. This is an OEM (Original Equipment Manufacturer) repair.

These repairs were crucial because the WPF processing lines could be impaired for hours or days. This could severely affect the CRRA functioning due to the inability of not being able to process an additional 1300 tons of project waste per day. Additional expenses would be incurred in trying to divert or export the additional unprocessed waste away from the project.

We mobilized Associated Electro-Mechanics Inc. (AEM) on an emergency basis to assist CRRA in implementing the above mentioned repairs. This vendor is familiar with the site and has previously provided these services satisfactorily to CRRA. The emergency was considered critical to the Mid-Conn. Facility operations of the WPF. The cost below is only to cover the additional shipping costs associated with replacement 1000 HP motor rotor. This cost is \$683.36.

I would be able to discuss this with you at your convenience.

Handwritten signature of Thomas D. Kirk in black ink, appearing as 'TDKirk'.

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Thomas D. Kirk  
President, Duly Authorized