

**CONNECTICUT RESOURCES RECOVERY AUTHORITY**

**FOUR HUNDRED AND THIRTY**

**May 31, 2012**

A regular meeting of the Connecticut Resources Recovery Authority Board of Directors was held on Thurs. May 31, 2012, in the Board Room at 100 Constitution Plaza, Hartford, CT 06103. Those present were:

Directors: Chairman Don Stein  
Louis J. Auletta, Jr.  
Ryan Bingham  
David Damer  
Timothy Griswold  
Dot Kelly (present beginning 9:45 a.m.)  
Ted Martland  
Andrew Nunn  
Steve Edwards, Bridgeport Project Ad-Hoc (present until 10:35 a.m.)  
Mark Tillinger, Bridgeport Project Ad-Hoc (present by telephone until 10:35 a.m.)  
Bob Painter, Mid-Connecticut Project Ad-Hoc  
Steve Wawruck, Mid-Connecticut Project Ad-Hoc

Present from CRRA in Hartford:

Tom Kirk, President  
Jim Bolduc, Chief Financial Officer  
Dave Bodendorf, Senior Engineer  
Jeffrey Duvall, Director of Budgets and Forecasting  
Peter Egan, Director of Environmental Affairs and Operations  
Tom Gaffey, Director of Recycling and Enforcement  
Laurie Hunt, Director of Legal Service  
Paul Nonnenmacher, Director of Public Affairs  
Jim Perras, Government Relations Liaison  
Nhan Vo-Le, Director of Accounting  
Moirra Benacquista, Board Secretary/Paralegal  
Marianne Carcio, Executive Assistant

Others present: Mark Bobman, BRRFOC; John Pizzimenti, USA Hauling; and Cheryl Thibeault, Covanta.

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

**APPROVAL OF THE MINUTES OF THE APRIL 26, 2012, BOARD MEETING**

Chairman Stein requested a motion to approve the minutes of the April 26, 2012, Regular Board Meeting. Director Martland made a motion to approve the minutes, which was seconded by Director Damer.

The motion previously made and seconded to approve the minutes as amended and discussed was approved by roll call. Chairman Stein, Director Auletta, Director Damer, Director Edwards, Director Griswold, Director Martland, Director Nunn, Director Painter, Director Tillinger and Director Wawruck voted yes. Director Bingham abstained.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham			X
David Damer	X		
Timothy Griswold	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport	X		
Mark Tillinger, Bridgeport	X		
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

**POLICIES & PROCUREMENT COMMITTEE**

**RESOLUTION REGARDING PROPERTY APPRAISAL SERVICES**

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Bingham and seconded by Director Damer.

**RESOLVED:** That the President is hereby authorized to enter into contracts with the following firms for Property Appraisal Services, substantially as discussed and presented at this meeting.

- \* George E. Sansoucy, P.E., LLC
- \* MR Valuation Consulting, LLC
- \* Vimini Associates

Mr. Kirk said this resolution will create a stable of property appraisers and assessors similar to other stables of consultants utilized by management. He said there is no guarantee of work and no revenue attached to these firms only an assessment of their capabilities and availability to work with CRRA on an on-call basis. Mr. Kirk said the resolution does not preclude management from doing bids with these operators. He said having these organizations in CRRA’s stable is an advantage and will save time for management as CRRA has a periodic need for evaluation and property appraisals.

Director Martland asked if any of these consultants have specialties. Mr. Kirk replied yes. He said Sansoucy has unique capabilities with power plants and large scale commercial operators. Mr. Kirk said if CRRA requires services for a particular skill set that is not covered by these firms management would return to the Board for approval before hiring another firm. Director Damer noted any RFS over \$50,000 would first have to return to the Board for approval. Director Martland noted that in his experience with real estate the probability for a specialist is very high.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Martland, Director Nunn voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Bob Painter, Mid-Ct			
Steve Wawruck, Mid-Ct			

**ORGANIZATIONAL SYNERGY & HUMAN RESOURCES COMMITTEE REPORT**

**RESOLUTION REGARDING HR CONSULTING SERVICES AGREEMENTS**

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Griswold and seconded by Director Martland.

**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 the firms listed below, as presented and discussed at this meeting. All of the human resources consulting services obtained through the firms below will be on an “on-call” basis.

- A. Temporary Staffing Services**
  - Horton International, LLC
  - Linium Staffing
  - SNI Companies, Inc.
  - 22<sup>nd</sup> Century Technologies, Inc.

**B. Recruiting Services**

Horton International, LLC  
Linium Staffing  
SNI Companies, Inc.  
The Executive Suite

**C. General and Miscellaneous HR Consulting Services**

Horton International, LLC  
Linium Staffing  
The Executive Suite

Mr. Kirk said CRRA has a stable of human resources consultants and advisors to call on as needed. Mr. Kirk said the agencies listed in the resolution have been thoroughly vetted and reviewed by management and the Organizational Synergy & Human Resources Committee for the proposes identified in the write-up.

Mr. Kirk said any particular RFS over \$50,000 will return to the full Board for approval. He said this stable allows management to pick up the phone for quick assistance. Chairman Stein asked if most of these services would be coming to the Board for approval. Mr. Bolduc said there is no specific project in mind and noted any specific RFS would return to the Board following the procurement policy guidelines.

Director Martland asked if these firms are local. Mr. Bolduc replied that the firms within this stable have both local and national presence. Mr. Kirk said management has found it difficult to get national firms to agree to the unique demands of the State of Connecticut for various requirements including affirmative action as there is a national affirmative action plan which many firms are not interested in modifying in order to bid for CRRA’s business.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Martland, Director Nunn voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Bob Painter, Mid-Ct			
Steve Wawruck, Mid-Ct			

**FINANCE COMMITTEE**

**RESOLUTION REGARDING THE PURCHASE OF WORKERS COMPENSATION/EMPLOYERS LIABILITY INSURANCE FOR THE PERIOD 7/1/12-7/1/13**

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Martland and seconded by Director Kelly.

**RESOLVED:** That CRRRA purchase Workers Compensation/Employers Liability insurance with a statutory limit for Employers Liability, for a premium of \$60,169 from Connecticut Interlocal Risk Management Agency (CIRMA) for the term 7/1/12-7/1/13, as discussed at this meeting.

Mr. Kirk said this resolution is routine. Director Martland noted that the cost for workers' compensation has been reduced from the prior year. Director Griswold said CIRMA initiated a member's equity distribution program the year prior which rewards participants with a good track record with a small dividend. Director Damer said members benefit from this sharing program only when they elect to re-sign with CIRMA for the following year.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Bob Painter, Mid-Ct			
Steve Wawruck, Mid-Ct			

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

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Damer and seconded by Director Martland.

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

Director Damer said this is an annual contract with the United States Department of Agriculture Animal and Plant Health Inspection Services. He said the full report was included in the Supplemental Package for the Board’s review. Director Damer said this contract is for less than \$50,000 and is coming to the Board because it is an exception to the competitive process as the USDA is being engaged as a specialized contractor.

Mr. Kirk said the USDA is providing a critical service. He said although the landfill is closed (and as a result the bird population has been significantly reduced) its proximity to the Brainard Airport means that vector control is crucial.

Director Damer noted that the report states that there are fewer incidences of nuisance birds because the new operator, NEAS is doing a better job of keeping the doors closed and providing other general prevention. He noted that roosting eagles have taken up residence along the property line.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, and Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

**RESOLUTION REGARDING MID-CONNECTICUT PROJECT ON-CALL MUNICIPAL SOLID WASTE DIVERSION TRANSPORTATION AND DISPOSAL WORK**

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Damer and seconded by Director Kelly.

**RESOLVED:** That the President is hereby authorized to execute agreements for Mid-Connecticut Project on-call municipal solid waste diversion transportation and disposal work with the following, substantially as presented and discussed at this meeting.

- \* CWPM, LLC
- \* Waste Management of Massachusetts, Inc.

Director Damer said this potentially large contract is for transportation and disposal services for the Mid-Connecticut Project. Mr. Gaffey said this contract has been in place for several years. He explained it is utilized when boilers are down for an extended period of time and diversion of waste to other facilities is required.

Mr. Gaffey said this bid describes the transportation prices from both CWPM and Waste Management to take waste as needed to specific facilities in addition to the price to deliver the waste. He said in order to divert waste he must first contact CWPM or Waste Management for the current disposal costs, which varies depending on the time of year. Mr. Gaffey said the disposal costs are then added to the pre-determined transportation costs and a decision is made based on the best overall costs available. He said there are very few outages as a result of the boiler improvements which have been made over the last year and management does not expect to have as much of a need for these services as in the past.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, and Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

**RESOLUTION REGARDING A THREE YEAR AGREEMENT FOR LANDSCAPE, MOWING, AND SNOWPLOWING SERVICES FOR THE SHELTON LANDFILL**

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Damer and seconded by Director Kelly.

**RESOLVED:** That the President is hereby authorized to execute an agreement with Niro Landscape Contractors, Inc. to provide landscape, mowing, and snow plowing services at the Shelton Landfill, substantially as presented and discussed at this meeting.

Director Damer said this agreement is for a three year period to provide responsibilities under the post-closure care agreement for the Shelton landfill such that the vegetation is controlled so that the cap is not penetrated and to provide the all season access to the control systems which are located around the landfill.

Director Damer said the service cost is about \$50,000 a year. He said two bids were received and management is recommending the low bidder, which was found to be both capable and responsible in the past when it provided landscape services at the Hartford landfill for CRRA. Director Damer said the funds for this service are taken out of the post-closure reserve.

Mr. Kirk said the present contractor elected not to bid for this job again which typically indicates that the price point in the past was extremely competitive.

Director Griswold asked how many acres were involved. Mr. Bodendorf replied about 55 acres, a majority of which is a very steep two to one slope. He said the slopes are cut once a year and the paths to the 70 gas wells need to be trimmed once a month. Mr. Bodendorf said the road which is plowed in the winter months is roughly a mile and half long.

Director Griswold asked if there has been any finalization on the post-closure plans for the Shelton landfill by the CT DEEP. Mr. Egan replied that the plans are still on hold because the CT DEEP has not approved final completion of RCRA Corrective Action requirements and management does not want to invest funds in creating paths and trails until that action is taken.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Edwards, Director Kelly, Director Martland, Director Nunn, and Director Tillinger voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport	X		
Mark Tillinger, Bridgeport	X		
Bob Painter, Mid-Ct			
Steve Wawruck, Mid-Ct			

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

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Damer and seconded by Director Kelly.

**RESOLVED:** That the President is hereby authorized to enter into an agreement with Manafort Brothers, Inc. for delivery of soil to be used as contouring and cover material at the Hartford Landfill, and as approved by the Connecticut Department of Energy & Environmental Protection, substantially as discussed and presented at this meeting.

**FURTHER RESOLVED:** That the revenue received from this contract will be deposited into the Hartford Landfill Closure Reserve.

Director Damer said this resolution, and the one following, are revenue contracts which involve bringing in tainted cover soils to the Hartford Landfill. He said not only do these contracts bring in revenue for the closure of the landfill; they also reduce the amount of cover soils which CRRA must purchase. Director Damer said these funds are placed in the closure reserve. He said this resolution is for roughly 15,000 tons of soil to come in from the West Haven train station project. He explained because of CRRA's need for this soil and the quick turnaround involved in closing the landfill CRRA is accepting a price of \$11.00 a ton, the same price negotiated with the City of Hartford for a large amount of soil from its project.

Director Martland asked how much longer CRRA will be bringing in soil. Mr. Kirk said when the landfill is fully closed there will be no more space available. He said until then it is important to make money from vendors willing to bring in soil and noted that grading and contouring the landfill is an important part of the closure process.

Mr. Bodendorf said he anticipates that next fall the final cap will be in place on the landfill and that CRRA will likely be done accepting soil to prepare for capping next spring.

Director Griswold said in the past CRRA has received \$15-\$16 a ton for the soil. He asked why there is a reduction in the payment. Mr. Bodendorf said management had an updated survey done in December to determine the capacity needed for closure and as a result of some additional settling. He said it was determined that 350,000 tons of soil was still required, 90,000 of which is dedicated for the City of Hartford at \$11.00 a ton. Mr. Bodendorf said knowing that an additional 260,000 tons of soil is required management was motivated to accept a lower price in order to get the soil in. He explained the alternative is for CRRA to possibly pay for soil in order to close the landfill. He said there is still a lot of interest out there and the price may be upped in the future but no agreement has been made as of yet.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, and Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

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

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Damer and seconded by Director Kelly.

**RESOLVED:** That the President is hereby authorized to enter into an agreement with RED Technologies, LLC for delivery of soil to be used as contouring and cover material at the Hartford Landfill, and as approved by the Connecticut Department of Energy & Environmental Protection, substantially as discussed and presented at this meeting.

**FURTHER RESOLVED:** That the revenue received from this contract will be deposited into the Hartford Landfill Closure Reserve.

Director Damer said this resolution is similar to the one previously approved. He said a large amount of soil, 80,000 – 150,000 tons is being brought in from New Haven. Director Damer said one of the reasons management had negotiated an \$11 a ton deal with the CT DOT is because the CT DOT possibly had a future disposal option at a lower cost, and CRRA wanted to ensure that the CT DOT moved the soil to CRRA.

Director Damer said \$1.5 million will potentially be made from this contract to be deposited in the closure reserve. He asked if this soil contains any dredge spoils with moisture problems or contaminants. Mr. Bodendorf said this soil does not contain moisture and is being stockpiled.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, and Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

**MOTION TO ADD AN ITEM TO THE AGENDA CONCERNING A RESOLUTION REGARDING RATIFICATION OF EMERGENCY PROCUREMENT AND TRANSFER OF FUNDS**

Chairman Stein requested a motion to add the above referenced item to the agenda. The motion to add the item to the agenda was made by Director Martland and seconded by Director Kelly.

The motion to add an item to the agenda was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Edwards, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, Director Tillinger and Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport	X		
Mark Tillinger, Bridgeport	X		
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

**RESOLUTION REGARDING RATIFICATION OF EMERGENCY PROCUREMENT AND TRANSFER OF FUNDS**

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Martland and seconded by Director Kelly.

**RESOLVED:** That the CRRA Board of Directors ratifies the emergency procurement and transfer of funds, substantially as presented and discussed at this meeting.

Mr. Kirk said there is a dispute over the ownership of the critical spare parts at the Mid-Connecticut Project. He said many of the parts are important for maintaining the integrity of the operating plant, require a long lead time, and are hard to find delivery items which are of value to the plant.

Director Damer asked what parts are on the list. Mr. Kirk replied turbine items and spares which are unique to the facility. He said some of the spares are not made any more and have long lead times. Director Damer asked if Covanta has moved any inventory parts which are not of value. Mr. Kirk replied that there was a dispute over the value of non-critical items such as the office furniture. He said those did leave the site as CRRA did not see a value of over \$25,000 for that and Covanta wanted to sell those items for more. Mr. Egan said CRRA claimed it owned those non critical parts. He said it was management's feeling that those items were not worth the dispute.

Mr. Kirk said rather than removing the parts at the contract's end Covanta and CRRA agreed to escrow the value of the parts, some \$960,000, in order to evaluate the ultimate ownership and value of the parts. He said Chairman Stein agreed that this was a reasonable approach.

Mr. Kirk said in keeping with CRRA's procurement policies this resolution is an acknowledgement and ratification of the emergency step Mr. Kirk took the day prior to transfer those funds. Chairman Stein said this step does not allow CRRA to spend any money and is in place to provide CRRA with the ability to negotiate.

Director Griswold asked if there will be an escrow agreement. Ms. Hunt replied yes. She said it will cover the entire inventory, including the critical spares which are on site plus what Covanta has already taken. She said the entire inventory is open to dispute and the parties agreed to a simplified arbitration proceeding to determine ownership.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, and Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Steve Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

### **CHAIRMAN'S REPORT**

Chairman Stein said the Deputy Commissioner of the CT DEEP, Macky McCleary; Director of Policy, Office of the Governor, Elizabeth Donahue; and Undersecretary for Legislative Affairs, Office of Policy and Management, Gian-Carl Casa, will be attending the Mid-Connecticut Project Municipal Advisory Committee meeting on Friday, June 1, 2012. He encouraged the Board members to attend as it is critical that these representatives understand that the Mid-Connecticut towns need their support.

### **PRESIDENT'S REPORT**

Mr. Kirk said all CRRRA facilities operated without environmental health or safety issues during the reporting period. He referred the Board to Tab B of the supplemental package and noted that CRRRA has a small surplus of \$580,000. Mr. Kirk said management expects to be on budget for the full fiscal period. He said there is also a small surplus of \$129,000 in the recycling budget due mainly to greater than budgeted deliveries and somewhat mitigated by unfavorable fuel pricing.

Mr. Kirk said the Southeast Project is anticipating a \$1.1 million surplus for the year due to deliveries and lower than anticipated administrative costs. He said the Mid-Conn Project has an improving surplus of \$2.5 million due to favorable member waste deliveries. Mr. Kirk explained that management had anticipated reduced member deliveries and is receiving more than expected. He said there have also been greater metals revenue, lower administrative costs and lower than budgeted operating costs at the WPF. Mr. Kirk said the new operator is doing better than was budgeted for.

Mr. Kirk said due to operating costs the Jets/EGF O&M costs are unfavorable. He said the Jets have run twice recently which is very unusual for his time of year. Mr. Kirk said this recent use underlines the importance of these units.

Mr. Kirk referred the Board to Tab E of the supplemental package. He said all facilities are struggling with fuel shortages due to the poor economy and complicated by diversions. Mr. Kirk said Mid-Conn in particular is struggling with fuel shortages. He said tonnage is showing a modest

improvement in seasonal delivery but is still far below historical averages. Mr. Kirk said recycling rates are 17% greater than the year prior with a smaller 9% increase at Mid-Conn, which is likely a result of the declining result of the move to single stream recycling. Mr. Kirk said CRRA is working with BRROFC to assure the minimum in improper diversions.

Mr. Kirk said on the developing side the RFI for composting will be returned Friday. He said management was not pleased with the bids received for the Stratford location recycling project and will need to discuss the strategy of moving forward with this location with the Board.

Mr. Kirk said the legislative session has ended and he has a two to three page summary of relevant CRRA bills. He said CRRA has received the CAFR award for excellent accounting for the seventeenth straight year in a row.

Director Bingham said he had a question on Tab E. He asked why there was an unfavorable variance under the debt service administration. Mr. Bolduc replied that concerns Treasury wire transfers and lock box operation. He said in the past the STIF account was earning enough to cover these costs with the soft savings however with STIF currently earning almost nothing there is actually a cost to CRRA to cover those expenses.

### **EXECUTIVE SESSION**

Chairman Stein requested a motion to enter into Executive Session to discuss pending litigation, trade secrets, personnel matters, security matters, pending RFP's, and feasibility estimates and evaluations with appropriate staff. The motion, made by Director Damer and seconded by Director Griswold, was approved unanimously. Chairman Stein asked the following people join the Directors in the Executive Session:

Tom Kirk  
Jim Bolduc  
Dave Bodendorf  
Peter Egan  
Laurie Hunt

The Executive Session began at 10:33 a.m. and concluded at 11:51 a.m. Chairman Stein noted that no votes were taken in Executive Session.

The motion previously made and seconded to go into Executive Session was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

**RESOLUTION REGARDING FY 2013 PROJECTED LEGAL EXPENDITURES**

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Martland and seconded by Director Kelly.

**WHEREAS**, CRRA has negotiated three-year Legal Services Agreements with various law firms for the provision of legal services from July 1, 2011 through June 30, 2014; and

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

**NOW THEREFORE, it is RESOLVED:** That the following amounts be authorized for projected legal fees to be incurred during fiscal year 2013:

<b><u>Firm:</u></b>	<b><u>Amount:</u></b>
Brown Rudnick	170,000
Cohn Birnbaum & Shea	65,000
Day Pitney	180,000
Halloran & Sage	1,560,000
Hinckley, Allen & Snyder	500,000
Kainen, Escalera & McHale	350,000
McCarter & English	80,000
McElroy, Deutsch, Mulvaney & Carpenter	85,000

Pullman & Comley	75,000
Sidley Austin	75,000
Willinger, Willinger & Bucci	50,000

**Further RESOLVED:** That the President be authorized to expend up to \$20,000 from the Landfill Development Fund Reserve Account for payment for legal fees incurred in fiscal year 2013 in connection with the Authority’s suspension of its efforts to develop a new ash landfill in the State of Connecticut;

**Further RESOLVED:** That the President be authorized to expend up to \$60,000 from the Post Litigation Reserve Account for payment of legal expenses incurred in fiscal year 2013 in connection with the Enron Global litigation continuing under the aegis of the Attorney General; and

**Further RESOLVED:** That the President be authorized to expend up to \$25,000 from the Wallingford Post-Closure Reserve Account for payment of legal fees incurred in fiscal year 2013 in connection with continuing Wallingford Project obligations; and

**Further RESOLVED:** That the President be authorized to expend up to \$150,000 from the Mid-Conn Project Closure Reserve Account for payment of legal fees incurred in fiscal year 2013 in connection with continuing Mid-Connecticut Project obligations; and

**Further RESOLVED:** That the President be authorized to expend up to \$30,000 from the Hartford Landfill Closure Reserve Account for payment of legal fees incurred in fiscal year 2013 in connection with closure of the Hartford Landfill; and

**Further RESOLVED:** That the President be authorized to expend up to \$40,000 from the Risk Fund Reserve Account for payment of legal fees incurred in fiscal year 2013 in connection with Mid-Connecticut Project real estate matters; and

**Further RESOLVED:** That the President be authorized to expend up to \$1,150,000 from the Mid-Conn Litigation Reserve Account for payment of Mid-Connecticut Project litigation-related legal fees and expenses incurred in fiscal year 2013.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, and Director Nunn voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Bob Painter, Mid-Ct			
Steve Wawruck, Mid-Ct			

**RESOLUTION REGARDING STANDARD CONTRACT FOR LOW AND ZERO EMISSIONS RENEWABLE ENERGY CREDIT PROGRAM OF THE CONNECTICUT LIGHT AND POWER COMPANY AND THE UNITED ILLUMINATING COMPANY**

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Martland and seconded by Director Kelly.

**RESOLVED:** The President is hereby authorized to enter into the “Standard Contract for the Purchase and Sale of Connecticut Class 1 Renewable Energy Credits” from low or zero emission projects with Connecticut Light and Power (“CL&P”), substantially as presented and discussed at this meeting.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, and Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

**MOTION TO ADD AN ITEM TO THE AGENDA CONCERNING A RESOLUTION REGARDING DISPUTED OWNERSHIP OF MID-CONNECTICUT PBF/EGF INVENTORIES**

Chairman Stein requested a motion to add the above referenced item to the agenda. The motion to add the item to the agenda was made by Director Damer and seconded by Director Kelly.

The motion to add an item to the agenda was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, and Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

**RESOLUTION REGARDING DISPUTED OWNERSHIP OF MID-CONNECTICUT PBF/EGF INVENTORIES**

Chairman Stein requested a motion on the above referenced item. The motion was made by Director Damer and seconded by Director Kelly.

**RESOLVED:** That the President is hereby authorized to resolve the dispute between the Authority and Covanta Mid-Conn, Inc. regarding ownership of certain PBF/EGF inventories, and to make all payments and execute all documents necessary to accomplish such resolution and any accompanying transfer of assets, all substantially according to the terms presented and discussed in this meriting.

The motion previously made and seconded was approved unanimously by roll call. Chairman Stein, Director Auletta, Director Bingham, Director Damer, Director Griswold, Director Kelly, Director Martland, Director Nunn, Director Painter, and Director Wawruck voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Donald Stein	X		
Louis J. Auletta	X		
Ryan Bingham	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Ted Martland	X		
Andrew Nunn	X		
<b>Ad-Hocs</b>			
Bob Painter, Mid-Ct	X		
Steve Wawruck, Mid-Ct	X		

**ADJOURNMENT**

Chairman Stein requested a motion to adjourn the meeting. The motion to adjourn was made by Director Kelly and seconded by Director Martland and was approved unanimously.

There being no other business to discuss, the meeting adjourned at 11:58 a.m.

Respectfully Submitted,

Moira Benacquista  
Board Secretary/Paralegal