

CONNECTICUT RESOURCES RECOVERY AUTHORITY

FOUR HUNDRED AND THIRTY-SEVENTH

MAY 29, 2008

A Regular meeting of the Connecticut Resources Recovery Authority Board of Directors was held on Thursday, May 29, 2008, at 100 Constitution Plaza, Hartford, Connecticut. Those present were:

Chairman Michael Pace

Directors: Mark Cooper
 Michael Jarjura (Present beginning 9:55 a.m.)
 Edna Karanian
 Mark Lauretti (Present beginning 10:09 a.m.)
 Theodore Martland
 James Miron (Present by telephone beginning 10:03 a.m.)
 Raymond O'Brien
 Linda Savitsky
 Steve Edwards, Bridgeport Project Ad-Hoc
 Tim Griswold, Mid-CT Project Ad-Hoc (Present until 12:12 p.m.)
 Warren Howe, Jr., Wallingford Project Ad-Hoc
 Geno Zandri, Jr., Wallingford Project Ad-Hoc

Present from the CRRA staff:

Tom Kirk, President
Jim Bolduc, Chief Financial Officer
Dave Bodendorf, Senior Environmental Engineer
Michael Bzdyra, Government Relations Liaison
Jeffery Duvall, Senior Operations Analyst
Peter Egan, Director of Environmental Affairs & Development
Laurie Hunt, Director of Legal Services
Paul Nonnenmacher, Director of Public Affairs
Virginia Raymond, Senior Analyst
Mike Tracey, Director of Operations
Steve Yates, Air compliance Manager
Lisa Bremmer, Executive Assistant
Moira Kenney, Secretary to the Board/Paralegal

Also present were: Jared Clark and Michael Harder of the Town of Hebron, Susan Hemenway of BRRFOC, John Pizzimenti of USA Hauling & Recycling, Cheryl Thibeault of Covanta, and Jerry Tyminski of SCRRA,

Chairman Pace called the meeting to order at 9:38 a.m. and said 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.

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

APPROVAL OF THE MINUTES OF THE APRIL 24, 2008, REGULAR BOARD MEETING

Chairman Pace requested a motion to approve the minutes of the April 24, 2008, Regular Board Meeting. Director O’Brien made a motion to approve the minutes, which was seconded by Director Savitsky. The minutes were approved as presented by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O’Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport	X		
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe, Jr., Ad-Hoc, Wallingford	X		
Geno J. Zandri, Jr., Wallingford	X		

APPROVAL OF THE AMENDED MINUTES OF THE MARCH 27, 2008, REGULAR BOARD MEETING

Chairman Pace requested a motion to approve the amended minutes of the March 27, 2008, Regular Board Meeting. Ms. Kenney explained although the correct resolution was approved by the Board, the resolution from the Finance Committee was inadvertently superimposed. Director O’Brien made a motion to approve the amended minutes, which was seconded by Director Savitsky. The approval of the amended minutes was approved as presented by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport	X		
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe, Jr., Ad-Hoc, Wallingford	X		
Geno J. Zandri, Jr., Wallingford	X		

FINANCE COMMITTEE UPDATE

Director O'Brien noted the accounting department had once again received the FY'07 GFOA CAFR Award. He said the accounting department's award is indicative of their exemplary work.

Mr. Bolduc said the award is given by the Government Finance Officers Association for the presentation of the year-end CAFR report and is reviewed by the committee within that organization in accordance with specific standards for municipalities. He explained the report comments on clarity, information and quality.

Director Savitsky said there are very stringent guidelines detailing how these reports are to be drafted which abide by generally accepted accounting principles. She explained the accounting department must endure a rigorous process of developing both the presentation of the statements as well as the statistical information. She said the Government Finance Officers Association made up of almost 17,000 members throughout the United States and Canada. Director Savitsky also recalled that CRRA has received this award for 15 years to date.

Mr. Bolduc said it is important to note the accounting department has consistently received this award through a variety of difficult transition periods in CRRA's history. Chairman Pace concurred. He added the Accounting Department has offered the public confidence in the auditing process at CRRA by achieving this award.

Director O'Brien cited a criteria of the award which describes the demonstration of a constructive spirit of full disclosure.

**RESOLUTION REGARDING THE ADOPTION OF THE REVISED FISCAL YEAR 2009
METROPOLITAN DISTRICT COMMISSION MID-CONNECTICUT PROJECT ANNUAL
OPERATING BUDGET**

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

WHEREAS, The Metropolitan District Commission prepared a FY '09 annual operating budget for the Mid-Connecticut Project (the MDCMC budget) and submitted such operating budget to the Authority for review on February 1, 2008; and

WHEREAS, upon its review, the Authority determined that the MDCMC Administration Budget submitted by MDC inappropriately included \$3.0 million related to MDC employee separation costs following the expiration of the CRRA-MDC Agreement to, and the Authority has revised the MDC budget to delete such separation costs; and

WHEREAS, upon its review, and following discussion with MDC personnel, the Authority has reduced the MDCMC Waste Processing Facility Budget by a total of approximately \$1.1 million, reflecting reductions in overtime pay, contingency fund, maintenance costs for power-operated equipment, and indirect costs;

NOW, THEREFORE, it is

RESOLVED: That the Board hereby adopts the FY '09 Metropolitan District Commission Mid-Connecticut Annual Operating Budget in the form presented at this meeting, including the revisions noted herein.

Director Savitsky seconded the motion.

Mr. Bolduc said management had followed up with MDC regarding the questions posed by the Finance Committee on several line items. He explained MDC requested that CRRA put the correspondence into a proposal prior to any response.

Mr. Tracey said management had met with the solid waste manager of MDC, Mr. Jack Proulx. He explained they refused to discuss the FY '09 budget. Mr. Tracey said management informed MDC there were some items requiring clarification. He explained management was informed they should submit a letter to MDC regarding the clarifications. Mr. Tracey said the letter had been drafted and sent to MDC yesterday. Mr. Tracey said he followed up the meeting with a conversation with Scott W. Jellison who reiterated any questions on the budget must be submitted in writing in order to move forward.

Director O'Brien asked if the resolution can be deferred until the June Board meeting. Mr. Kirk replied the short answer is 'yes' because the budget adoption does not have restrictive impact on operations at the plant. Director O'Brien asked if there is anything in the contract that requires approval before the close of May. Ms. Hunt said there is a deadline to be met before July 1, 2008.

Chairman Pace explained to the Board that the Finance Committee had reviewed the MDC budget and came to a consensus that there are possible additional savings within that budget. He explained recommendations from management as well as the Committee's indication of certain reductions in the MDC budget may reduce the overall net cost of operations. He explained Mr. Tracey had contacted MDC with the Committee's questions. Chairman Pace asked that an additional letter from the Board be sent reiterating CRRA's previous request that the response be received in order to be discussed at the next Finance meeting.

Director Martland asked if CRRA's budget reflected a savings which would occur in the MDC budget. Mr. Kirk said CRRA's budget and setting of the tip fee management assumed the Finance Committee's recommendations for the MDC budget would be enacted. He explained the impact of passing or not passing the MDC budget has zero impact on the tipping fee. Mr. Kirk said CRRA has an obligation to accept and adopt the MDC budget as submitted.

Mr. Bolduc said the MDC budget had been reduced by two items. He explained one reduction was the \$3 million separation costs, as well as an additional \$1 million. Mr. Bolduc explained there was a subsequent discussion which provided MDC with an understanding of the reductions. He explained the \$3 million separation costs are part of a larger \$12 million package which MDC is attempting to achieve.

Director O'Brien asked for the total amount gained from the various reductions requested by the Finance Committee. Mr. Tracey replied that the total was roughly \$300,000. Director Savitsky said the majority of items questioned by the Finance Committee had been recently slotted for the current year.

Director Karanian suggested sending a communication to MDC reiterating the questions asked by the Finance Committee and requesting a response as soon as possible. She said it should be expressed that the Board had concerns regarding the budget, which although placed on the May agenda will not be acted on until a response is provided.

Director O'Brien said the budget should be deferred. He said he is aware that MDC may need to spend some of these funds; however, he is uncomfortable with the possibility of arbitrary choices regarding spending. He expressed concern that MDC may move forward with specific new items within the budget and suggested tabling the motion until a response is received from MDC.

Director Martland said that he would like MDC to have an opportunity to respond, out of courtesy.

MOTION TABLED

Chairman Pace requested a motion to table with the understanding that the motion would be brought up again at the next scheduled Board meeting.

Director Savitsky seconded the motion to table.

The motion to table was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING THE DISPOSITION OF SETTLEMENT FUNDS

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

RESOLVED: That the funds of the Authority deposited in Bank of America or otherwise invested (except Trustee-held funds) be subject to withdrawal or charge at any time and from time to time upon checks, notes, drafts, bills of exchange, acceptance, or other instruments for the payment of money or upon directions for the wire transfer of money, when made, signed, drawn, accepted, or endorsed on behalf of the Authority, by any two of the following: Michael Pace, Tom Kirk, Jim Bolduc, Bettina Bronisz or Nhan Vo-Le provided, however, wire transfers between Authority bank accounts or otherwise invested Authority funds (including to and from Trustee-held funds) shall require instructions from one of the foregoing.

FURTHER RESOLVED: That Trustee-held funds be subject to withdrawal or charge at an time and from time to time upon requisitions/instructions, checks, notes, drafts, bills of exchange, acceptance or other instruments for payment of money or upon directions for the wire of transfer money, when made, signed, drawn, accepted, or endorsed on behalf of the Authority, by any one of the above individuals.

Director Savitsky seconded the motion.

Mr. Bolduc said the signatories are the same originals that were on the previous resolution by the Board with the exception of Rob Constable.

The motion previously made and seconded was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING THE REVISED COMPENSATORY TIME POLICY

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

RESOLVED: That the revised Compensatory-time Policy of the Connecticut Resources Recovery Authority be adopted substantially in the form as approved by the Organizational Synergy and Human Resources Committee.

Director O'Brien seconded the motion.

Mr. Hyfield explained the resolution on the table had been discussed by the Organizational Synergy and Human Resources Committee the prior month. He explained the resolution is essentially an update to the compensatory policy for exempt employees that are in a 40 hour workweek schedule. Mr. Hyfield said employees with a 40 hour schedule have to work over 85 hours on a bi-weekly basis before they start earning compensatory time, and that only one employee is currently eligible.

Mr. Kirk explained a resolution had already been discussed by the HR Committee. He said this update addresses the fact that a supervisor who is not eligible for overtime after a 40 hour week will now be eligible on similar terms for compensatory times similar to other salaried employees.

MOTION TO TABLE

Director Savitsky said she was not comfortable voting on this resolution without a write-up. She requested that the item be tabled until the next month so that the language can be reviewed by the full Board.

Director O'Brien seconded the motion to table.

The motion to table was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING APPROVAL OF THE NEW CEO SALARY RANGE

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

RESOLVED: That the new CEO Salary Range be adopted as discussed by the Organizational Synergy & Human Resources Committee.

Director O'Brien seconded the motion.

Director Cooper said there has always been concern regarding the salary range for the CEO and executive management which has been geared more towards the private sector in the past. He explained Mr. Hyfield was asked to research a more appropriate range utilizing comparable markets.

Mr. Hyfield said that several years ago Horton International was engaged to do a salary range survey for the CEO and executive management group. He said those salary surveys were geared more towards the private sector and took into accounts elements such as bonuses. Mr. Hyfield said the HR Committee wanted a return to the market to adjust the salary range more towards CRRA's qualifications. He said the comparison is not entirely accurate as quasi-public's are all structured differently.

Mr. Hyfield said the new components to the market study are Connecticut non-profit agencies and companies, some of the Connecticut quasi-public agencies, waste management private sector companies, and an economic research institute software program that we currently have a license for. He explained there a couple of typos in the documentation regarding revenue for waste management companies whose revenue is actually \$3.86 billion and Covanta's should be \$1.3 billion. He said the range was assembled from aspects of each of these and is more heavily weighted from the non-profit. Mr. Hyfield said if a CEO such as Mr. Kirk were to be recruited the range must be accurate.

Chairman Pace asked the Board to examine the difference in quasi-public funding sources. Director Savitsky said that she had some concerns in the comparisons to non-profit organizations as CRRA does not fundraise, which is a significant portion of the duties of CEOs of such organizations. She explained she would like to see more comparisons to state agencies and government agencies as the comparison would be more accurate given size and scope of responsibilities.

Mr. Hyfield said that when performing these market studies, as CRRA is quasi-public and a hybrid, finding a comparable area is difficult. He said that often recruiting for positions takes place in the very areas which may not be an exact comparison.

Director Griswold said although CRRA is a quasi-public the CEO must run CRRA like a business, which is not comparable to a state agency. He said he feels the CEO must be skilled in the business aspect.

Chairman Pace asked the Board to suggest any comparable business in order to continue to update the survey. A substantial discussion on the comparable positions and areas ensued.

Director Miron asked why the Board needed to vote on a salary range. Mr. Hyfield replied that based on the OPM report anything regarding compensation for executive management has to go through either an HR Committee or a Compensation Committee and be approved by the Board. Director Miron asked if the issue could be tabled while more comparable sources were provided for the survey.

Chairman Pace said that this was of course an option, but that in the meantime the higher and less accurate range would stand. He explained the passing of this resolution would adjust the range down. He suggested the initial recommendation be passed along with the suggestion that the process continue to be refined as better comparisons are added to the survey.

The motion previously made and seconded was approved by roll call. Director Savitsky and Director Miron voted nay. Director Martland abstained.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland			X
James Miron		X	
Raymond O'Brien	X		
Linda Savitsky		X	
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING THE SHELTON LANDFILL GAS SYSTEM O&M CONTRACT

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 a contract with SCS Field Services to provide operation and maintenance services for the Shelton Landfill Gas Collection and Control System, substantially as discussed and presented at this meeting.

Director Martland seconded the motion

Director Edwards said that he would support this resolution because there is termination agreement. He said we are presently looking at an exit strategy and it may be appropriate to terminate this contract and utilize another service. Director Edwards said it does not preclude a combination should that be prudent.

Director O'Brien asked that the number of votes necessary for each item be included in bold type on the Board agenda going forward. Mr. Kirk replied that this can certainly be included.

Director Lauretti said with respect to the Shelton Landfill he feels it is important that the Board be aware that he and Mr. Kirk have been evaluating options for the Shelton Landfill. He said one option is a photo-electric generating plan which may generate money for the project, and another is an ATV and motocross track. He asked Mr. Egan to keep the Board apprised of any new developments at the Shelton landfill.

The motion previously made and seconded was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport	X		
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING EMPLOYMENT OF HRP ASSOCIATES, INC. FOR ENVIRONMENTAL CONSULTING SERVICES IN SUPPORT OF THE SOUTH MEADOW STATION SITE REMEDIATION

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

RESOLVED: That the President of CRRA be authorized to execute a Request for Services with HRP Associates, Inc., for environmental consulting services in support of the South Meadows Station site remediation, substantially as presented and discussed at this meeting.

Director Jarjura seconded the motion.

The motion previously made and seconded by Director Miron was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING ENGINEERING SERVICES TO SUPPORT DEVELOPMENT OF AN ASH RESIDUE LANDFILL

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 Request for Services with TRC Environmental Corporation, in FY '09, to provide engineering and environmental consulting support associated with development of an ash residue landfill, substantially as discussed and presented at this meeting.

Director Jarjura seconded the motion.

Mr. Kirk said that the contract was planned and budgeted for long-term. He said the \$495,000 is for permitting activities for the ash residue landfill project which was discussed at length at the Policies & Procurement Committee meeting.

Director Savitsky asked if TRC Environmental was on the approved list of engineering firms. Mr. Egan replied that they are undertaking this activity under the three year engineering services contract. He said the Board had approved the expenditure of the \$495,000 and that this resolution allows for the funds to be spent in FY'09. He explained they have not been spent yet because the projects did not start last year and will continue to be used until the next fiscal year.

Chairman Pace asked Mr. Kirk if management is still moving forward on this project. Mr. Kirk replied this is correct and that management continues to move forward.

The motion previously made and seconded was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING MID-CONNECTICUT PROJECT: NON-MEMBER WASTE DELIVERY AGREEMENT

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 agreements with private waste transportation haulers for the delivery of Acceptable Municipal Solid Waste generated within the boundaries of non-member CRRA project municipalities substantially in accordance with the terms and conditions at this meeting.

Director Savitsky seconded the motion.

Director O'Brien said this resolution had been recommended by the Policies & Procurement Committee.

Chairman Pace said that the one page write-up illustrated the estimated \$700,000 value of spot waste which is coming in above-market. Mr. Kirk said there is a desire to maximize and optimize our available space and that spot waste delivery agreements provide that opportunity.

Director Edwards asked where the spot waste was coming in from. Mr. Kirk said the enforcement group assured management that appropriate waste is coming in. He said there is a fair amount of spot waste from the highways and byways of Connecticut.

Director O'Brien said it was important to note that CRRA does control the flow of the waste and that they will not be put in a position to export waste from Mid-CT to accept this non-member waste. He said it brings in revenue and avoids exporting issues.

Director Edwards said his concern is that there will be a loss of tonnage in the next six months if the towns are not enforcing flow control.

The motion previously made and seconded was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING INSPECTION AND MAINTENANCE SERVICES FOR THE ASH LEACHATE COLLECTION AND TREATMENT SYSTEM AT THE HARTFORD LANDFILL

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 a contract with Knapp Engineering, PC, to provide inspection and maintenance services for the Hartford Landfill Ash Leachate Collection and Treatment System substantially as discussed and presented at this meeting.

Director Jarjura seconded the motion.

Director O'Brien said this resolution had been recommended by the Policies & Procurement Committee.

Chairman Pace said there were at least two initial interested parties; however one dropped out leaving only one to put in a bid.

Mr. Egan said this is a routine three year O&M contract to manage the leachate collection treatment systems at the Hartford landfill. He said it is a system that collects and treats rainwater that falls in the grass area adjacent to landfill. Mr. Egan explained the leachate which is generated is pumped off of the landfill into a storage tank. He explained at this point the leachate is conveyed to a small treatment system where the ph is adjusted and then discharged to the MDC's treatment system.

Mr. Egan said this is a three-year contract. He said that two interested parties came to the 'bid walk' after public solicitation. Mr. Egan said that one party, whose bid is considered, has been managing the leachate system for several years and has done so adequately. Mr. Egan said the routine fixed lump sum price will be paid for services preformed over a 12 month period. Mr. Egan explained those services include periodic weekly, monthly, quarterly, and annual inspections and maintenance activities on the system. He said there are also funds in the budget for non-routine services.

The motion previously made and seconded was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING NON-PROCESSIBLE WASTE TRANSPORATATION AND DISPOSABLE SERVICES FOR THE CITY OF WATERBURY

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

RESOLVED: That the Board of Directors, in accordance with the Connecticut Resources Recovery Authority's Procurement Policy, hereby approves the contract with CWPM, LLC, for Non-Processible Waste Transportation and Disposal Services substantially as presented and discussed at this meeting.

Director Jarjura seconded the motion.

Director O'Brien said this resolution had been recommended by the Policies & Procurement Committee.

Mr. Tracey said that CRRA is obligated to pay for the transportation of non-processible waste from Waterbury to the Hartford landfill. He explained the disposal rates at the Hartford landfill are paid for by the City. Mr. Tracey explained the contract is terminating in June and a new one is needed by July 1, 2008.

Mr. Tracey explained the difference in the new contract is that the Hartford landfill is closing around December 31, 2008. He explained CRRA will continue the transportation and disposal for about six months, after which the contractor will bring the material to an alternative disposal site, which in this case is the volume reduction facility in Berlin owned by CWPM.

Mr. Tracey said that CRRA is undertaking an effort to install a bulky waste shredder at the waste processing facility which is expected to be operational in the spring of next year. He explained that material that was going to the Hartford landfill will be coming to a CRRA facility. He said there is a clause in the agreement that if CRRA is successful in permitting and developing that bulky waste shredder that the material going to Berlin will be redirected to the WPF.

Chairman Pace asked Ms. Raymond to speak to the prices. Ms. Raymond said the prices have been competitively priced and well bid. She said that the list of the other bidders is found in the write-up. Ms. Raymond said that 12 bids were received. Mr. Tracey said that the recommended contractor was the lowest bidder. Director O'Brien noted that the spread between contractors was not large.

Chairman Pace asked if there are fuel adjustments in the contract. Ms. Raymond replied that the answer is no.

The motion previously made and seconded was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING AUTHORIZATION FOR PAYMENT OF ADDITIONAL PROJECTED FY 2008 LEGAL EXPESNES

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 Service 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 2008 projected legal fees; and

WHEREAS, CRRA expects to incur greater than anticipated legal expenses in connection with Mid-Connecticut Project matters;

NOW THEREFORE, it is RESOLVED: That the following additional amount be authorized for payment of legal fees and costs be incurred through June 30, 2008:

Firm:	Amount:
McCarter English	\$35,000

Director Savitsky seconded the motion.

Director O'Brien said this resolution had been recommended by the Policies & Procurement Committee, subject to Ms. Hunt providing revised estimates. He explained the proposed amount is one third of the amount which was originally requested.

Ms. Hunt said the increase is for two matters which came up in the spring. She said that one has been finally resolved, and a second concerns the MDC budget and may involve more work. Ms. Hunt explained that there is a possibility these requested funds will not be utilized, however she will be unable to request the funds if they are unexpected and requests the Board's approval in the best interest of the matters.

Director Lauretti asked why Ms. Hunt can't ask for more funds at a later date. Chairman Pace explained the Board prefers the advance notice, versus a request for funds after they have already been used.

The motion previously made and seconded was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

RESOLUTION REGARDING AUTHORIZATION TO PAY FY 2009 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 negotiated three-year Legal Service Agreements with various law firms for the provision of legal services from July 1, 2008, through June 30, 2011; and

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

NOW THEREFORE, it is RESOLVED: That the following amounts be authorized for projected legal fees to be incurred during FY '09:

Firm:	Amount:
Berchem Moses & Devlin	\$110,000
Brown Rudnick	\$700,000
Cohn Birnbaum & Shea	\$75,000
Halloran & Sage	\$1,710,000
Heneghan Kennedy & Doyle	\$75,000
Kainene, Escalera & McHale	\$50,000
McCarter & English	\$825,000
Perakos & Zitser	\$100,000
Pepe & Hazard	\$625,000
Pullman & Comley	\$300,000
Sidley Austin	\$265,000
Tyler Cooper	\$125,000

FURTHER RESOLVED; That the President be authorized to expend up to \$500,000 from the Landfill Development Reserve Account for payment of legal fees incurred in FY '09 in connection with the Authority's development of a new ash landfill in the State of Connecticut.

FURTHER RESOLVED; That the President be authorized to expend up to \$465,000 from the Post Litigation Reserve Account for payment of legal expenses incurred in the FY '09 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 \$60,000 from the Wallingford Future Use Fund for payment of legal fees incurred in FY '09 in connection with the Authority's analysis of exercise of its Wallingford Resource Recovery purchase option.

Director Jarjura seconded the motion.

Director O'Brien said this resolution had been recommended by the Policies & Procurement Committee. He also noted that these are projected expenses.

Director Edwards asked why the amount for McCarter & English was increasing if they were in fact going over their budgeted amount this fiscal year. Ms. Hunt explained that the firm did not actually go over their budget but were given work that was not anticipated by management.

The motion previously made and seconded was approved by roll call. Mayor Lauretti voted nay.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti		X	
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Wallingford			

PUBLIC PORTION

The town Manager of Hebron, Jared Clark, and Mike Harder, a representative from Hebron addressed the Board. Mr. Clark explained they were present in order to fully understand CRRA and to work on developing a better relationship. He asked that Mike Harder be placed on the mailing list in order to receive future communications as he would attend the Board meetings as Mr. Clark's representative.

He said that he was concerned regarding the skill level and experience of management concerning the significant expenditures of the many CRRA projects.

Director Lauretti thanked the two gentlemen for attending the meeting and involving themselves in the process by which their town members often spend their funds. Director Jarjura agreed and noted he had just explained at length the actions of the Board to the new chief elected official in Vernon.

RECESS

Chairman Pace noted that the Executive Session will occur at the end of the agenda. He said the Board would take a three minute recess.

PRESIDENT'S REPORT

Mr. Kirk gave a report on the Bridgeport Project. He said final contract development is almost complete. Mr. Kirk explained the exchange of contracts between Wheelabrator and CRRA for the renewal have been back and forth twice, and require one more exchange. Mr. Kirk said the municipal services agreement between CRRA and the participating towns is under development. He explained there are some issues mostly revolving around the nature of the risks and responsibilities for the towns as either an advisory Board or operating committee.

Mr. Kirk said that the Bridgeport project SWEROC is also in a transitional period. He explained the project's foundational structure requires a 400,000 population basis in order to exist. He explained with Greenwich giving informal notice that it may be leaving, SWEROC will not have sufficient population to survive as formulated and a new organization will need to be developed. Mr. Kirk explained this may raise some questions with concerns to asset ownership. He said that he will provide more information as the situation develops and said that ultimately CRRA will provide recycling services for those towns which are interested. Mr. Kirk said the asset will possibly operate as a single-stream facility at a net cost of operation for the towns.

Mr. Kirk gave a report on the Wallingford Project. He said that at the July 8, 2008, Policy Board meeting management will provide the Policy Board with a renewal option agreement provided by Covanta as an alternative to the option of publicly owning the facility. He said management is exploring both options concurrently. Mr. Kirk said CRRA is developing municipal agreements in anticipation of a renewal and/or a publicly owned facility.

Mr. Kirk said in terms of financing that management is exploring options and recently held a conference call with a variety of financial institutions regarding the project. He said that Wallingford is on schedule.

Mr. Kirk gave a report regarding the Mid-CT Project. He explained the capital projects are underway on the power and processing side and that outages are essentially complete. Mr. Kirk said a substantial increase in availability is anticipated as a result.

Mr. Kirk said with regards to the Franklin landfill that the ecological tests and evaluations which led to the selection of Franklin as an optimum choice for an ash landfill are being conducted. He said that three public informational events were held. The first attended by about 100 people, the second by about 40, and the third (a Saturday afternoon) by about 10. He said that many attendees were repeat and he feels that substantial inroads were made through these communication efforts. Mr. Kirk said that more attempts to continue communication are being undertaken.

Director Jarjura suggested communicating with both Edith Prague and Representative Ryan to help with moving forward with the Franklin ash landfill. Mr. Kirk said that management had been in contact with both of these individuals.

Mr. Kirk said that assumptions had been made on a tipping fee for process residue and ash necessary due to the closing of the Hartford Landfill. He explained the assumptions were made on a 2007 RFP. Mr. Kirk said due to a favorable change in the market that tip fees have come down despite a tendency to rely on diesel fuel costs. He said indications show that the tip fee costs for the export of process residue in the last six months of the fiscal year will be favorable. Mr. Kirk said based on this information management is considering a mid-term reduction in tipping fee for Mid-CT. He explained the reduction is under discussion and any resolution will be brought to the Board.

CHAIRMAN'S REPORT

Chairman Pace said CRRA is always looking to reduce its net cost of operations. He said the Board will be provided a calendar detailing the process utilized to make any possible reductions.

Chairman Pace said that after discussion with Director O'Brien he has asked Director Savitsky to act as the new chair of the Finance Committee and that she has accepted.

Chairman Pace said that a few years ago discussion on a new business model for CRRA began. He explained there are opportunities for the Board to work more at benefiting the State of Connecticut and the municipalities. He explained he would like to have a retreat in the summer to discuss moving forward with a new business model and to examine reaching out for a secondary advisory from one of the municipalities that CRRA works with.

Chairman Pace said that he had received continued communications from municipalities regarding the New Hartford case.

Chairman Pace said that he would like to continue to educate the public on the merits of recycling and other activates for the better of the environment. He suggested a campaign in cooperation with Ct DEP in an effort to bring attention to CRRA’s plans to contribute to those efforts.

ADDITION TO THE AGENDA

Chairman Pace made a motion to add an item to the agenda.

Director O’Brien seconded the motion to add an item to the agenda.

Chairman Pace noted that the Board will be entering Executive Session after which the Board would resume public session to take whatever actions necessary on the addition to the agenda.

The motion previously made and seconded was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
James Miron	X		
Raymond O’Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport			
Tim Griswold, Ad-Hoc, Mid Connecticut			
Warren H, Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Ad-Hoc, Wallingford			

EXECUTIVE SESSION

Chairman Pace requested a motion to enter into Executive Session to discuss pending litigation and personnel matters. The motion made by Director O’Brien and seconded by Director Jarjura was approved unanimously. Chairman Pace requested that the following people remain for the Executive Session, in addition to the Board members:

- Tom Kirk
- Jim Bolduc

Laurie Hunt, Esq.
Paul Nonnenmacher

Executive Session concluded at 11:48 a.m. Chairman O'Brien noted that no votes were taken.

ADDITION TO THE AGENDA

Chairman Pace requested a motion to add an item to the agenda. The following motion was made by Director O'Brien:

RESOLVED: That the President is hereby authorized to proceed with settlement of the consolidated actions captioned *NJDEP v. American Thermoplastics Corp. et al, Civil Action No. 98-CV-4781 and U.S.A. v. Beckman Coulter, et al., Civil Action No. 98-4812*, substantially as presented and discussed at this meeting, and to make all payments, execute all documents, and do all other things reasonably necessary to or associated with such settlement.

Director Jarjura seconded the motion.

Ms. Hunt said this matter was extremely lengthy. Director O'Brien said that this settlement will release CRRA and other municipalities from any potential future liabilities for that landfill.

The motion previously made and seconded was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
James Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc, Bridgeport	X		
Tim Griswold, Ad-Hoc, Mid Connecticut			
Warren H, Howe, Jr., Ad-Hoc, Wallingford			
Geno J. Zandri, Jr., Ad-Hoc, Wallingford			

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Tom Kirk
Jim Bolduc
Laurie Hunt, Esq.
Paul Nonnenmacher
Geno Zandri, Jr.
Warren Howe

Executive Session concluded at 1:38 p.m. Chairman O'Brien noted that no votes were taken.

ADJOURNMENT

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

There being no other business to discuss, the meeting was adjourned at 1:38 p.m.

Respectfully submitted,

Moira Kenney
Secretary to the Board/Paralegal