

CONNECTICUT RESOURCES RECOVERY AUTHORITY

FOUR HUNDRED AND SEVENTY-EIGHTH JUNE 27, 2010

A regular meeting of the Connecticut Resources Recovery Authority Board of Directors was held on Thursday, June 27, 2010, in the Board Room at CRRA Headquarters, 100 Constitution Plaza, Hartford, Connecticut. Those present in Hartford were:

Directors: Vice-Chairman Jarjura
 David B. Damer
 Timothy Griswold
 Dot Kelly
 Mark Lauretti (present beginning at 10:40 a.m.)
 Theodore Martland
 Nicholas Mullane (present by telephone)
 Linda Savitsky
 Stephen Edwards, Bridgeport Project Ad-Hoc
 Mark Tillinger, Bridgeport Project Ad-Hoc
 Warren Howe, Wallingford Project Ad-Hoc

Present from CRRA:

Tom Kirk, President
Jim Bolduc, Chief Financial Officer
Peter Egan, Director of Environmental Affairs & Development
Bettina Ferguson
Moira Benacquista, Board Secretary/Paralegal

Also present were: John Pizzimenti of USA Hauling & Recycling; Jim Sandler, Esq., of Sandler & Mara, Jerry Tyminski of SCARRA, Cheryl Thibeault of Covanta.

Vice-Chairman Jarjura called the meeting to order at 10:01 a.m. and said that a quorum was present.

PLEDGE OF ALLEGIANCE

Vice-Chairman Jarjura requested that everyone stand for the Pledge of Allegiance, whereupon the Pledge of Allegiance was recited.

PUBLIC PORTION

Vice-Chairman Jarjura 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.

As there were no members of the public present wishing to speak, Vice-Chairman Jarjura proceeded with the meeting agenda.

APPROVAL OF THE MAY 27, 2010, REGULAR BOARD MEETING MINUTES

Vice-Chairman Jarjura requested a motion to approve the May 21, 2010, regular meeting minutes. Director Martland made the motion which was seconded by Director Damer.

The motion to approve the minutes as amended and discussed was approved. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, Director Savitsky, Director Edwards, Director Howe, and Director Tillinger voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Mark Lauretti	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport	X		
Mark Tillinger, Bridgeport	X		
Warren Howe, Wallingford	X		

FINANCE COMMITTEE REPORTS

Director Savitsky said that the Finance Committee had met on Thursday, She said that one item of business was conducted followed immediately by and Executive session in which underwriter interviews were conducted for the SCARRA deal.

RESOLUTION REGARDING WORKERS COMPENSATION RENEWAL

Vice-Chairman Jarjura requested a motion on the above-referenced item. The motion was made by Director Martland and seconded by Director Savitsky.

RESOLVED: That CRRA purchase Workers Compensation/Employers Liability insurance with a statutory limit and \$1,000,000 limit for Employers Liability, for a premium of \$70,944 from Connecticut Interlocal Risk Management Agency (CIRMA) for the term 7/1/10 – 7/1/11, as discussed at this meeting.

Director Savitsky said that this resolution is a perfunctory process. She said that CRRA has been with CIRMA for many years and noted CIRMA provides the majority share of municipal insurance. Director Savitsky said that CRRA’s insurance consultant looked for other bidders, however CIRMA was the only bidder.

The motion to approve the above referenced item was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, and Director Savitsky voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Mark Lauretti	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Warren Howe, Wallingford			

ADDITION OF RESOLUTION TO THE AGENDA

Director Savitsky said that two resolutions would be added to the agenda. She said that the first concerns selection of investment banking services and the second concerns the transfer of funds from the Wallingford risk fund to a new escrow account.

Vice-Chairman Jarjura requested a motion to add two items to the agenda. The motion was made by Director Savitsky and seconded by Director Martland.

The motion to add two items to the agenda was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, Director Savitsky, Director Edwards, Director Howe, and Director Tillinger voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Mark Lauretti	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport	X		
Mark Tillinger, Bridgeport	X		
Warren Howe, Wallingford	X		

RESOLUTION REGARDING TRANSFER OF FUNDS FROM THE WALLINGFORD RISK FUND TO A NEW ESCROW ACCOUNT

Vice-Chairman Jarjura requested a motion on the above-referenced item. The motion was made by Director Savitsky and seconded by Director Griswold.

RESOLVED: The \$500,000 of funds in the Wallingford Risk Fund be transferred to U.S. Bank for deposit in an Escrow Account, which Escrow Account will be established pursuant to the Release and Settlement Agreement date June 23, 2010 between CRRA and Covanta Projects of Wallingford, LP, and which is associated with the applicability of the Connecticut Transfer Act to the conveyance of the Wallingford resource Recovery Facility from CRRA to Covanta Projects of Wallingford, LP. In accordance with the Release and Settlement Agreement, the Escrow Account will be maintained until the Connecticut Department of Environmental Protection determines that the requirements of the Connecticut Transfer Act, as they relate to the conveyance of the Wallingford Resource Recovery Facility, have been satisfied, which period is estimated to be approximately five years.

The motion was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, Director Savitsky and Director Howe voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Mark Lauretti	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Warren Howe, Wallingford	X		

RESOLUTION REGARDING SELECTION OF INVESTMENT BANKING SERVICES FOR SOUTHEAST PROJECT RESOURCE RECOVERY BOND REFUNDING

Vice-Chairman Jarjura requested a motion on the above-referenced item. The motion was made by Director Savitsky and seconded by Director Damer.

WHEREAS on May 27, 2010 the Board of Directors of the Connecticut Resources Recovery Authority (the “Authority”) adopted a resolution authorizing Management to proceed with a refunding of the outstanding Southeast Regional Resources Recovery Authority’s (“SCRRRA”) \$87,650,000 Resources Recovery Revenue Bonds (1998 Series A) (the “1998 Bonds”) for which the Authority acted as conduit issuer; and

WHEREAS the Authority will serve as the conduit issuer of the proposed refunding of the 1998 Bonds; and

WHEREAS, the Authority has sought and received proposals and interviewed firms interested in providing investment banking and underwriting services for the proposed refunding of the 1998 Bonds.

NOW, THEREFORE, it is

RESOLVED: That the Authority retain Citigroup Global Markets, Inc. (“Citi”) and Roosevelt & Cross to provide investment banking and underwriting services for the proposed refunding of the 1998 Bonds, whereby Citi will serve as the senior manager and Roosevelt & Cross will serve as the co-manager.

FURTHER RESOLVED: That Management will return to the Board for final approval and authorization prior to the issuance of the proposed refunding of the 1998 Bonds.

The motion was approved unanimously by roll call.. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, and Director Savitsky voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Dot Kelly	X		
Mark Lauretti	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Warren Howe, Wallingford			

RESOLUTION REGARDING THE STANDARD FORM MUNICIPAL SOLID WASTE DELIVERY AGREEMENT FOR THE MID-CONNECTICUT PROJECT

Vice-Chairman Jarjura requested a motion on the above-referenced item. Director Damer made the following motion:

RESOLVED: That the President is authorized to enter into revenue contracts with commercial haulers for the delivery of Acceptable Solid Waste and Acceptable Recyclables to the Mid-Connecticut waste disposal system, substantially as presented and discussed at this meeting.

The motion was seconded by Director Martland.

The motion was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, and Director Savitsky voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Michael Jarjura	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Warren Howe, Wallingford			

RESOLUTION REGARDING COOPERATIVE SERVICES AGREEMENT BETWEEN THE CRRA AND THE USDA ANIMAL AND PLANT HEALTH INSPECTION SERVICES/WILDLIFE SERVICES

Vice-Chairman Jarjura requested a motion regarding the above-captioned item. Director Savitsky made the following motion:

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

The motion was seconded by Director Damer.

The motion was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, and Director Savitsky voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Michael Jarjura	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		

Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Warren Howe, Wallingford			

RESOLUTION REGARDING DELIVERY OF COVER SOILS TO THE HARTFORD LANDFILL

Vice-Chairman Jarjura requested a motion on the above-referenced item. Director Martland made the following motion:

RESOLVED: That the President is hereby authorized to enter into a contract with Haynes Construction Company, 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 Environmental Protection, substantially as discussed and presented at this meeting.

The motion was seconded by Director Lauretti.

The motion was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, and Director Savitsky voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Michael Jarjura	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Warren Howe, Wallingford			

RESOLUTION REGARDING FABRICATION AND INSTALLATION OF SIX INCH TROMMEL SCREENS FOR THE MID-CONNECTICUT WASTE PROCESSING FACILITY

Vice-Chairman Jarjura requested a motion on the above-referenced item. Director Damer made the following motion:

RESOLVED: That the President is hereby authorized to execute an agreement for the fabrication and installation of six-inch trammel screens for the Mid-Connecticut Waste

Processing Facility with union Ironworks Incorporated, substantially as presented and discussed at this meeting.

The motion was seconded by Director Martland.

The motion was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, and Director Savitsky voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Michael Jarjura	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillingier, Bridgeport			
Warren Howe, Wallingford			

RESOLUTION REGARDING INSTALLATION OF ADDITIONAL LANDFILL GAS EXTRACTION WELLS AT THE HARTFORD LANDFILL

Vice-Chairman Jarjura requested a motion on the above-referenced item. Director Lauretti made the following motion:

RESOLVED: That the President is hereby authorized to direct Fortistar Methane Group to install additional landfill gas collection wells at the Hartford Landfill, substantially as presented and discussed at this meeting.

The motion was seconded by Director Damer.

The motion was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, and Director Savitsky voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Michael Jarjura	X		
Dot Kelly	X		
Theodore Martland	X		

Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Warren Howe, Wallingford			

EXECUTIVE SESSION

Vice-Chairman Jarjura requested a motion to enter into Executive Session to discuss pending litigation, real estate acquisition, pending RFPs, and personnel matters with appropriate staff. The motion, made by Director Savitsky and seconded by Director Martland, was approved unanimously. Vice-Chairman Jarjura asked the following people join the Directors in the Executive Session:

- Tom Kirk
- Jim Bolduc
- Peter Egan
- David Bodendorf (present until 11:48 a.m.)
- Doug Pelham, Esq. (by telephone)
- Mel Simon, Esq. (by telephone)

The Executive Session began at 11:05 a.m. and concluded at 11:58 a.m. Vice-Chairman Jarjura noted that no votes were taken in Executive Session.

The meeting was reconvened at 11:58 a.m., the door to the Board room was opened, and the Board secretary and all members of the public (of which there were none) were invited back in for the continuation of public session.

The motion was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, and Director Savitsky voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Michael Jarjura	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Warren Howe, Wallingford			

RESOLUTION REGARDING FY 2010 PROJECTED LEGAL EXPENDITURES

Vice-Chairman Jarjura requested a motion on the above-referenced item. Director Martland made the following motion:

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 2010 projected legal fees; and

WHEREAS, CRRA expects to incur greater than authorized legal expenses for services;

NOW THEREFORE, it is RESOLVED: That the following additional amount be authorized for projected legal fees and costs to be incurred during fiscal year 2010:

<u>Firm:</u>	<u>Amount:</u>
Brown Rudnick	\$100,000

The motion was seconded by Director Savitsky.

The motion was approved unanimously by roll call. Vice-Chairman Jarjura, Director Damer, Director Griswold, Director Kelly, Director Lauretti, Director Martland, Director Mullane, and Director Savitsky voted yes.

Directors	Aye	Nay	Abstain
Vice-Chairman Jarjura	X		
David Damer	X		
Timothy Griswold	X		
Michael Jarjura	X		
Dot Kelly	X		
Theodore Martland	X		
Nicholas Mullane	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Bridgeport			
Mark Tillinger, Bridgeport			
Warren Howe, Wallingford			

ADJOURNMENT

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

There being no other business to discuss, the meeting was adjourned at 11:59 a.m.

Respectfully submitted,

Moira Benacquista