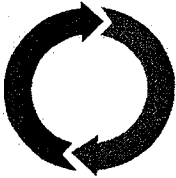


**CRRA
BOARD MEETING
December 18, 2008**



**CONNECTICUT
RESOURCES
RECOVERY
AUTHORITY**

100 Constitution Plaza • Hartford • Connecticut • 06103 • Telephone (860)757-7700
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MEMORANDUM

TO: CRRA Board of Directors

FROM: Moira Kenney, Secretary to the Board/Paralegal

DATE: December 12, 2008

RE: Notice of Meeting

There will be a regular meeting of the Connecticut Resources Recovery Authority Board of Directors held on Thursday, December 18, 2008, at 9:30 a.m. The meeting will be held in the Board Room of 100 Constitution Plaza, Hartford, Connecticut. The meeting will also be available to the public via video conference at the 1410 Honeyspot Road ext. Board Room, Second Floor, Stratford, CT.

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

Connecticut Resources Recovery Authority
Board of Directors Meeting
Agenda
December 18, 2008
9:30 AM

I. Pledge of Allegiance

II. Public Portion

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

III. Minutes

1. Board Action will be sought for the approval of the Nov. 20, 2008, Regular Board Meeting Minutes (Attachment 1).

1.a Action Items

IV. Finance

1. Finance Committee Update

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

A. Chairman's Report

B. President's Report

C. Policies & Procurement Committee

1. Board Action will be sought for the Resolution Regarding an Emergency Procurement Contract for Dozer Compaction Services (Attachment 2).
2. Board Action will be sought for the Resolution Regarding the Rebuild of a Caterpillar D6HLGP Dozer for the Mid-CT Waste Processing Facility (Attachment 3).
3. Board Action will be sought for the Resolution Regarding Ash Residue Transportation and Disposal Services for the Wallingford Resource Recovery Facility (Attachment 4).
4. Board Action will be sought for the Resolution Regarding a Fourth Amendment to the Lease Agreement between CRRA and the City of Hartford for Use of the Hartford Landfill (Attachment 5).

5. Board Action will be sought for the Resolution Regarding a Lease Agreement Between CRRA and the City of Shelton for Use of the River Road Solid Waste Transfer Station (Attachment 6).
6. Board Action will be sought for the Resolution Regarding Request for Services for Ash Landfill Siting Initiative (Attachment 7).
7. Board Action will be sought for the Resolution Regarding Meeting Public Comment Policy and Procedure (Attachment 8).

VI. Executive Session

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

TAB 1

CONNECTICUT RESOURCES RECOVERY AUTHORITY

FOUR HUNDRED AND FORTIETH-SECOND

NOVEMBER 20, 2008

A Regular meeting of the Connecticut Resources Recovery Authority Board of Directors was held on Thursday, November 20, 2008, at 100 Constitution Plaza, Hartford, Connecticut. Those present were:

Chairman Michael Pace

Directors: David B. Damer (Present by telephone)
Alan Desmarais
Timothy Griswold
Michael Jarjura, (Present beginning 10:53 a.m.)
Mark Lauretti
Theodore Martland
Raymond O'Brien
Linda Savitsky, (Present by telephone)
Steve Edwards, Bridgeport Project Ad-Hoc
Warren Howe, Wallingford Project Ad-Hoc
Geno Zandri, Wallingford Project Ad-Hoc

Present from CRRA management:

Tom Kirk, President
Jim Bolduc, Chief Financial Officer
Dave Bodendorf, Senior Environmental Engineer
Michael Bzdyra, Government Relations Liaison
Jeffery Duvall, Manger of Budgets and Forecasting
Peter Egan, Director of Environmental Affairs & Development
Laurie Hunt, Director of Legal Services
Chris Hyfield, Human Resources Manager
Lynn Martin, Risk Manager
Paul Nonnenmacher, Director of Public Affairs
Virginia Raymond, Senior Analyst
John Romano, Project Manager
Mike Tracey, Director of Operations
Lisa Bremmer, Executive Assistant
Maira Kenney, Secretary to the Board/Paralegal

Also present were: Bob Gross of Wallingford, CT, Scott Trenholm of Carlin, Charron & Rosen, Frank Marci of USA Hauling & Recycling, Vicki Kotlyar of Covanta, Jerry Tyminski of SCRRA, Tom Gormley of the Town of Middlebury, CT, and John Ward of the Town of Vernon, CT.

Chairman Pace called the meeting to order at 9:40 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.

Mr. Gross of Waterbury thanked the Board for their time and patience with his many questions over the past few months. He asked if there have been any additional developments concerning the Wallingford Plant. Chairman Pace said that there have been many lengthy discussions.

Mr. Gross asked for an explanation as to why the provision which would have allowed Wallingford to have possible ownership of the plant after the termination of the contract was struck from the resolution during the October Board meeting. Chairman Pace said that given the complexity of the answer that Mr. Kirk could be available to meet with Mr. Gross after the Board meeting to discuss the issue.

Mr. Gross asked what the budget for the Wallingford Project is. Mr. Kirk replied that the budget is about \$1.1 million with indirect costs of about \$800,000. Mr. Gross asked if it was correct to say if Wallingford goes away that the CRRA Board would be affected as well with a sizable drop in the budget. Mr. Kirk replied that this is correct.

Mr. Gross said that he was for public ownership of the Wallingford Plant. Chairman Pace said that the CRRA Board is also in the same position however agreement and cooperation from the member towns may be advisable for this and all options are still being fully explored. Mr. Gross asked if the Board is aware that the Wallingford community must make a decision regarding the plant by December 30th, 2008, and that Wallingford may be voting on their plans for the plant that evening.

Mr. Kirk said that he has spoken with the Mayor of Wallingford, Mayor Dickinson, who indicated that he does not have a finalized option available from Covanta as of yet but may get a sense of the city council. Mr. Gross said that that the Mayor will also be stating his position.

Chairman Pace said that the Board would not be weighing in again on the politics that Mr. Gross was referencing. He noted that two representatives from Wallingford Mr. Zandri and Mr. Howe sit as Ad-hoc members of the CRRA Board. Chairman Pace suggested that Mr. Gross may wish to discuss this issue in greater detail with the two representatives. He said that the Board has stated their position on public policy and continued exploration into this issue. Chairman Pace said that a meeting of the minds is necessary from all parties involved and that many different factors are involved.

Mr. Gross asked why the Barbarino property (which the CRRA holds title to) is a different scenario than the Wallingford landfill for which CRRA holds the rights to monitor for thirty years. He asked why that property will not be given back to the towns after a cleanup or monitoring period. Mr.

Kirk said that the "rights" referenced by Mr. Gross are more or less an obligation of CRRA's to maintain the closure and monitoring for thirty years. He explained the reason for the purchase of the Barbarino property was also an obligation of CRRA's to buy the land above the landfill plume to ensure that the property was controlled as a public health issue. Mr. Kirk said there is nothing preventing CRRA from returning the property to Wallingford, however the property is not mitigated as it still has polluted groundwater. Mr. Gross indicated that he was interested in the property as this 50 acres may be an asset in the future. Chairman Pace informed Mr. Gross that given his extensive and lengthy line of questioning that he should speak with Mr. Kirk and Mr. Egan at a later point in time.

Director Lauretti recommended that Mr. Gross meet with management to discuss his lengthy questions concerning the property. Chairman Pace agreed and said that he gives the public ample time for comment as he values their input greatly. Mr. Kirk said that he or other management will be available to meet with Mr. Gross after the meeting.

APPROVAL OF THE MINUTES OF THE OCTOBER 23, 2008, REGULAR BOARD MEETING

Chairman Pace requested a motion to approve the minutes of the October 22, 2008, Regular Board Meeting. Director O'Brien made a motion to approve the minutes, which was seconded by Director Martland.

Chairman Pace noted that Tim Griswold has become a Director of the CRRA Board and offered his welcome and congratulations.

Director O'Brien clarified that he had not devised a cost for the Mid-Conn towns but had estimated these figures. He asked that Director Edwards's votes be included in two resolutions where they appear to have been omitted. Director O'Brien asked that Mayor Lauretti's vote concerning a resolution concerning the CT DEP be reviewed. He asked that the resolution concerning the increase to the revenue be revisited for clarification as well.

Director Howe asked that the Wallingford Town Council Chairman's name be corrected.

The minutes were approved as amended and discussed by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport	X		
Warren H. Howe, Jr., Wallingford	X		
Geno Zandri, Jr., Wallingford	X		

FINANCE COMMITTEE UPDATE

Director Savitsky said that the Finance Committee had asked management to return to Aon to renegotiate the terms surrounding the contract as well as a possible third year option. She said that the Committee had also spent time during Executive Session with Carlin Charon & Rosen (hereinafter referred to as "CCR") reviewing the management letter; she noted this is the last year of a six year relationship with the firm. Director Savitsky said that the Committee had also reviewed and recommended to the full Board the general fund budget for the purpose of creating the Southeast budget.

APPROVAL OF THE AUDITOR MANAGEMENT LETTER & RESPONSES

Chairman Pace requested a motion of acceptance regarding the above-captioned matter. Director O'Brien made a motion to accept the auditor management letter and response.

The motion was seconded by Director Desmarais.

Mr. Kirk said that the meeting with the independent auditor occurs without management present to give the Finance Committee discretion to review the letter.

Director O'Brien said that the discussion went as it has in prior years and that Mr. Trenholm reported that he had full cooperation from management. He said there were no disagreements with management or the finance and accounting staff. Director O'Brien said that Mr. Trenholm reported that he had the full cooperation of Mr. Bolduc, Ms. Vo-le, and the accounting department. Director O'Brien noted that he will be sorry to see CCR go.

Mr. Trenholm said he would be happy to answer any questions regarding the letter. He referred the Board to the required communication letter for additional information.

Director O'Brien said that he has requested a change in internal policy if needed concerning the non-budgeted expenditure item to avoid any future reoccurrences.

Mr. Bolduc said the relationship between management and CCR has been good. He said the auditors serve an important purpose and serve as a necessary counter check and balance. Mr. Bolduc said that he has always looked for an understanding of the industry and business which CCR certainly possesses.

Chairman Pace asked Mr. Trenholm to voice his comments on CRRA from an auditor's point of view. Mr. Trenholm said that he views both management and the CRRA Board with the highest of integrity for their appropriate actions and dedication. He said good working relationships were established and a transparency was provided by both the Board and management.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

**RESOLUTION REAGRDIING THE THREE YEAR CONTRACT FOR INSURANCE
BROKER/CONSULTANT**

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

RESOLVED: That the President of CRRA is hereby authorized to execute the Insurance Consulting and Broker Services Agreement with Aon Risk Services for the period January 1, 2009 through January 1, 2011 for an annual fee of \$155,000 (\$310,000) with an option at CRRA's sole and absolute discretion for a third year at the same price (\$155,000), as presented and discussed at this meeting.

The motion was seconded by Director Desmarais.

Ms. Martin said that Aon came through with a two year agreement with an option for a third year at CRRA's sole discretion and is holding the price at \$155,000. Director Savitsky said that in light of the current financial environment that it is critical that CRRA remain with Aon. Director O'Brien agreed.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

RESOLUTION REGARDING THE ADOPTION OF THE FISCAL YEAR 2010 GENERAL FUND OPERATING AND CAPITAL BUDGETS

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

RESOLVED: That the fiscal year 2010 General Fund Operating and Capital Budgets be adopted substantially in the form as presented and discussed at this meeting.

FURTHER RESOLVED: That the Benefit Fund Reserve be dissolved and all of the funds be used in fiscal year 2010 proposed budget.

The motion was seconded by Director Martland.

Mr. Bolduc said that the Finance Committee spent a significant portion of time reviewing this budget and that several changes were made as a result of these discussions. He said several pertain to

CRRA's changes with the Bridgeport and Wallingford Project. Mr. Bolduc said that the biggest change concerns the allocation methodology. He said that historically an allocation methodology was used based solely on time slips which had become problematic with a greater move to contract administration from facility management. Mr. Bolduc said the older methodology drove off a single variable which can change significantly from year to year and does not normalize.

Mr. Bolduc said the second major change in the budget process is CRRA's moving to a fixed fee type approach with the Southwest Towns which is now based on a flat \$2.00 a ton fee. Mr. Bolduc directed the public to the supplemental package for an extensive description of allocation of general fund dollars going forward and described those changes in great detail.

Mr. Bolduc said that every October management reviews all of the reserves with the Finance Committee and the Board. Mr. Bolduc said that he also wanted to point out that the Bridgeport Project is changing character as of December 31, 2008. He said that Wallingford will not change until June 30, 2010.

Mr. Bolduc said the budget reflects about a 13 percent reduction in personnel to recognize the change in Bridgeport from 64 to 56 people as a result of a combination of vacancies that were held over and some reductions in work forces starting July 1, 2009, at the museum in Stratford unless grant money or new monies can be found to supplement those positions.

Chairman Pace said that the Board has continued to seek solutions internally involving moving positions up with existing staff. He said this not only helps with filling positions but also allows for a career path internally.

Mr. Bolduc said that the Southeast budget requires CRRA's overhead cost for approval from the SCRRA Board. He said the timing is crucial for all budget approvals to allow management time to work on the Wallingford and Mid-Conn Budget which also rely on input from the general fund budget.

Director Desmarais asked how many actual positions are being reduced. Mr. Bolduc said that eight positions are being eliminated. Mr. Bolduc said that one individual has left within the last 60 days. He said that that the separation is being handled as carefully as possible.

Chairman Pace said that given the history of dedication from many CRRA employees both the Board and management are attempting to reduce positions as often as possible by attritions and other methods.

Director Desmarais asked if the successor Southwest Project was given the option to pick up the positions which are terminating. Director Edwards said that the topic was still under discussion however at this point it is prudent to project those positions will most likely not be continued. He noted that options are being explored unfortunately the economy has necessitated some cost savings efforts. Mr. Bolduc said in fairness to the staff they have been told to allow for maximum time to make career moves elsewhere.

Director Desmarais asked how the unemployment will be paid if these positions are terminated. Mr. Bolduc said that reserves have been set up; he said that he accepts the dual track audit will take a

snapshot of the balance sheet to examine outstanding liabilities. He said in the spring outstanding insurance claims and any other employment costs will need to be recognized and reserved from the project funds. Mr. Bolduc said this is a first at CRRA of a project termination and the audits will help to establish the auditable statements to display assets and liabilities as well as requirements for reserves.

Director Edwards said that the project is currently building reserves to handle any close out issues.

Director Griswold asked concerning the payroll savings of almost \$2 million how much of the money is attributable to the eight positions and how much is a result of the allocation as it is a substantial number. Mr. Duvall said that 30 percent is a result of the reallocation he said that the remaining half a million is a result of the eight positions plus benefits.

Director Edwards asked why the Ad-Hoc members do not vote on this issue. Ms. Hunt said the question has come up before and that CRRA’s legal counsel has provided a response. She explained that the legal opinion is that the Ad-Hoc’s only vote on issues which are specific to the project either way. Chairman Pace said that the Ad-Hoc’s vote will certainly be taken for the record.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport	X		
Warren H, Howe, Jr., Wallingford	X		
Geno Zandri, Jr., Wallingford	X		

RESOLUTION REAGRDNIG THE ADOPTION OF THE FISCAL YEAR 2010 SOUTHEAST PROJECT OPERATING AND CAPITAL BUDGETS

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

RESOLVED: That the fiscal year 2010 Connecticut Resources Recovery Authority Southeast Project Operating and Capital Budgets be adopted as substantially presented and discussed at this meeting.

The motion was seconded by Director Martland.

Mr. Bolduc explained that management works with the Southeast Project management to put the budget together. He said that the SCRRRA Board waits for the CRRA Board to approve the CRRA portion of the budget, adds the Southeast Project's administrative costs, and then seeks final approval on the overall budget.

Mr. Bolduc said the meeting with the SCRRRA Board earlier this month reviewed the detailed calculations for developing costs. He said the SCRRRA Board made some adjustments and changes which are incorporated in the document to both the Finance Committee and the full Board. Mr. Bolduc said this budget is a little more complicated than the other budgets as a result of tonnage thresholds and allocations of costs between Covanta and the SCRRRA towns. Mr. Bolduc said that there were some changes to the model based on the fact that Covanta is no longer bringing its ash contribution from the plant to the Putnam facility; 15,000 tons are now being exported to their M.A. facility which required an extensive redo to the calculations.

Mr. Tyminski said that the Southeast Project's requirements per the Municipal Service Agreement dictate that the budget must be back to the member towns by the beginning of January in order to ensure the towns know what to put into their budgets. Mr. Tyminski said that the tip fee is \$60.00 a ton and although the fee could be reduced to \$45.00 a ton the Project would be substantially under the market and would attract too much waste. He explained that the contract is unusual in that more waste is not profitable and drives the price up after a certain threshold. Mr. Tyminski said there is about a \$1.8 million surplus which continues to grow due to a lucrative power contract. He explained the money is reserved for future needs which are still under discussion.

Vice-Chairman O'Brien said that it was his understanding that the SCARRA Board has full discretion over the budget. Mr. Tyminski said that CRRA has fiduciary responsibility over its portion of the budget. Vice-Chairman O'Brien said that if the SCRRRA Board had adjustments to the budget they could adjust CRRA's portion. He said additionally the change in deliverable of ash from Putnam, CT is not within CRRA's Board's discretion. He said the only piece the Board has control and responsibility for is the allocation of the general expenses. Mr. Bolduc said that CRRA also has the obligation to set a tip fee which covers all costs as a result of the bond indenture.

Vice-Chairman O'Brien said that this budget does not work off of net cost of operations. Mr. Tyminski said that the contract does specify net cost of operations however the Project has a reserve which can be used for a broad spectrum of options.

Director Martland asked how ash disposal costs may affect the Southeast Project in 2010. Mr. Tyminski said that the Project has the same contract as CRRA for delivering ash to Putnam in 2010. He explained it is only for the ash that the Authority is responsible for. He explained the ash for the merchant capacity at Covanta can be delivered anywhere at its sole discretion. Director Martland said that at 2010 the other ash will be positioned to go to Mid-Conn. Mr. Tyminski agreed.

Mr. Kirk said that the Southeast Project would benefit substantially from the development of the Franklin Ash Landfill. Mr. Tyminski said that was correct and their transportation costs would be the lowest for any deliveries.

Chairman Pace said that the Southeast Project was a good example of communities working and planning together. Mr. Tyminski said that at the start there were some issues and a lucrative energy contract was a great assistance.

Director Damer asked what the mechanism is that drives costs up with additional revenues coming in. Mr. Tyminski said that under the contract there is a through put guarantee to the facility of 178,000 tons. He explained if those tons are exceeded the Project must pay for the additional ash and waste disposal to Covanta. Mr. Tyminski said that that price would be substantially greater than the \$60.00 currently enjoyed at \$75-\$77.00 a ton. Mr. Tyminski said that Covanta has the obligation to keep the plant full at 255,000 tons.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

RESOLUTION REGARDING ORGANIZATIONAL SYNERGY & HUMAN RESOURCES COMMITTEE RECOMMENDATION TO THE BOARD OF DIRECTORS REGARDING RENEWAL OF HEALTH, DENTAL, VISION, LIFE, AND DISABILITY INSURANCE PROGRAMS

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

RESOLVED: That the Board of Directors authorizes the renewal of the employee health insurance benefit plans with ConnectiCare and the addition of an optional Connecticare HMO plan offered side-by-side the renewal plans and Ameritas (vision) and authorize making a change from The Standard Insurance for dental, life and disability to The Guardian for dental and Lincoln Financial for life and disability, for the period of January 1, 2009, through December 31, 2009, for an estimated combined premium of \$725,040.

Director Savitsky seconded the motion.

Director Damer noted that the resolution had been thoroughly vetted by the Organizational Synergy & Human Resources Committee. He said there is a slightly revised resolution per the Committee which states the Board authorizes the renewal of the employee's health insurance with Connecticare with the additional of an optional HMO alternative. He explained the rest of the resolution remains the same.

Director Griswold said that he has a new resolution which reflects the language changes indicated by Director Damer. He said in addition to the typical Connecticare Policy it was suggested to offer an HMO which will make the premiums to CRRA less if employees opt in. He said if employees stay with the existing Connecticare options the premium is \$661,000 and if people switch to the HMO it will drop to \$641,000 which is about a \$20,000 difference.

Director Griswold said that concerning the dental insurance management is recommending a move from the Standard to the Guardian for a savings and superior benefits.

Director Griswold said concerning the basic life and supplemental life insurance management recommends switching to Lincoln Financial for lower rates and equal benefits.

Director Griswold said that the total premium is \$725,000 with a potential for under spending if employees take the HMO Connecticare. He said that total had been budgeted for.

Director Damer said that annual savings of \$22,598 is from renewals of all of the contracts concerning the recommend switches. Director Griswold said that this covers 48 employees as several have opted-out. Mr. Kirk said that the new headcount may show a more favorable cost. He said there is also a possibility of a more favorable variance if a number of employees opt into the HMO.

Director Desmarais asked why an employee would opt into the HMO. Mr. Kirk said that there is a small savings for the employee's premium contribution in the HMO. Director Desmarais said that he was in favor of the resolution but asked how the proposed plan by the State Controller and the Speaker of the House may affect this resolution. Mr. Kirk said that management will look into the possible effect of these plans on the proposed costs. Mr. Hyfield said that CRRA was informed that it was not eligible for the Municipal Employees Health Insurance Program.

Vice-Chairman O'Brien asked who the broker is and if there is anything in writing to support the broker's selection. Mr. Hyfield said that the broker is R.C. Knox and that the health insurance was not marketed because CRRA is in the second year of the plan. He explained the broker had noted that

insurance companies avoid “shopping” of this sort. Mr. Hyfield said that the broker was able to get Connecticare to reduce the renewal by a few percentage points.

Director Savitsky asked if the financial solvency of the insurance companies recommended by management had been examined. Mr. Hyfield said Lincoln Financial and Guardian Dental were recommended by our broker. Director Savitsky asked if the A.M. Best ratings for the companies could be provided. She said that she wanted to be sure that given the current financial status of many once secure companies that this information is important.

Mr. Hyfield said that CRRA’s broker had assured management that he would not market the plan to poorly rated or unstable companies. Mr. Hyfield said that R.C. Knox obtains their fee from the companies as a broker.

After substantial discussion the Board agreed to approve the resolution subject to written verification of the recommended companies’ rating by A.M. best rating of A or better.

AMMENDMENT TO THE MOTION

Director Desmarais made an amendment to the motion adding additional language requesting an A.M. Best rating of A or better for Board approval of the resolution:

RESOLVED: Subject to all carriers being rated A.M. Best A or better, that the Board of Directors authorizes the renewal of the employee health insurance benefit plans with Connecticare and the addition of an optional Connecticare HMO plan offered side-by-side the renewal plans and Ameritas (vision) and authorize making a change from The Standard Insurance for dental, life and disability to The Guardian for dental and Lincoln Financial for life and disability, for the period of January 1, 2009, through December 31, 2009, for an estimated combined premium of \$725,040.

The amendment was accepted as a friendly amendment by Vice-Chairman O’Brien.

Mr. Bolduc asked if the Board would agree to attend a special meeting to review the ratings to which the Board agreed.

APPROVAL OF THE ORIGINAL MOTION

The motion previously made by Vice-Chairman O’Brien and seconded was approved as amended and discussed unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

RESOLUTION REGARDING CONVEYANCE OF THE MILFORD TRANSFER STATION FROM CRRA TO THE CITY OF MILFORD

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

RESOLVED: That upon expiration of both the ground lease agreement and the municipal services agreement between CRRA and the City of Milford, Connecticut, which ground lease agreement is associated with the CRRA Solid Waste Transfer Station located at 831 Oronoque Road in Milford, Connecticut, and which ground lease agreement and municipal services agreement both expire on December 31, 2008, the transfer station shall be conveyed from CRRA to the City of Milford for \$1.00.

The motion was seconded by Director Martland.

Mr. Egan said that at the close of the Bridgeport Waste to Energy Project seven of the transfer stations in that project will revert back to the municipalities. Mr. Egan said that when the lease agreements were developed twenty years ago six of the agreements had the transfer stations returning to the towns for \$1.00, with the exception of the Milford Transfer Station which stipulated the Town of Milford would pay fair market value.

Mr. Egan said that the Solid Waste Advisory Board had discussed the issue and that there was no clear record in documents or concerning institutional memory as to why this particular agreement was different. Mr. Egan explained that the Solid Waste Advisory Board towns feel that the Milford transfer station should also be transferred back for \$1.000 to be equitable and fair. He said that this resolution is to ensure that occurs.

Chairman Pace asked what the fair market value of the transfer station is. Mr. Egan said the real estate is owned by the Town of Milford and leased by CRRA who owns the actual building and equipment which is valued at about \$720,000. Mr. Egan explained that practically the transfer station is of little or no value without a lease agreement from Milford for the real property.

Chairman Pace said if the property were sold for fair market value, where would those dollars go. He explained he wanted total transparency and disclosure on the issue. Director Edwards explained that the property can't be sold and if Milford did not renew the transfer station agreement the demolition and removal costs would be extremely costly.

Vice-Chairman O'Brien said in fact if the asset portion was sold the profits would be assets of the project and not of CRRA.

Director Desmarais asked what the book value is and how will it affect the balance sheet. Mr. Bolduc said there will be a whole new balance sheet going forward and that this will not be on it. Mr. Bolduc said it will be fully depreciated. Director Edward said the other transfer stations were fully depreciated and returned to the towns.

Mr. Kirk asked the Board to consider a slight change to the resolution. He asked that rather than vote for turning the station over for \$1.00 that the Board vote on authorizing the President to affect it. He explained there are four or five contracts still under consideration under the Town of Milford. Mr. Kirk said he and Mr. Egan will attend the Town Council meeting for questions and concerns. He said although unlikely he would like to have the capability to make non-substantial adjustments to not hold up authorization of any other contracts.

Chairman Pace asked what contracts Mr. Kirk was referring to. Mr. Kirk replied the interlocal agreement, the MSA for the Bridgeport renewal, this contract and the environmental permit. Director Edwards asked Mr. Egan if CRRA puts in the application on the behalf of Bridgeport for the application for the permits. Mr. Egan said the council has to give the Mayor the authority to sign the environmental transfer documents. Director Lauretti asked if this is a State requirement. Mr. Egan said that this is Milford's requirement, and not a State requirement.

Director Lauretti asked Mr. Egan to advise the Board on the management of the 8th transfer station in the Bridgeport Project which is a small residential transfer station in Shelton on the Shelton landfill property. Mr. Egan said that CRRA intends to lease that transfer station to the City. He explained the City wishes to continue to operate the station. Mr. Egan said the environmental permits will be shifted to the City of Shelton and the lease he spoke of will come before the Board in December.

Director Jarjura said that this resolution is saving the Bridgeport Project costs. He explained a contract for demolition and removal of materials and the building may cost upwards to \$250,000.

Director Desmarais asked if the method of conveyance had any effect on environmental exposure. Mr. Egan said that the City owns the property and is also responsible for that property. Director Lauretti said that concerning Shelton CRRA owns the landfill and he said that he believes the agreement will contain a hold harmless clause.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport	X		
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

RESOLUTION REGARDING THE AUTHORIZATION OF A CHANGE ORDER FOR THE PHASE 1 ASH AREA CLOSURE PROJECT THAT TOGETHER WITH ALL OTHER CHANGE ORDERS INCREASES THE ORIGINAL CONTRACT PRICE BY MORE THAN \$50,000

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

RESOLVED: That the President is hereby authorized to execute a change order with E. T. & L. Corporation to install aluminized corrugated metal pipe instead of galvanized corrugated metal pipe within the side slope diversion channels of the Phase 1 Ash Area at the Hartford Landfill, substantially as presented and discussed at this meeting.

Director Jarjura seconded the motion.

Mr. Egan said this matter concerns the \$2.4 million contracted awarded to E.T. & L. to close seven acres of the ash area at the Hartford Landfill. He explained over the past year there were several change orders with E.T. &L. some of which saved money, and some design changes which increases costs. Mr. Egan said that all together the changes exceed \$50,000 and therefore requires Board approval for the \$5,000 overage. Z

Director Martland asked if the cause of the change order is a result of specific requirements from

the Connecticut Department of Environmental Protection. Mr. Egan said the most recent change order stems from the re-spec of certain material that has lower zinc content as a result of storm water regulations.

Vice-Chairman O'Brien said that the Policies & Procurement Committee was informed that management expected to come under contract costs because of some cost savings. Mr. Bodendorf said that the final cost for this seven acre closure exceeds the original contract cost by about \$5,400. He said the original project cost was \$2.3 million.

Chairman Pace asked if the project anticipates any other changes. Mr. Bodendorf said the answer was no and the project is substantially complete.

Director Desmarais asked when this change order was signed. Mr. Bodendorf said that the change order has not been signed yet.

Director Lauretti asked how much longer is left in the project. Mr. Bodendorf said about \$10,000 is being held to see how the project holds up over the winter. He said nothing is left of the project except possible spring repairs.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

RESOLUTION REGARDING ANNUAL STACK TESTING AT THE CRRA MID-CT RESOURCE RECOVERY FACILITY FOR CALENDAR YEARS 2009, 2010 AND 2011

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

RESOLVED: That the President is hereby authorized to enter into a contract with TRC Environmental Corporation for performance of the annual air emissions testing at the Mid-Connecticut Resource Recovery Facility for calendar years 2009, 2010, and 2011, substantially as discussed and presented at this meeting.

Director Jarjura seconded the motion.

Chairman Pace said that this stack testing occurs on a yearly basis. Mr. Kirk said that a dioxin tax fee is paid to the CT DEP which rebates the CRRA the cost of the testing. He explained the resolution details a three year agreement at the CRRA facility. Mr. Kirk said management's resolution is TRC which is also the low bidder and a company that CRRA is comfortable with.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

**RESOLUTION REGARDING THE PURCHASE OF ONE (1) RUBBER-TIRE WHEEL
LOADER AT THE MID CONNECTICUT PROJECT WASTE PROCESSING FACILITY**

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

RESOLVED: That the President is hereby authorized to execute an agreement for one (1) new Rubber-Tire Wheel Loader from H.O. Penn Machinery Co. Inc to be used at the Mid-Connecticut Waste Processing Facility substantially as presented and discussed at this meeting.

Director Martland seconded the motion.

Mr. Kirk said this resolution is to purchase a machine that is used routinely at the Mid-Conn WPF. He explained the resolution is to purchase a new machine in lieu of repairing an older machine at the cost of \$165,000 without the benefit of warrantee. Mr. Kirk said the bidder is the only bidder which met the qualifications required by management.

Vice-Chairman O'Brien said that management's recommendation is not the low bidder; he said however the low bidder did not meet the specifications of the bid. Vice-Chairman O'Brien said that the operating costs will generate a substantial savings despite the higher initial cost.

Director Martland said that he is usually biased towards the low bidder however the cost factor convinced him that Cataplut was the correct choice.

Director Lauretti said that there are often good and deals to be had at auctions especially for large pieces of equipment such as this loader and given the current economy.

Director Desmarais said that as the basis of award is net present value that this is the low bidder. He also asked what was happening to the old piece of equipment. Mr. Tracey said that the old piece of equipment will be put out to auction. Mr. Romano estimated that is was valued at around \$50,000.

Mr. Kirk said that when possible CRRA takes advantage of used equipment.

Director Griswold asked if these cost were in the reserves. Mr. Kirk replied that yes this is part of the rolling stock reserve program.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

RESOLUTION REGARDING RATIFICATION OF EMERGENCY PROCUREMENT CONTRACT

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

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

Director Jarjura seconded the motion.

Mr. Kirk said that with the closure of the Hartford landfill MDC is starting to see a migration of their workforce to other areas. Mr. Kirk explained getting all necessary tasks completed at the landfill has become a challenge and that this resolution details the necessity of using an outside contractor in order to immediately address an issue.

Mr. Kirk said that the Policies & Procurement Committee reviewed the resolution and asked what the costs would have been had MDC done the work. Mr. Kirk said there was a small savings gained by using an outside contractor which is indicated in the write-up. Mr. Kirk said that the work has already been done and that this resolution authorized those activities.

Director Griswold asked if MDC had been reprimanded for their actions. Mr. Kirk replied that the answer was no as the situation was anticipated and planned for with the closure of the Hartford landfill. Mr. Kirk said this was the preferred solution.

Mr. Egan said that MDC could not perform the work which stems from employees attempting to transfer out. He said that MDC is obligated to staff that landfill and could not, and could also not

respond in a timely manner. Mr. Egan said there is a lengthy record of MDC’s documented instances of being unable to perform. He said management was disappointed in their failure however the issue pertained to State compliance for the environmental rules which govern the landfill and had to be dealt with immediately.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

RESOLUTION REGARDING THREE-YEAR PUBLIC RELATIONS SERVICES AGREEMENTS

Chairman Pace requested a motion to approve the above-captioned item. Director O’Brien made the following motion:

RESOLVED: That the President is hereby authorized to execute, deliver, and perform on behalf of this Authority, Public Relations Services Agreements as were substantially set forth in the Request for Qualifications dated September 17, 2008, for a period of three years commencing on January 1, 2009, and terminating on December 31, 2011, with the public relations firms listed below. All firms will provide services “on call.”

Strategic Persuasion Group LLC

Pita Communications LLC

Connecticut Economic Resource Center, Inc

Director Martland seconded the motion.

Mr. Nonnenmacher said that CRRA uses public relations services to supplement services that can be provided in-house for certain initiatives. He cited a junk mail recycling campaign initiative as well as the Franklin Ash Landfill siting initiative as examples.

Mr. Nonnenmacher said that these contracts were close to expiration and management went out to bid through due process and selected three firms to award contracts to. He said the contracts have no dollar values.

Vice-Chairman O'Brien said that this is basically filling the "stable" much as law firms are retained for legal services.

Mr. Nonnenmacher asked the Board to refer to a document requested by the Policies & Procurement Committee concerning public relations expenditures.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

BOARD RESOLUTION REGARDING ADDITIONAL PROJECTED LEGAL EXPENDITURES

Chairman Pace requested a motion to approve the above-captioned item. Director O'Brien made the following motion:

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

WHEREAS, the Board of Directors has previously authorized certain amounts for payment of fiscal year 2009 projected legal fees; and

WHEREAS, CRRA expects to incur greater than authorized for payment of legal fees and cost to be incurred through June 30, 2009:

Firm:	Amount:
Hinckley Allen & Snyder	\$

Ms. Hunt asked the Board to table the issue for a month as she did not yet anticipate needing the funds.

MOTION TO TABLE

Vice-Chairman O'Brien made a motion to table which was seconded by Director Desmarais.

The motion to table was approved unanimously by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford			
Geno Zandri, Jr., Wallingford			

CHAIRMAN'S REPORT

Chairman Pace said there have been several new appointments to the CRRA Board of Director's Committees. He said that Director Damer was now Chairing the Organizational Synergy & Human Resources Committee, and that Director Griswold was also serving on the same Committee.

Chairman Pace added that Director Desmarais will now be serving on the Finance Committee and that Director Damer will also be serving on the Policies & Procurement Committee.

Director Jarjura said that he had received a letter from Waste Management concerning bulky waste. Chairman Pace said that a letter from Mr. Egan will be sent to the municipalities detailing these options. Mr. Kirk said a letter has been sent to the bulky waste customers regarding options after the closure of the Hartford landfill. He said that there will be additional communications concerning shredding capabilities.

Mr. Tracey said that there has been additional feedback concerning the shredding options. He said that DPW Directors and Mayors with comments will be met by John Romano to gather opinions and input.

Chairman Pace said as CRRA is looking at new models moving forward the structure of CRRA is being reviewed as management and the Board alike position themselves for changes. He explained he will be asking the Board and management to look for ways to enhance deliverables and to explore new revenue opportunities.

PRESIDENT'S REPORT

Mr. Kirk said during the upcoming legislative session that management anticipates one proactive measure that will be pursued. He said it is likely the clarification of the State Statue on Certification which is directly related to the need of the consideration for the siting of the Franklin Landfill.

Mr. Kirk said there will also be several defensive measures management will be involved with. He said some of CRRA's counterparties are expected to introduce potentially disruptive bills which will be addressed. Mr. Kirk said that management has been actively meeting with any legislators available to discuss the importance of the future of the Franklin Ash Landfill, single stream recycling, and the CRRA's beneficial options which will be available to the towns.

Mr. Kirk said that towns have begun the ratification process for the Southwest Project. He said that a number of towns including Shelton and Westport have already ratified the agreement and that the remaining ten towns are also expected to do so.

Mr. Kirk said the tonnage from the Mid-Conn Project is still down, boiler availability is still poor, and capital improvements to the WPF continue to make dramatic improvements. He said capital improvements and improved boiler performance from CRRA's contractor will continue to be pursued. Mr. Kirk said that ferrous revenues have disappeared. He explained scrap iron and steel revenue has dropped 89% in two months and what was once a \$2 million revenue the prior year could be zero this year.

Director Lauretti asked if paper and cardboard had also showed declines. Mr. Kirk said that those markets have also dropped sharply. He said that fortunately CRRA is locked into a fiber market in Hartford, however the Stratford area is not enjoying good numbers as they were unable to secure such a deal in time. Mr. Kirk said these commodities are cyclical and will eventually improve.

Mr. Kirk said that the executable MSA's have been delivered to the Wallingford towns. He explained it is unlikely they will be passed without a better understanding of the pricing mechanisms.

Mr. Kirk said the New Haven Court at Covanta's request has halted CRRA's appraisal process. He said that the issue will be settled by the end of the year. Mr. Kirk said the anticipated appraisal price of the facility has dropped by more than 50 percent due to the plummeting power prices. He explained the value of the facility depends almost exclusively on how much money can be made at the plant.

Mr. Kirk said negotiations with Covanta have been reinstated to try and reach an agreement on the renewal on some basis. He said that management is optimistic and hopes to have more information at the end of the month.

Mr. Kirk said that the Franklin Ash Landfill evaluations continue and to date all findings support site viability. He said that second year of the three year agreement approved by the CRRA Board with CRRA's environmental law counsel Brown Rudnick had been engaged for host community consultant services.

Mr. Kirk said that concerning recycling there has been an unprecedented and dramatic crash of commodity prices from \$180 down to zero at the pier and 89 percent in ferrous. He said it is unfortunate that Stratford was unable to take advantage of these high prices. Mr. Kirk said it is still a benefit for the towns because of the diversion from the waste stream.

Director Martland asked if CRRA will still be able to provide a rebate to the member towns for their cardboard and paper in the next fiscal year. Mr. Kirk said that it is undeterminable at this point but unlikely that the \$10.00 a ton rebate will be provided. Chairman Pace said it is important to remember that those rebates encourage recycling however, there is a cost factor as CRRA does not charge for recycling.

Director Martland asked if the member towns have responded to the announcement of a lower tip fee. Mr. Kirk replied that there has not been a formal response; however the towns' were universally pleased at the last Mid-Conn Advisory meeting.

Director Savitsky said it is important to stay on top of the newly created Mid-Conn Advisory Board and to ensure that the legislature is aware that the two positions for Ad-Hoc's from the Mid-Conn Project are currently vacant.

Mr. Kirk agreed and noted that the next Mid-Conn Advisory Board meeting is scheduled for January 14, 2009. He said this may coincide with the annual meeting and the date may be subject to change. Director Savitsky said that January 21, 2009, is also the date of the COST meeting which may cause scheduling difficulties.

EXECUTIVE SESSION

Chairman Pace requested a motion to enter into Executive Session to discuss pending litigation with appropriate staff. The motion made by Director O'Brien and seconded by Director Savitsky was approved unanimously by roll call. Chairman Pace requested that the following people be invited to the Executive Session in addition to the Directors:

- Tom Kirk
- Jim Bolduc
- Peter Egan
- Laurie Hunt, Esq.
- Paul Nonnenmacher

The Executive Session began at 12:40 p.m. and concluded at 1:14 p.m. Chairman Pace noted that no votes were taken in Executive Session.

The meeting was reconvened at 1:15 p.m., the door was opened, and the Board secretary and all members of the public were invited back in for the continuation of public session.

APPROVAL OF ADDITIONAL ITEM TO THE AGENDA

Chairman Pace requested a motion to approve the above-captioned item. Director Jarjura made the following motion:

WHEREAS: CRRA recognizes its statutory responsibility to implement the State Solid Waste management Plan, and; installed solid Waste processing capacity is necessary for municipalities provision of their statutory responsibility to provide Waste disposal capacity to their residents and commercial businesses and;

WHEREAS: Maintaining access to necessary Solid Waste Disposal Capacity is critical to the economic and environmental health of the State of Connecticut and Public ownership of Disposal Capacity is an important component for providing assured access to and reasonable net costs of operation to and for the residents, businesses and towns of Connecticut

NOW THEREFORE, it is

RESOLVED: That the President of CRRA is hereby authorized and directed to provide notice of intent to exercise CRRA's option to purchase of the Wallingford Project in accordance with the Solid Waste Services Agreement and as discussed, and further to provide for purchase financing independent of Municipal tonnage commitments, acceptable to and approved by the Board of Directors as discussed.

The motion was seconded by Director Martland.

After substantial and extensive discussion the Board agreed to approve the above mentioned resolution.

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


Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Dave Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Steve Edwards, Bridgeport			
Warren H, Howe, Jr., Wallingford	X		
Geno Zandri, Jr., Wallingford	X		

ADJOURNMENT

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

There being no other business to discuss, the meeting was adjourned at 1:16 p.m.

Respectfully submitted,



Moira Kenney
Secretary to the Board/Paralegal

TAB 2

**RESOLUTION REGARDING RATIFICATION OF EMERGENCY
PROCUREMENT CONTRACTS**

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

Emergency Procurement Contracts

December 18, 2008

The following written evidence is being provided to the Board for ratification pursuant to Sections 2.2.12 and 5.10 of the CRRA Procurement Policy.

2.2.12 “Emergency Situation”

“Emergency Situation” shall mean a situation whereby purchases are needed to remedy a situation that creates a threat to public health, welfare, safety or critical governmental or CRRA service or function. The existence of such a situation creates an immediate and serious need that cannot be met through the normal procurement methods and the lack of which would seriously threaten: (i) the health or safety of any person; (ii) the preservation or protection of property; (iii) the imminent and serious threat to the environment; or (iv) the functioning of CRRA. Any such situation shall be documented with written evidence of said situation.

5.10 Emergency Procurements

In the event of an Emergency Situation as defined herein, the procedures for pre-approval of Contracts in these Policies and Procedures by the Board do not apply. When the President, Chairman, or designee determines that an Emergency Situation has occurred, the President, Chairman, or their designee is authorized to enter into a Contract under either a competitive or sole source basis, in such amount and of such duration as the President, Chairman, or their designee determines shall be necessary to eliminate the Emergency Situation. Such Emergency Situation contract(s), with written evidence of said Emergency Situation, shall be presented to the Board for ratification as soon as practicable following the execution of the Contract. The Board shall ratify such emergency Contract unless it is determined that under no circumstances would a reasonable person believe that an Emergency Situation existed.

Memorandum

To: Tom Kirk, CRRA President

CC: Mike Tracey, Operations Director

From: John Romano



Date: November 18, 2008

Re: Waste Processing Facility (WPF) – Emergency Contract for Dozer
Compaction Services

This is to inform you of an emergency contract for the dozer compaction services at the Mid-Connecticut Project. The contract with NEUCO Corporation dated May 1, 2008 for this service was terminated on October 14, 2008 as a result of unacceptable performance and safety violations.

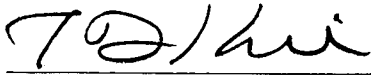
Compaction services have been used for the past 11 years to maintain Municipal Solid Waste (MSW) processing at the WPF by providing adequate space for Refuse Derived Fuel (RDF) during planned and unplanned outages at the Power Block Facility (PBF). Historically, the amount of compaction time has been approximately 2,000 hours annually on an on-call basis. The on-call contractor is able to condense/compact both RDF and MSW allowing for up to 30% more space which minimizes vehicle wait times and the need for diversions or exports during such outages.

CRRA solicited for dozer compaction services in February 2008. Three bids were received and the contract was awarded to NEUCO Corporation based on compliance with the requirements of the bid. The contract commenced in May 2008 and within the first two months, equipment availability issues and performance problems occurred. As a result of these problems and other performance issues, the contract with NEUCO was terminated on October 14, 2008.

The Mid-Connecticut Project is now entering its season of scheduled outages and requires the use of Dozer Compaction Services. Therefore, I mobilized AAD Associates on an emergency basis to assist CRRA by providing Dozer Compaction Services. AAD was the second low bidder for services solicited in February 2008 and has agreed to hold their original bid price for the length of the contract. The emergency agreement will be effective December 15, 2008 for four months with two additional one month extensions to be exercised at the sole discretion of CRRA. This service is considered an emergency procurement as it is vital to the operations of the Mid-Connecticut Project. The contract value is \$69,215 for four months and \$103,000 if CRRA exercises its option to extend for two additional months.

Going forward CRRA will not be soliciting bids again for this service. Following the closure of the Hartford Landfill effective January 2009, one of the two existing dozers at the landfill will be removed and reconditioned for use in compaction services at the Mid Connecticut Project. The operation of the compaction services will be performed by the Metropolitan District Commission (MDC) integral with their operation of the facility. This operational change is estimated to result in about \$120,000 in savings on an annual basis by eliminating outside contracting services and will not require any additional MDC personnel.

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

A handwritten signature in cursive script, appearing to read 'TD Kirk', is written above a horizontal line.

Thomas D. Kirk
President, Duly Authorized

Emergency Procurements

<u>Date</u>	<u>Description</u>	<u>Contract Value</u>	<u>Vendor</u>
12/18/2008	FY09 -Emergency contract for Dozer Compaction Services - 4 month base term with 2 one-month extensions	\$103,000.00	AAD Associates, LLC.

Memorandum

To: Tom Kirk, CRRA President

CC: Mike Tracey, Operations Director

From: John Romano 

Date: November 18, 2008

Re: Waste Processing Facility (WPF) – Emergency Contract for Dozer
Compaction Services

This is to inform you of an emergency contract for the dozer compaction services at the Mid-Connecticut Project. The contract with NEUCO Corporation dated May 1, 2008 for this service was terminated on October 14, 2008 as a result of unacceptable performance and safety violations.


Compaction services have been used for the past 11 years to maintain Municipal Solid Waste (MSW) processing at the WPF by providing adequate space for Refuse Derived Fuel (RDF) during planned and unplanned outages at the Power Block Facility (PBF). Historically, the amount of compaction time has been approximately 2,000 hours annually on an on-call basis. The on-call contractor is able to condense/compact both RDF and MSW allowing for up to 30% more space which minimizes vehicle wait times and the need for diversions or exports during such outages.

CRRA solicited for dozer compaction services in February 2008. Three bids were received and the contract was awarded to NEUCO Corporation based on compliance with the requirements of the bid. The contract commenced in May 2008 and within the first two months, equipment availability issues and performance problems occurred. As a result of these problems and other performance issues, the contract with NEUCO was terminated on October 14, 2008.

The Mid-Connecticut Project is now entering its season of scheduled outages and requires the use of Dozer Compaction Services. Therefore, I mobilized AAD Associates on an emergency basis to assist CRRA by providing Dozer Compaction Services. AAD was the second low bidder for services solicited in February 2008 and has agreed to hold their original bid price for the length of the contract. The emergency agreement will be effective December 15, 2008 for four months with two additional one month extensions to be exercised at the sole discretion of CRRA. This service is considered an emergency procurement as it is vital to the operations of the Mid-Connecticut Project. The contract value is \$69,215 for four months and \$103,000 if CRRA exercises its option to extend for two additional months.

Going forward CRRA will not be soliciting bids again for this service. Following the closure of the Hartford Landfill effective January 2009, one of the two existing dozers at the landfill will be removed and reconditioned for use in compaction services at the Mid Connecticut Project. The operation of the compaction services will be performed by the Metropolitan District Commission (MDC) integral with their operation of the facility. This operational change is estimated to result in about \$120,000 in savings on an annual basis by eliminating outside contracting services and will not require any additional MDC personnel.

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

A handwritten signature in cursive script, appearing to read 'TD Kirk', is written above a horizontal line.

Thomas D. Kirk
President, Duly Authorized

TAB 3

**RESOLUTION REGARDING THE REBUILD OF A
CATERPILLAR D6HLGP DOZER FOR THE MID-
CONNECTICUT WASTE PROCESSING FACILITY**

RESOLVED: That the President is hereby authorized to execute an agreement with H.O. Penn to complete a transmission, drive train and body upgrades for a Caterpillar D6HLGP Dozer to be used at the Mid-Connecticut Waste Processing Facility ("WPF"), substantially as presented and discussed at this meeting.

Connecticut Resources Recovery Authority Mid-Connecticut Project

Rebuild Upgrades Caterpillar D6HLGP Dozer Mid-CT Waste Processing Facility

December 18, 2008

Executive Summary

This is to request approval of the Board of Directors to implement a rebuild of a Caterpillar D6HLGP Dozer currently located at the Hartford Landfill. Following the closure of the landfill in January 2009, the unit will be transferred to the Mid-Connecticut WPF. Given the specific needs of the WPF to provide compaction services to maintain adequate space for Refuse Derived Fuel ("RDF") during planned and unplanned outages at the Power Block Facility ("PBF"), the rebuild/upgrades of the Caterpillar D6HLGP Dozer are required.

Discussion

The Mid-Connecticut Project has utilized dozer compaction services by an outside contractor for the past 11 years to maintain adequate space for RDF during planned and unplanned outages at the PBF. Under this arrangement, the contractor was available on an "on-call" basis. Historically, the amount of time spent providing this service has been approximately 2,000 hours annually.

The benefits that CRRA is currently enjoying are as follows:

- 30% increase in available space in the RDF Storage Hall; 1,400 tons or one day.
- Reduction in vehicle wait times of up to one hour during heavy waste flow periods.
- Weekly diversions of waste reduced by up to 85% by implementing dozer compaction services in the RDF and MSW areas.

With the closure of the Hartford Landfill in January 2009, one of the units currently in service at the landfill, a Caterpillar D6HLGP, has become available for use by the WPF. This unit would be removed from the landfill, serviced by H.O. Penn Machinery Co as included in the FY09 Budget and then transferred to the WPF. The operation of the compaction services utilizing this machine will be performed by the Metropolitan District Commission ("MDC"). This operational change is estimated to result in about \$120,000 in savings on an annual basis by eliminating outside contracting services and will not require any additional MDC personnel.

Connecticut Resources Recovery Authority

Upgrades for a Caterpillar D6HLGP Dozer Mid-CT Waste Processing Facility

Presented to the CRRA Board on: December 18, 2008

Vendor/ Contractor(s): H. O. Penn Machinery Co. Inc.

Effective date: January 5, 2008

Contract Type/Subject matter: Purchase Order Agreement

Facility (ies) Affected: Mid-CT WPF

Original Contract: Not Applicable

Term: Not applicable

Contract Dollar Value: \$175,000.00

Amendment(s): Not applicable

Term Extensions: Not applicable

Scope of Services: Rebuild/Upgrades to a
Caterpillar D6HLGP Dozer

Security: None

Budget Status: Rebuild/Upgrades was included
in the 2009 Mid-Connecticut
WPF Rolling Stock Reserve

Other Pertinent Provisions: None

Financial Summary

CRRA staff considered two options for long term dozer compaction services: (1) using an outside contractor, and (2) using the MDC with our own Caterpillar D6HLGP.

Having the dozer compaction services performed by the MDC with use of our own equipment provides the following financial benefits:

- Approximately \$120,000 in savings on an annual basis.
- NPV cost savings of about 40% annually or \$389,081 over a 5-year period (see attached Excel Spreadsheet).
- Immediate response from the facility operator (MDC) as required for the compaction of MSW/RDF.
- The life expectancy of the rebuilt unit is 5 years before any major transmission, differential or tracking system work is required.
- As a comparison to MDC's operator cost of \$35 per hour, an outside contractor would charge approximately \$42 per hour or about \$14,000 more per calendar year.

CRRA has received a proposal from H.O. Penn to rebuild the Caterpillar D6HLGP Dozer at a total cost of \$175,000. This rebuild will be performed by H.O. Penn. They are the only recognized maintenance and rebuild provider for Caterpillar equipment in the Northeast. In the past, CRRA has attempted to locate other companies willing to work on Caterpillar equipment providing either certified rebuilds or warranted repairs. Historically, H.O. Penn has been the only company in the Northeast to satisfy CRRA's bid requirements. Additionally, Caterpillar will certify most equipment maintained by H.O. Penn that fall within certain operational hours' limits. Over the past 20 years, H.O. Penn has provided all the major repairs and rebuilds for Caterpillar equipment operated at the Mid-Connecticut Project. H.O. Penn will certify this work.

Section 3.1.2.5 of CRRA's Procurement Policies and Procedures provides an exception from the requirement for a competitive process, for goods or services provided by a contractor who has special capability or unique experience, as determined by the Chief Financial Officer and the President if the cost of the goods or services is \$10,000 or less and as determined by a two-thirds (2/3) vote of the full CRRA Board of Directors if the cost of the goods or services is more than \$10,000. H.O. Penn has special capability in that it is the only contractor in the Northeast that can provide certified rebuilds and warranty repair. Therefore, CRRA management is recommending H.O. Penn to provide the transmission, drive train and body upgrades on the Caterpillar D6HLGP Dozer.

Historically, the process for rebuilding Mid Connecticut rolling stock equipment has been managed through the MDC with indirect costs of approximately 14% of the total being applied and charged to CRRA. For this repair/rebuild alone, the additional cost to CRRA would be \$24,500. In order to eliminate these types of indirect costs going forward, CRRA staff will directly manage the repair/rebuild activities of H.O. Penn.

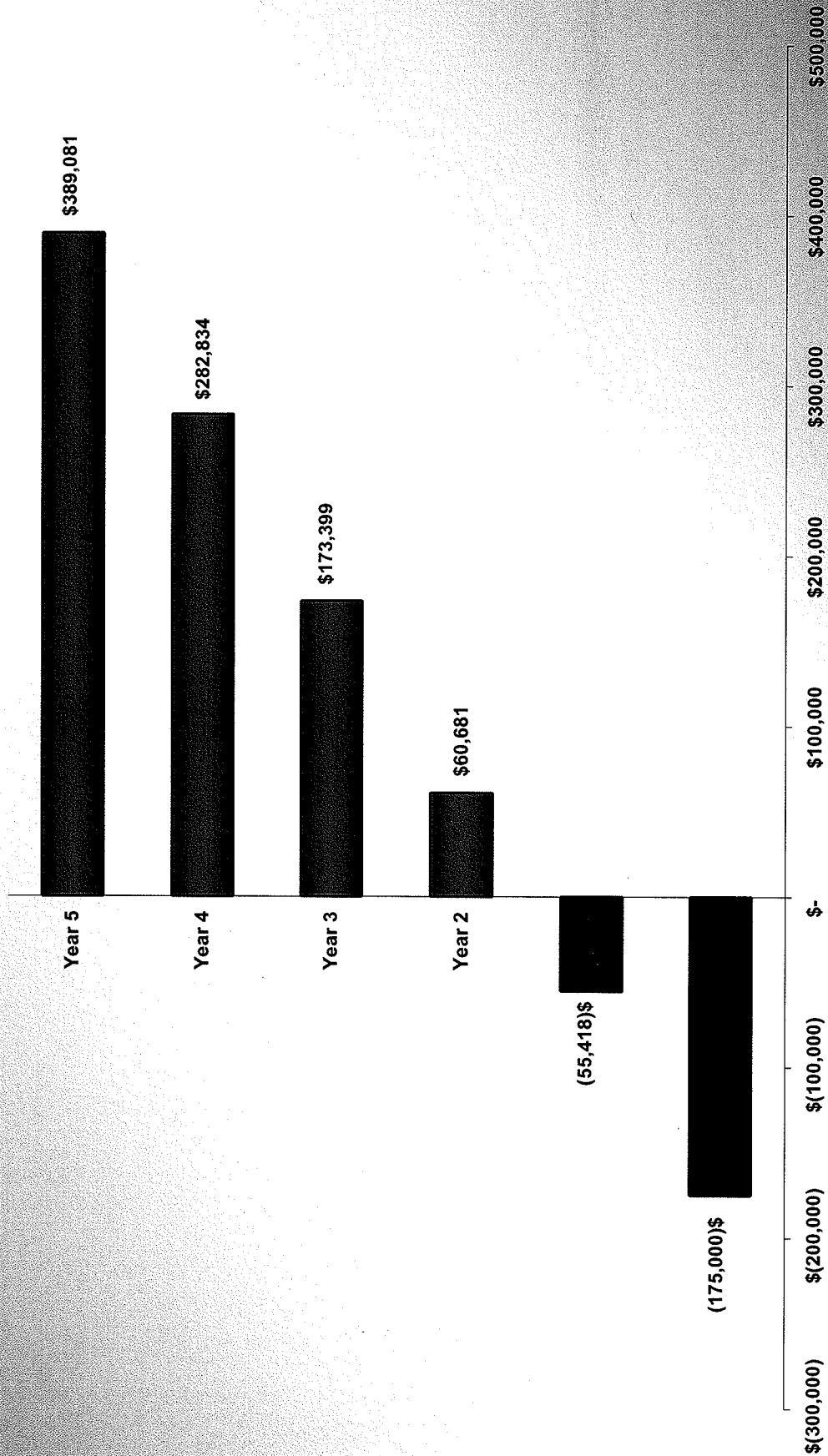
Through an emergency procurement, AAD Associates, LLC was mobilized to provide dozer compaction services at the WPF until such time, the repairs on the Caterpillar D6HLGP Dozer have been completed and the unit has been moved to the WPF.

The Caterpillar Dozer D6HLGP rebuild/upgrades handled by H.O. Penn Machinery Co. Inc will be funded from the WPF Rolling Stock Reserve as adopted for the fiscal year 2009 Mid-Connecticut budget.

Dozer Operation
MDC as Operator vs. AAD Associates - Cost of
Operations Analysis

	Year 1	Year 2	Year 3	Year 4	Year 5	Total	NPV
Assumptions							
Hours per year	2,080						
NPV Discount Rate	3.00%						
Contractor Avg Cost per hour	\$ 145.00						
Trailer Annual Cost	\$ 1,500						
Landfill Dozer Rebuild	\$ 175,000						
MDC operator salary rate per hour	\$ 35.00						
Diesel Fuel Price Per Gallon	\$ 3.89						
Dozer Fuel Consumption rate (per hour)	4.5						
Gallons per year estimate	9,360						
Estimated maintenance per hour	\$ 34.00						
Yearly Cost of Operations Analysis							
AAD Associates, LLC.	Initial						
Major Maintenance (Overhauls)	\$ -						
Contracted Cost to Operate	\$ 301,600	\$ 301,600	\$ 301,600	\$ 301,600	\$ 301,600	\$ 1,508,000	\$ 1,381,240
Trailer cost	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ 7,500	\$ 6,870
Yearly Maintenance	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total Cost	\$ 303,100	\$ 303,100	\$ 303,100	\$ 303,100	\$ 303,100	\$ 1,515,500	\$ 1,388,109
Yearly NPV	\$ 294,272	\$ 285,701	\$ 277,379	\$ 269,300	\$ 261,457	\$ 1,388,109	
Cumulative NPV	\$ -	\$ 579,973	\$ 857,352	\$ 1,126,653	\$ 1,388,109		
MDC as Operator							
Major Maintenance (Overhauls)	Initial						
Annual Fuel cost	\$ 175,000					\$ 175,000	\$ 175,000
Salaries	\$ 36,410	\$ 36,410	\$ 36,410	\$ 36,410	\$ 36,410	\$ 182,052	\$ 166,749
Yearly Maintenance	\$ 72,800	\$ 72,800	\$ 72,800	\$ 72,800	\$ 72,800	\$ 364,000	\$ 333,403
Total Cost	\$ 70,720	\$ 70,720	\$ 70,720	\$ 70,720	\$ 70,720	\$ 353,600	\$ 323,877
Yearly NPV	\$ 179,930	\$ 179,930	\$ 179,930	\$ 179,930	\$ 179,930	\$ 1,074,652	\$ 999,029
Cumulative NPV	\$ 174,690	\$ 169,602	\$ 164,662	\$ 159,866	\$ 155,210	\$ 999,029	
	\$ 349,690	\$ 519,291	\$ 683,953	\$ 843,819	\$ 999,029		
Summary							
MDC as Operator Yearly NPV Cumulative Savings vs. AAD Associates	\$ (175,000)	\$ 60,681	\$ 173,399	\$ 282,834	\$ 389,081		
MDC as Operator Cumulative NPV Savings vs. AAD Associates	\$ 389,081						

MDC as Operator Yearly NPV Cumulative Savings vs. AAD Associates



TAB 4

**RESOLUTION REGARDING
ASH RESIDUE TRANSPORTATION AND DISPOSAL SERVICES
FOR THE WALLINGFORD RESOURCE RECOVERY FACILITY**

WHEREAS: CRRA's Board of Directors passed a resolution at its September 25, 2008 meeting authorizing CRRA's President to execute an agreement with Covanta Mid-Connecticut, Inc. to provide transportation and disposal services for ash residue from the Wallingford Resource Recovery Facility, and

WHEREAS: Covanta Mid-Connecticut, Inc. has not agreed to CRRA's contract terms substantially as represented by CRRA in the public solicitation for these services, and CRRA staff has concluded that it is unable to reach agreement with Covanta Mid-Connecticut, Inc., it is therefore

RESOLVED: That the resolution passed by the CRRA Board of Directors on September 25, 2008 regarding a contract between CRRA and Covanta Mid-Connecticut, Inc. for transportation and disposal services for ash residue from the Wallingford Resource Recovery Facility is hereby rescinded; and

FURTHER RESOLVED: That the President is hereby authorized to execute an agreement with Wheelabrator Tehnologies, Inc. to provide transportation and disposal services for ash residue from the Wallingford Resource Recovery Facility, substantially as presented and discussed at this meeting.

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

**Ash Residue Transportation and Disposal Services for the
Wallingford Resource Recovery Facility**

Presented to the CRRA Board:	December 18, 2008
Vendor/ Contractor(s):	Wheelabrator Technologies Inc.
Effective date:	January 1, 2009
Contract Type/Subject matter:	Request for Qualifications/Request for Proposals
Facility(ies) Affected:	Wallingford Resource Recovery Facility (Wallingford Project)
Original Contract:	Not Applicable (This is initial contract)
Term:	One and one half-year base period: January 1, 2009 through June 30, 2010 (the termination date for the Wallingford Project service agreements).
Term Extensions:	Provision for five one-year extensions, with the mutual consent of both parties.
Contract Dollar Value:	Contractor paid on a per-ton transported and disposed basis. First contract year transportation and disposal charge of \$72.75/ton, with a fuel price surcharge. This is equivalent to approximately \$1,654,875 for the second half of FY 2009 with the price of diesel fuel at \$4.65/gallon ¹ . At the end of the base period, the charge would be \$74.33/ton, plus the fuel price surcharge.
Budget:	\$1,675,000 in FY 2009 Budget covering transportation and disposal of ash residue for the second half of FY 2009.
Amendment(s):	Not Applicable
Scope of Services:	Transport (by Sams Transportation or D W Leasing & Transport) and disposal (by Wheelabrator) of ash residue at Wheelabrator's Putnam Ash Residue Landfill (Putnam, Connecticut).
Other Pertinent Provisions:	Performance Security equal to one half of the contract value for the Annual Service Fee required.

¹ This was the approximate price of diesel fuel in mid-July 2008 when most of the cost analyses were performed.

Connecticut Resources Recovery Authority

Wallingford Project: Ash Residue Transportation and Disposal Services for the Wallingford Resource Recovery Facility

December 18, 2008

Executive Summary

At the CRRA Board of Directors' meeting on September 25, 2008, the Board, as recommended by CRRA environmental staff, approved a resolution authorizing the President to execute an agreement with Covanta Mid-Connecticut, Inc. ("Covanta") to provide ash residue disposal and transportation services from the Wallingford Resource Recovery Facility ("RRF"). There is a distinct possibility that CRRA will not be able to reach agreement with Covanta for the services.

This is to request approval of the CRRA Board of Directors for the President to enter into an agreement with Wheelabrator Technologies Inc. ("Wheelabrator") to provide transportation and disposal services for ash residue from the Wallingford RRF (one and one half-year base term, with provision for five one-year extensions).

Discussion

On May 20, 2008, CRRA provided to each of the six entities that had pre-qualified to provide transportation and disposal services for ash residue from the Wallingford RRF a Request for Proposals. Proposals were due June 23, 2008. CRRA received proposals from four entities as follows:

- Covanta Mid-Connecticut, Inc.;
- EnviroSolutions, Inc.;
- Seneca Meadows; and
- Wheelabrator Technologies Inc.

Table 1 indicates the proposal prices and their rank for each of the proposers for Year 1 of the contract (January 1 through June 30, 2009). The prices are for the base case which is for the expected tonnage of ash residue (45,000 tons/year) and diesel fuel at \$4.65/gallon, the approximate price of diesel fuel in mid-July 2008 when most of the financial analyses of the proposals were performed.

CRRA's Price Proposal Request set a base diesel price range of \$4.200 to \$4.299/gallon, and requested that proposers provide fuel surcharge pricing for each \$0.10 increase/decrease in the price of diesel fuel above/below this benchmark range.

Table 1: Contract Year 1 Summary of Proposals Received

RRF/Item	Covanta Mid-Conn	Enviro- Solutions	Seneca Meadows	Wheel- abrator
Transportation (\$/ton)	\$27.22	\$14.34	\$62.30	\$32.55
Transportation	\$612,450	\$322,650	\$1,401,750	\$732,375
Disposal (\$/ton)	\$35.00	\$58.25	\$23.00	\$41.00
Disposal	\$787,500	\$1,310,625	\$517,500	\$922,500
Total Cost/Ton	\$62.22	\$72.59	\$85.30	\$73.55
Total Cost	\$1,399,950	\$1,633,275	\$1,919,250	\$1,654,875
Rank	1	2	4	3

The proposal prices were analyzed at a variety of assumed prices for diesel fuel. The analyses found that the rankings depicted in the above table remained the same.

Table 2 indicates for each proposer the total cost of the proposal with diesel fuel at \$4.65/gallon for the entire base term of the contract.

Table 2: Cost for Base Term of Contract

Rank	Proposer	Total for Term
1	Covanta	\$4,267,350
2	EnviroSolutions	\$4,965,525
3	Wheelabrator	\$5,035,725
4	Seneca	\$5,863,050

The EnviroSolutions proposal was based on rail transportation from New Haven, Connecticut to its disposal facility in Ashland, Kentucky. The rail transportation would be by CSXT. EnviroSolutions' proposed prices noted that they are subject to the CSXT fuel surcharge over which the proposer has no control, and for which no costs were provided. With this uncertainty and lack of control, CRRA environmental staff determined that it would not give further consideration to the EnviroSolutions proposal.

Based on the proposals submitted, interviews with Covanta and Wheelabrator and their responses to questions submitted to them subsequent to the interviews, in September

2008 CRRA environmental staff recommended and the Board authorized a contract with Covanta for transportation and disposal of ash residue from the Wallingford RRF.

CRRA Environmental staff has diligently and conscientiously pursued final negotiations for an agreement for the services with Covanta. It now appears that there is a distinct possibility that CRRA may not be able to reach agreement with Covanta. Therefore, CRRA Environmental staff is now proposing that the Board authorize the President to execute a contract with Wheelabrator for transportation and disposal of ash residue from the Wallingford RRF in the event that Covanta does not accept CRRA's contract terms. Wheelabrator is the second lowest qualified proposer for the services for the Wallingford RRF.

Wheelabrator would use either Sams Transportation Inc. or D. W. Transport & Leasing Inc. to transport ash residue from the Wallingford RRF to its Putnam ash residue landfill. Wheelabrator's ash residue landfill in Shrewsbury, Massachusetts would be the back-up landfill.

Pricing for extensions to the contract will be based on a CPI index that will be prescribed in the contracts.

Both a performance guarantee and an indemnity protecting CRRA for future environmental liability associated with the landfills will be provided by the parent company of Wheelabrator.

Financial Summary

Table 3 provides a summary of the base case cost for the base term for Wheelabrator with diesel fuel at \$4.65/gallon.

Table 3: Base Term Costs for Base Case for Wheelabrator

Contractor/ Facility/ Item	Contract Year 1 (01/01/09 - 06/30/09)	Contract Year 2 (07/01/09 - 06/30/10)	Total
Transportation	\$31.75	\$32.22	
Fuel Surcharge	\$0.80	\$0.80	
Total Transportation	\$32.55	\$33.02	
Tons/Year	22,500	45,000	
Projected Cost	\$732,375	\$1,485,900	\$2,218,275
Disposal	\$41.00	\$42.11	
Tons/Year	22,500	45,000	
Projected Cost	\$922,500	\$1,894,950	\$2,817,450
Total T&D \$/Ton	\$73.55	\$75.13	
TOTAL	\$1,654,875	\$3,380,850	\$5,035,725

Funds totaling \$3,350,000 have been budgeted in the Wallingford Ash Disposal account for transportation and disposal of ash residue from the Wallingford RRF for FY 2009. The portion of this amount budgeted for the second half of FY 2009 is \$1,675,000.

TAB 5

**RESOLUTION REGARDING A FOURTH AMENDMENT TO THE
LEASE AGREEMENT BETWEEN CRRA AND THE CITY OF
HARTFORD FOR USE OF THE HARTFORD LANDFILL**

RESOLVED: That the President is authorized to execute a Fourth Amendment to the Lease Agreement between CRRA and the City of Hartford for use of the Hartford Landfill, substantially as discussed and presented at this meeting.

Connecticut Resources Recovery Authority

Contract entitled

Fourth Amendment to Lease Agreement between CRRA and the City of Hartford for use of the Hartford Landfill

Presented to the CRRA Board:	December 18, 2008
Vendor/Contractor(s):	City of Hartford
Effective Date:	Upon Execution
Contract Type/Subject matter:	Lease Agreement for the North Meadows Landfill
Facility(ies) Affected:	Mid-Connecticut Project
Original Contract:	Lease Agreement [dated July 1, 1982]
Term:	The Lease Agreement with the City of Hartford will terminate upon receiving final closure certification for the landfill from CTDEP.
Term Extensions:	None
Contract Dollar Value:	No value
Amendment(s):	This is the Fourth Amendment to the Lease Agreement
Scope of Services:	This Amendment will allow the City of Hartford to construct and operate a municipal solid waste transfer station at the North Meadows site to manage bulky waste and recyclables generated by City residents. This will not be a commercial transfer station.
Other Pertinent Provisions:	None

Connecticut Resources Recovery Authority
Mid-Connecticut Project – Hartford Landfill

**Fourth Amendment to the Lease Agreement between
CRRA and the City of Hartford
for use of the Hartford Landfill**

December 18, 2008

Executive Summary

This is to seek Board of Directors approval to execute an amendment to the Lease Agreement between CRRA and the City of Hartford for use of the Hartford Landfill. This amendment would permit the City of Hartford to construct and operate a municipal solid waste transfer station on the property. The City does not have the right to do so under the current Lease Agreement.

Discussion

On July 1, 1982 CRRA and the City of Hartford entered into a Lease Agreement, with the City as Landlord, and CRRA as tenant, which provided CRRA the sole right to manage and operate the Hartford Landfill for solid waste disposal activities. This landfill has supported CRRA's Mid-Connecticut Project since 1982.

The Lease Agreement provides CRRA the sole right to use the landfill for solid waste disposal activities. The Lease Agreement has been amended on three occasions during the last 26 years: the first amendment was associated with the expansion of the ash residue area at the north end of the site; the second amendment was associated with installation of a landfill gas collection and control system; and the third amendment involved revision of the legal description of the site.

The City of Hartford intends to construct and operate a bulky waste and recycling transfer station for use by the City of Hartford and its residents.

Key terms of the Fourth Amendment to the Lease Agreement include the following:

- The City of Hartford is responsible for obtaining all local and state permits to effectuate construction and operation of the solid waste transfer station.

- CRRA has no obligation to operate or otherwise support operation of the City's solid waste transfer station.
- The City of Hartford is obligated to staff the transfer station at all times with the personnel necessary to operate the facility.
- The construction and operation of the transfer station by the City cannot impact or interfere with CRRA's obligations and activities associated with compliant closure of the landfill, nor with CRRA's obligations regarding post-closure care and maintenance of the landfill.
- An indemnification provision will be added to the Lease Agreement whereby the City indemnifies CRRA with regard to Transfer Station activities.

CRRA and the City of Hartford entered into a Settlement Agreement on February 2, 2007 regarding the Hartford Landfill. The Settlement Agreement provides that CRRA will make a good faith effort to support the City of Hartford in its development of post-closure uses and activities at the landfill. Operation of a Bulky Waste and Recycling Transfer Station for use by the City and its residents represents such an activity.

TAB 6

**RESOLUTION REGARDING A LEASE AGREEMENT WITH THE
CITY OF SHELTON FOR USE OF CRRA'S
SOLID WASTE TRANSFER STATION LOCATED AT
866 RIVER ROAD IN SHELTON, CONNECTICUT**

RESOLVED: That the President is authorized to execute a lease agreement with the City of Shelton for use of CRRA's solid waste transfer station located at 866 River Road in Shelton, Connecticut, substantially as discussed and presented at this meeting.

Connecticut Resources Recovery Authority

Contract entitled

Lease Agreement between CRRRA and the City of Shelton for use of CRRRA's Solid Waste Transfer Station on River Road in Shelton, Connecticut

Presented to the CRRRA Board:	December 18, 2008
Vendor/Contractor(s):	City of Shelton, Connecticut
Effective Date:	January 1, 2009
Contract Type/Subject matter:	Lease Agreement for the Transfer Station in Shelton, CT
Facility(ies) Affected:	Bridgeport Project
Original Contract:	Not Applicable
Term:	Ten years, with one (1) five year extension option
Term Extensions:	One (1) five year extension option
Contract Dollar Value:	\$6,000 per year (Revenue)
Amendment(s):	Not Applicable
Scope of Services:	To allow the City of Shelton to use the Shelton Transfer Station for operation of a municipal solid waste transfer station to manage bulky wastes, garbage, and recyclables delivered by Shelton residents.
Other Pertinent Provisions:	None

Connecticut Resources Recovery Authority

Bridgeport Project – Shelton Transfer Station

Lease Agreement between CRRA and the City of Shelton for use of the Shelton Transfer Station

December 18, 2008

Executive Summary

This is to seek Board of Directors approval to execute a Lease Agreement between CRRA and the City of Shelton for use by the City of CRRA's solid waste transfer station located at 866 River Road in Shelton, Connecticut. This lease would permit the City of Shelton to continue to use and operate the solid waste transfer station on CRRA's property, as the City has done for approximately 20 years.

Discussion

On April 29, 1987 CRRA executed a Municipal Services Agreement (MSA) with the City of Shelton associated with CRRA's Bridgeport Waste-to-Energy Project. On April 2, 1989 CRRA and the City of Shelton amended the MSA to allow the City of Shelton to operate a solid waste transfer station at 866 River Road, which property is owned by CRRA (it is on the site of CRRA's Shelton landfill). The transfer station was constructed by CRRA.

The MSA between CRRA and the City of Shelton expires on December 31, 2008.

The City of Shelton wishes to continue to use the transfer station to support residential drop off of garbage, bulky waste and recyclable materials. This is to request that the CRRA Board of Directors authorize the president to execute a lease agreement with the City of Shelton, with CRRA as landlord and the City of Shelton as tenant, for use of the Shelton transfer station.

The City of Shelton will continue to operate the transfer station with City staff, or, if the City so chooses, with a third party operator.

Key terms of the Lease Agreement include the following:

- The term of the Lease Agreement is ten (10) years. The Lease Agreement provides for one discreet five (5) year extension option, at CRRA's sole discretion.
- The City will pay CRRA a lease payment of \$6,000.00 per year, primarily to cover the cost of CRRA's insurance expense associated with the transfer station buildings.
- The City of Shelton will become the permittee for solid waste transfer station activities.
- The City of Shelton will become the permittee for stormwater discharges associated with transfer station activities.
- CRRA will have no obligation to operate or otherwise support operation of the solid waste transfer station.
- The operation of the transfer station by the City shall not impact or interfere with CRRA's obligations and activities associated with post-closure monitoring and maintenance of the Shelton landfill.
- An indemnification provision is included in the Lease Agreement whereby the City indemnifies CRRA with regard to activities associated with the transfer station.

Financial Summary

The City of Shelton will pay CRRA \$6,000 per year as a lease payment. This payment is intended to cover CRRA's cost for insuring the several building located on the transfer station parcel.

TAB 7

**RESOLUTION REGARDING REQUEST FOR SERVICES FOR ASH
LANDFILL SITING INITIATIVE**

RESOLVED: That the President is hereby authorized to approve a Request for Services with Strategic Persuasion Group LLC for services associated with CRRA's ash landfill siting initiative substantially as presented and discussed at this meeting.

Connecticut Resources Recovery Authority

Summary for RFS entitled CRRA Ash Landfill Siting Initiative

Presented to the CRRA Board on: December 18, 2008

Vendor/ Contractor(s): Strategic Persuasion Group LLC

Effective date: January 1, 2009

Contract Type/Subject matter: Public Relations Services Agreement

Facility(ies) Affected: Not Applicable

Term: January 1, 2009, through December 31, 2011

RFS Dollar Value: \$58,700

RFS Term: January 1, 2009, through December 31, 2009

Scope of Services: Public relations and associated activities in support of CRRA's initiative to site a new ash landfill in the Town of Franklin.

Connecticut Resources Recovery Authority

RFS for Ash Landfill Siting Initiative

December 18, 2008

EXECUTIVE SUMMARY

CRRA has decided that it is in the best interests of the State of Connecticut to develop an ash landfill within the state. Because such initiatives are met with opposition from local communities, CRRA believed its chances of successfully developing this ash landfill would greatly improve with the support of outside Public Relations counsel. CRRA retained the firm of Strategic Persuasion Group LLC (SPG) whose principal, William R. Neagus, has many years of experience in managing similar issues.

The initiative was successfully launched in March using several methods for communicating the facts about this initiative to the residents of the proposed host community of Franklin, including

- a major news conference;
- an informational brochure mailed to every address in the town;
- a dedicated Web site outlining the facts about the proposed ash landfill;
- a toll-free number to which residents can call and ask questions;
- telephone polling to identify potential supporters and gather residents' concerns;
- a series of "open house"-style events where residents could engage CRRA management and expert consultants in dialogue about the initiative;
- a press briefing and follow-up brochure updating progress of CRRA's on-site environmental investigation mailed to every registered voter in the town; and
- ongoing dialogue between CRRA management and the Franklin first selectman.

The results have been encouraging. Management is confident that opposition to the initiative has been reduced in large part due to these communications efforts, and believes CRRA must continue on this path to be successful.

CRRA's existing Public Relations Services Agreements (with SPG and Pita Communications LLC) will expire on December 31, 2008, so management undertook an open, competitive procurement process using a Request for Qualifications that led to SPG's signing a new three-year Public Relations Services Agreement approved by the CRRA Board of Directors on November 20, 2008.

Because the ash landfill siting initiative is ongoing, management believes it prudent to put into place a Request for Services (RFS) dated January 1, 2009, covering services expected to be required in the upcoming year. Tasks described in the January 1, 2009, RFS have been included in RFSs previously approved by the CRRA Board of Directors, but due to the changing timetable of the ash landfill siting initiative many of those tasks could not be performed or completed. The original public relations RFS presented to the Board in 2007 carried a total cost of \$130,000; to date, we have spent a total of \$63,098 on this initiative, and the RFS presented here would bring total expenditures for this initiative to \$121,798.

This is to request approval of the CRRA Board of Directors for the President to approve a Request for Services for continuation of these services. Because the value of this RFS passes the \$50,000 threshold set forth in Section 5.9 of CRRA's "Procurement Policies and Procedures" Board approval is required.

DISCUSSION

CRRA's "Procurement Policies and Procedures" requires that under this contract any RFS, "together with all other change orders or similar amendments to such Contracts, exceeds \$50,000 over the original contract price, shall be prior authorized only by the two-thirds (2/3) vote of the full Board." Since there is no dollar value on the contract with Strategic Persuasion Group LLC, this RFS, together with an earlier RFS, brings the total dollar value of those RFSs to \$64,110.98.

Strategic Persuasion Group LLC was one of three firms selected to receive Public Relations Services Agreements after CRRA issued a Request for Qualifications for firms to provide public relations, advertising and marketing services. This particular firm was chosen specifically because of its expertise in managing controversial land development and environmental issues. These Agreements were approved by the Board on November 20, 2008.

Financial Summary

Funds for this RFS are available in Mid-Connecticut Project budget line 41-321-622-52118 "Landfill Development Marketing & Public Relations."

January 1, 2009

Mr. William R. Neagus
Principal
Strategic Persuasion Group, LLC
P.O. Box 812
Farmington, CT 06034

RE: Public Relations Services Agreement
Contract No.
General Services
Request for Services No. _____

Dear Mr. Neagus:

This request will authorize you to provide the Services described below in accordance with the terms and conditions of the Public Relations Services Agreement, dated January 1, 2009, between CRRA and Strategic Persuasion Group, LLC, Contract # .

The Scope of Services, Estimated Time of Performance and Estimated Costs set forth below will become part of the above-referenced Agreement and will be incorporated therein, as an amendment, upon your acceptance of this Request, to be indicated below. The Scope of Services is the product of consultation between CRRA and you and the Estimated Time of Performance and Estimated Costs have been provided by you and deemed acceptable by CRRA.

ITEM I - SCOPE OF SERVICES

Strategic Persuasion Group, LLC, will perform the following tasks associated with CRRA and its initiative to site and develop a new ash landfill:

- **Organizing Potential Supporters** – Contacting and soliciting the voters/taxpayers identified through polling conducted in 2008 to write letters to the editor, op-eds and testify.
- **Maintaining Web site** – Web site will be updated with new content as needed.
- **Organization and maintenance of a Public Advisory Committee made up of politicians, leading town citizens, clergy identified in community analysis** – Structure these activities to help secure buy-in by town leaders.
- **Drafting op-ed(s)** – Develop at least two op-eds, one for *The Hartford Courant* and one for the hometown newspaper of the target community.
- **Creating ongoing letter-to-the-editor campaign by supporters** – Drafting sample letter-to-the-editor, plus continually updated message points that supporters can use. Object would be to have one or two letters to the editor a week, perhaps every other week. Supporters must write the letters in their own style with the information we provide them.

- **Development of PowerPoint** – A PowerPoint presentation, clearly explaining the project and its benefits to the Town of Franklin, to be used for informational public meetings, at local clubs and organizations, as well as on local television public access.
- **Local public access television presentation** – Secure a public access slot, then draft a script highlighted by a the PowerPoint and possibly a panel discussion.
- **Development and editing of presentations at local land-use commission hearings** – Assist technical experts in the development of their presentations; edit them for public perceptions/public relations tone. This development/editing process will be repeated for each public hearing.
- **Role-playing of hearing presentations by CRRA personnel** – Conduct role-playing session to rehearse land-use public hearing presentations. This should be repeated prior to each hearing.
- **Organizing supporters for testimony at land-use hearings** – Ongoing process throughout the hearings
- **Staffing all public hearings.**
- **Draft, distribute and make follow-up calls on updated news releases when appropriate.**

ITEM II - ESTIMATED TIME OF PERFORMANCE

The estimated time of performance of this RFS is from January 1, 2009, through December 31, 2009.

ITEM III - ESTIMATED COSTS

The estimated cost to perform the above services is \$58,700 as detailed on the attached table.

These costs are not to be exceeded without CRRA's prior written consent. CRRA shall not pay for any services rendered or expenses incurred by Consultant in excess of those included in this Request unless specifically authorized in advance and in writing by CRRA.

Very truly yours,

CONNECTICUT RESOURCES
RECOVERY AUTHORITY

By: _____

Title: _____

Accepted under the terms of the
Public Relations Services Agreement dated January 1, 2009.

By: _____

Title: _____

TASK	BEGINNING to ESTIMATED COMPLETION	ESTIMATED HOURS	ESTIMATE D BUDGET
<u>Organizing Potential Supporters</u> – Contacting and soliciting the voters/taxpayers identified through the poll to write letters to the editor, op-eds and testify.	Ongoing through the duration of the project.	40 hours plus (ongoing coordination of supporters)	\$6,000 +
<u>Maintaining Web site</u> – Web site will be updated as needed.	Ongoing through the duration of the project.	25 hours @ \$110 per	\$2,750
<u>Organization and Maintenance of a Public Advisory Committee</u> made up of politicians, leading town citizens, clergy identified in Community Analysis. This will help secure buy-in by town leaders.	Dependent on timing of announcement and ongoing throughout process	30 hours @ \$150 per (This includes organizing the committee, then staffing meetings.)	\$4,500
<u>Drafting Op-Ed(s) for Local/Statewide Newspapers</u> – There should be at least two op-eds, one for The Hartford Courant and one for the hometown newspaper of the target community.	Dependent on timing of announcement	20 hours @ \$150 per	\$3,000
<u>Creating Ongoing Letter-to-the-Editor Campaign by Supporters</u> – Drafting sample letter-to-the-editor, plus continually updated message points that supporters can use. Object would be to have one or two letters to the editor a week, perhaps every other week. Supporters must write the letters in their own style with the information we provide them.	Dependent on timing of announcement	3 hours per week @ \$150 per hour – up to six weeks depending on length of local land-use commission proceedings	Up to \$2,700

TASK	BEGINNING to ESTIMATED COMPLETION	ESTIMATED HOURS	ESTIMATED BUDGET
<u>Development of PowerPoint</u> – A PowerPoint presentation, clearly explaining the project and its benefits to the target community, for use at public information meetings and other speaking opportunities.	Dependent on timing	20 hours @ \$150 per	\$3,000
<u>Local Public Access Television Presentation</u> – Secure a public access slot, then draft a script highlighted by a the PowerPoint and possibly a panel discussion.	Dependent on timing	40 hours @ \$150 per	\$6,000
<u>Development/Editing of Presentations to local Land-Use Commission Hearings</u> – Assist technical experts in the development of their presentations; edit them for public perceptions/public relations tone. This development/editing process will be repeated for each public hearing.	Dependent on timing	20 hours @ \$150 per	\$3,000
<u>Role-Playing of Hearing Presentations by CRRA personnel</u> – Conduct role-playing session to rehearse land-use public hearing presentations. This should be repeated prior to each hearing.	Dependent on timing	30 hours @ \$150 per	\$4,500
<u>Organizing Supporters for Testimony at Land-Use Hearings</u> – Ongoing process throughout the hearings	Dependent on timing	40 hours @ \$150 per	\$6,000
<u>Staffing all Public Hearings</u>	Dependent on timing	100 hours @ \$150 per	\$15,000
<u>Draft, Distribute and Make Follow-Up Calls on Updated News Releases When Appropriate</u>	Ongoing	15 hours for each release @ \$150 per hour	\$2,250 per release

TAB 8

RESOLUTION REGARDING MEETING PUBLIC COMMENT POLICY AND PROCEDURE

WHEREAS the CRRA Board of Directors, since it was reconstituted by the General Assembly in 2002, has emphasized openness, transparency and accountability in all its dealings; and

WHEREAS these principles have caused the CRRA Board of Directors to invite and accept comments from the public at its meetings;

NOW THEREFORE, it is RESOLVED: That the Board hereby adopts the Meeting Public Comment Policy and Procedure substantially as presented and discussed at this meeting.

**Connecticut Resources Recovery Authority
Meeting Public Comment Policy and Procedure**

December 18, 2008

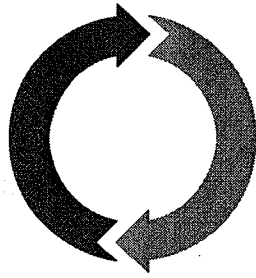
Executive Summary

This is to request that the CRRA Board of Directors adopt a policy and procedure regarding public comment at meetings of the CRRA Board and its committees.

Discussion

CRRA is committed to openness, transparency and accountability. Crucial to this commitment is encouraging orderly and effective communication between CRRA and the people of Connecticut, so this policy and procedure are designed to facilitate and streamline these communications. They allow members of the public to speak directly to CRRA directors and management and set a process for getting answers to their questions about CRRA and its operations, and, most importantly, for doing so without unduly impacting the business being conducted by the Board or committee. Since CRRA's Board was reconstituted by the General Assembly in 2002, it has followed the principles codified in this policy and procedure.

This policy and procedure were reviewed by the Policies & Procurement Committee on December 4, 2008, and the version presented here reflects comments and suggestions made by Committee members during their discussion.



CONNECTICUT RESOURCES RECOVERY AUTHORITY

MEETING PUBLIC COMMENT POLICY AND PROCEDURE

BOARD POLICY AND PROCEDURE No. [???

1. POLICY

It is the policy of the Connecticut Resources Recovery Authority to provide the public with ample opportunity to communicate with the CRRA Board of Directors and Committees of the Board on matters of interest to CRRA and the public, including items on meeting agendas. Therefore, the CRRA Board of Directors and Committees of the Board reserve time on their meeting agendas for public comment. To balance the interests of the public with the need for the Board and Committees of the Board to efficiently conduct their business, CRRA enacts this procedure for public comment at its meetings.

2. PROCEDURE

There shall be an item on the agenda of each meeting of the CRRA Board of Directors and all Committees of the Board entitled "Public Comment." Preferably, this item shall come after the meeting is called to order and the Pledge of Allegiance is recited, but this item can be moved at the discretion of the meeting chair.

Members of the public wishing to speak during the Public Comment period must declare their intentions to speak by listing their names, addresses, affiliations and other pertinent information on a sign-in sheet maintained by the Board Secretary. Members of the public may sign in until the meeting is called to order, at which time the Board Secretary will give the sign-in sheet to the meeting chair. The chair shall use the sign-in sheet to call speakers by name to address the Board or Committee.

Each speaker may submit one (1) written copy of his or her remarks to the Board Secretary.

Each speaker shall be allotted a maximum of three (3) minutes to speak. The Board Secretary may use a timer, stopwatch, clock or other device to ensure this limit is not exceeded. Should a speaker not conclude his or her remarks before the time limit expires, the chair may, at the chair's discretion, allow that speaker to continue for a period of time designated by the chair or call that speaker back to conclude his or her comments after everyone else listed on the sign-in sheet has spoken.

Speakers shall address the Board or Committee and may ask questions during their remarks. The chair has discretion to answer questions as they are asked and to designate other Board members

or management to do so. The chair also has the discretion to not provide answers to questions until the close of the Public Comment period. Additionally, the chair has the discretion to ask questions of a speaker should the chair wish to elicit additional information from that speaker.

After all speakers who have filled out the sign-in sheet have had their opportunity to speak, the chair shall declare the Public Comment period closed. (However, should members of the public arrive during a meeting, the chair does have the discretion to re-open the Public Comment period at a later time. Attendees offered the opportunity to speak during the meeting must first complete the sign-in sheet before speaking.) After declaring the Public Comment period closed the chair may, at the chair's discretion:

- respond to comments made or questions raised by speakers;
- direct other Board or Committee members to respond to comments made or questions raised by speakers;
- direct CRRA staff to respond orally to comments made or questions raised by speakers; or
- direct CRRA staff to respond in writing to comments made or questions raised by speakers.

Such oral responses may also occur during the Chairman's Report or President's Report, should those items be on that particular meeting agenda. However, once the chair has declared the Public Comment period closed, the Board or Committee shall conduct its business with no further input from the public.

ORIGINAL

Prepared by: Paul Nonnenmacher, Director of Public Affairs
Approved by: Laurie Hunt, Managing Director of Legal Services
Effective Date: December 18, 2008
