

**RESOLUTION REGARDING AN AGREEMENT FOR
ACCEPTABLE SOLID WASTE**

RESOLVED: The President is authorized to enter into an agreement with four commercial hauling companies for the delivery of Acceptable Solid Waste to the Connecticut Solid Waste System, substantially as presented and discussed at this meeting.

**Connecticut Solid Waste System
Solid Waste and Recyclables Delivery Agreement**

CONTRACT SUMMARY

Presented to Board: June 27, 2013

Counterparties: All American Waste, LLC
All Waste, Inc.
Somers Sanitation Service, Inc.
USA Hauling & Recycling, Inc.

Contract Type: Revenue – Solid Waste Delivery Agreement for Acceptable Solid Waste (MSW)

Revenue: FY14: a minimum of 100,000 tons at an average rate of \$54.35 per ton, for revenue of approximately \$5,435,000.

Term: One (1) year.

Delivery Requirement: These waste hauling companies agree to deliver a minimum of 100,000 tons of Acceptable Solid Waste; and may deliver up to 110,000 tons of Acceptable Solid Waste. Acceptable Solid Waste delivered under this agreement cannot originate in a Municipality that has a Tier 1 Municipal Services Agreement with CRRA. CRRA has the right to curtail deliveries in the event of an unscheduled facility disruption (e.g., boiler outage).

Put-or-Pay: Haulers are subject to quarterly delivery commitments. Failure to meet their quarterly delivery commitments subject the hauler to liquidated damages in the amount of \$15 - \$30/ton, dependent on time of year, for each ton of waste not delivered.

Delivery Standard: Acceptable Solid Waste in accordance with the Connecticut Solid Waste System Permitting, Disposal & Billing Procedures.

Credit Security: Guaranty of payment in a form of letter of credit, surety bond or cashier check in the amount equal to 2 months of waste delivery charges.

**Connecticut Resources Recovery Authority
Connecticut Solid Waste System
Municipal Solid Waste Delivery Agreement**

June 27, 2013

Discussion

This agreement is to secure 100,000 tons of acceptable solid waste for delivery to the CRRA Connecticut Solid Waste System. This acceptable solid waste does not originate in Tier 1 participating municipalities; consequently, these tons will not be delivered to CRRA's system under municipal service agreements or standard hauler agreements. Accordingly, CRRA will contract with these waste hauling companies to ensure delivery of this 100,000 ton increment of acceptable solid waste to help ensure that sufficient tons of MSW are delivered to the CRRA Hartford RRF during FY2014. Securing these tons under contract for fiscal year 2014 ensures that the tons, and the associated revenues, will be delivered to CRRA's Connecticut Solid Waste System. CRRA's FY2014 budget assumes delivery of "contract" tons, and these tons comprise a portion of those tons.

Financial Summary

The service fee has been negotiated with these waste hauling companies. The total revenues associated with this increment of waste will be \$5,435,000.