

**CONNECTICUT RESOURCES RECOVERY AUTHORITY**

**FOUR HUNDRED AND SIXTIETH**

**NOVEMBER 19, 2009**

A regular meeting of the Connecticut Resources Recovery Authority Board of Directors was held on Thursday, November 19, 2009, in the Board Room at CRRA Headquarters, 100 Constitution Plaza, Hartford, Connecticut. Those present in Hartford were:

Chairman Michael Pace (present by telephone beginning 11:16 a.m. until 12:06 p.m.)

Directors:     David B. Damer  
                  Alan Desmarais  
                  Timothy Griswold  
                  Michael Jarjura  
                  Mark Lauretti (present by phone until arrival in person at 10:42 a.m.)  
                  Theodore Martland  
                  Raymond O'Brien  
                  Linda Savitsky  
                  Stephen Edwards, Bridgeport Project Ad-Hoc  
                  Warren Howe, Wallingford Project Ad-Hoc  
                  Geno Zandri, Jr., Wallingford Project Ad-Hoc

Present from CRRA management:

Tom Kirk, President  
Jim Bolduc, Chief Financial Officer  
Jeffrey Duvall, Manger of Budgets and Forecasting  
Peter Egan, Director of Environmental Affairs & Development  
Tom Gaffey, Director of Recycling and Enforcement  
Laurie Hunt, Director of Legal Services  
Paul Nonnenmacher, Director of Public Affairs  
Mike Tracey, Director of Operations  
Eric Womack, Human Resources Manager  
Moirra Kenney, Secretary to the Board/Paralegal

Also present were: Jay Aronson, Esq., of Sandler & Mara; Kurtis Dennison of R.C. Knox & Co.; John Pizzimenti of USA Hauling & Recycling; and Jerry Tyminski of SCRRA.

Vice-Chairman O'Brien called the meeting to order at 9:50 a.m. and said that a quorum was present.

**PLEDGE OF ALLEGIANCE**

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

**PUBLIC PORTION**

Vice-Chairman O’Brien said that the agenda allowed for a public portion in which the Board would accept written testimony and allow individuals to speak for a limit of three minutes.

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

**APPROVAL OF THE OCTOBER 29, 2009, MINUTES**

Vice-Chairman O’Brien requested a motion to approve the Oct 29, 2009, minutes. Director Martland made the motion which was seconded by Director Damer.

Vice-Chairman O’Brien said that the “further resolved” on page fourteen is incorrect and should state that the members of the Special Committee are, “the Authority’s President, the Environmental Affairs and Development Director, Director Desmarais, Director Damer, and Director Griswold”.

The motion to approve the minutes as amended and discussed was approved by roll call. Vice-Chairman O’Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, Director Savitsky, Director Edwards, Director Howe, and Director Zandri, voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O’Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport	X		
Warren Howe, Wallingford	X		
Geno Zandri, Wallingford	X		

**ADDITION OF AN ITEM TO THE AGENDA CONCERNING COMMENDATION OF DIRECTOR MIRON**

Vice-Chairman O’Brien requested a motion to add an item to the agenda. The motion to add an item the agenda to commend Director Miron for his service on the CRRRA Board was made by Director Martland.

Director Savitsky seconded the motion.

After some discussion it was agreed that Ms. Hunt would look into when Director Miron tenure's as a CRRA Board member ends. Mr. Kirk said that he will take the appropriate steps to thank Director Miron officially.

The motion to approve the motion previously made and seconded was approved unanimously by roll call. Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, Director Savitsky, Director Edwards, Director Howe, and Director Zandri, voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport	X		
Warren Howe, Wallingford	X		
Geno Zandri, Wallingford	X		

**ADDITION OF AN ITEM TO THE AGENDA CONCERNING THE EDUCATION POLICY**

Vice-Chairman O'Brien requested a motion to add an item to the agenda. The motion to add an item to the agenda concerning the education policy was made by Director Savitsky.

Director Desmarais seconded the motion to add an item to the agenda.

The motion to approve the motion previously made and seconded was approved unanimously by roll call. Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, Director Savitsky, Director Edwards, Director Howe, and Director Zandri, voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport	X		
Warren Howe, Wallingford	X		
Geno Zandri, Wallingford	X		

**RESOLUTION REGARDING THE EDUCATION POLICY**

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

**RESOLVED:** The implementation of the final paragraph of the Education Policy adopted by this Board at its September 24, 2009, meeting be delayed pending management continued consideration and recommendation regarding the issue of funding of the Garbage Museum.

Director Jarjura seconded the motion.

Vice-Chairman O'Brien said funding for the Garbage Museum was not included in the General fund budget by management based on legal advice provided by CRRA's bond counsel Sidley Austin.

Mr. Kirk explained that in September the CRRA Board voted on a resolution which established the policy of the Board in regards to Education. He said in addition the Board also voted on a procedure for funding which contained a phrase requesting that management provides funding for education expenses for the two museums in the General fund budget. Mr. Kirk said that subsequently during development of the General fund budget management became concerned regarding the wording of the MSA's and bond documents which, at minimum complicated funding and may be contrary to the CRRA Procedure previously adopted.

Mr. Kirk said that after initial investigations and discussions with bond counsel management was concerned that they do not have the authority to charge the Mid-Conn Project with costs relating to the Stratford facility in particular. Mr. Kirk said that the Mid-Conn facility has always been properly funded by the Mid-Conn towns, however in this case the Stratford facility (formerly a project asset of the Bridgeport Project) would be funded primarily with Mid-Conn towns' funds with a small amount coming from the Southeast Project. He said that based on these concerns management put together a budget which did not utilize the procedure presented in September and asked Sidley Austin for legal counsel on the issue. Mr. Kirk said management has received a tentative opinion on the matter from Mr. Robinson of Sidley Austin the end result of which determined that management could not be assured

that Stratford could properly be funded with Mid-Conn town project money while the bonds are in place.

Ms. Hunt said that the issue is not of course whether education is part of CRRA's mission or whether the museums are part of funding. She shared the opinion of Sidley Austin attorney Mr. Robinson with the Board who expressed that funding the Stratford museum with Mid-Conn towns' funds is; "problematic, and I am unable to advise that CRRA may support the Garbage Museum using funds derived directly or indirectly through the General Fund from the Mid-Conn towns". Ms. Hunt said this is an issue as long as the bonds are outstanding as it is a bond indenture issue and not an MSA issue.

Vice-Chairman O'Brien said that regardless of whether or not CRRA has the authority to fund the Stratford museum through the tip fees generated through the Mid-Conn town funds he personally feels that doing so is inappropriate. He said that management needs to find a way to fund the Garbage museum. Vice-Chairman O'Brien said that he hopes once the recycling center is up and running and generating profits the division of the SWEROC project associated with garbage will be willing to divert some of its profits in order to keep the education center going.

Director Edwards said the problem with Vice-Chairman O'Brien's suggestion is the split between the Southern and Northern communities. He explained the Northern Communities' waste is going to Bridgeport under the MSA's, however all of the Southern waste formerly counted under the CRRA umbrella waste is still going to Bridgeport although they are not contributing to but still using the museum. Director Edwards said that this is something that the Project will have to solve internally.

Vice-Chairman O'Brien said that he understands and in the meantime management needs to come up with a way to provide non tip fee funds for the museum before the budget is set.

Director Damer asked if the advertising lines in the General fund budget are necessarily restricted for the towns in the Mid-Conn Project. He said that CRRA does State wide advertising for recycling and other issues and also provides State wide education on recycling and other issues.

Director Desmarais said that he did not believe the original resolution passed by the Board said that the Garbage Museum needed to be funded from the Mid-Conn Project. He said that the direction was to include it in the General fund budget and that the legal opinion focuses on the Mid-Conn Project. Director Desmarais suggested that some of the \$2.00 tip fee from the Southwest Project be put towards the museum. He noted that Southeast Towns may be using the museum and noted that there are Mid-Conn towns using the Stratford facility which are not turned away. Director Desmarais said that the idea is to fund the museum and not to focus on the Mid-Conn piece and that funding source alone.

Mr. Kirk said that the General Fund is substantially funded by the Mid-Conn Project. Ms. Hunt said that is the "directly or indirectly" that Mr. Robinson refers to in his legal opinion. Mr. Kirk said that the \$2.00 charge from the Bridgeport Project is for specific services that was chosen from a menu by the participating towns. Mr. Kirk said that there may be a surplus left over from that amount however there are currently no figures on that amount as the Project is in the middle of the term.

Director Martland asked Director Jarjura if school kids from Waterbury use the Stratford museum. Director Jarjura said that he believe the kids do use the Stratford facility. Mr. Kirk said per Director Desmarais's request he has a list of school systems from the Mid-Conn Project which use the Stratford facility. He said that he knows that there are some Mid-Conn school systems and individuals

which use the Stratford facility. Mr. Kirk said if funding from the Mid-Conn project can not be used to fund the Stratford museum management is optimistic that grants and fund raising and other such revenues can be used to keep the Garbage museum open.

Director Edwards pointed out that in reality \$1.00 a ton from the Southwest Project is needed to keep the museum open and that is only a \$100,000 shortfall between what the museum has in fund raising and what is budgeted for a projected shortfall of 50 cents a ton. Mr. Kirk said that is correct and there may be a surplus available. He noted that it was made clear that although the Southwest Towns support and like the museum they are not willing to pay any extra in their tip fee for it.

Director Edwards said although the Southwest Towns were unwilling to pay, it is because they were unwilling to support towns such as Darien and Norwalk who get a free ride on the backs of the other towns. He said if the tonnage was there the cost of funding the museum would have only been 25 cents a ton which most likely would not have been a problem for the Southwest towns. Mr. Kirk reiterated his confidence that with aggressive fund raising management hopes to keep the Garbage museum open.

Vice-Chairman O'Brien asked that this item be tabled until Mayor Lauretti is able to join the Board in person.

**MOTION TO TABLE THE RESOLUTION REGARDING THE EDUCATION POLICY**

Vice-Chairman O'Brien requested a motion to table the education policy. The motion to table was made by Director Martland:

Director Damer seconded the motion to table.

The motion previously made and seconded was approved unanimously by roll call. Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Martland, Director Savitsky, Director Edwards, Director Howe, and Director Zandri, voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport	X		
Warren Howe, Wallingford	X		
Geno Zandri, Wallingford	X		

## **RESOLUTION REGARDING THE SOUTHEAST BUDGET**

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

**RESOLVED:** That the fiscal year 2011 Connecticut Resources Recovery Authority Southeast Project Operating and Capital Budget be adopted subject to the Southeastern Connecticut Regional Resources Recovery Authority's ("SCRRA") approval of its administrative costs as substantially presented and discussed at this meeting.

Director Jarjura seconded the motion.

Mr. Bolduc said that the Southeast Budget is the one budget where the tip fee is not set by the CRRA Board. He explained that CRRA puts its cost into the Southeast budget and the combined budgets then goes to the SCRRA Board for approval. Mr. Bolduc said that the SCRRA Board is an operating Board.

Mr. Bolduc said that management worked with the Executive Director of SCRRA on CRRA's portion of the budget which includes the cost for the various activities and tonnages. He explained CRRA's overhead numbers which come from the General fund budget are then added. Mr. Bolduc said this is then submitted to the SCRRA Board where the line local administration is set by the Southeast Board for what they want to spend on administration which is then added to the tip fee.

Mr. Bolduc said that based on estimates provided by Mr. Tyminski the SCRRA Board is most likely approving a \$60.00 tip fee.

Mr. Tyminski said that he does not feel that the \$60.00 tip fee will change as the SCRRA Board is satisfied with their tip fee as well as the reserves which are being put aside. He said there may be some changes to the local administrative side but the SCRRA Board will most likely not have an issue with the portion that comes from CRRA.

Director Savitsky said that budgeting is an art and part of the beauty of a budget is its ability to be altered as needed. She said that CRRA is forced to get the General fund budget done early in the year because management has to come up with an exact number which has to be added to the museum budget. Director Savitsky said that in reality budgets need to have the flexibility to change if necessary. She said that if there is a change to the General fund budget for whatever is necessary to fund the museum she can not see that it will be so significant that it will cause an increase in the tip fee for this project as it is not a substantial amount of money. Director Savitsky said that she believes the Board needs to focus on what they are looking at and not get hung up on the General Fund portion.

Mr. Kirk agreed, he said the funding necessary to keep the museum open is a small amount of money relative to the full budget however; the issue is will the Southeast project be required to contribute to the Stratford museum.

Director Desmarais said that the Southeast project does not have to change its budget as it depends on the revenue sources.

Mr. Kirk asked how that would be possible to not pass any increase on to the Southeast budget as the Southeast Project contributes to the General fund budget.

Vice-Chairman O'Brien said that if money is put into the General fund budget for a specific Southeast Project purchase its allocation will not change.

## **PRESIDENT'S REPORT**

Mr. Kirk said that improvement in the tonnage of the Southwest Project towns has been noted however, the yearly minimums are still down about 15%. He said that the increase in tonnage is still significant from the prior months as was expected, but is still below the minimum commitment line with Wheelabrator. Mr. Kirk explained that it is management's position that CRRA does not have a minimum commitment with Wheelabrator due to the fact that Wheelabrator has been actively soliciting tonnage from flow controlled towns which are part of the project.

Mr. Kirk said that management does not believe this will be a problem with Wheelabrator as tonnage has also gone up. He said CRRA has another four years in its contract with Wheelabrator and expects this issue to be resolved amicably.

Director Martland said that he would expect that everyone's tonnage would be down as a result of the recession. He asked management what they are hearing on a national level. Mr. Kirk said that he does not have national numbers but State wide CRRA is down 8% overall from all of its projects from the year prior.

Mr. Kirk said that the Mid-Conn Projects are down but steady and are now about 1% above the prior years' comparable months. Mr. Kirk said that the Southeast Project and Wallingford Project are down similarly.

Mr. Kirk said that the boiler availability at the Mid-Conn Project is down causing major diversion at a substantial cost to the project. He explained that management is working with Covanta to resolve these issues and has scheduled wholesale panel replacements on Boiler 11-13 during the winter outages. Mr. Kirk said that this is expected to improve availability however the Project is still down on overall expectations of plant performance.

Mr. Kirk said that management is in the process of developing renewal contracts with its private haulers, which expire on July 1, 2010.

Mr. Kirk said that concerning the Wallingford Project management is meeting with and getting approval on amendments to the agreement with a number of towns to allow them usage of the ROFR tons of the Wallingford facility. He said the most favored nations provide for the right of first refusal capacity CRRA owns in the Wallingford project. Mr. Kirk said that management has met with a number of towns to assure them that this is a no risk savings opportunity. He said that management wants to be sure it has the availability to steer other towns into that plant as capacity is available.

Mr. Kirk said that the \$10 million lawsuit against CRRA from One Chane is pending a ruling by the judge on a summary judgment. He said that there are two contract performance lawsuits with private haulers, one of which CRRA has reached a tentative agreement with, the other entering into mediation on December 8, 2009.



Mr. Kirk said that there is no change in the Enron bank lawsuits and management is still waiting a decision on the motion to dismiss.

Mr. Kirk said that the CRRA MDC arbitration has moved forward and three arbitrators and two party arbitrators have been selected by the parties pending approval. He said a neutral arbitrator (a retired federal judge from the Stamford area) has also been chosen. Mr. Kirk said that management will then be pursuing a scheduling order to get that process in place to have a determination reached as quickly as possible.

Director Edwards asked if CRRA was directing any of its wholesale diversion from Covanta to Bridgeport. Mr. Kirk said that diversion was not going to Bridgeport. Director Edwards said that Bridgeport had requested to be relieved from that and he wants the record to reflect that Bridgeport could be receiving that diversion to make up the tonnage shortfall in the SWEROC Project. Mr. Kirk said that there is a lengthy e-mail history which demonstrates that Bridgeport has communicated that they do not want that tonnage.

## **FINANCE COMMITTEE REPORTS**

Vice-Chairman O'Brien explained during the November 12, 2009, Finance Committee meeting the auditors provided the Committee with an overview of the audit report. He said that partly as a continuation of changes that the Committee had been developing over the years in conclusion the inventory control procedures need to be tightened up and the system for retrieving records should also be improved. Vice-Chairman O'Brien said that the one criticism the auditors had towards CRRA was the length of time it took for several records to be retrieved.

Vice-Chairman O'Brien said that the auditors also noted that some of CRRA's procedures are not readily available. He said that if the person who implemented that procedure is not readily available there is some difficulty in finding the procedure for that specific position.

Vice-Chairman O'Brien said that overall the audit was favorable, similar to years past and the auditors noted that excellent cooperation was provided by staff.

Director Desmarais said that much of the Finance Committee's discussion focused on internal controls. He said that it is worth mentioning to the whole Board that internal controls, while management's responsibility, are ultimately the responsibility of the CRRA Board from a legal and accounting point of view and special attention should be paid to issues surrounding those control procedures.

Director Damer asked how the Board should follow up on any of the comments given by the auditors. Director Desmarais replied that the Board should use the Finance Committee (which also acts as the Audit Committee.) Vice-Chairman O'Brien noted in addition that Mr. Bolduc will be preparing quarterly reports on the status of the CRRA concerning audits, whether it is the State or local auditors. He said management will be working on the items presented in the audits and in turn provide updates on where they stand concerning those items. Director Savitsky said that the Audit Committee has a responsibility to keep these items on the agenda and to stay diligent.

Director Jarjura asked if the audits found any material weaknesses or questionable costs. Director Desmarais replied no.

### **SHORT RECESS**

Vice-Chairman O'Brien called for a short recess.

The meeting was recessed beginning 10:35 a.m.

The meeting was reconvened at 10:45 a.m.

### **RESOLUTION REGARDING THE RENEWAL OF HEALTH, DENTAL, VISION, LIFE AND DISABILITY INSURANCE PROGRAMS**

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

**RESOLVED:** That the Board of Directors authorizes the renewal of the employee health insurance benefit plans with ConnectiCare, Ameritas (vision), Guardian (dental) and Lincoln Financial (life and disability), for the period of January 1, 2010 through December 31, 2010 for an estimated combined premium of \$755,200.

Director Griswold seconded the motion.

Director Jarjura said that the Organizational Synergy and Human Resources Committee held an extensive and in depth conversation concerning this resolution at its meeting. He explained that in general costs are going up dramatically in the field of health insurance. Director Jarjura said that in order to mitigate the increases in costs management has proposed shifting some of the increases to the employees of CRRRA. He said that even with shifting costs there will still be some increases overall.

Director Jarjura said despite increases in costs, management has also found areas where better benefits can be offered to the employees. He said the cost benefit analysis has shown cost savings overall. Director Jarjura commended Mr. Kirk, Mr. Bolduc and the insurance broker for their efforts.

Vice-Chairman O'Brien asked what the employee contribution is to the plan regarding the premium. Director Jarjura replied 10%.

Vice-Chairman O'Brien asked what the total \$810,200.00 premium averaged out to for costs for each employee. Mr. Bolduc said it was in the vicinity of \$1,800.00 for the full group.

Director Jarjura said that the Committee did not look at adjusting the existing employer to employee ratio which has been the same for many years. He said that many companies were not interested in bidding on providing the insurance and given the current market a total 11% increase overall in costs is not bad.

Vice-Chairman O'Brien asked where this fits into the budget. Mr. Bolduc said that there is a roughly a \$20,000 difference between calendar year net costs and projections for FY'11 benefits.

The insurance broker, Mr. Dennison of R.C. Knox & Co., provided the Board with an overview of the process. He noted that most of the market declined to provide a bid as they could not be anywhere near comparable with the level of service and price being offered by the incumbent (Connecticare). Mr. Dennison said that Cigna had made a comparable offer but as employees are comfortable with Connecticare and they have a good track record and provision of services there was no viable reason to switch carriers.

Mr. Dennison explained that in order to mitigate the renewal rate increase co-pays were increased which enabled a reduction in the originally proposed renewal rate by 5-6% which is far below the standard market rates around the high teens if not 20%. He said that he was grateful he was able to negotiate with Connecticare for new products at better pricing.

Director Damer asked if the health plan had been marketed. Mr. Dennison said that was correct.

Director Savitsky asked how long CRRA has been with Connecticare. Mr. Dennison replied that this was CRRA's third year with Connecticare. Director Savitsky asked if Mr. Dennison had looked into a multiyear proposal. Mr. Dennison explained that carriers do not provide multi-year proposals because of the constantly changing world of medical trends.

Director Jarjura said that Mr. Dennison had also looked into the Municipal Employees Health Insurance Plan (hereinafter referred to as "MEHIP"). Mr. Dennison explained that there are three main players in MEHIP; Oxford, Anthem Blue Cross Blue Shield, and Healthnet. He said that these players declined to quote the health plan outside of MEHIP and as a result they were not pursued further as they would not have quoted inside MEHIP either.

Vice-Chairman O'Brien asked how Mr. Dennison's fee is paid. He explained he works off of a commission basis paid by the insurer and that CRRA does not pay any portion of that commission.

A discussions on trends in Healthcare costs as well as the direction those costs are headed took place.

Director Griswold asked if CRRA offers a buy-out for employees who are insured elsewhere. Mr. Womack said that was correct and that the buy-out cost is around \$750.00 on an annual basis which about seven employees utilize.

Director Desmarais asked Mr. Dennison to explain why the dental coverage was being changed. Mr. Dennison explained that the market for dental was looked at as a result of feed back that the annual maximum benefit that the dental pays out on any one given employee was slight. He said after visiting the market it was found that in comparison to other municipalities and the State that the dental benefit was shy. Mr. Dennison said that carrier was asked to increase the benefit which resulted in such a very nominal increase in costs and management decided to propose including this change.

Director Desmarais said that the cost went from 19% to 22%. Director Jarjura said that the benefit went up a \$1,000 from \$2,000 to \$3,000. Mr. Dennison said they were correct. Director Jarjura said that given the slight increase and the comparison to other governmental entities the change was justified. Mr. Dennison added that another item to consider and note is that although a greater provision on the dental is being provided employees' costs in premiums and co-pays are increasing.

Director Howe asked if CRRA provides any benefits to the employees for healthy lifestyles. Mr. Dennison said that in respect to actual premium dollars there is nothing that actually impacts that.

Director Desmarais asked if Guardian has the strongest provider plan in the State. Mr. Dennison said that Guardian is one of the strongest providers in the State and explained that depends on the day as many dentists go in and out of the provider network quickly.

Director Desmarais asked Mr. Dennison what his commission on this will be. Mr. Dennison said that it is complicated to explain but on the medical program (which is a sliding scale) 3-1.5%, the other lines 10%, and on the dental 3-4% based on total annual premium.

Vice-Chairman O'Brien asked how his commission is determined. Mr. Dennison replied that is done by the health plans standard commission schedules.

Director Savitsky said that it is her understanding that if CRRA decided on an alternative option to commission (like a flat fee) those commission dollars would still be built into the premium costs. Mr. Dennison said that this was incorrect and that the carrier can be asked to provide that pricing without commission. He explained R.C. Knox is comfortable with whatever compensation option CRRA chooses. Director Savitsky also noted that the present economy for the towns is not the right time to be increasing any employee benefit.

Vice-Chairman O'Brien asked that the OS & HR Committee to look at paying the insurance broker a straight fee rather than a commission. Director Jarjura agreed. He said that the proposed national health care plan was not looked at as it is purely speculative at this point. Director Jarjura said that the life insurance policy which was double an employee's salary was increased to capture everyone's salary.

The motion previously made and seconded failed. Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, and Director Martland voted yes. Director Savitsky voted no.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky		X	
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport			
Warren Howe, Wallingford			
Geno Zandri, Wallingford			

**CONTINUED DISCUSSION OF THE VOTE ON RESOLUTION REGARDING THE RENEWAL OF HEALTH, DENTAL, VISION, LIFE AND DISABILITY INSURANCE PROGRAMS**

Director Savitsky said that she voted no because she does not believe this is the proper environment to make any changes in benefits and has nothing to do with the employees.

Director Desmarais said that someone from management needs to make it clear that there are no increases in the benefits package. He said that there are changes and increases in co-pays however the end result is no increases.

Director Jarjura said that the OS & HR Committee represents management and the employees will most likely not be very happy when they see this because co-pay costs are going up. He said secondly any merit increases which may be approved will be eaten up by these increases.

Director Lauretti asked if there are changes in the insurance coverage. Director Jarjura said there are some changes and one small upgrade in the dental coverage.

Director Griswold said that dental maximum benefit goes from \$2,000-3,000, the group term life goes from \$250,000-500,000 based on the employee's salary, short term disability goes from \$1,500 a week to \$2,500 a week based on salary, and long term goes from \$6,000-10,000 a month based on salary. He explained the co-pays are going up to reflect these changes.

Vice-Chairman O'Brien asked when the health insurance policy expires. Mr. Bolduc said that the policy expires December 31, 2009, but the employees have to make their elections as soon as possible.

Mr. Kirk said that despite a modest increase in dental benefit employees will be paying more for access to care and more out of their paychecks for the premium. He said the employees will not consider this an increase in benefits and there are changes on both sides of the equation.

Director Edwards asked why the policy needs to change. He asked if management asked for a renewal in the policy. Mr. Kirk said that management had asked for a renewal however the current policy cost went up 19% and these changes are a result of negotiating those costs lower to the best available.

Mr. Bolduc said that the medical plan which is 85% of the cost is going up 10% for the employees. He said that the dental, which had been maxing out for more expensive items, is increasing in coverage for a minimal amount of cost. Mr. Bolduc said the other items were deficiencies in the plan as many people would not get that benefit as it was capped. He said the medical is clearly going up from \$20-30 to a \$30-40 to help offset that proposed increase which was originally 14.8%. Mr. Bolduc said that management deemed that total unacceptable and increased the co-pays to cover the eventual 9.8% increase which is being paid by the employees. He said the insurance programs were tweaked as well.

Director Damer said that if all of CRRA's coverage had remained the same the total CRRA would be paying and trying to approve would be greater than it is on the resolution. Director Jarjura said as a result of negotiations and changes there is a lesser percentage increase then there would have been carrying the same coverage forward.

**REQUEST FOR A RECONSIDERATION OF THE RESOLUTION REGARDING THE RENEWAL OF HEALTH, DENTAL, VISION, LIFE AND DISABILITY INSURANCE PROGRAMS**

Director Savitsky requested a reconsideration of the resolution regarding the renewal of health, dental, vision, life and disability insurance programs.

Director Jarjura seconded the motion for reconsideration.

The motion previously made for a reconsideration of the motion was approved by roll call. Chairman Pace, Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, and Director Martland, and Director Savitsky voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Pace	X		
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport			
Warren Howe, Wallingford			
Geno Zandri, Wallingford			

**VOTE ON THE ORIGINAL RESOLUTION REGARDING THE RENEWAL OF HEALTH, DENTAL, VISION, LIFE AND DISABILITY INSURANCE PROGRAMS**

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

**RESOLVED:** That the Board of Directors authorizes the renewal of the employee health insurance benefit plans with ConnectiCare, Ameritas (vision), Guardian (dental) and Lincoln Financial (life and disability), for the period of January 1, 2010 through December 31, 2010 for an estimated combined premium of \$755,200.

Director Griswold seconded the motion.

Vice-Chairman O'Brien reviewed the item for the Chairman's benefit.

Vice-Chairman O'Brien asked Mr. Womack in the future to follow more of a format which shows costs comparable to the year prior as well as a comparison to the budget.

Director Desmarais asked if the cost of the proposed project is less than the cost of renewing the current coverage. Mr. Bolduc said that was correct. He said if CRRA kept the exact same plan and renewed it as it is today with no changes the medical will go up 14.87%.

Director Desmarais said that it may also be prudent to involve the Finance Committee in the review the following year. Director Savitsky said that it is a financial issue with no disrespect to the OS & HR Committee.

The motion previously made and seconded was approved by roll call. Chairman Pace, Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, and Director Martland voted yes. Director Savitsky voted no.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Pace	X		
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky		X	
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport			
Warren Howe, Wallingford			
Geno Zandri, Wallingford			

**REMOVE RESOLUTION REGARDING THE EDUCATION POLICY FROM THE TABLE**

Vice-Chairman O'Brien requested a motion to remove the education policy from the table.

The motion to remove the item from the table was made by Director Savitsky:

Director Martland seconded the motion.

The motion previously made and seconded was approved unanimously by roll call. Chairman Pace, Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, Director Savitsky, Director Edwards, Director Howe, and Director Zandri, voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Pace	X		
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport	X		
Warren Howe, Wallingford	X		
Geno Zandri, Wallingford	X		

**RESOLUTION REGARDING THE EDUCATION POLICY**

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

**RESOLVED:** The implementation of the final paragraph of the Education Policy adopted by this Board at its September 24, 2009, meeting be delayed pending management continued consideration and recommendation regarding the issue of funding of the Garbage Museum.

Director Jarjura seconded the motion.

Vice-Chairman O'Brien said that he asked that this resolution come before the general fund budget because it directly impacts the presentation of the general fund budget which does not include funding for the Garbage museum as required by the current procedure.

Director Jarjura explained that there was an issue raised concerning whether CRRA can legally use the funds from the general fund. He said that another issue was that the many of the Southern towns in the SWEROC Project did not want to pay the entire bill when many of the towns would not be contributing.

Vice-Chairman O'Brien reiterated that his conversations with management stressed the identification and use of outside sources for funding of the museum before the February Mid-Conn budget. He said it is his personal opinion that the Stratford education center should not be funded from the Mid-Conn or Southeast project tip fees.

Director Edwards said that the issue the SWEROC Project is trying to pursue is the fact that both Stratford and Mid-Conn, as the two central recycling education units in the State, should be a state wide cost center rather than one or the other. He said that people come from all over the area. Director Edwards said that as a solid waste issue he would think it would be done under the general CRRA auspices for education and done similarly for Hartford and Stratford.



Chairman Pace said that he agrees to the degree that this is also a legal issue and may not be possible in that area and that there is no State funding available, only project funds paid by the towns' tipping fees.

Vice-Chairman O'Brien noted that there was a great hope in September when this item was brought to the Board that the supplemental environmental protection (hereinafter referred to as "SEP") violation could be used to provide funding. He said that it is very disappointing that the Connecticut Department of Environmental Protection (hereinafter referred to as "CT DEP") applied those funds elsewhere.

Director Savitsky said that she was very disappointed that this item which was approved unanimously may have been attached to several questions which are only now being brought up. She said that she found it very embarrassing as a Board member that the group was asked to approve an item which is currently questionable.

Chairman Pace said the record should show that he had raised questions when this item was approved that going forward funding for this item needed to be found.

Director Savitsky said that she was raising a different issue. She said the Board should not be voting on something that has not been vetted thoroughly on a legal and threshold issue.

Chairman Pace said that he did not see it that way. He said the discussion held in September by the Board was philosophically and conceptually in agreement with what Director Edwards had said. Chairman Pace said that he had said that the Board and management need to find funding for this museum. He said the Board moved forward with this issue with an understanding of these concerns.

Vice-Chairman O'Brien said that as far as his recollection went the discussion held concerning funding of the Garbage museum did not imply that the funding was coming from Mid-Conn tip fees. Director Martland said that was his understanding as well.

Chairman Pace said that he understands Director Savitsky's comments to be constructive criticism but noted that he did not agree.

Vice-Chairman O'Brien said that the issue on the table is whether or not the Board is willing to approve deferral of the implementation of that procedure which is necessary to be able to vote and adopt the general fund budget as is presented.

Director Damer asked what the consideration Vice-Chairman O'Brien is referring to is, when he expects it to be solved.

Vice-Chairman O'Brien said that his discussion with management led him to believe that it has to be resolved before February.

Director Desmarais asked if the Board can amend the recommended general fund budget to include an expenditure item for Trash Museum support for \$100,000 with a revenue item in Trash Museum contributions. He said this accomplishes several things, firstly that it gets into the general fund budget, two it does not effect the tip fees, three, the Southeast budget can be approved today. Director Desmarais said the Board has as long as it needs to solve this problem.

**MOTION TO TABLE THE RESOLUTION REGARDING THE EDUCATION POLICY**

Director Savitsky withdrew her motion to take the resolution regarding the education policy off the table.

Director Martland, as the maker of the original motion agreed that the item will remain tabled.

The motion to table the resolution regarding the education policy stands.

**RESOLUTION REGARDING THE GENERAL FUND BUDGET**

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

**RESOLVED**, That the fiscal year 2011 General Fund Operating and Capital Budgets be adopted substantially in the form as presented and discussed at this meeting.

Director Savitsky seconded the motion.

**AMENDMENT TO THE RESOLUTION REGARDING THE GENERAL FUND BUDGET**

Director Desmarais offered an amendment to the general fund budget. Mr. Bolduc clarified that the number necessary for funding of the Trash museum is \$250,000.

Director Desmarais proposed increasing the general fund revenues by \$250,000 for a specific item called museum and education support. He said in addition the budget will contain an off standing revenue in the general fund budget for \$250,000 for museum and education contributions

Director Savitsky seconded the amendment.

Director Edwards said that a stand alone line may also make seeking further donations easier to obtain.

The amendment previously made and seconded was approved unanimously by roll call. Chairman Pace, Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, and Director Savitsky voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Pace	X		
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport			
Warren Howe, Wallingford			
Geno Zandri, Wallingford			

**VOTE ON THE RESOLUTION REGARDING THE GENERAL FUND BUDGET AS AMENDED**

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

**RESOLVED**, That the fiscal year 2011 General Fund Operating and Capital Budgets be adopted substantially in the form as presented and discussed at this meeting.

Director Savitsky seconded the motion.

Mr. Duvall said that the general fund budget was presented to the Finance Committee the prior Thursday and they suggested several changes to the budget. He said essentially management took a look at the general fund expenses and lowered them slightly. Mr. Duvall said that one of the big changes (which was started the year prior) was that hours allocated per project were broken out for payroll purposes and related counterparts. He said that overall this lowered the general fund by 13%.

Mr. Duvall said that almost \$2 million is being directly allocated to the projects themselves which means when looking at the FY'09 actual it is not that far off and the savings is around a couple hundred thousand dollars.

Chairman Pace said that his point is that the Board has found a way to address the funding issue. Vice-Chairman O'Brien explained that what they are putting in the budget are two additional lines one showing the cost in FY'11 for operation of the Garbage Museum and a direct offset with a revenue stream of \$250,000. Chairman Pace said CRRA is going to seek the actual dollars in revenue in order to fund the revenue side.

Mr. Bolduc said that management on page four of the budget also requests four fewer positions. He explained that over the last three years the overall work force has been reduced by approximately 14%.

Director Edwards asked if the four people are directly related to the Bridgeport project. Mr. Kirk said no. He explained that the 14% reduction in workforce relates to the Bridgeport Project but not necessarily the four fewer positions.

Director Desmarais said that the \$250,000 is not real at this point and needs to be worked on. He clarified that the \$250,000 expenditure can not be spent until those revenues become real.

Vice-Chairman O'Brien asked that the minutes reflect that the intention and effect of the amendment to the general fund budget is that no monies will be spent until the offsetting revenues and equal amount have been committed.

The motion previously made and seconded was approved unanimously by roll call. Chairman Pace, Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, and Director Savitsky voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Pace	X		
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport			
Warren Howe, Wallingford			
Geno Zandri, Wallingford			

**RESOLUTION REGARDING THE SOUTHEAST BUDGET**

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

**RESOLVED:** That the fiscal year 2011 Connecticut Resources Recovery Authority Southeast Project Operating and Capital Budget be adopted subject to the Southeastern Connecticut Regional Resources Recovery Authority's ("SCRRA") approval of its administrative costs as substantially presented and discussed at this meeting.

Director Savitsky seconded the motion.

Vice-Chairman O'Brien explained that the Board had fully vetted this item earlier in the meeting and had also reflected for the record that the Southeast Projects' Executive Director Mr. Tyminski had worked with management to achieve the numbers used in the budget.

The motion previously made and seconded was approved unanimously by roll call. Chairman Pace, Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, and Director Savitsky voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Chairman Pace	X		
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport			
Warren Howe, Wallingford			
Geno Zandri, Wallingford			

**RESOLUTION REGARDING THE MDC RESERVES**

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

**WHEREAS**, the Authority replaced the Metropolitan District Commission (“The MDC”) for the operations of the Essex and Ellington transfer station and such replacement created a grievance with the MDC’s union, and

**WHEREAS**, the Authority requested that the MDC arbitrate with its union to negotiate a reasonable settlement; and

**WHEREAS**, the Authority reserved sufficient funds in the Mid-Connecticut’s Risk Fund reserve to cover the anticipated settlement; and

**WHEREAS**, The MDC has now completed said negotiations with it union and has demanded payment of \$508,351.73 for the negotiated settlements of it union’s grievance; and

**WHEREAS**, The MDC’s Personnel, Pension and Insurance Committee unanimously passed a resolution to accept the arbitrated settlement and the MDC’s full Board is expected to pass the same resolution on November 12<sup>th</sup>; and

**WHEREAS**, Article VI, section 3 of the Connecticut Resources Recovery Authority/Metropolitan District Commission Agreement requires the Authority to indemnify The District for costs related to CRRA’s replacement of MDC on “programs” such as the operations of the transfer stations including cost for displaced workers.

**NOW THEREFORE BE IT:**

**RESOLVED:** That the Authority's Board of Directors approve payment of \$508,351.73 from the Mid-Connecticut Risk Fund Reserve to the MDC for final payment of the union's grievance in the matter of the MDC's replacement as the operator of the Essex and Ellington Transfer Station pending the MDC's approval to accept the negotiated settlement at its November Board meeting.

Director Damer seconded the motion.

Mr. Kirk said that CRRA has ended a program that MDC was operating regarding transfer stations. He explained the contract, because CRRA terminated MDC, resulted in the distribution of several costs to CRRA, including what is known as red circle costs. He said this resulted in MDC employees being rotated back into other positions. Mr. Kirk said those cost questions were resolved by the agreement of MDC's union with MDC which was then voted on and approved by the MDC Board finalizing in the amount of \$508,000 which will be paid out of reserves set up by management years in advance.

Mr. Bolduc said that there was an open item that CRRA had indicated was pending MDC's Board approval in order to accept the negotiated settlement. He said that he received an e-mail from MDC that the resolution was put before their Board and was approved. Mr. Bolduc said that MDC has done what needs to be taken care of on their end and that he has also received correspondence from CRRA's legal counsel that all of the appropriate documentation has been received and is in order.

Director Damer asked if these funds are coming out of the risk fund reserve. Mr. Bolduc replied yes.

Director Savitsky said that she has some questions concerning this item which should take place in executive session.

**WITHDRAWAL OF THE RESOLUTION REGARDING THE MDC RESERVES**

Director Savitsky moved to withdraw the motion regarding the MDC reserve from the table.

**RESOLUTION REGARDING ELECTRONICS RECYCLING COLLECTION SERVICES**

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

**RESOLVED,** That the President is hereby authorized to execute and agreement for electronics recycling collection services with Eco-International LLC, substantially as presented and discussed at this meeting.

Director Martland seconded the motion.

Mr. Kirk said that this resolution is for the routine electronic recycling collection services. He said that many towns across the State utilize CRRA's contract for these purposes. Mr. Kirk said that resolution is a result of the competitive process.

Director Griswold asked why this contract is so much lower than those which have come before the Board in the past. Mr. Kirk explained the drop is due to transportation costs and also what prices the buyers are able to garner for the product gathered in the collection. Mr. Kirk said that it is a growing business and management was happy to have as many bid responses as they did concerning this contract. He said that the prior bid process had far less responses.

Vice-Chairman O'Brien said that at his request the Policies and Procurement Committee did not meet on this item. He explained copies of this resolution were distributed to the Committee, but as it is a continuation of actions taken by CRRA in the past and the only item on the agenda he did not feel it necessary to hold a full meeting. Vice-Chairman O'Brien said that he did speak with Mr. Gaffey concerning this item.

Director Savitsky said that an article in the Hartford paper described the West Hartford electronics recycling collection and noted how successful it was. She said that on the other hand there was a letter to the editor in that same paper noting that CRRA had the public waiting in a long line. Director Savitsky said that it was clear that this particular location generates a tremendous amount of usage of this service. She asked if the contract in this resolution provides enough resources to potentially address this issue. Director Savitsky said that this is one of the great things that CRRA offers.

Chairman Pace said that he will work with Mr. Gaffey and the Mayor of West Hartford to address these issues if necessary.

Mr. Kirk said that the electronic recycling events are run by the town and CRRA provides the disposal. He said it is CRRA's contract and contractor, however the town's chose the location and provide the police crowd control and CRRA has its contractor move the electronics out of there as soon as possible.

Mr. Kirk said that the best way to handle these recyclables is not during a weekend collection event. He said that management is working with its member towns to put aside a permitted CT DEP approved drop off site at their transfer stations and recycling centers. Mr. Kirk said it is management's goal to share pick-ups and do pick-ups with a low cost contractor at those sites.

Mr. Kirk said that the West Hartford collection was an anomaly due to the extraordinarily high level of interest in this particular event.

Director Jarjura said most importantly there is a good contract price out of many bidders.

Mr. Gaffey said that in the case of West Hartford it was not only a very windy rainy day but four hundred additional cars more than usual attended. He said that average attendance is typically around 500 cars and the additional 400 attendees were most likely as a result of the heavy promotion of the event that morning by Channel 3 News. Mr. Gaffey said that there was adequate man power at the event. He said that the Town Manager of West Hartford commented that once he reached the laborers they were very quick and this was simply an anomaly of 400 hundred additional and unexpected cars showing up.

Vice-Chairman O'Brien said that the key thing is many towns' electronics were taken from the waste stream and properly disposed of. He asked where the legislature stands on related legislation.

Mr. Kirk said that the legislature powered the CT DEP which in turn has developed electronic waste procedures which are followed at these events by CRRA. Vice-Chairman O'Brien asked if the legislature also provides funding from the manufactures for disposal of the electronic waste. Mr. Kirk said there is no funding associated however the manufactures are required to take these items back.

The motion previously made and seconded was approved unanimously by roll call. Chairman Pace, Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, and Director Savitsky voted yes.

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

**RESOLUTION REGARDING THE SPOT WASTE DELIVERY AGREEMENTS BETWEEN BRRFOC AND CRRA**

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

**RESOLVED,** That the President is authorized to execute reciprocal Letter Agreements between the BRRFOC and CRRA for the delivery of spot waste substantially as presented and discussed at this meeting.

Director Martland seconded the motion.

Mr. Kirk said that this is a reciprocal agreement done every year with Bristol which allows for provisions to help each other out with excesses and shortfalls. He said that it is the same price.

The motion previously made and seconded was approved unanimously by roll call. Chairman Pace, Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, and Director Savitsky voted yes.



<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
Mike Pace	X		
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mike Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport			
Warren Howe, Wallingford			
Geno Zandri, Jr., Wallingford			

**EXECUTIVE SESSION**

Vice-Chairman O'Brien requested a motion to enter into Executive Session to discuss pending litigation, real estate acquisition, pending RFP's, and personnel matters with appropriate staff. The motion made by Director Damer and seconded by Director Martland was approved unanimously by roll call. Vice-Chairman O'Brien requested that the following people be invited to the Executive Session in addition to the Directors:

- Tom Kirk
- Jim Bolduc
- Laurie Hunt, Esq.

The motion to enter into Executive Session was approved unanimously by roll call. Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, and Director Savitsky voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mike Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport			
Warren Howe, Wallingford			
Geno Zandri, Jr., Wallingford			

The Executive Session began at 12:06 p.m. and concluded at 12:45 p.m. Vice-Chairman O'Brien noted that no votes were taken in Executive Session.

The meeting was reconvened at 12:45 p.m., the door to the Board room was opened, and the Board secretary and all members of the public (of which there were none) were invited back in for the continuation of public session.

**RESOLUTION REGARDING THE MDC RESERVES**

Vice-Chairman O'Brien requested a motion regarding the above-captioned matter. The following motion was made by Director Savitsky after she withdrew her earlier motion:

**WHEREAS**, the Authority replaced the Metropolitan District Commission ("The MDC") for the operations of the Essex and Ellington transfer station and such replacement created a grievance with the MDC's union, and

**WHEREAS**, the Authority requested that the MDC arbitrate with its union to negotiate a reasonable settlement; and

**WHEREAS**, the Authority reserved sufficient funds in the Mid-Connecticut's Risk Fund reserve to cover the anticipated settlement; and

**WHEREAS**, The MDC has now completed said negotiations with its union and has demanded payment of \$508,351.73 for the negotiated settlements of its union's grievance; and

**WHEREAS**, The MDC's Personnel, Pension and Insurance Committee unanimously passed a resolution to accept the arbitrated settlement and the MDC's full Board is expected to pass the same resolution on November 12<sup>th</sup>; and

**WHEREAS**, Article VI, section 3 of the Connecticut Resources Recovery Authority/Metropolitan District Commission Agreement requires the Authority to indemnify The District for costs related to CRRA's replacement of MDC on "programs" such as the operations of the transfer stations including cost for displaced workers.

**NOW THEREFORE BE IT:**

**RESOLVED:** That the Authority's Board of Directors approve payment of \$508,351.73 from the Mid-Connecticut Risk Fund Reserve to the MDC for final payment of the union's grievance in the matter of the MDC's replacement as the operator of the Essex and Ellington Transfer Station pending the MDC's approval to accept the negotiated settlement at its November Board meeting.

Director Martland seconded the motion.

Vice-Chairman O'Brien said that this resolution details debt that CRRA owes which was reviewed by CRRA's legal team and finance management and was properly reserved for.

The motion previously made and seconded was approved unanimously by roll call. Vice-Chairman O'Brien, Director Damer, Director Desmarais, Director Griswold, Director Jarjura, Director Lauretti, Director Martland, and Director Savitsky voted yes.

<b>Directors</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
David Damer	X		
Alan Desmarais	X		
Timothy Griswold	X		
Michael Jarjura	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
<b>Ad-Hocs</b>			
Stephen Edwards, Bridgeport			
Warren Howe, Wallingford			
Geno Zandri, Jr., Wallingford			

**UPDATE ON THE MAC COMMITTEE**

Director Griswold said that the MAC Committee meeting went smoothly. He said that the election of the Chairman, Ryan Bingham of Torrington, and Vice-Chairman, Steve Warwuck, took place however both need to be ratified by the full MAC Committee. He said the rest of the agenda was without controversy and roughly 18-20 towns were represented at the meeting.

**ADJOURNMENT**

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

There being no other business to discuss, the meeting was adjourned at 12:50 p.m.

Respectfully submitted,

Moira Kenney  
Secretary to the Board/Paralegal