

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.

Chairman Pace noted that there were no comments from the public and that the regular meeting would commence.

APPROVAL OF THE MINUTES OF THE MARCH 24, 2005 REGULAR BOARD MEETING

Chairman Pace requested a motion to approve the minutes of the March 24, 2005 Regular Board Meeting. The motion was made by Director O’Brien and seconded by Director Cooper.

The minutes were approved as presented. Directors Cohn and Francis abstained as they were not present at the meeting.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Laretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Non Eligible Voters			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

FINANCE

RESOLUTION REGARDING THE ESTABLISHMENT OF THE SOUTH MEADOWS SITE REMEDIATION RESERVE

Chairman Pace requested a motion regarding the referenced item. Director O’Brien made the following motion:

RESOLVED: That a reserve be established to cover costs not included in the original scope of the South Meadows property remediation project for the Jets/Energy Generating Facility.

The motion was seconded by Director Cohn.

Mr. Bolduc stated that this reserve was being established for future change orders that may be necessary at the South Meadows Remediation site that were not part of the original scope of work. Mr. Bolduc explained that the initial funding of \$245,000 was the returned to CRRA by AIG from a negative change order for work that CRRA originally thought would be required, but turned out not to be necessary. Mr. Bolduc stated that it was possible that there could be other issues that need to be resolved as remediation continues and the Board-designated restricted reserve would be available for that use.

Chairman Pace noted that the funds for this reserve were not coming out of the operating budget, but were a credit to CRRA for work that need not have been done by the contractor. Chairman Pace stated that there was a \$26 million policy purchased from AIG when CRRA acquired the South Meadows property. The funds were part of the policy purchased for the clean up of the site.

Director O’Brien pointed out that the Finance Committee discussed that the initial funding of the reserve was only one percent of the total cost of remediation and noted that there were currently no anticipated expenditures against the reserve. Director O’Brien stated that any expenditures would be reported to the Board or brought to the Board for approval if they were over \$50,000.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O’Brien	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		

Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING THE ESTABLISHMENT OF THE WATERBURY LANDFILL POSTCLOSURE RESERVE

Chairman Pace requested a motion regarding the referenced item. Director O’Brien made the following motion:

RESOLVED: That a reserve be established to cover postclosure costs for the Waterbury Landfill for the Bridgeport Project.

The motion was seconded by Director Cohn.

Mr. Bolduc explained that the reserves being established today would be reviewed by the Finance Committee and Board at the annual review of the reserves in October. Mr. Bolduc stated that funds would be needed for the operation and maintenance of the Waterbury Landfill once it was certified closed and added that CRRA needed Board approval to set up a Board-designated reserve and segregate funds on the balance sheet.

Chairman Pace asked if Director Lovejoy had any comments as a representative of the Bridgeport Project. Director Lovejoy stated that Project was looking forward to the establishment of the reserve and getting it funded.

Chairman Pace noted that CRRA’s goal was to have this reserve fully funded by the end of the Project.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Sherwood Lovejoy, Ad Hoc, Bridgeport	X		
Non Eligible Voters			
Timothy Griswold, Ad Hoc, Mid-Connecticut			

RESOLUTION REGARDING THE ESTABLISHMENT OF THE FUTURE USE/PLANNING RESERVE

Chairman Pace requested a motion regarding the referenced item. Director O’Brien made the following motion:

RESOLVED: That a Future Use/Planning Reserve be established for the Wallingford Project for the purpose of funding termination costs associated with the existing project, funding extension costs associated with the existing project or funding costs associated with developing a new strategy for the member towns upon termination of the existing project.

The motion was seconded by Director Cohn.

Director O’Brien noted that the Wallingford Policy Board had previously approved this resolution.

Chairman Pace emphasized that the reserve would be established and funded for costs associated with developing future strategy.

Mr. Bolduc stated that the CRRA Board set up a stabilization reserve for the Wallingford Project last year. Mr. Bolduc explained that the CRRA Board had authority over that reserve because it would stabilize tip fees when the Project’s electric purchase agreement reverted from \$.24/kw to market rate and satisfy CRRA’s obligation of ensuring there were funds to pay off debt. Mr. Bolduc said that this reserve was unique because it was in the purview of the Wallingford Policy Board because it deals with post-Project funding. Mr. Bolduc explained that CRRA had to adopt the reserve since the Project’s accounting reported under CRRA’s financials. The money would be set aside for reentering the market place after the expiration of the Project in 2010.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Non Eligible Voters			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

PROJECT ISSUES
MID-CONNECTICUT PROJECT

RESOLUTION REGARDING THE SALE OF NOX EMISSION REDUCTION CREDITS TO SELECT ENERGY, INC.

Chairman Pace requested a motion regarding the referenced item. Director O'Brien made the following motion:

RESOLVED: That the President is hereby authorized to enter into a contract with Select Energy, Inc. for the sale of fifty (50) tons of Ozone Season Nox Discrete Emission Reduction Credits, substantially as discussed and presented at this meeting.

The motion was seconded by Director Cohn.

Mr. Gent explained that the resolution was for an agreement between the Mid-Connecticut Project and Select Energy. Mr. Gent stated that Select Energy, who buys power from the Mid-Connecticut Project jet turbines, was responsible for providing for NOx credits. Since the Mid-Connecticut facility is over-generating NOx credits, Mr. Gent explained that those credits would be sold to Select Energy at market rates.

Chairman Pace asked for an explanation of what it meant to over-generate NOx credits. Mr. Gent responded that CRRA was taking measures to control NOx and the air emissions are cleaner than required by permit limits. The over-control resulted in credits which could be sold in the marketplace. Mr. Gent stated that CRRA did not typically sell NOx credits to third parties, but decided to make an exception since CRRA was the beneficiary of Select Energy's purchase of power from the jet turbines. Mr. Gent noted that NOx credits had previously been sold to the Southeast and Bridgeport Projects.

Director O'Brien noted that this transaction would benefit Connecticut air quality because of the reduction in NOx. Mr. Egan added that the credits were approved by the Department of Environmental Protection prior to sale. During the approval process, 15% of the reduction in nitrogen oxides was removed for the benefit of the environment. Mr. Egan explained that if CRRA generated one unit of credit, only 85% of that unit could be sold. Mr. Egan also noted that CRRA staff manages the sale of the credits internally as opposed to hiring a broker because CRRA was capable of capturing a good market price while forgoing broker fees, which could be up to 15% of the sale price.

Director O'Brien asked if this revenue was budgeted. Mr. Kirk responded that there was an estimation for the sale of NOx credits and this revenue was near the historical amount.

Chairman Pace asked for confirmation that the other Projects did not need the credits. Mr. Gent responded that a new NOx system was installed at the Southeast Project and Mr. Egan stated that the Bridgeport Project did not need the credits.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION TO EMPLOY R. L. ROGERS & SONS, INC. TO UNDERTAKE LAND SURFACE IMPROVEMENTS AND STORMWATER CONVEYANCE IMPROVEMENTS AT THE HARTFORD LANDFILL

Chairman Pace requested a motion regarding the referenced item. Director O'Brien made the following motion:

RESOLVED: That the President is hereby authorized to enter into a contract with R. L. Rogers & Sons, Inc. to undertake land surface improvements, and to construct stormwater conveyance structures at the Hartford Landfill, substantially as discussed and presented at this meeting.

The motion was seconded by Director Cohn.

Mr. Egan stated that the purpose of this resolution was to undertake landsurface care improvements and upgrades to stormwater conveyance structures on the west slope of the Hartford Landfill, which faces Interstate 91. Mr. Egan said that the section of the landfill on west slope was filled to capacity and CRRA will not seek to expand the landfill, but noted that CRRA was approximately a year and half from being able to initiate final closure. Mr. Egan said that during that interim, it was important to maintain the slope to prevent erosion, improve the visual appearance and to manage the stormwater. Mr. Egan stated that the improvements would include grading, application of top soil, planting of vegetative cover and installation of stormwater conveyance structures over a 10-11 acre area.

Mr. Egan noted that CRRA has four on-call contractors that were solicited publicly and CRRA decided the utilize the on-call list for this project. Of those four contractors, Mr. Egan said that two were approached to give pricing for this project. Mr. Egan explained that one of the other contractors was too small and CRRA was not comfortable that they would be able to handle the project successfully and the other contractor's expertise was not in the realm of what

CRRA was trying to accomplish. Mr. Egan stated that management was comfortable with the pricing and he said that the successful bidder was the contractor that did a significant amount of satisfactory landsurfacing work during closure activities at the Waterbury [sic – intended to say Wallingford] Landfill. Mr. Egan noted that there was a significant difference in the two prices and stated that there were two reasons for the difference. First, R.L. Rogers was able to find a source for top soil that meets DOT specifications at approximately half the cost of the other bidder and R.L. Rogers has a lower per area price to grade and spread the top soil. Mr. Egan stated that management was comfortable with the lower price because they had seen the quality of similar work performed by the bidder.

Chairman Pace asked if the purpose of the required guarantee for establishment and growth of vegetative cover was aesthetic value. Mr. Egan responded in the affirmative and added that, even though it was not discussed in the Executive Summary, CRRA would also be removing the screen fence that runs approximately 1200 feet along the length of the landfill. Mr. Egan said that the removal of the fence would begin this month and be completed by the end of the summer. Chairman Pace reminded the Board that this matter was discussed several months ago and noted that it was good to see progress being made.

Director O'Brien asked if Mr. Egan intended to say that R.L. Rogers had a source for top soil that met DEP specifications, rather than DOT. Mr. Egan responded that the Department of Transportation has specific requirements for soil used to grow vegetative cover. Director O'Brien asked if the soil also had to be approved by DEP. Mr. Egan responded in the negative and noted that the RFP had a requirement that the top soil meet the DOT's minimum to ensure there was appropriate organic content to establish vegetative cover.

Director O'Brien stated that he understands that management was comfortable with the contractors' related experience, but said that he was concerned that CRRA only got two bids and one bid was 75% higher than the other. Director O'Brien suggested that the Policies & Procurement Committee look into how to handle such situations. Chairman Pace noted that the prices of the top soil and the per area services account for a significant amount of the price difference.

Mr. Egan explained that CRRA requires unit costs for equipment and workers in the three year On-Call Equipment Services Agreements. Mr. Egan said that CRRA developed a scope that requires the contractor propose unit costs based on the T&M rates in the contract. Mr. Egan stated that doing so allowed CRRA to compare "apples to apples." Mr. Egan said that the difference in per unit costs could be because the other contractor did not bid as aggressively because it is springtime and perhaps they have other work. Mr. Egan noted again that management is very comfortable that R.L. Rogers will do a satisfactory job at the unit price they bid.

Director Lauretti pointed out that it was not uncommon for there to be a wide range in the bidding process, but said that how the contract was structured was important. Director O'Brien stated that, while he understands why the contractor was chosen, he was concerned because CRRA did not go through a public bidding process and because there was such a significant

difference between the two bidders. Director Lauretti said that there could be many explanations for the price difference.

Chairman Pace referred the Board to the second page of the Executive Summary and pointed out that there was a \$3,600 difference in the prices for the construction of the stormwater downchute. Chairman Pace continued to review the differences noting that the significant difference was in the topsoil, grading, stormwater diversion bern construction and vegetative cover.

Director Cohn asked if CRRA solicited more than two bids and only two bidders responded or if CRRA only solicited two contractors for bids. Mr. Kirk responded that CRRA requested bids from two contractors on the on-call panel. Mr. Egan said that the first determination CRRA made when seeking proposals was whether to start with the on-call list or to cast the net wider. Mr. Egan stated that if CRRA always cast the net wider, the organization ran the risk of losing bidders for the on-call list. Director Cohn said that it would have been better if there were three bids, but added that the reasons why there were not seem valid. Director Cohn stated that it was sufficient that the unit costs were publicly bid when the contractors were chosen for the panel.

Director Griswold asked what the vegetative cover would consist of. Mr. Egan responded that it would be primarily grass. Director Griswold asked if the twelve months guarantee was long enough to ensure the cover would establish itself well enough that it does not die after that time period. Mr. Egan stated that CRRA was comfortable that a twelve month guarantee was sufficient.

Mr. Egan informed the Board that this should be initiated immediately so the contractor could establish growth by mid-June.

Director Lauretti asked if there was a bond in place. Mr. Egan stated that there was not a bond, but that CRRA would pay the contractor for the work and the contractor would guarantee the work. Mr. Kirk responded that CRRA did not feel a bond was necessary because CRRA had good experiences working with the contractor in the past. Mr. Egan gave an example of situations where the contractor satisfactorily met its contractual obligations.

Director O'Brien stated that he was not uncomfortable with the selection, just the process. Vice-Chairman Cassano stated that the record would reflect why CRRA only requested two bids and would clearly explain those reasons.

Mr. Kirk pointed out that if CRRA went to public bid for every substantial job, it would eliminate contractors' incentive to do the work to become member of CRRA's panel. Chairman Pace noted that a wide net was cast originally for contractors to bid to get on a panel. Director Griswold asked what sort of work is available for smaller contractors who are on the panel. Mr. Kirk responded that there was a good amount of work that did not need Board approval because it was under \$50,000. Mr. Egan gave several examples of work that was appropriate for smaller contractors on the panel.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING EXPENDITURE OF ADDITIONAL FUNDS FOR THE OPERATION AND MAINTENANCE OF THE ELLINGTON LANDFILL GAS COLLECTION AND CONTROL SYSTEM

Chairman Pace requested a motion regarding the referenced item. Director O'Brien made the following motion:

RESOLVED: That the President is hereby authorized to expend funds for the operation and maintenance of the gas collection and control system at the Ellington Landfill during Fiscal Year 2005, substantially as discussed and presented at this meeting.

The motion was seconded by Director Cohn.

Mr. Egan stated that the Board approved a three-year contract to employ SCS Field Services for the operation and maintenance of the gas collection control system at the Ellington Landfill. Mr. Egan said that, at that time, two prices were approved: one for routine services, which was a very precise scope of work and one for non-routine emergency services. Mr. Egan explained that the routine services were paid on a monthly basis and the non-routine services were paid as non-routine issues occur. Mr. Egan noted that a budget was estimated for non-routine emergency services based on based on historical knowledge and experience.

Mr. Egan added that there were three significant non-routine events during this fiscal year. Mr. Egan referred the Board to the Executive Summary and reviewed the above-referenced events, including an issue with the originally installed electrical components not being in compliance with the current electrical code. Mr. Egan explained that he expected the non-

routine services to exceed the approved amount by approximately \$30,000 because of those events. Mr. Egan noted that the additional \$30,000 was not budgeted for the Ellington Landfill, but noted that there would be excess funds in the Mid-Connecticut budget to cover the expenses.

Director O'Brien asked if the electrical components had been brought to code. Mr. Egan explained that the Building Inspector visited the landfill around late February and raised several issues with the 10-year old electrical system. Mr. Egan said that, at the time, the system was installed, there was not a code that governed this particular situation so CRRA's contractor installed what it believed was an acceptable arrangement. Mr. Egan stated that the Building Inspector was uncomfortable with the arrangement and wants CRRA to upgrade the system. Mr. Egan explained that that CRRA was employing an electrical engineer to review the system and CRRA would follow the recommendations provided.

Chairman Pace clarified that CRRA would be performing the upgrade to ensure its system was consistent with the changes in the code since the system had been installed. Mr. Egan noted that the code was ambiguous with regard to this equipment ten years ago when it was installed and said that CRRA intends to upgrade the system to meet the Building Inspector's requirements.

Director O'Brien asked what the timetable was for completing the upgrade and asked how much it was costing per month while the upgrade was being completed. Mr. Egan responded that he did not have an exact figure, but explained that without the actuator, the flare has an automatic shut-off that is triggered by temperature variations. Mr. Egan stated that a contractor had to be employed when there was a shut-off due to those variations and said that as soon as the actuator was replaced, the increasingly frequent shut-offs would be eliminated.

Director O'Brien asked if there were any environmental risks to having the unit off-line. Mr. Egan responded in the negative because where there are shut-offs, the unit is brought back on-line in a timely manner.

Director Martland stated that as a quasi-public agency, it was prudent to make certain the facility meets the current building code.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		

Raymond O'Brien	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING THE AGREEMENT FOR WASTE COMPACTION AND DOZER SERVICES FOR THE MID-CONNECTICUT PROJECT

Chairman Pace requested a motion regarding the referenced item. Director O'Brien made the following motion:

RESOLVED: That the President is hereby authorized to enter into an agreement with Stoneyridge Construction Corp. to perform dozer compaction services for municipal solid waste and refuse derived fuel at the Mid-Connecticut Project.

The motion was seconded by Vice-Chairman Cassano.

Mr. Gent informed the Committee that a Request for Proposals was issued for compaction dozer services. Mr. Gent explained that a dozer was utilized to maximize the storage in the MSW Receiving Hall and the RDF Storage Hall during periods of high waste deliveries or outages. Mr. Gent added that the increased storage space of approximately 25% – 40% reduced the need to divert waste during those periods.

Mr. Gent stated that these services had previously been subcontracted out by the operator, but CRRA decided to contract the out work directly. Mr. Gent explained that these on-call services would be paid on an hourly basis. Mr. Gent stated that CRRA anticipated an annual cost of \$212,000 based on historical usage, which amount was budgeted in the FY06 budget.

Director Lauretti asked how often the services were utilized. Mr. Gent responded that the services were performed approximately 1,000 – 1,500 hours per year.

Chairman Pace asked, regarding the company who submitted the low bid, who the principals were. Chairman Pace stated that he would like the names of principals of companies that are being awarded contracts in the Summary presented to the Board. Mr. Kirk stated that, while he did not have the names of Stoneyridge's principals on hand, CRRA was now requesting the names of principal owners of companies in bid documents and said that it was a good idea for CRRA to do its due diligence to find who is behind the companies that CRRA is employing. Mr. Gent added that Stoneyridge had provided this service to MDC in the past.

Director Martland asked if CRRA specified the size and weight of the dozer. Mr. Gent responded that there was a specification in the bid documents.

Director Lauretti noted that, based on 1,500 hours, the operation represented a full work

week. Mr. Gent stated that even though receiving hours were from 5:00 a.m. to 5:00 p.m., the facility was a 24-hour, 7 day a week operation. Mr. Gent said that the facility could potentially be operating 8,000 hours per year, but the dozer compaction services were only needed a percentage of the time. Director Griswold asked if, given the hours, it would make sense for CRRA to own a dozer. Director Lauretti stated that CRRA should evaluate the cost of a dozer and an employee to run the dozer, keeping in mind CRRA's statutory limit on the number of employees. Chairman Pace added that it would likely require 2 or 3 employees. Mr. Gent stated that he would expect that CRRA would likely break even if the organization performed the work in house.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING THE EMPLOYMENT OF CAMP DRESSER McKEE, INC. TO PROVIDE ENGINEERING CONSULTING SERVICES TO PERFORM A FEASIBILITY STUDY ON EXPANDING THE MID-CONNECTICUT WASTE-TO-ENERGY FACILITY

Chairman Pace requested a motion regarding the referenced item. Director O'Brien made the following motion:

RESOLVED: That the President is hereby authorized to enter into a Request for Services pursuant to the three-year engineering service agreement with Camp Dresser McKee, Inc. for services to perform a feasibility study on expanding the Mid-Connecticut Waste-to-Energy facility.

The motion was seconded by Director Cooper.

Mr. Gent explained that the purpose of the Request for Services was to perform a feasibility study on expanding the Mid-Connecticut facility. Mr. Gent said that currently, CRRA has to divert approximately 90,000 tons and other towns have expressed a desire to deliver waste to the Mid-Connecticut facility. Mr. Gent informed the Board that part of the study would concentrate on how to best make use of the existing infrastructure because the facility had oversized steam turbines that could accommodate additional steam from an expansion. Mr. Gent said the study would determine the optimum size of an expansion and the price of capital and operating and maintenance costs of such an expansion. Mr. Gent said a 20-year pro-forma model would take into consideration the total cost of financing, owning and operating the facility so tipping fees could be projected. Mr. Gent stated that if the projected tipping fees were at or below market, management would pursue further investigation to determine if the project should be developed.

Mr. Gent stated that CRRA had, through the Request for Qualifications process, identified two engineering firms who are capable of providing this type of service: R.W. Beck and Camp Dresser McKee. Mr. Gent stated that CRRA approached the two firms with a proposed Request for Services and asked for a price for time and materials. Mr. Gent pointed out the R.W. Beck's price was in the \$90,000 range and Camp Dresser McKee offered a price of \$63,500. Mr. Gent stated that Camp Dresser McKee's price was lower because they were doing similar work for another customer and they had already contacted major manufacturers for pricing. Mr. Gent informed the Committee that there is not a significant amount of work in building waste incinerators so it was fortunate that Camp Dresser McKee was already doing this type of work for another client.

Director O'Brien asked what the time frame was expected to be for the completion of the study. Mr. Gent responded that the contractor has indicated that they will be able to complete the study in 8 – 10 weeks. Chairman Pace noted that a business plan meeting was scheduled with the Executive Committee and management and said that he looks at this study as one of the first steps for the new business plan to provide services to the municipalities in the State.

Vice-Chairman Cassano asked if there had been any thought of developing one plant statewide as other states have done. Mr. Kirk responded in the negative, but added that the Solid Waste Management Plan which is currently being considered by the DEP will point out the need for new capacity. Mr. Kirk said that from CRRA's standpoint, achieving new capacity would be most effective with the expansion of existing facilities. Mr. Kirk said that siting a new Greenfield plant would be extremely difficult.

Chairman Pace gave a brief overview of the future of the various CRRA Projects and stated that the discussions regarding CRRA's role in the future were important to protect the State from falling into a monopoly situation. Mr. Kirk stated that CRRA was very comfortable with its working relationship with the DEP and said that the DEP recognizes the rather severe issues facing the State.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

WALLINGFORD PROJECT

RESOLUTION REGARDING MODIFICATIONS TO THE WALLINGFORD RESOURCES RECOVERY FACILITY FLY ASH SYSTEM

Chairman Pace requested a motion regarding the referenced item. Director O'Brien made the following motion:

RESOLVED: That the President is authorized to amend the Amended and restated Waste Disposal Services Agreement dated February 1, 1990, between the Connecticut Resources Recovery Authority and Wallingford Resource Recovery Associates, L.P. (Covanta of Wallingford) for the installation, operation, and maintenance of the Fly Ash Modification System substantially in the form discussed at this meeting.

The motion was seconded by Vice-Chairman Cassano.

Mr. Gent informed the Board that this capital project was included in the FY05 Wallingford Project budget. Mr. Gent stated that any capital projects had to go through Covanta, the operator of the facility. Mr. Gent thoroughly described how the fly ash system currently worked and explained some difficulties with the system. Mr. Gent explained that some of the difficulties sometimes resulted in an interruption of the flow of municipal solid waste and caused 3,000 – 4,000 tons of excess water to be brought to the landfill. Mr. Gent said that the new program would condition the dry ash instead of dumping it. The fly ash would then be conveyed on the incline conveyer before the ash gets dumped into a dump trailer for shipment to the Putnam landfill.

Chairman Pace pointed out that this is a shared cost. Mr. Gent stated that the Wallingford

Project would reap about 75% of the benefit of the modifications and noted that Covanta would be contributing 25% of the capital cost of the project. Mr. Gent said that the cost to the Wallingford Project would be \$288,000 with the remainder being funded by Covanta. Mr. Gent informed the Board that those figures had already been negotiated with Covanta. Mr. Gent added that there would be some additional costs for operation and maintenance, which was a “not to exceed” price of \$50,000.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Non Eligible Voters			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

BRIDGEPORT PROJECT

RESOLUTION REGARDING EXPENDITURE OF ADDITIONAL FUNDS FOR THE OPERATION AND MAINTENANCE OF THE SHELTON LANDFILL GAS COLLECTION AND CONTROL SYSTEM

Chairman Pace requested a motion regarding the referenced item. Director O’Brien made the following motion:

RESOLVED: That the President is hereby authorized to expend funds for the operation and maintenance of the gas collection and control system at the Shelton Landfill during Fiscal Year 2005, substantially as discussed and presented at this meeting.

The motion was seconded by Vice-Chairman Cassano.

Mr. Egan explained that the purpose of the resolution was to request an additional \$10,000 for non-routine services at the Shelton Landfill. Mr. Egan said that the issue is similar to the issue just discussed regarding the Ellington Landfill in terms of exceeding a Board-

approved figure for non-routine costs. Mr. Egan stated that, in this case, CRRA would have exceeded the approved figure by \$10,000 during this fiscal year unless the Board approves an additional amount. Mr. Egan noted that excess funds were projected in the budget because the budget was set prior to receiving bids.

Mr. Egan stated that the reason for the overage was that regular monitoring identified several areas that were emitting elevated levels of methane gas. That required some landsurface improvements and a more rigorous monitoring schedule for the next year, which accounted for the \$10,000.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Sherwood Lovejoy, Ad Hoc, Bridgeport	X		
Non Eligible Voters			
Timothy Griswold, Ad Hoc, Mid-Connecticut			

LEGAL

RESOLUTION REGARDING ADDITIONAL LEGAL EXPENDITURES

Chairman Pace requested a motion on the referenced topic. Director O'Brien made the following motion:

WHEREAS, CRRA has incurred unanticipated legal expenses in connection with the settlement of claims by and against RTC;

NOW THEREFORE, it is RESOLVED: That \$40,000 is hereby authorized for payment of McGuireWoods LLP legal fees to be incurred through June 30, 2005.

Vice-Chairman Cassano seconded the motion.

Attorney Hunt stated that this resolution was regarding a dispute with RTC over their operation of the gas collection system at the Shelton Landfill during the methane migration in 1999. Attorney Hunt explained that the Board-approved settlement agreement with RTC had been filed with the bankruptcy court and is scheduled for an initial hearing on May 3rd. Attorney Hunt said that part of the settlement agreement allowed RTC to either take certain equipment from the property within a specified period of time or to sell the equipment to CRRA for \$1,000. Attorney Hunt noted that once the bankruptcy court approved the settlement, that would move forward.

Attorney Hunt stated that she has not had get Board approval for payment of legal fees during this fiscal year because after CRRA paid certain expenses, AIG duplicated payment for some of the expenses. CRRA's legal counsel had been using that money, with CRRA's permission, as a retainer and charging current expenses against that. Attorney Hunt informed the Board that that those funds had been expended.

Attorney Hunt stated that if the settlement was approved by the bankruptcy court, the matter would be nearing completion, but added that until the settlement was approved, there was a risk that there could be objections to the settlement agreement.

Mr. Kirk asked if it was certain that CRRA would spend the \$40,000. Attorney Hunt stated that it was not certain, but it was possible.

The motion previously made and seconded was approved unanimously.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Laretti	X		
Theodore Martland	X		
Raymond O'Brien	X		
Sherwood Lovejoy, Ad Hoc, Bridgeport	X		
Non Eligible Voters			
Timothy Griswold, Ad Hoc, Mid-Connecticut			

RESOLUTION APPROVING THE SELECTION OF NEW COUNSEL

Chairman Pace requested a motion on the referenced topic. Director O'Brien made the following motion:

RESOLVED: That the Board hereby approves the Attorney General's recommendation regarding selection of Pepe & Hazard to represent CRRA on the New Hartford matter.

Vice-Chairman Cassano seconded the motion.

Mr. Kirk stated that the Attorney General has been very gracious and generous in providing legal assistance in managing the New Hartford case. As the case progresses into the discovery and trial phase, the Attorney General is not able to continue to donate resources and has recommended that Pepe & Hazard be utilized as outside counsel. Mr. Kirk stated that the Attorney General has management authority over this case, but wanted to give CRRA a chance to approve his recommendation.

Mr. Kirk stated that there were some issues with Pepe & Hazard in the past from a billing standpoint and also from a performance standpoint regarding negotiation of a settlement with CRRA's former bond counsel. Based on those issues, CRRA met with Pepe & Hazard to make certain Pepe & Hazard was the right firm to continue this work for the Attorney General. Mr. Kirk stated that after the discussion, he and Attorney Hunt were convinced that Pepe & Hazard was appropriate and well-suited. Mr. Kirk noted that Pepe & Hazard is currently handling CRRA's Enron litigation.

Mr. Kirk stated that Pepe & Hazard is currently on CRRA's environmental panel and CRRA has a negotiated and approved hourly rate in place. Mr. Kirk stated that management was recommending that the Board approve the Attorney General's request to use Pepe & Hazard.

Director Lauretti asked what the status was on the Motion to Dismiss. Mr. Kirk responded that the motion would be heard on May 16th and noted that the motion was written by Assistant Attorney General Doolittle, who would stay heavily involved in managing the case. Mr. Kirk said if the Motion to Dismiss was successful, he would expect New Hartford's counsel to appeal. Chairman Pace pointed out that if the towns win this lawsuit, their money and as well as other municipalities' money will be used to pay damages and pay the attorneys.

Director Cohn stated that, with regard to the Attorney General's recommendation, he agreed that this litigation is related to the litigation that Pepe & Hazard is already handling. CRRA would have the expense of a learning curve if the case were brought to any other firm. Director Lauretti stated that, because there would not be a learning curve, there should be some sort of payment structure. Attorney Hunt noted that, because CRRA has reached its deductible on this matter, the contract would be between Pepe & Hazard and AIG and there were procedures in place and AIG had discussed rates with Pepe & Hazard.

Director Martland stated that CRRA had problems with Pepe & Hazard in the past and said that he felt there were a lot of attorneys who were capable of handling this work. Director Martland said that the recommendation of the Attorney General was significant, but said he did not see that as mandatory. Director Martland said he would have liked to have seen CRRA offer the opportunity to more than one attorney for this kind of work. Director Martland said that he intended to vote against the resolution.

The motion previously made and seconded was approved.

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Stephen Cassano	X		
Benson Cohn	X		
Mark Cooper	X		
James Francis	X		
Michael Jarjura	X		
Edna Karanian	X		
Mark Lauretti		X	
Theodore Martland	X		
Raymond O'Brien	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

COMMITTEE REPORTS

POLICIES AND PROCUREMENT COMMITTEE

Director Cohn stated that interviews for legal services would take place on May 12th and 13th, with Bond Counsel interviews being held in conjunction with the Finance Committee on May 19th.

ADJOURNMENT

Chairman Pace requested a motion to adjourn the meeting. The motion to adjourn made by Director Lauretti and seconded by Director Cooper was approved unanimously.

There being no other business to discuss, the meeting was adjourned at 11:30 a.m.

Respectfully submitted,

Kristen B. Greig
Secretary to the Board/Paralegal