

CONNECTICUT RESOURCES RECOVERY AUTHORITY

THREE HUNDRED EIGHTY-EIGHTH MEETING

MAY 26, 2005

A Regular meeting of the Connecticut Resources Recovery Authority Board of Directors was held on Thursday, May 26, 2005 at 100 Constitution Plaza, Hartford, Connecticut. Those present were:

Chairman Michael Pace

Directors: Stephen Cassano
Benson Cohn
Mark Cooper
James Francis
Michael Jarjura (Present beginning at 10:00 a.m.)
Edna Karanian (Present until 12:00 p.m.)
Mark Lauretti (Present until 11:50 a.m.)
Theodore Martland (Present until 12:55 p.m.)
Raymond O'Brien
Andrew Sullivan
Sherwood Lovejoy (Ad-Hoc for Bridgeport Project)
(Present beginning at 12:20 p.m.)

Present from the CRRA staff:

Tom Kirk, President
Jim Bolduc, Chief Financial Officer
Peter Egan, Director of Environmental Affairs and Development
Floyd Gent, Director of Operations
Ron Gingerich, Development, Environmental Compliance and Development Manager
Laurie Hunt, Director of Legal Services
Sotoria Montanari, Education Supervisor (Present beginning at 12:30 p.m.)
Paul Nonnenmacher, Director of Public Affairs (Present beginning at 12:30 p.m.)
Michael Tracey, Operations Manager (Present from 11:10 to 11:30 a.m.)
Kristen Greig, Secretary to the Board/Paralegal

Also present were: Mr. David Arruda of MDC, Ms. Christine Stuart of the Journal Inquirer, and Ms. Joyce Tentor of HEJN

Chairman Pace called the meeting to order at 9:39 a.m. and stated that a quorum was present.

PLEDGE OF ALLEGIANCE

Chairman Pace requested that everyone stand for the Pledge of Allegiance, whereupon, the Pledge of Allegiance was recited.

EXECUTIVE SESSION

Chairman Pace requested a motion to enter Executive Session to discuss pending litigation, trade secrets, feasibility evaluations regarding CRRA's future development and plans with appropriate staff. The motion made by Director O'Brien and seconded by Director Martland was approved unanimously. Chairman Pace requested that the following people be invited to the Executive Session:

Chairman Pace
Vice-Chairman Cassano
Director Cohn
Director Cooper
Director Francis
Director Jarjura (Present beginning at 10:00 a.m.)
Director Karanian (Present until 12:00 p.m.)
Director Lauretti (Present from 9:45 a.m. until 11:50 a.m.)
Director Martland
Director O'Brien
Director Sullivan

Tom Kirk (Present from 9:50 a.m. to 12:20 p.m.)
Jim Bolduc (Present from 9:50 a.m. to 12:20 p.m.)
Peter Egan (Present from 11:10 a.m. to 12:20 p.m.)
Floyd Gent (Present from 9:50 a.m. to 12:20 p.m.)
Ron Gingerich (Present from 11:30 a.m. to 12:20 p.m.)
Laurie Hunt (Present from 9:50 a.m. to 12:20 p.m.)
Michael Tracey (Present from 11:10 to 11:30 a.m.)

The Executive Session began at 9:40 a.m. and concluded at 12:20 p.m. Chairman Pace noted that no votes were taken.

The meeting was reconvened at 12:20 p.m.

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 APRIL 28, 2005 REGULAR BOARD MEETING

Chairman Pace requested a motion to approve the minutes of the April 28, 2005 Regular Board Meeting. The motion was made by Director O’Brien and seconded by Director Cohn. The minutes as presented were 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		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Non Eligible Voters			
Timothy Griswold, Ad Hoc, Mid-Connecticut			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION IN APPRECIATION OF VERONICA AIREY WILSON’S SERVICE TO THE CONNECTICUT RESOURCES RECOVERY AUTHORITY AND THE CITIZENS OF THE STATE OF CONNECTICUT

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

WHEREAS, VERONICA AIREY-WILSON served as an Ad-Hoc Director of the Connecticut Resources Recovery Authority as a representative of the Mid-Connecticut Project; and

WHEREAS, Ms. Airey-Wilson’s efforts as an Ad-Hoc Director were instrumental in the furtherance of the goals of the Connecticut Resources Recovery Authority of providing environmentally sound solutions and best practices for solid waste disposal and recycling management on behalf of municipalities.

THEREFORE, BE IT RESOLVED: That the Board of Directors hereby expresses its gratitude to VERONICA AIREY-WILSON for her service to the Connecticut Resources Recovery Authority and the citizens of the State of Connecticut

The motion was seconded by Director Cooper.

Chairman Pace stated that, although Ms. Airey-Wilson represented the Mid-Connecticut for a short period of time, he greatly appreciated her participation.

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		
Theodore Martland	X		
Raymond O'Brien	X		
Andrew Sullivan	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Sherwood Lovejoy, Ad Hoc, Bridgeport			
Non Eligible Voters			
NONE			

RESOLUTION REGARDING THE ACKNOWLEDGEMENT OF THE FISCAL YEAR 2006 METROPOLITAN DISTRICT COMMISSION MID-CONNECTICUT PROJECT ANNUAL OPERATING BUDGET

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

RESOLVED: The fiscal year 2006 Metropolitan District Commission Mid-Connecticut Project Annual Operating Budget be acknowledged substantially in the form as presented and discussed at this meeting. In its acknowledgement of this MDC Annual Operating Budget, CRRA does not validate or approve the terms of the foregoing MDC Annual Operating Budget and CRRA reserves its rights to dispute and/or challenge any of the terms of the foregoing MDC Annual Operating Budget, in particular, and without limitation, MDC's statement of Indirect Costs, and in no way waives CRRA's legal or equitable rights. The acknowledgement of this MDC Annual Operating Budget does not preclude CRRA from effectuating the April 19, 2000 Arbitration decision in CRRA versus the MDC including, without limitation, (1) CRRA's unilateral right to hire replacement workers to replace MDC on one or more programs, (2) CRRA's right to a new Indirect Costing Methodology, and (3) CRRA's right to seek recovery of funds previously paid to MDC as Indirect Costs.

The motion was seconded by Director Cooper.

Director O'Brien noted that the resolution was recommended by the Finance Committee.

Director Sullivan informed the Board that CRRA was contractually obligated to approve a budget for MDC and pointed out that doing so gives CRRA an element of control over issues such as reallocation of funds for line items.

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

RESOLUTION REGARDING ACKNOWLEDGEMENT OF FISCAL YEAR 2005 MDC BUDGET TRANSFERS

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

RESOLVED: That the following transfers, as requested by the MDC, are acknowledged as substantially presented and discussed at this meeting:

- Transfer \$31,835 from the Waste Transfer and Transportation Administration function to the Transportation function
- Transfer \$142,650 from Waste Processing Facility function to the Landfill function

FURTHER RESOLVED: That CRRA does not acknowledge the request to transfer \$15,800 from the Waste Processing Facility function to the Landfill function to cover additional costs associated with overtime.

FURTHER RESOLVED: In its acknowledgement of these MDC Budget Transfers, CRRA does not validate or approve the terms of the foregoing MDC Budget Transfers and CRRA reserves its rights to dispute and/or challenge any of the terms of the foregoing MDC Budget Transfers, in particular, and without limitation, MDC's statement of Indirect Costs, and in no way waives CRRA's legal or equitable rights. The

acknowledgement of these MDC Budget Transfers does not preclude CRRA from effectuating the April 19, 2000 Arbitration decision in CRRA versus the MDC including, without limitation, (1) CRRA’s unilateral right to hire replacement workers to replace MDC on one or more programs, (2) CRRA’s right to a new Indirect Costing Methodology, and (3) CRRA’s right to seek recovery of funds previously paid to the MDC as Indirect Costs.

The motion was seconded by Director Jarjura.

Director O’Brien noted that the resolution was recommended by the Finance Committee.

Director Sullivan pointed out that there was no bottom line impact as a result of the transfers.

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		
Theodore Martland	X		
Raymond O’Brien	X		
Andrew Sullivan	X		
Timothy Griswold, Ad Hoc, Mid-Connecticut	X		
Non Eligible Voters			
Sherwood Lovejoy, Ad Hoc, Bridgeport			

RESOLUTION REGARDING THE TRANSPORTATION OF PROCESS RESIDUE TO THE WINDSOR LANDFILL

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

RESOLVED: That the President is authorized to enter into Amendment No. 7 to the Agreement for Waste Transportation and Transfer Station and Rolling Stock Operation and Maintenance Services between CRRA and CWPM, LLC for the transportation of Process Residue from the Mid-Connecticut Waste Processing Facility to the Windsor Landfill.

Director Cooper seconded the motion.

Director O'Brien pointed out that the Amendment Summary indicated that 10,000 tons of process residue would be transported for \$8.00 per ton, but noted that the Dollar Value of the Amendment was \$90,000. Director O'Brien asked where the additional \$10,000 was coming from. Mr. Gent responded that the \$8.00 per ton was correct and the \$90,000 was an approximate figure that covered both this fiscal year and next fiscal year. Mr. Gent stated that 10,000 tons was anticipated for FY06 and the additional \$10,000 was allocated for transportation in June of FY05. Mr. Gent pointed out that those were conservative estimates. Mr. Gent said that the actual budget impact was less than the \$90,000 because the actual incremental increase is less than \$3.00 per ton.

Director Martland asked why the services were not bid out. Mr. Gent responded that CWPM's original scope of work included a price for the transportation of process residue from the WPF to the Hartford Landfill, which included maintenance of the roll-off trucks and the roll-off containers. Mr. Gent stated that since CWPM already has that equipment, there would only be an incremental increase to go to the Windsor Landfill rather than the Hartford Landfill. Mr. Gent said that the original contract awarded to CWPM was bid in 2000 and added that, logistically, it would be very difficult to bring in another contractor to provide the necessary number of roll-off containers and to transport the filled containers to Windsor. Mr. Kirk stated that management views this work as an expansion of a scope of work for an existing contract.

The motion previously made and seconded was approved. Director Martland voted nay.

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

RESOLUTION REGARDING SPOT WASTE DELIVERY LETTER AGREEMENT BETWEEN THE BRRFOC AND THE CRRA

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

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.

The motion was seconded by Vice-Chairman Cassano.

Mr. Gent explained that CRRA has a long-standing arrangement with the Bristol facility for the delivery and acceptance of spot waste during plant outages. Mr. Gent said that the tipping fee is \$52 per ton, whether the waste is delivered to Bristol or Hartford, and added that if Bristol decided to bring waste to the Torrington Transfer Station, the tipping fee is \$ 65.00.

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

RESOLUTION REGARDING COOPERATIVE SERVICES AGREEMENT BETWEEN CONNECTICUT RESOURCES RECOVERY AUTHORITY AND UNITED STATES DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE WILDLIFE SERVICES

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

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

The motion was seconded by Director Martland.

Director O'Brien stated that he asked for quantitative data showing the improvements when the Board last approved these services and said that he did not see the data in the documents presented. Mr. Egan stated that the data is available and it would be provided. Mr. Kirk noted that the services provided vector relief, which prevented problems with the neighbors.

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

RESOLUTION REGARDING SELECTION OF A CONTRACTOR TO PROVIDE INSPECTION AND MAINENANCE SERVICES FOR THE ASH LEACHATE COLLECTION AND TREATMENT SYSTEM 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 Knapp Engineering, PC to provide inspection and maintenance services for the ash leachate collection and treatment system at the Hartford Landfill, substantially as discussed and presented at this meeting.

The motion was seconded by Director Cooper.

Director Martland asked what the other bidder's prices were. Mr. Egan handed out a chart detailing the other bidder's prices. Director O'Brien stated that he would like to see a specific request that the vendor provide written reports on parameters specified by CRRA. Mr. Egan stated that the vendor conducts inspections, which are documented on prescribed checklists. Mr. Egan stated that CRRA would also request summaries of the inspections from the vendor.

Director Martland asked how CRRA controls the costs for time and material. Director O'Brien also noted the figures for the routine and non-routine services and pointed out that the estimated non-routine figure was almost double the value of the routine services, but said that there was no explanation of what the non-routine services entailed. Mr. Egan responded that the routine services ensured that CRRA was complying with environmental permits that govern the ash landfill. Mr. Egan said that the non-routine services were controlled by CRRA management oversight and stated that, although routine inspections were conducted, problems with the system occur from time to time. Mr. Egan explained that because the system is approximately ten years old problems could include necessary pump repairs, issues with electrical conduit, or issues with the storage tank. Mr. Egan said that when these issues occurred, they need to be addressed immediately to ensure that the leachate is managed as it is generated. To further answer Director Martland's question, Mr. Egan added that the non-routine T&M rates were bid when CRRA determined the panel of vendors for these services. Director Martland stated that the rates should be shown in the contract summary.

Mr. Egan stated that management is seeking Board approval of both routine and non-routine services. Director O'Brien stated that CRRA needs to be careful that the contract summaries are clear.

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

RESOLUTION TO PROVIDE EDUCATION AND CERTAIN ADMINISTRATIVE SERVICES TO THE SOUTHWEST CONNECTICUT REGIONAL OPERATING COMMITTEE

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 the Southwest Connecticut Regional Recycling Operating Committee to provide recycling education services, museum operating services and certain administrative services to the Southwest Connecticut Regional Recycling Operating Committee substantially in accordance with the terms and conditions as presented and discussed at this meeting.

The motion was seconded by Director Cooper.

Director Griswold expressed his support for the resolution. Mr. Kirk noted that the SWEROC Board recommended the resolution. Mr. Nonnenmacher stated that the resolution reflects the services that CRRA is already providing to SWEROC for the education center. Mr. Nonnenmacher pointed out that the Board would be reviewing a resolution to add a full-time educator at the education center later in the meeting. Director Griswold stated that the SWEROC Board reviewed the matter in great depth at its last meeting and added that the minutes from the SWEROC meeting express SWEROC’s support.

Director O’Brien asked if CRRA would be in compliance with the statutory head count if a new position was added. Mr. Kirk responded in the affirmative and said that CRRA was under the maximum of 70 employees.

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

LEGAL

RESOLUTION REGARDING THREE-YEAR LEGAL SERVICES AGREEMENTS

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

RESOLVED: That the President is hereby authorized to execute, deliver, and perform on behalf of this Authority, Legal Services Agreements as were substantially set forth in the Request for Qualifications dated February 22, 2005 for a period of three years commencing on July 1, 2005 and terminating on June 30, 2008, with the law firms listed below provided that these firms meet the fee structures and other conditions, if any, requested by CRRA. Except for the General Counsel position, all other counsel positions will be “on call”.

GENERAL COUNSEL

Halloran & Sage - Primary
Heneghan, Kennedy & Doyle

ENERGY/DPUC

Halloran & Sage
Brown Rudnick Berlack Israels

BANKRUPTCY

Halloran & Sage
Cohn, Birnbaum & Shea

ENVIRONMENTAL

Halloran & Sage
Brown Rudnick Berlack Israels
Cohn, Birnbaum & Shea

BOND COUNSEL

Pullman & Comley
Sidley Austin Brown & Wood

LITIGATION

Halloran & Sage
Brown Rudnick Berlack Israels
Cohen & Wolf
Cohn, Birnbaum & Shea
McCarter & English
Pepe & Hazard
Perakos & Zitser

CONSTRUCTION

Halloran & Sage
McCarter & English
Pepe & Hazard

EMPLOYMENT

Halloran & Sage
Kainen, Escalera & McHale (Primary)

REAL ESTATE

Halloran & Sage
Brown Rudnick Berlack Israels
Cohen & Wolf
Cohn, Birnbaum & Shea

The motion was seconded by Director Cooper.

Director Cohn stated that the firms listed were being recommended by the Policies & Procurement Committee for all categories and both the Policies & Procurement Committee and Finance Committee were recommending the firms for bond counsel. Director Cohn informed the Board that CRRA has come to agreement with all of the firms regarding rates.

Director Cohn noted that he would abstain from voting on this resolution because he has a relative who is a partner at Cohn, Birnbaum and Shea.

Director O'Brien informed the Board that the Policies & Procurement Committee conducted two full days of interviews for legal services and the Finance Committee and Policies & Procurement Committee conducted another half day of interviews for bond counsel. Director O'Brien noted that the firms interviewed were selected in response to a Request for Qualifications.

Director Martland emphasized that he believes all firms that are chosen to be on CRRA's panels should be given work.

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

COMMITTEE REPORTS

POLICIES AND PROCUREMENT COMMITTEE

Director Cohn stated that the Committee completed the interviews and recommendations of firms for Legal Services and Bond Counsel.

ORGANIZATIONAL SYNERGY & HUMAN RESOURCES COMMITTEE

RESOLUTION REGARDING HUMAN RESOURCES COMMITTEE RECOMMENDATION TO THE BOARD OF DIRECTORS REGARDING HIRING OF AN ADDITIONAL SCALE/ENFORCEMENT SPECIALIST FOR A DEDICATED PRESENCE AT THE WALLINGFORD PROJECT

Chairman Pace requested a motion regarding the referenced item. Vice-Chairman Cassano made the following motion:

RESOLVED: That the Board of Directors authorizes hiring an additional Scale/Enforcement Specialist for a dedicated presence at the Wallingford Project as approved by the Organizational Synergy & Human Resources Committee.

The motion was seconded by Director O'Brien.

Vice-Chairman Cassano stated that the low tipping fee at the Wallingford Project called for an additional person to monitor the scales and noted that Wallingford would pay for the additional employee.

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

**RESOLUTION REGARDING HUMAN RESOURCES COMMITTEE
RECOMMENDATION TO THE BOARD OF DIRECTORS REGARDING
REPLACEMENT OF THE TEMPORARY EMPLOYEE AND HIRING OF A FULL-
TIME EDUCATOR FOR THE STRATFORD GARBAGE MUSEUM**

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

RESOLVED: That the Board of Directors authorizes hiring a full-time Educator to replace the current temporary employee at the Stratford Garbage Museum as approved by the Organizational Synergy & Human Resources Committee.

The motion was seconded by Director Martland.

Director Griswold noted that SWEROC was in favor of the resolution.

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

Vice-Chairman Cassano moved to suspend the rules to add an item to the agenda. The motion was seconded by Director Martland. The motion to suspend was approved unanimously.

**RESOLUTION REGARDING HUMAN RESOURCES COMMITTEE
RECOMMENDATION TO THE BOARD OF DIRECTORS REGARDING THE
RENEWAL OF EMPLOYMENT AGREEMENTS**

Chairman Pace requested a motion regarding the referenced item. Vice-Chairman Cassano made the following motion:

RESOLVED: That the Board of Directors authorizes the renewal of the employment agreements for the CEO and CFO for a term effective June 30, 2005 through June 30, 2008 at their current compensation rates as recommended by the Organizational Synergy & Human Resources Committee.

The motion was seconded by Director Cooper.

Vice-Chairman Cassano noted that the contracts were recommended by the Organizational Synergy & Human Resources Committee and discussed in Executive Session earlier in the Board meeting. Vice-Chairman Cassano explained that the contracts expire on June 30, 2005 and the term of the extension would be from July 1, 2005 through June 30, 2008. Vice-Chairman Cassano said that the term will be automatically renewed for successive two-year periods unless CRRA provided the employee with written notice of non-renewal at least 12 months before the end of the term. Vice-Chairman Cassano stated that the salaries would be determined on an annual basis by the Board and said that renewing the contracts would provide the Board with continuity.

Director Francis stated that CRRA has a busy agenda for the next three years and stated that approval of the resolution would allow the individuals to continue in their present capacity and provide the necessary leadership.

Director Cooper stated that the individuals displayed positive performance and recommended proceeding in a timely manner considering the expiration of the contracts.

Vice-Chairman Cassano noted that the Chairman and the Organizational Synergy & Human Resources Committee completed performance evaluations based on the individuals' performance over the last two years.

Chairman Pace stated that it was obvious that CRRA has good management, which has helped CRRA get to the point where it is today. Director Sullivan added that he relies quite heavily on Mr. Kirk and Mr. Bolduc in the finance area and said that he has a very good working relationship with the individuals. Chairman Pace said that Mr. Kirk, Mr. Bolduc, and the entire management team have done a terrific job in getting CRRA through some of the difficult times.

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

Mr. Kirk requested that Attorney Hunt give the Board an update on the New Hartford lawsuit. Attorney Hunt informed the Board that, despite the Attorney General's valiant efforts on CRRA's behalf, the motion to dismiss was denied. Attorney Hunt stated that the judge could not come to the conclusion that the town had no right to seek an injunction against CRRA, but agreed that CRRA made some very good points in oral arguments. Attorney Hunt said that those arguments were matters for the merits of the case and not a motion to dismiss. Mr. Kirk stated that summary judgment was still a possibility, but said that the downside was that summary judgment was a post-discovery motion.

Mr. Kirk extended his appreciation for all of the help from the Board in contacting their legislators. Mr. Kirk stated that the Board's input has made an impact because CRRA is now being heard and legislators are considering amending bills impacting CRRA. Mr. Kirk gave a brief review of the status of those bills.

Mr. Nonnenmacher also thanked the Board for their efforts and said that there have been a number of legislators who have expressed a willingness to help CRRA address its concerns, especially with SB 94.

CHAIRMAN'S REPORT

Chairman Pace stated that he appreciated the time that the legislators and town leaders have given to understand CRRA's position. Chairman Pace said that he understands that there are people that have other motivations or may not fully understand what CRRA has done to date. Chairman Pace stated that he would like to do whatever can be done educate them and provide them with CRRA's policies and procedures.

Vice-Chairman Cassano asked if CRRA ever asked CCM to take a position on the New Hartford suit. Mr. Kirk responded that CRRA asked to be included on a CCM meeting agenda, but CCM was not agreeable to having CRRA on the agenda. Mr. Kirk said that CRRA's concern has been being able to speak to the towns. Mr. Nonnenmacher added that the impression that he got from CCM and COSS was that putting CRRA on their agenda to discuss this matter could be perceived as taking a position, which perception they were trying to avoid. Vice-Chairman Cassano stated that he is on the CCM board and that he would be asking CCM to take a position on this matter. Mr. Kirk explained that CRRA would be eager to attend a CCM meeting to explain the issue from CRRA's perspective. Mr. Kirk said that it was important for the towns to be aware of the situation, particularly since CRRA was entering the discovery phase where significant money would be spent. Mr. Kirk stated that it was CRRA's position that there is no benefit to this lawsuit because any award would have to be charged back to the towns in tip fees.

ADJOURNMENT

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

There being no other business to discuss, the meeting was adjourned at 1:00 p.m.

Respectfully submitted,

Kristen B. Greig
Secretary to the Board/Paralegal