

CRRA
BOARD MEETING
April 24, 2008



**CONNECTICUT
RESOURCES
RECOVERY
AUTHORITY**

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

TO: CRRA Board of Directors
FROM: Moira Kenney, Secretary to the Board/Paralegal
DATE: April 18, 2008
RE: Notice of Meeting

There will be a regular meeting of the Connecticut Resources Recovery Authority Board of Directors held on Thursday, April 24, 2008, at 9:30 a.m. The meeting will be held in the Board Room of 100 Constitution Plaza, Hartford, Connecticut.

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

cc: Office of the Secretary of State

Connecticut Resources Recovery Authority
Board of Directors Meeting

Agenda

April 24, 2008
9:30 AM

I. Pledge of Allegiance

II. Public Portion

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

III. Minutes

1. Board Action will be sought for the approval of the March 27, 2008, Regular Board Meeting Minutes (Attachment 1).

1.a Action Items

IV. Finance

1. Finance Committee Update
2. Board Action will be sought regarding Wallingford Project Purchase Option (Attachment 2).

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

A. Chairman's Report

B. President's Report

C. Organizational Synergy & Human Resources Committee

1. Board Action will be sought for Cancellation of the AIDS Policy BOD #309 (Attachment 3).
2. Board Action will be sought for Cancellation of the No Smoking Policy BOD #308 (Attachment 4).
3. Board Action will be sought for Approval of Senior Management Revised Contracts and Consideration of Annual Merit Increases (Attachment 5) (Please see Confidential Package).

D. Policies & Procurement Committee

1. Presentation on Single Stream Recycling.
2. Board Action will be sought for the Mid-CT Regional Recycling Facility Single Stream Retrofit Project (Attachment 6)
3. Board Action will be sought for the Mid-Connecticut Project-Ash Residue Transportation Services (Attachment 7)
4. Board Action will be sought for the Bridgeport Project-Roof Replacement at the Norwalk Transfer Station (Attachment 8).
5. Board Action will be sought for Extension of the Ellington Landfill Gas System O&M Contract (Attachment 9).
6. Board Action will be sought for the Bridgeport Project-Standard Form Municipal Solid Waste Agreements (Attachment 10).
7. Board Action will be sought for Approval of the Three -Year Legal Service Agreements (Attachment 11).
8. Board Action will be sought for Approval of the Three -Year Legal Bond Counsel Legal Service Agreements (Attachment 12).

VI. Executive Session

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

TAB 1

CONNECTICUT RESOURCES RECOVERY AUTHORITY

FOUR HUNDRED AND THIRTY-FIFTH MEETING

MARCH 27, 2008

A Regular meeting of the Connecticut Resources Recovery Authority Board of Directors (hereinafter referred to as 'CRRA' or the 'Authority') was held on Thursday, March 27, 2008, at 100 Constitution Plaza, Hartford, Connecticut. Those present were:

Chairman Michael Pace

Directors: Mark Cooper
James Francis
Michael Jarjura (Present from 11:06 a.m. until 12:12 p.m.)
Edna Karanian
Theodore Martland
James Miron (Present by telephone from 10:10 a.m. until 11:45 a.m.)
Raymond O'Brien
Linda Savitsky
Stephen Edwards, Bridgeport Project Ad-Hoc
Tim Griswold, Mid-CT Project Ad-Hoc
Warren Howe, Jr., Wallingford Project Ad-Hoc

Present from the CRRA staff:

Tom Kirk, President
Jim Bolduc, Chief Financial Officer (Present by telephone)
Michael Bzdyra, Government Relations Liaison
Robert Constable, Controller
Peter Egan, Director of Environmental Affairs & Development
Laurie Hunt, Director of Legal Services
Chris Hyfield, Human Resources Manager
Lynn Martin, Risk Manager
Paul Nonnenmacher, Director of Public Affairs
Mike Tracey, Director of Operations
Lisa Bremmer, Executive Assistant
Moira Kenney, Secretary to the Board/Paralegal

Also present were: John Pizzimenti of USA Hauling & Recycling, Cheryl Thibeault of Covanta, Jerry Tyminski of SCRRRA, Susan Hemenway of BRRFOC, and Dan Uhlinger from *The Hartford Courant*.

Chairman Pace called the meeting to order at 9:38 a.m. and said that a quorum was present.

PLEDGE OF ALLEGIANCE

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

PUBLIC PORTION

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

With no comments from the public, Chairman Pace said that the regular meeting would commence.

APPROVAL OF THE MINUTES OF THE FEBRUARY 21, 2008, REGULAR BOARD MEETING

Chairman Pace requested a motion to approve the minutes of the February 21, 2008, Regular Board Meeting. Director Martland made a motion to approve the minutes, which was seconded by Director O'Brien. The minutes were approved as amended and discussed by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe Jr., Ad-Hoc, Wallingford	X		

APPROVAL OF THE MINUTES OF THE FEBRUARY 26, 2008, EMERGENCY BOARD MEETING

Chairman Pace requested a motion to approve the minutes of the February 26, 2008, Emergency Board Meeting. Director O'Brien made a motion to approve the minutes, which was seconded by Director Martland. The minutes were approved as presented by roll call.

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe Jr., Ad-Hoc, Wallingford			

RESOLUTION REGARDING PURCHASE OF COMMERCIAL CRIME INSURANCE FOR THE PERIOD 4/1/08 – 4/1/11

Chairman Pace requested a motion regarding the above-captioned matter. Director Francis made the following motion:

RESOLVED: That CRRA purchase the three-year policy for Commercial Crime insurance with a limit of \$3,000,000 from the Travelers Casualty and Surety Company of America for an annual premium of \$3,310 for the period 4/1/08-4/1/11, as discussed at this meeting.

Vice-Chairman O'Brien seconded the motion.

Ms. Martin said the Authority's brokers went to market this year for crime insurance which covers employee theft and dishonesty. She said the Authority has a clean record and has never had a claim for commercial crime. Ms. Martin explained that this year AON was able to secure a multi-year contract for three years. She said the premium is paid yearly, but that premium is the same each year. Ms. Martin explained this is a benefit that the Authority has been trying to secure for some time. Ms. Martin said the Authority's ability to secure a multi-year contract is attributed to the current soft market.

Director Martland asked if the coverage would protect CRRA from stealing at the scale enforcement locations. Ms. Martin replied that the answer is yes, if the theft was done by CRRA employees and not contractors or MDC employees who are not covered under the insurance.

Director Francis said the Finance Committee had thoroughly reviewed the resolution. He said in terms of the premium differences highlighted in the write-up the increased cost is a minor \$163.00. He explained the savings are roughly 6.5% for all of the premium costs.

Director Martland asked how CRRA is protected from MDC in terms of scale tampering. Mr. Kirk said the Authority is protected through civil action.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe Jr., Ad-Hoc, Wallingford			

RESOLUTION REGARDING THE PURCHASE OF FIDUCIARY LIABILITY INSURANCE FOR THE PERIOD 4/1/08 – 4/1/11

Chairman Pace requested a motion regarding the above-captioned matter. Director Francis made the following motion:

RESOLVED: That CRRA purchase a three-year, \$3,000,000 Fiduciary Liability insurance policy, with a separate \$1,000,000 limit for defense expenses, for an annual premium of \$4,581 from Travelers Casualty and Surety Company of America for the term 4/1/08 – 4/1/11 as discussed at this meeting.

Vice-Chairman O'Brien seconded the motion.

Ms. Martin said that fiduciary insurance would cover anyone who is responsible for acting as a trustee on a 401 (k) plan. She said the Authority was also able to secure a multi-year contract for fiduciary liability. Ms. Martin explained it is important for the Board to be aware that although this insurance covers all employees it does not cover the "host", which is CRRA. She said AON is working with AIG and Travelers to cover CRRA. Ms. Martin said CRRA's brokerage firm (AON) has indicated it is not unusual that a public entity is unable to secure coverage for itself.

Ms. Martin informed the Board that this coverage is an improvement from the prior coverage due to the three-year renewable contract which was secured at a reasonable cost. Vice-Chairman O'Brien said Ms. Martin and the AON risk team have done a good job of seeking out good pricing on CRRA's insurance. He said the last page of each write-up contains comparisons and aggregates on each of the policies to provide further information for the benefit of the Board.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe Jr., Ad-Hoc, Wallingford			

RESOLUTION REGARDING THE DISPOSITION OF SETTLEMENT FUNDS

Chairman Pace requested a motion regarding the above-captioned matter. Director Francis made the following motion:

WHEREAS, the Connecticut Resources Recovery Authority (the “Authority”) has continued to pursue Enron related litigation against multiple parties; and

WHEREAS, the Authority has been successful in Enron related litigation and received tens of millions of dollars in settlement funds which has been used to mitigate tip fee increases for the Mid-Connecticut Project; and

WHEREAS, the Authority has settled a Enron-related claim against an additional defendant and there is potential that additional Enron-related claims will be settled, as discussed in executive session; and

WHEREAS, the Authority reached an agreement with the City of Hartford allowing the Authority to utilize additional capacity at the Hartford Landfill through December 31, 2008; and

WHEREAS, the agreement with the City of Hartford assigns the post-closure obligations to the Mid-Connecticut Project; and

WHEREAS, the accounts for the post-closure obligations are currently below the required funding amount; and

WHEREAS, the Authority desires to set aside these additional settlement funds into the Hartford Landfill Post-Closure account to ensure sufficient funds are available to meet the required obligations; and

NOW, THEREFORE, it is

RESOLVED: That the funds (net of legal costs) to be received from these settlements in the Authority's Enron-related litigation as discussed in executive session be deposited into the Hartford Landfill Post-Closure account.

The motion was seconded by Vice-Chairman O'Brien.

Director Francis said the Finance Committee had approved the resolution. He explained the resolution would give management the authority to act immediately on settlements and take the appropriate action without returning first to the Board for approval. He explained after discussion by the committee it was recommended that the settlement funds go to cover post-closure costs for the Hartford Landfill.

Director Griswold asked what the current fund balance is for post-closure of the Hartford Landfill. Mr. Bolduc said the post-closure reserve contained \$3.8 million as of the end of January 2008, and that another \$12.2 million is held in the closure reserve. Mr. Kirk said both funds are currently underfunded. Mr. Egan said that post-closure costs are currently at \$16 million.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe Jr., Ad-Hoc, Wallingford			

RESOLUTION REGARDING THE FISCAL YEAR 2008 BULKY WASTE AND NON- PROCESSIBLE FEE AT THE HARTFORD LANDFILL

Chairman Pace requested a motion regarding the above-captioned matter. Director Francis made the following motion:

RESOLVED: That the Fiscal Year 2008 Mid-Connecticut Project Tip Fees for Bulky Waste (C&D) and Non-Processible Waste delivered to the Hartford Landfill be reduced to the *Proposed Rates* as presented in the following table.

Waste Category	Existing Rate <u>FY 2008</u>	Proposed Rate <u>FY 2008</u>
Bulky Waste (C&D) – Municipal	\$85.00	\$40.00 - 85.00
Bulky Waste (C&D) – Commercial	\$96.00	\$40.00 - 96.00
Non-processible Fee – Direct	\$85.00	\$40.00 - 85.00

Vice-Chairman O'Brien seconded the motion.

Mr. Kirk said that Mr. Egan would provide detailed information on the resolution and was also distributing a hand-out containing information requested by the Finance Committee. Mr. Kirk said with the closing of the Hartford Landfill in December there will potentially be unused capacity remaining. He explained management would like to maximize the use of the capacity within the typical operating parameters the community has been comfortable with. He explained management felt this was possible if they had the flexibility to lower the price to attract more waste. Mr. Kirk said the Finance Committee spent a significant amount of time discussing how to best communicate with all involved parties regarding future plans for the Hartford landfill.

Mr. Egan explained the hand-out he distributed is in response to questions raised by the Finance Committee. He said assuming the landfill continues to take in what has been historically generated in unburned residue from the trash plant, as well as direct deliveries of bulky waste from the twenty or so surrounding customers, that CRRA anticipates having up to 100,000 cubic yards of unused capacity. Mr. Egan explained the value of that capacity is illustrated in the handout, which is roughly \$3 million of additional revenue if C&D waste is brought in and \$2.25 million if contaminated soil is brought in. Mr. Egan said he expects some combination of the two to come into the landfill.

Vice-Chairman O'Brien said that making direct contact with some of the neighborhood organizations was also discussed at the Finance Committee meeting. Mr. Egan said that there hasn't been additional contact with neighborhood organizations. He said he spoke with Lee Erdmann of the Host Community and put together a letter with the intention of letting the City of Hartford distribute the information to the appropriate parties.

Mr. Kirk said another possible option regarding the unused capacity, is the sale of the volume to an outside party. He explained management would like to investigate the possibility of regional waste operators purchasing the larger blocks of volume. Director Francis said that the Finance Committee had

explored a variety of options during an in-depth discussion concerning the unused capacity at the Hartford landfill.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe Jr., Ad-Hoc, Wallingford			

ORGANIZATIONAL SYNERGY & HUMAN RESOURCES COMMITTEE

RESOLUTION REGARDING ADDITION AND ADOPTION OF THE STATE OF CONNECTICUT'S DEFINED CONTRIBUTION PLAN 457(b) PLAN

Chairman Pace requested a motion regarding the above-captioned matter. Director Cooper made the following motion:

RESOLVED: That the President is hereby authorized and directed to execute, the "Participating Employer Agreement" with the State of Connecticut for CRRA's participation in the State's Deferred Compensation Plan 457(b).

Vice-Chairman O'Brien seconded the motion.

Director Cooper said the 457(b) plan is a tax free savings plan for employees. He said several CRRA employees have expressed interest in the plan. Director Cooper explained there is no cost for CRRA to join and the fiduciary role is the responsibility of Nancy Wyman's office.

Mr. Hyfield said in 2006 the State of Connecticut opened the 457(b) plan to political subdivisions of the State. He explained the plan was reviewed by management in consideration of including an additional retirement savings vehicle because CRRA has no pension plan. Mr. Hyfield explained there is almost no cost to CRRA, no fiduciary responsibility, and the expense ratio for mutual funds in the plan is less than they would be in a Fidelity plan. He said about 15 employees have expressed interest in the plan.

Director Savitsky said if a political subdivision chooses to join this plan it is restricted to the current vendor and can not add another plan. She explained if the plan is sold or goes to another vendor that CRRA will be going with it. Mr. Hyfield said there are rollover provisions if the State chooses another vendor with higher expense ratios. Director Savitsky said there are multiple options for mutual funds within the 457(b) within a reasonable fee structure.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe Jr., Ad-Hoc, Wallingford			

RESOLUTION REGARDING THE PURCHASE OF ALL RISK PROPERTY INSURANCE FOR THE PERIOD 4/1/08 – 4/1/09

Chairman Pace requested a motion regarding the above-captioned matter. Director Francis made the following motion:

RESOLVED: That CRRA’s \$359 million All Risk Property Insurance be purchased for a premium of \$600,979 (including terrorism) from the following three insurers with their quota shares as indicated: XL 35%; Starr Tech 33% and Zurich 32%:

FURTHER RESOLVED: That CRRA obtain expanded loss prevention engineering services from XL for a cost of \$22,900.

Vice-Chairman O’Brien seconded the motion.

Ms. Martin said the policy would provide coverage for all of the property required to be insured by contract or ownership. She explained the value of the property has increased by \$10 million based on trends in construction and labor. Ms. Martin explained XL, Starr Tech and Zurich are the same insurers who provided insurance last year. She said, based on reaction and the responses to solicitation, the quota shares are slightly different this year. Ms. Martin said an expanded engineering program has been negotiated. She explained that last year Zurich provided jurisdictional engineering for CRRA. Ms.

Martin said CRRA's engineering personnel said they would prefer a more expanded loss prevention engineering program with recommendations to assist with discovering potential problems. Ms. Martin said XL was chosen after a review of proposals by CRRA's Senior Engineer. She said XL had submitted the most detailed report in the opinion of Rich Quelle, CRRA's Senior Engineer. Ms. Martin said approximately a 10% savings on the overall program was achieved.

Director Francis added that CRRA's Senior Engineer, Rich Quelle had joined the Finance Committee to provide his opinion in person. He said the detailed report from XL was more in depth and covered greater issues than its competitors. Director Francis said the increase in cost was well worth the expense.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Jim Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe Jr., Ad-Hoc, Wallingford			

RESOLUTION REGARDING THE PURCHASE OF PUBLIC OFFICIALS AND EMPLOYMENT PRACTICES LIABILITY INSURANCE FOR THE PERIOD 4/1/08 – 4/1/09

Chairman Pace requested a motion regarding the above-captioned matter. Director Francis made the following motion:

RESOLVED: That CRRA's Public Officials and Employment Practices Liability insurance be purchased from ACE with a \$10,000,000 limit, and up to a \$5,000,000 in defense costs outside the limit, with a \$250,000 deductible for the period 4/1/08-4/1/09 for a premium of \$228,139, as discussed at this meeting.

Vice-Chairman O'Brien seconded the motion.

Ms. Martin said this insurance would cover the CRRA Board of Directors and staff from any unintentional wrongful acts. She pointed out the defense costs are outside the limit of up to \$5 million,

which would not reduce the overall limit of \$10 million. She said this is the program recommended by management.

Director Martland stated, for the record, that this policy covers previous Board members through the insurance company which offered protection at the time.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Jim Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe Jr., Ad-Hoc, Wallingford			

POLICIES & PROCUREMENT COMMITTEE

RESOLUTION REGARDING TRANSFER STATION HOST COMMUNITY AGREEMENT

Chairman Pace requested a motion regarding the above-captioned matter. Vice-Chairman O'Brien made the following motion:

RESOLVED: That the President of CRRA is authorized to execute the Transfer Station Host Community Agreement for the Town of Watertown, Connecticut, substantially as presented and discussed at this meeting.

Director Savitsky seconded the motion.

Vice-Chairman O'Brien said the funds for the agreement have already been budgeted for the coming year, and that further the current year contains \$64,000. Director Savitsky noted that Watertown has already signed the agreement.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Jim Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe Jr., Ad-Hoc, Wallingford			

RESOLUTION REGARDING TRANSFER STATION HOST COMMUNITY AGREEMENT

Chairman Pace requested a motion regarding the above-captioned matter. Vice-Chairman O'Brien made the following motion:

RESOLVED: That the President of CRRA is authorized to execute the Transfer Station Host Community Agreement for the Town of Torrington, Connecticut, substantially as presented and discussed at this meeting.

Director Savitsky seconded the motion.

Mr. Egan said the Town of Torrington has already signed the agreement. Director Griswold asked why the numbers go down in the Torrington agreement. Mr. Egan explained the numbers were used in the FY'09 budget and a state-wide decline in waste receipts resulted in a reduced amount of projected deliveries for FY'09. Mr. Egan said recycling plays a role in the reduction as well as the effects of the economy.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Jim Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe Jr., Ad-Hoc, Wallingford			

RESOLUTION REGARDING DOZER COMPACTION SERVICES FOR THE MID-CONNECTICUT WASTE PROCESSING FACILITY

Chairman Pace requested a motion regarding the above-captioned matter. Vice-Chairman O'Brien made the following motion:

RESOLVED: That the Board of Directors, in accordance with the Connecticut Resources Recovery Authority's Procurement Policy, hereby approves the contract with NEUCO Corporation for Dozer Compaction Services at the Mid-Connecticut Waste Processing Facility, substantially as presented and discussed at this meeting.

Director Martland seconded the motion.

Mr. Tracey explained this was a service used at the WPF for compacting the waste at the MSW and RDF area. He explained the compaction helps to process waste in a more efficient manner. Mr. Tracey said the MSW does not have compaction services equipment which significantly reduces waste time for the haulers.

Mr. Kirk said the agreement is far more reasonable than the one previously held. Mr. Tracey said it was bid out for a fourteen month period which coincides with the Hartford landfill closing.

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

Directors	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
James Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Jim Miron	X		
Raymond O'Brien	X		
Linda Savitsky	X		
Ad-Hocs			
Stephen Edwards, Ad-Hoc Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT	X		
Warren C. Howe Jr., Ad-Hoc, Wallingford			

WALLINGFORD PROJECT RESIDENTIAL DROP-OFF TRANSPORTATION SERVICES

Vice-Chairman O'Brien explained the above captioned item requires no action by the Board. He explained, in the interest of a fully informed Board, he has asked management to bring any contract renewals before the full Board for review.

CHAIRMAN'S REPORT

Chairman Pace said an announcement detailing plans to move forward with the siting of an ash landfill in Franklin, Ct, had been unveiled to the public. Chairman Pace said coverage was provided by *The Hartford Courant*, *The Norwich Bulletin*, *The New London Day*, and television stations. He said the purpose of the announcement was to inform the public why the site was chosen and to provide information on the many positive benefits. He said at this point a \$1.5 million benefit is calculated for Franklin which represents a huge impact on their budget.

PRESIDENT'S REPORT

Mr. Kirk said management was very encouraged by the public's response to plans for siting an ash landfill in Franklin, Ct. He said the press and public seemed uniformly supportive of the process and understood this process to have significant public benefits. Mr. Kirk said he would like to recognize the communication efforts by Mr. Nonnenmacher, Mr. Egan, Mr. Gingerich and their teams in planning the

landfill unveiling. Mr. Kirk said this unveiling is the manifestation of the new CRRA as it is the first initiative in a new era of waste management in Connecticut.

Mr. Kirk said an 800-number and a dedicated live Web-site are available to answer questions and concerns by the public, as well as a link provided on *The Hartford Courant* website. Mr. Kirk said CRRA's intent was to avoid controversy and to attempt to be as forthcoming as possible regarding this project. He said he expects the next environmental phase to take approximately 12 months.

Mr. Pace said he had asked for a copy of the Powerpoint presentation given at the press conference to be given to the full Board. He said CRRA will be buying a ribbon of property around the Franklin property. Mr. Pace said the brochure being distributed has been mailed to every resident and business in the town of Franklin.

Mr. Edwards asked where the funding comes from for the development of the ash landfill. Mr. Kirk said it was anticipated to be a bonding issue and will not have an impact on the projects.

Mr. Pace said he, Mr. Kirk and Mr. Egan met with Gina McCarthy (Commissioner of CT DEP) for discussion on the matter. He said CRRA is examining a new business model to make CT DEP more aware of the global view of the State's interest. Mr. Kirk said this approach is critical.

Mr. Egan said Ms. McCarthy was hesitant to take a definitive position on the matter concerning whether public waste should be publicly or privately handled in the State of Connecticut. He said the Solid Waste Management Plan had not taken a position, which allowed CRRA to bring up the Supreme Court's decision regarding flow control of solid waste at publicly controlled facilities. He said the decision lends support to the notion that there is a benefit to ensure public control of the solid waste infrastructure in the State of Connecticut. He said it allows that agency to generate revenues to fund salaries for recycling needs and any of the ancillary activities that may fall outside of Solid Waste Management activities.

Mr. Egan said the site had been announced as most appropriate and best which meets the criteria the DEP asked for, and was also one of the top sites chosen by DEP 20 years ago. He said the project will next be conducting extensive environmental, exploratory and archeological investigations. He said he expects an 18 month time frame to review permits and that the current statute requires CT DEP to make a review within 12 months. He said by the summer of 2010 CRRA hopes to have a favorable decision and to begin construction in late summer/fall 2010 with ash coming in by sometime in 2011.

Mr. Pace said this ash is the consistency of wet cement and does not attract the attention of animals and insects. He said the ash is built into a contained environment.

Director Griswold asked which sites would be shipping material to the ash landfill. Mr. Egan said CRRA plans on accepting waste from the Hartford, Wallingford, and Preston waste management facilities, which generate approximately 300,000 tons of ash a year. Mr. Egan said the landfill would be able to accept additional waste from other waste to energy facilities and is restricted to accepting waste only from in-State facilities, six of which could ship ash. He said that would be roughly 60 trucks a day, five days a week going into Franklin. Mr. Egan said the Bristol ash is another source of ash that CRRA may be able to attract to the landfill representing additional revenue for the town of Franklin. Mr. Egan

said another benefit of the Franklin location is that there will be no travel on local roads and that all access is through State roads.

Director Savitsky asked if the Connecticut Department of Transportation (hereinafter referred to as 'DOT') has had any involvement in the approval process. Mr. Egan said in the permitting phase CRRA will have to perform a traffic analysis. He said at which point DOT would have an opportunity to insert itself. He said there may not be a requirement but of course CRRA would comply with any requests.

Concerning the Wallingford Project, Mr. Kirk said that the meeting between the Wallingford City Council and management to discuss the options of Wheelabrator and Covanta went very well. He said a letter from the Chairman of the City Council said they were pleased with the negotiations that were proceeding. Mr. Kirk said communications from Covanta indicated they are interested in fast tracking negotiations and have provided a new term sheet that management is considering. He said he was optimistic that a realistic option for a renewal of the existing agreement, along with the option of public ownership can be provided to the towns in the next few months.

Mr. Kirk said CRRA has continued negotiations with Wheelabrator concerning Bridgeport future options. He said new developments from the revelation of the Norwalk bid (which was substantially lower than expected) have prompted changes to CRRA's counter offer. Mr. Kirk said he is optimistic that Wheelabrator will be in agreement with market pricing. He said if the deal is not worked out, an RFP is ready to be explored for an export option with the Bridgeport towns. Twenty-seven suppliers have expressed interest in supplying capacity.

The Board discussed at length the impact of Norwalk's exit from the Bridgeport Project.

RESIGNATION OF DIRECTOR FRANCIS

Chairman Pace read a letter of resignation that was submitted by Director Francis which said that following the close of the March 27, 2008, Board meeting his resignation from the CRRA Board would be effective.

Chairman Pace said it was with great regret that he bid Director Francis farewell and thanked him for his many years of faithful and diligent service to the CRRA Board. The Chairman read a letter of gratitude from the CRRA Board wishing Director Francis the best of luck and thanking him for serving as a Director for many years.

The Board members offered their personal notes of thanks and appreciation to Director Francis.

Chairman Pace said that the departure of Director Francis creates a vacancy on the CRRA Board, the Executive Committee, and the Finance Committee.

APPOINTMENT TO FINANCE COMMITTEE

Chairman Pace asked Director Savitsky to serve as a member of the Finance Committee. Director Savitsky accepted and Chairman Pace requested the consensus of the Board, who unanimously agreed to Director Savitsky's membership on the Finance Committee.

Chairman Pace said that with the loss of Director Francis that the Board and management will need to find a replacement to recommend to the CRRA Board of Directors.

Director Howe said that during the course of his public hearing at the Legislative Office Building that Representative Gascogne asked that Director Howe relay a personal comment to the CRRA Board. Representative Gascogne said "it is his personal wish that the CRRA Board spends additional time looking for ways to reduce tipping fees."

EXECUTIVE SESSION

Chairman Pace requested a motion to enter into Executive Session at the request of CRRA personnel to discuss pending litigation and personnel evaluations 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 in addition to the Directors:

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

Eligible Voters	Aye	Nay	Abstain
Michael Pace, Chairman	X		
Mark Cooper	X		
Jim Francis	X		
Edna Karanian	X		
Theodore Martland	X		
Raymond O'Brien	X		
James Miron	X		
Linda Savitsky	X		
Non-Eligible Voters			
Stephen Edwards, Ad-Hoc, Bridgeport			
Timothy Griswold, Ad-Hoc, Mid-CT			
Warren C. Howe Jr., Ad-Hoc, Wallingford			

The Executive Session began at 11:18 a.m. and concluded at 12:11 p.m. Director O'Brien noted that no votes were taken in Executive Session.

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

ADJOURNMENT

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

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

Respectfully submitted,

Moira Kenney
Secretary to the Board/Paralegal

TAB 2

Resolution Regarding Wallingford Project Purchase Option Action Items and Associated Budget

WHEREAS: The Authority, upon request of the Wallingford Policy Board, is reviewing all potential waste disposal options on behalf of the Wallingford Project member towns; and

WHEREAS: One of the options under review is the potential purchase of the resource recovery facility in Wallingford; and

WHEREAS: This purchase option review requires that funds be disbursed from the Wallingford Future Use Fund to enable the commencement of various tasks required for the review analysis; and

WHEREAS: The Wallingford Policy Board approved such expenditures at their April 8, 2008 meeting.

THEREFORE BE IT RESOLVED: That the Authority Board of Directors authorizes the President to expend funds related to the studies and activities necessary to ascertain the feasibility of CRRA exercising the Option to Purchase the Wallingford Resources Recovery Facility pursuant to Section 3.02 (d) of the Amended and Restated Waste Disposal Services Contract dated as of February 1, 1990 between CRRA and Wallingford Resource Recovery Associates, L.P., substantially in accordance with the budget as presented and discussed at this meeting

Wallingford Project Purchase Option Action Items and Associated Budget

ACTION ITEM	ESTIMATED COST
Finalize First Fair Market Valuation	\$20,000
Second Fair Market Valuation	\$40,000
Useful Life Engineering/Feasibility Report	\$45,000
Electric Market Analysis	\$50,000
Business Plan	\$40,000
Form of New Municipal Agreement & Model Flow Control Ordinances	\$10,000
Bond Counsel	\$50,000
Underwriters	\$50,000
Personnel Plan ¹	\$50,000
Contingency (10%)	\$35,500
TOTAL	\$390,500

¹ In the event CRRA purchases the facility, CRRA will need a plan as to how we will hire and incentivize existing facility staff to join CRRA as CRRA employees to operate the facility.

TAB 3

**RESOLUTION REGARDING CANCELLATION OF THE AIDS
POLICY**

RESOLVED: That the AIDS Policy BOD #039 of the Connecticut Resources Recovery Authority be cancelled as approved by the Policies & Procurement Committee at its April 10, 2008 meeting.

OVERVIEW

The AIDS Policy created in July of 1989 is now outdated and unnecessary. AIDS is covered under the Americans With Disabilities Act for non-discrimination. CRRA's employment application has a non-discrimination disclaimer that would cover a prospective employee that is a member of a "legally protected status".



AIDS POLICY

BOARD OF DIRECTORS POLICY AND PROCEDURE NO. BOD 039

1. INTRODUCTION

The following policy has been prepared by the Connecticut Resources Recovery Authority (CRRA) to assist in the proper method of addressing questions on Acquired Immune Deficiency Syndrome (AIDS). For the purpose of this policy, the term "AIDS" will refer to any of the following: Human Immunodeficiency Virus (HIV) infection, AIDS Related Complex (ARC), and AIDS.

2. BACKGROUND INFORMATION

The AIDS virus attacks and damages the body's natural immune system. The mortality of persons with AIDS has been reported at 80 percent, within two years of development of the symptoms. On the other hand, more than half of the infected persons show no symptoms currently. Early symptoms include weakness, malaise, weight loss and generalized lymph gland enlargement. More severe symptoms include memory loss, personality changes, and the development of opportunistic infections and cancers, and may take up to ten years to appear.

Transmission of the virus is limited to sexual contact, blood-to-blood contact, such as intravenous drug use between two persons, and through an infected mother to her unborn child.

3. NON-DISCRIMINATION

AIDS is NOT transmitted through sneezing, coughing or casual contact like shaking hands. There is no problem sharing a telephone, typewriter, toilet, washroom facilities, shower, swimming pool, eating utensils or ordinary work-related equipment.

CRRA will not discriminate against an employee or potential employee who may have or is perceived to have AIDS, nor will CRRA test employees or potential employees for the AIDS virus.

All employees of CRRA, whether they have or are perceived to have AIDS, will be treated with the same consideration as all other CRRA employees.

A CRRA employee with AIDS will be allowed to work as long as he or she is able to perform the duties of the assigned position. Both federal and state laws which prohibit discrimination against persons who are handicapped have been interpreted to include persons who have or are perceived to have AIDS. CRRA supervisors will make reasonable accommodations in the tasks assigned to employees with AIDS according to their medical condition.

4. EDUCATION AND INFORMATION

The American Red Cross sponsors information sessions on AIDS which CRRA will periodically hold at a convenient location for all CRRA employees. The United States Centers for Disease Control contend that there IS NO risk of an individual becoming infected with AIDS in a workplace such as CRRA's. All CRRA employees are expected to work with all co-workers and others who have AIDS.

5. CONFIDENTIALITY

Any knowledge that a CRRA employee has AIDS will be kept in strict confidence. Any AIDS-related information about an employee will be kept in a confidential locked file separate from the employee's personnel file. Any disclosure of any AIDS related information concerning an employee will be released only with the signed permission of the infected employee. Any unauthorized disclosure of any AIDS information by any CRRA employee will result in appropriate disciplinary action. This policy is intended to be consistent with the Connecticut AIDS Testing and Confidentiality Law of 1989.

6. CONTACT PERSON

Any questions relating to the AIDS policy should be directed to the Personnel Officer of CRRA, who is currently the Vice President-Finance and Administration.

Approved By: Board of Directors

P&P Number: BOD 039

Effective Date: July 17, 1989

TAB 4

RESOLUTION REGARDING THE "NO SMOKING" POLICY

RESOLVED: That the "NO SMOKING" Policy BOD #038 of the Connecticut Resources Recovery Authority be cancelled as approved by the Policies & Procurement Committee at its April 10, 2008 meeting.

OVERVIEW

The "NO SMOKING" Policy created in June of 1990 is now outdated and unnecessary. Smoking is prohibited in CRRA buildings and is covered by a policy in the Employee Handbook and by Capital Properties where CRRA leases office space. CRRA's Wellness program covers smoking cessation classes.



"NO SMOKING" POLICY

BOARD OF DIRECTORS POLICY AND PROCEDURE NO. BOD 038

1. POLICY

Public Act 87-149, which was passed by the Connecticut General Assembly, directs employers with 50 or more employees to limit smoking in the workplace. The Connecticut Resources Recovery Authority (CRRA) has just passed that threshold.

Since it has been determined that smoking is not good for human health and that persons who smoke pollute the air which others breathe, it is, therefore, determined that a "no smoking" policy is necessary to protect every CRRA employee from the hazards of any type of smoking. The Board of Directors hereby adopts the following policy.

No smoking will be allowed in CRRA's central office other than an area specifically designated by the President. Smoking will be allowed only during scheduled breaks and lunch hours. There will be no smoking in any employee lunchroom, whether in the main office in Hartford or in any remote location. The building management prohibits smoking in the lavatories. There will be no smoking in elevators or stairwells.

The supervisor in office locations other than the central office in Hartford shall designate one room or area for smoking. The remainder of each location shall be "no smoking" areas.

All CRRA personnel, consultants, contractors, vendors and any visitors will not be allowed to smoke at any CRRA premises except in an area designated by the President.

2. ASSISTANCE

CRRA will sponsor a Quit Smoking Campaign to assist any smoking employee in quitting smoking. CRRA will reimburse the costs for courses taken which assist the employee in quitting smoking to a maximum of \$100. This reimbursement will be for one time per employee and will be for CRRA employees only.

Approved By: Board of Directors

P&P Number: BOD 038

Approval Date: February 20, 1990

Effective Date: June 30, 1990

TAB 5

**RESOLUTION REGARDING SENIOR MANAGEMENT EMPLOYMENT
AGREEMENTS**

RESOLVED: That the employment agreements for the President and Chief Financial Officer be adopted as presented and discussed by the Organizational Synergy & Human Resources Committee.

TAB 6

**RESOLUTION REGARDING THE THIRD AMENDMENT TO THE
AGREEMENT WITH CASELLA WASTE SYSTEMS, INC. AND
FCR, INC. FOR DESIGN, UPGRADE, RETROFIT AND
OPERATION/MAINTENANCE SERVICES FOR THE REGIONAL
RECYCLING CENTER FOR THE MID-CONNECTICUT PROJECT**

WHEREAS: The State Solid Waste Management Plan established a target of a 58% diversion rate from the disposal of municipal solid waste by 2024 and;

WHEREAS: Connecticut General Statutes charge CRRA with the responsibility of carrying out the provisions of said Plan and;

WHEREAS: Single Stream Recycling has proven to significantly raise participation and recycling rates in a number of other cities and towns in the United States and;

WHEREAS: A number of Mid-Connecticut Project municipalities and haulers have expressed serious interest in implementing single stream collection systems and;

WHEREAS: Conversion of the Mid-Connecticut Regional Recycling facility with additional state-of-the-art sorting equipment and associated conveyors to accept single stream will enable CRRA to both better meet the recycling needs of our customers and assist in meeting the statewide diversion rate and;

WHEREAS: the Mid-Connecticut Project will benefit from increased recycling by realizing substantial costs savings due to significant reduction in annual municipal solid waste export and diversion costs and share those savings with member municipalities and;

WHEREAS: the Mid-Connecticut Project municipalities and haulers should realize substantial costs savings in municipal solid waste disposal fees due to increased recycling, therefore;

RESOLVED: That the President is hereby authorized to execute a third amendment to the agreement with Casella Waste Systems, Inc. and FCR, Inc. for the design, upgrade, retrofit and operation/maintenance services for the Mid-Connecticut Regional Recycling Center to install the necessary equipment to accommodate single stream recyclables delivered from the Mid-Connecticut Project municipalities substantially as presented at this meeting.

Connecticut Resources Recovery Authority

Contract Summary for Third Amendment to Mid-Connecticut Regional Recycling Center Agreement entitled

Third Amendment To Agreement For Design, Upgrade, Retrofit, And Operation/Maintenance Services For The Mid-Connecticut Regional Recycling Facility Between Casella Waste Systems, Inc./FCR Redemption, Inc. and CRRA

Presented to the CRRA Board on: April 24, 2008

Vendor/ Contractor(s): Casella Waste Systems, Inc. & FCR Redemption, Inc.

Effective date: April 1, 2008 (New rates in effect January 1, 2009)

Contract Type/Subject matter: Third Amendment to Agreement to Design, Upgrade, Retrofit, and Operate/Maintain the Mid-Connecticut Regional Recycling Facility to enable implementation of City of Hartford single stream recycling pilot project

Facility (ies) Affected: Mid-CT Project Regional Recycling Facility

Term:
Current (Dual Stream) August, 2005 through December 31, 2015 (10 years) with 6-month prior notice CRRA has right to terminate agreement on January 1, 2012 provided CRRA pay an unrecovered investment payment.

Proposed (Single Stream) July 1, 2008 through January 1, 2019 (New compensation terms will take effect once the Facility's retrofit has reached substantial completion estimated to be on or about January 1, 2009)

Term Extensions:
(Both) One 5-year extension

Contract Dollar Value:
Current (Dual Stream) CRRA receives \$29.06 monthly per ton payment for all recyclables delivered to the CRRA system. In addition CRRA receives a revenue share payment from the contractor based on market prices. Currently CRRA averages \$45.00 per ton.

Proposed (Single Stream) CRRA would finance the single stream retrofit of the facility estimated at approximately \$3,000,000 . CRRA would receive \$22.50 monthly per ton payment for all dual stream recyclables and \$17.15 per ton for all single stream recyclables delivered to the CRRA system.

CRRA would also receive a revenue share payment from the contractor based on market prices. Estimated to be \$36.46 per ton in the first year of the Amended Agreement.

Scope of Services:

CRRA would finance the single stream retrofit and the Contractor shall furnish all labor, material, supplies, tools and equipment in order to perform the services consisting of accepting single stream recyclables including diversions. Once the facility is retrofitted, the Contractor would be responsible for all operational expenses including maintenance and upkeep of the single stream equipment.

All other terms and conditions under the current Agreement remain in effect.

Connecticut Resources Recovery Authority Mid-Connecticut Regional Recycling Center

Third Amendment to Agreement with Casella Waste Systems, Inc, and FCR Redemption, Inc. to Design, Upgrade, Retrofit, and Operate/Maintain the Mid-Connecticut Regional Recycling Center

April 24, 2008

EXECUTIVE SUMMARY

This Third Amendment enables CRRA to convert the Mid-CT Regional Recycling Center (RRC) with additional state-of-the-art sorting equipment and associated conveyors to accommodate single stream recycling curbside collection programs in addition to the current dual stream method.

The proposed conversion has an estimated cost of \$3 million. The projected 50% increase in volume of recyclables delivered to the (RRC) will generate an additional \$5.375 million from the current contract over the initial ten-year term allowed by this amendment.

The Mid-Connecticut Project benefits from increased recycling by avoiding more than \$13.5 million in diversion and export costs when MSW deliveries exceed plant capacity due to Power Block Facility downtime. Project municipalities and haulers benefit from increased recycling through decreased MSW deliveries, thereby avoiding more than \$26 million in associated tipping fees.

Single stream recycling provides residents with the convenience of mixing all recyclable items (paper and containers) in a much larger covered container with wheels versus the small bins commonly used in many towns. Containers are provided to the residents by the haulers or through the Recycle Bank if the town or hauler chooses to participate in that program.

Haulers currently work with residential homeowners, condominium associations and property managers explaining program requirements and space needs. According to haulers that conduct single stream pickups, the larger recycling containers typically fit in the "footprint" space that current recycling containers plus additional bags of recyclables and additional trash containers that will now be displaced.

CRRA's Board of Directors approved a one-year single stream pilot project for the City of Hartford at its 2008 February meeting. The City of Hartford will provide single-stream recycling service for up to 5,000 households, beginning on or about May 1, 2008 and extending for 12 months from the start-up date. CRRA management plans to have the retrofit completed to ensure a seamless transition from the Hartford Pilot Project to the long-term capability to process single stream materials from the City and other interested Mid-CT member municipalities.

The vendor per ton payment to CRRA for single stream material would reduce from the current dual stream rate at \$29.06 to a blended (dual and single stream) rate of \$21.63. However, based on actual experience in other northeast states, the projected 50% increase in volumes delivered due to the single stream collection method combined with commodity sales revenue sharing will cause revenues to exceed the dual stream revenue track in the fourth year of the ten-year contract and continue to grow each year thereafter.

Mid-CT Project member municipalities and haulers are projected to realize a cost savings of more than \$21 million over the life of the contract to decreasing municipal solid waste deliveries concomitant to the projected increased recycling.

Moreover, the Project will also realize significant savings in municipal solid waste export and diversion costs due to overcapacity at the waste processing facility. FY 07 export and diversion costs were approximately \$4 million. Consistent with the assumption that single stream will effectuate a 50% in recycling, export and diversion costs should reduce by 33% resulting in a savings of approximately \$1.35 million per year.

BACKGROUND

The Connecticut Department of Environmental Protection's Statewide Solid Waste Management Plan (Amended in December, 2006) established a target of 58 percent of MSW disposal diversion by FY 2024. To assist in meeting this aggressive statewide goal, CRRA plans to convert the Mid-Connecticut dual-stream recycling processing facility into a dual and single stream processing facility.

The conversion project includes: the installation of additional state-of-the-art sorting equipment and associated conveyors; two rail scales to reduce site traffic and access more end markets and; enhancement of the glass recovery system to handle single stream glass material for recovery and processing.

This conversion would enable the residents, their haulers, the municipalities and CRRA to greatly enhance recycling participation, household penetration, collection efficiencies and the overall economics of recycling. Increased participation and recycling rates are achieved through multiple avenues which include convenience to the residents by

having all recyclables collected in one, larger (64 or 96 gallon) "toter" versus the small bins commonly used in many towns. These larger, wheeled toters allow appropriate space for bulkier items such as laundry detergent bottles, milk containers and cardboard while providing ease to the curb.

In addition, haulers and municipal fleets will be able to compact collected materials all in one compartment which allows them to maximize their payloads. Moreover, they can utilize fully automated collection procedures as with solid waste which will greatly reduce the collection, insurance and personnel cost compared to manually collected dual stream collection.

Mid-Connecticut Project benefits include:

- Significantly higher recycling rates
- Higher material volumes
- Increased commodity revenue share
- Decreased MSW export & diversion costs due to increased recycling volumes
- Enhanced customer service with member towns and contract haulers

Member municipalities will gain benefits such as increased recycling rates to meet state mandated goals, reduction in collection costs, reduced MSW disposal costs and potential increased recycling rebates from CRRA.

Finally, the conversion will also allow CRRA and the participating municipalities two additional opportunities. First, they will be able to participate in the RecycleBank program which compensates residents by the amount they recycle with RecycleBank dollars to be used at participating retail establishments and restaurants. This program has been extremely successful in raising participation and recycling rates in other Northeast cities such as Wilmington, Delaware; Philadelphia and Cherry Hill, New Jersey. Second, CRRA and FCR will be better able to market and approach commercial recyclable generators such as office, industry and retail outlets and offer a less expensive recycling program and reduce their MSW disposal costs.

EDUCATION & PROGRAM ROLL-OUT

Retrofitting the Mid-Connecticut Regional Recycling Facility to accept recyclables from single stream collection programs provides an excellent outreach opportunity to our member towns. Prior to program roll-out, a series of regional, evening presentations will be scheduled with our member towns to explain the availability of the single stream program option and the benefits to the member towns and their residents. The regional presentations will be carefully coordinated with councils of governments, recycling advocacy groups, school recycling clubs, neighborhood associations, chambers of commerce, and local media.

FINANCIAL SUMMARY

FY 2009 Mid-Connecticut Project capital budget includes \$3.5 million for this project. This amendment reduces the per ton payment to CRRA for the single stream recyclables delivered to the Mid-CT Regional Recycling Facility from the current \$29.06 to a blended (dual and single stream) rate of \$21.43. Based on actual single stream experience in other cities in the Northeast, significantly increased volumes of recyclables should occur in a relatively short period of time. Utilizing a projected 50% increase based upon actual experience in Wilmington, Portland and Boston, per ton revenues combined with additional commodity revenue sharing should meet or exceed current revenue levels in year four of the new 10-year term.

The major financial impact to the member municipalities will be realized from avoided municipal solid waste tipping fees. Through the term of the contract, Mid-Connecticut towns should save more than \$26 million in tipping fees due to increased recycling levels (please see financial models attached). Moreover, the Project will also realize significant savings in municipal solid waste export and diversion costs due to overcapacity at the waste processing facility. FY 08 export and diversion costs were approximately \$4 million.

The attached financial models are based on the following assumptions:

- A discount rate of 6%.
- A tip fee of \$22.50 per ton for recyclables received as dual stream and \$17.11 per ton for recyclables received as single stream.
- The incoming tonnage will convert to single stream over a five year period and achieve a 95% conversion rate.
- Once converted, the tonnage will experience a one time increase of 50%.
- The entire recycling stream will increase annually by 1%.
- Commodity prices increase annually by 1%.
- A MSW tip fee of \$72.00 in FY 09 with an annual increase of 1%.

Based on the financial model, CRRA expects to receive a projected revenue increase of \$5.375 million over the life of the Agreement. In addition to the direct benefit of this increased revenue, CRRA anticipates recyclable tonnages to increase by 300,000 tons over the life of the Agreement, saving the Municipalities and haulers over \$26,000,000 in MSW tip fees. The Project should also realize a \$15 million savings in reduced export and diversion costs from the Waste Processing Facility over the 10-year term of the contract amendment.

TAB 7

**Resolution Regarding Mid-Connecticut Resources Recovery Facility Ash
Residue Transportation Services**

RESOLVED: That the President is authorized to enter into an agreement with Botticello, Inc. for Mid-Connecticut Resources Recovery Facility ash residue transportation services substantially as presented and discussed at this meeting.

Connecticut Resources Recovery Authority Contract Summary

Mid-Connecticut Resources Recovery Facility Ash Residue Transportation Services

Presented to CRRA Board: April 24, 2008

Vendor: Botticello, Inc.

Contract Type: Transportation services

Facility: Mid-Connecticut Project

Term: Six-month period of July 1 through December 31, 2008

Term Extensions: None

Service Fee: \$4.96/ton

Dollar Value: FY09 approximately \$446,000 (approximately 90,000 tons of ash transported @ \$4.96/ton).

Security: Performance Bond in the amount of \$200,000.00

Scope of Service: Contractor will provide transportation of the ash residue generated at the Mid-Connecticut Resources Recovery Facility to the Hartford Landfill for the six-months period of July 1 – December 31, 2008 leading up to the closure of the Hartford Landfill.

Budget Summary: Funds are included in the approved FY09 Mid-Connecticut operating budget

Connecticut Resources Recovery Authority Mid-Connecticut Project

Mid-Connecticut Resources Recovery Facility Ash Residue Transportation Services

Executive Summary

This is to request approval by the CRRA Board of Directors for the President to enter into an agreement with Botticello, Inc for the term of July 1, 2008 – December 31, 2008 for Ash Residue Transportation and Disposal Services.

Discussion and Financial Summary

The current agreement for the transportation of ash residue generated by the Mid-Connecticut Power Block Facility expires June 30, 2008. As the Hartford Landfill is scheduled to close on or about December 31, 2008 CRRA was required to provide ash transportation services to the landfill for a six month period. On February 21, 2008 CRRA issued an RFB for these transportation services. The availability of the RFB documents was advertised in five Connecticut newspapers, on CRRA's web site and the State of Connecticut procurement web site. On March 19, 2008 four bids were received as summarized in Table 1.

Table 1 - Cost Per Ton Bids Received

Company	Per Ton Rate
Botticello, Inc.	\$4.96
JVIII Construction, Inc.	\$4.99
Butler Company	\$5.28
Enviro Express, Inc.	\$7.90

Table 2 summarizes the amount of ash residue generated for the six months period of July 1 through December 31, 2007.

Table 2 - Mid-Connecticut Ash Residue Transported, FY08

Month/Yr	Tons
July, 2007	12,185
August, 2007	11,682
September, 2007	12,304
October, 2007	13,926
November, 2007	14,430
December, 2007	13,300
SIX-MONTHS SUBTOTAL	77,827

Botticello, Inc. has been performing ash hauling services for the Mid-Connecticut Project for the past three years and the firm's performance under the current agreement has been complete, reliable and without incident. Therefore, CRRA management is recommending the new Agreement be awarded to the lowest bidder, Botticello, Inc.

At a rate of \$4.96 and an assumed generation of 90,000 tons, the contract value for the transportation of ash residue to the Hartford Landfill from the Power Block Facility will be approximately \$446,000 for the term of the agreement. \$540,000 was included in the FY09 Mid Connecticut Operating Budget for this service.

TAB 8

Connecticut Resources Recovery Authority Bridgeport Project

Norwalk Transfer Station Low Slope Roof Replacement Project

April 24, 2008

Executive Summary

This is to request approval of the CRRA Board of Directors for the President to enter into an agreement with New England Masonry and Roofing Company, to replace the Low Slope Roof at the Norwalk Transfer Station.

Discussion

Per the terms of the Municipal Solid Waste Agreement (MSA) with the City of Norwalk, upon expiration of the Solid Waste Disposal Agreement (SWDA) on December 31, 2008 CRRA is obligated to return the Norwalk Transfer Station to the City in the same condition as it was received at project commencement, minus normal wear and tear.

During detailed inspections of the project transfer stations it was observed that the roof covering the tipping floor at the Norwalk Transfer Station had deteriorated beyond the limits of repairs. In order to preserve the structural integrity of the facility and maintain the required operational level of safety, a full replacement of the roof is required. The roof will be replaced with a Built-Up Bituminous Roofing System. This new roof will carry a twenty-five (25) year warranty.

The Scope of Work for the project is as follows:

Furnish all materials, labor, equipment and incidentals thereto for the replacement of the roof over the tipping floor located at the Norwalk Transfer Station. The work to be performed includes, but is not limited to, the removal of the existing damaged roof and the replacement of approximately 8,000 square feet of Built-Up Bituminous Roofing System.

Financial Summary

The project was solicited through a public procurement process. Sealed public bids were received on March 28, 2008. The project was advertised in the Hartford Courant, the New Haven Register, the Norwalk Hour and the Connecticut Post. In addition, the project was posted on CRRA's web site (<http://www.crra.org> on the "Business Opportunities"). Bids were received from 5 bidders, and are tabulated as follows:

Bidder	Base Bid Low Slope Roof	Alternative #1 Field &Flashing *N/A*	Alternative #2 Flashing Only	Total Bid Price Base Bid + Alt.#2 = Total
New England Masonry and Roofing Company	\$99,250.00	+ \$12,130.00	+ \$550.00	\$99,800.00
Silktown Roofing Inc.	\$146,500.00	+ \$13,000.00	+ \$2,000.00	\$148,500.00
M. Gottfried Inc.	\$131,780.00	+ \$16,450.00	+ \$ 3000.00	\$134,780.00
C & M Exterior Renovations LLC	\$155,000.00	+ \$5.00 Per Square Foot	+ \$12.00 per Square Foot	\$155,000.00 +\$12.00 sq/ft
The Imperial Company Inc.	\$107,000.00	+ \$14,520.00	+ \$2,600.00	\$109,600.00

Note: Alternatives 1 and 2 were included if there was the need for removal of asbestos from either the roof or the roof flashing. After performing field testing it was confirmed that asbestos was present only in the roof flashing. Therefore only Alternative 2 was considered in determining the final bid price for the project.

CRRA staff has met with the lowest qualified bidder on the project, New England Masonry and Roofing Company, examined their qualifications and found their credentials satisfactory. In addition, CRRA has previously worked with New England Masonry and Roofing Company to implement four (4) similar roof replacement projects at the Darien, Fairfield, Trumbull and Westport Transfer Stations. All four roof replacement projects were completed on time and within budget.

Per discussions with New England Masonry and Roofing Company and our previous positive experience with them, CRRA management is satisfied that this contractor is fully qualified to undertake this type and size of project.

The project will be funded as planned from the FY09 Bridgeport Budget. The project was estimated at \$140,000 and that was the amount that was included in the budget. It is anticipated that the project will begin in June and that expenditures will commence in FY09.

**RESOLUTION REGARDING THE REPLACEMENT OF THE
LOW SLOPE ROOF AT THE NORWALK TRANSFER
STATION**

RESOLVED: That the President is hereby authorized to execute an agreement with New England Masonry and Roofing Company to implement the replacement of the Low Slope Roof at the Norwalk transfer Station, substantially as presented and discussed at this meeting.

**Connecticut Resources Recovery Authority
Contract Summary**

**Replacement of the Low Slope Roof
At the Norwalk Transfer Station**

April 24, 2008

Presented to the CRRRA Board on: April 24, 2008

Vendor/ Contractor(s): New England Masonry and Roofing Company

Effective date: Upon Execution

Contract Type/Subject matter: Public Bid/Construction

Facility (ies) Affected: Norwalk Transfer Station

Original Contract: NA

Term: 75 days from Notice to Proceed

Contract Dollar Value: \$99,800.00

Amendment(s): NA

Term Extensions: N/A

Scope of Services: Replacement of the Low Slope Roof located at the Norwalk Transfer Station.

Bid Security Bid Bond

Security Construction Performance Bond, Construction Payment Bond

Budget Status: Project was included in the FY09 Bridgeport Budget

Other Pertinent Provisions: None

TAB 9

**RESOLUTION REGARDING EXTENSION OF THE
ELLINGTON LANDFILL GAS SYSTEM O&M CONTRACT**

RESOLVED: That the President is hereby authorized to extend by five years the contract term with SCS Field Services to provide operation and maintenance services for the landfill gas collection system and thermal oxidizer station at the Ellington Landfill, substantially as discussed and presented at this meeting.

Connecticut Resources Recovery Authority

Contract for

O&M of Gas Collection and Control – Ellington Landfill

Presented to the CRRRA Board on: April 24, 2008

Vendor/ Contractor(s): SCS Field Services

Effective date: July 1, 2008

Contract Type/Subject matter: Five-Year Operation and Maintenance Agreement

Facility (ies) Affected: Ellington Landfill

Original Contract: 054113

Term: July 1, 2008 through June 30, 2013

Contract Dollar Value: Original contract amount for routine services was \$19,517, \$19,898 and \$20,285 for FY05, FY06 and FY07, extended for \$20,919 for FY08. Requested extension for FY08 through FY12 is for \$115,685.

Amendment(s): Not applicable

Term Extensions: Five years: July 1, 2008 – June 30, 2013

Scope of Services: To provide five years operation and maintenance services for the landfill gas collection system and thermal oxidizer station at the Ellington Landfill.

Other Pertinent Provisions: Non-routine and emergency services are billed according to the payment rate schedule, found in the original contract, which contains rates for each year of the contract and any extensions

Connecticut Resources Recovery Authority Mid-Connecticut Project

Operations and Maintenance of the Landfill Gas Collection System and Thermal Oxidizer Station Ellington Landfill

April 24, 2008

Executive Summary

This is to request approval for a five-year extension to the contract with SCS Field Services for the operation and maintenance of the Ellington Landfill gas collection and control system.

Scope of Work

This project will involve the following scope of work:

General Tasks

- Operate Landfill Gas System and Thermal Oxidizer Station in compliance with all applicable environmental and operational requirements.
- Maintain a qualified Project Manager who has primary responsibility to act on behalf of the contractor.
- Maintain adequate staff to conduct all required activities and keep the site in an orderly condition.
- Conduct all non-emergency activities during normal business hours and without unauthorized overtime.
- Keep the property free from accumulations of waste materials, rubbish and other debris.

Specific Tasks

- Routine wellfield inspections and adjustments
- Routine header system inspections and adjustments
- Routine maintenance

- Routine thermal oxidizer station operation and maintenance
- On-Site and Off-Site Landfill Gas Migration Monitoring
- Maintain materials and spare parts inventory
- Reporting requirements
- Non-Routine and Emergency Operation and Maintenance Services
- Removal and disposal of landfill gas condensate
- Emergency Contingency Plans and Notification

Discussion

In May of 2004, the CRRA Board of Directors approved a contract for SCS Field Services to operate and maintain the gas collection and control system at the Ellington Landfill. This three-year contract was set to expire at the end of FY2007, but it included provisions for two three-year extensions. In January 2007, the CRRA Board of Directors approved a one-year extension of the term of this contract. CRRA Management would like to further extend the term of this contract for a period of five years, from July 1, 2008 through June 30, 2013.

Request for Bid Process

In February of 2008, CRRA solicited bids from qualified firms through advertisements in area newspapers. Six firms responded to the ads and attended the mandatory bid walk of the site.

Those firms were:

- Rojac Air Testing
- SCS Field Services.
- TRC Environmental Corporation
- Loureiro Engineering Associates
- Botticello, Inc.
- Cornerstone Environmental

At the bid walk meeting, CRRA provided the prospective bidders with details of the project requirements, guidelines for acceptable bids as well as a tour of the landfill and thermal oxidizer station site.

Of the six firms who attended the bid walk, two submitted bids. Those firms were:

- SCS Field Services
- TRC Environmental Corporation

The prospective bidders were asked to provide a lump sum bid for Routine Services, for each of the five years of the contract term. The prospective bidders were also asked to provide "time and material" billing rates to be used for non-routine activities (e.g., emergency call, out-of-scope). The lump sum bids for five years of Routine Services were as follows:

SCS Field Services.....\$121,370
TRC Environmental Corporation.....\$160,000

In order to compare the total cost of the five-year contract, if awarded to either of the two contractors, CRRA staff tabulated the non-routine labor hours that were performed during FY07 by the various contractor staff positions. The non-routine labor rates of the three bidders were then applied to those hours to estimate the cost of non-routine labor for the five-year term of this contract. The cost bid for routine labor for each of the five years was then added to the estimated cost of non-routine labor for each of the five years to arrive at a five-year total cost estimate for each of the bidders. The five-year total cost estimate for each of the bidders is as follows:

SCS Field Services.....\$233,296
TRC Environmental Corporation.....\$282,331

Based on this analysis, employing SCS Field Services to perform the routine and non-routine operational and maintenance work at the Ellington Landfill for the five-year period is the lowest cost alternative. SCS Field Services has been providing this service at this location for CRRA for the last four years and has demonstrated an acceptable quality of work that has improved as SCS Field Services gained experience at the site. CRRA staff devoted significant time to the management of SCS Field Services staff during their "learning curve". CRRA staff is confident that the SCS Field Services team is providing a high level of service at this time. Therefore, based on the lower total estimated cost for the five-year term and based on four years' positive experience with SCS Field Services at Ellington, CRRA staff recommends awarding the contract to SCS Field Services.

Existing Contract

The existing contract (Contract No. 054113) with SCS Field Services contains provisions and pricing for two three-year extensions. The first year of those six years of extensions was approved by the CRRA Board of Directors in January 2007. The total price for routine services for the remaining five years of extensions is \$115,685. CRRA staff applied the same procedure for estimating the cost of non-routine services as was used above and calculates a five-year contract extension total cost at \$215,865. Therefore, based on the lowest estimated five-year total cost to CRRA and based on four years' positive experience with SCS Field Services at Shelton, CRRA staff recommends extending the existing contract with SCS Field Services for a period of five years.

The existing contract provides CRRA with the ability to declare an Event of Default and terminate the contract should SCS Field Services fail to perform its duties as required. The existing contract also provides a mechanism whereby CRRA may notify SCS Field Services of a deficiency its performance. SCS Field Services must resolve the deficiency within thirty days or CRRA has the right to declare an Event of Default and terminate the contract.

Financial Summary

CRRA's existing contract with SCS Field Services contains the prices for each of the next five years' routine tasks. CRRA staff has estimated the cost of the non-routine tasks for each of the next five years. These figures are presented below. The actual non-routine charges may vary from the estimated figures.

	Routine	Non-routine	Total
Year 1 (FY09)	\$21,530	\$18,737	\$40,267
Year 2 (FY10)	\$22,161	\$19,212	\$41,373
Year 3 (FY11)	\$23,086	\$19,970	\$43,056
Year 4 (FY12)	\$23,986	\$20,728	\$44,714
Year 5 (FY13)	\$24,922	\$21,533	\$46,455
Total	\$115,685	\$100,180	\$215,865

The FY09 budget for non-routine operation of the Ellington Landfill gas system is \$49,000. CRRA management does not expect that the non-routine O&M charges for the Ellington Landfill will exceed \$49,000.

July 1, 2008 – June 30, 2009

Routine Services:		\$ 21,530
Non-Routine Services:	Not to exceed	\$ 49,000

TAB 10

Resolution Regarding the Standard Form Municipal Solid Waste Delivery Agreement for the Bridgeport Project

Resolved: That the President is authorized to execute agreements for delivery of Acceptable Waste to CRRA's Bridgeport Project using the Standard Form Hauler Agreement substantially as presented and discussed at this meeting.

**Connecticut Resource Recovery Authority
Contract Summary**

**Bridgeport Project Standard Form Municipal Solid Waste Delivery
Agreements**

April 24, 2008

Presented to Board: April 24, 2008

Vendors: Currently 10 commercial haulers

Contract Type: Standard form Municipal Solid Waste Delivery Agreement

Facility: Bridgeport Project

Dollar Value: FY09 budgeted value of these agreements combined is \$1,500,000

Term: July 1, 2008 – December 31, 2008
(Concurrent with the end of the Project)

Term Extensions: None

Estimated Tonnage: 21,000 tons is based on half of the actual FY07 tonnage and half projected FY08 tonnage totals of 40,500 tons of Commercial Contract Waste

Service Fee Structure: \$72.00/ton for FY09

Security: Standard 2 month Guarantee of Payment

Delivery Requirement: Hauler agrees to deliver all Acceptable Waste generated within the corporate boundaries of the Bridgeport project municipalities that hauler collects or comes into its possession.

Connecticut Resource Recovery Authority Bridgeport Project

Standard Form Municipal Solid Waste Delivery Agreements

April 10, 2008

Executive Summary and Discussion

The Bridgeport Standard Hauler Agreement, which supplements the quantity of waste delivered to the Bridgeport Resource Recovery Facility, has been utilized to off set the minimum commitment to Wheelabrator for several years. Last year the Board approved 3 year hauler agreements for the Wallingford and Mid-Connecticut Projects. However since CRRA was in negotiations with Wheelabrator, CRRA management chose to only offer a 1 year term for the Bridgeport Project. This term ends June 30, 2008 which is six months prior to the end of the Bridgeport Project.

Fiscal Year ("FY") 2009 budget projections for the Bridgeport Project have incorporated the anticipated delivery of approximately half the actual tonnages delivered by the ten current haulers in FY 2007. The actual FY 2007 tonnages are very similar to the estimated FY 2008 tonnage totals. Based on the projected tonnages and a tip fee of \$72.00, the Bridgeport Project will receive \$1,500,000 in revenue and reduces its minimum commitment to Wheelabrator by 21,000 tons.

At the March 19, 2008 SWAB meeting, CRRA notified the advisory board of management's decision to issue the six month Hauler Agreements. The advisory board acknowledged CRRA's intentions without further discussion or issue. Therefore, CRRA management is recommending the Board authorize the President to execute agreements for delivery of Acceptable Waste to CRRA's Bridgeport Project using the Standard Form Hauler Agreement.

TAB 11

RESOLUTION REGARDING THREE-YEAR LEGAL SERVICES AGREEMENTS

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 January 28, 2008, for a period of three years commencing on July 1, 2008 and terminating on June 30, 2011, with the law firms listed below. Except for the General Counsel position, all other counsel positions will be "on call".

GENERAL COUNSEL

Halloran & Sage - Primary
Heneghan, Kennedy & Doyle

MUNICIPAL

Halloran & Sage
Tyler, Cooper & Alcorn
Berchem, Moses & Devlin

CONSTRUCTION

Halloran & Sage
McCarter & English

EMPLOYMENT

Halloran & Sage
Kainen, Escalera (Primary)

ENERGY/DPUC

Halloran & Sage
Brown Rudnick
Pullman & Comley

ENVIRONMENTAL

Halloran & Sage
Brown Rudnick
Cohn, Birnbaum & Shea
Pullman & Comley
McCarter & English

LITIGATION

Halloran & Sage
Brown Rudnick
Cohn, Birnbaum & Shea
McCarter & English
Pepe & Hazard
Perakos & Zitser
Berchem, Moses & Devlin
Tyler, Cooper & Alcorn

REAL ESTATE

Halloran & Sage
Brown Rudnick
Cohn, Birnbaum & Shea
Berchem, Moses & Devlin
McCarter & English

SOLID WASTE

Halloran & Sage
Tyler, Cooper & Alcorn
McCarter & English

Connecticut Resources Recovery Authority

Solicitation of Legal Services For a Three Year Term beginning July 1, 2008

April 24, 2008

Discussion

In the course of conducting its business, CRRA requires the assistance of attorneys and law firms to provide various legal services and legal representation. CRRA's "Procurement Policies and Procedures" establishes a "Request for Qualifications" ("RFQ") process to obtain such services. The RFQ process is "a process by which CRRA identifies persons to perform services on behalf of . . . CRRA through the solicitation of qualifications, experience, [and] prices." CRRA has historically used the RFQ process to pre-qualify firms for a variety of legal services that it requires. CRRA makes no financial commitment to any firm or individual in the three year services Agreements that are executed as an outcome of the RFQ process. The RFQ process simply qualifies a firm or individual as eligible to undertake work for CRRA at a later date, and for an agreed upon billing rate, when a specific need is actually identified. Any such future work would be procured through a Request for Services ("RFS").

In accordance with its Procurement Policies and Procedures, and the Connecticut General Statutes, CRRA is required to solicit for technical and professional services (including legal services) once every three years. Legal Services Agreements currently in effect will expire on June 30, 2008.

Accordingly, CRRA issued an RFQ for Legal Services on January 28, 2008 in order to solicit firms with which to contract for a new three year period beginning July 1, 2008. CRRA published notices for Legal Services in *The Hartford Courant*, *The CT Post*, *The New Haven Register*, *The Waterbury Republican American*, *The New London Day*, *The Torrington Register*, and *The Connecticut Law Tribune*, and also posted the notice on the CRRA web site.

Seventeen packages were received and determined by the CRRA Legal Department to be administratively complete. Management reviewed each firm's experience, qualifications and expertise, state presence, and proposed rates, and analyzed each in light of CRRA's anticipated legal requirements during Fiscal Years 2009 through 2011. The P&P Committee elected to rely largely upon the submitted qualifications packages and its previous experience with the responders in making its selections, but to conduct interviews of three firms for additional information.

Interviews were held during the March P&P Committee meeting. All submittals were distributed to Committee members, with the understanding that additional interviews would be scheduled upon request. No such requests were received.

During the next 3 years, two of the Authority's existing projects will end. A new business model and additional infrastructure will need to be developed in order for CRRA to meet its legislative mandates and the goals of the state's Solid Waste Management Plan. Management believes that the Authority will be best served during this period by continuing to rely upon the advice of counsel who have served it well during its difficult recovery from Enron, who are familiar with our existing contracts and business arrangements, and who understand the challenges we face -- with strategic additions to our on-call lists to help us meet additional anticipated needs.

The P&P Committee discussed management's recommendations, as set forth in the attached resolution, at the April committee meeting, and voted to forward the matter to the Board for discussion and action.

TAB 12

RESOLUTION REGARDING THREE-YEAR BOND COUNSEL LEGAL SERVICES AGREEMENTS

RESOLVED: That the President is hereby authorized to execute, deliver, and perform on behalf of this Authority, Bond Counsel Legal Services Agreements as were substantially set forth in the Request for Qualifications dated January 28, 2008, for a period of three years commencing on July 1, 2008 and terminating on June 30, 2011, with the law firms listed below.

Bond Counsel

Sidley Austin
Pullman & Comley

Connecticut Resources Recovery Authority

Solicitation of Bond Counsel Legal Services For a Three Year Term beginning July 1, 2008

April 24, 2008

Discussion

In the course of conducting its business, CRRA requires the assistance of attorneys and law firms to provide various legal services and legal representation. CRRA's "Procurement Policies and Procedures" establishes a "Request for Qualifications" ("RFQ") process to obtain such services. The RFQ process is "a process by which CRRA identifies persons to perform services on behalf of . . . CRRA through the solicitation of qualifications, experience, [and] prices." CRRA has historically used the RFQ process to pre-qualify firms for a variety of legal services that it requires. CRRA makes no financial commitment to any firm or individual in the three year services Agreements that are executed as an outcome of the RFQ process. The RFQ process simply qualifies a firm or individual as eligible to undertake work for CRRA at a later date, and for an agreed upon billing rate, when a specific need is actually identified. Any such future work would be procured through a Request for Services ("RFS").

In accordance with its Procurement Policies and Procedures, and the Connecticut General Statutes, CRRA is required to solicit for technical and professional services (including legal services) once every three years. Bond Counsel Legal Services Agreements currently in effect will expire on June 30, 2008.

Accordingly, CRRA issued an RFQ for Bond Counsel Legal Services on January 28, 2008 in order to solicit firms with which to contract for a new three year period beginning July 1, 2008. CRRA published notices for Bond Counsel Legal Services in *The Hartford Courant*, *The CT Post*, *The New Haven Register*, *The Waterbury Republican American*, *The New London Day*, *The Torrington Register*, *The Connecticut Law Tribune*, and *The Bond Buyer*, and also posted the notice on the CRRA web site.

Nine packages were received and determined by the CRRA Legal Department to be administratively complete. Management reviewed each firm's experience, qualifications and expertise, state presence, and proposed rates, and analyzed each in light of CRRA's anticipated requirements for bond counsel services during Fiscal Years 2009 through 2011. The Finance Committee elected to rely largely upon the submitted qualifications packages and its previous experience with the responders in making its selections, but to conduct interviews of the two firms which currently serve as the Authority's bond counsel for additional information.

Interviews were held during the March Finance Committee meeting; members of the P&P Committee were invited to participate. Following discussion, the Finance Committee resolved to recommend that the Authority enter new three-year agreements for bond counsel services with its current bond counsel, Sidley Austin and Pullman & Comley.