



CONNECTICUT
RESOURCES
RECOVERY
AUTHORITY

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

TO: CRRRA Board of Directors
FROM: Moira Kenney, Secretary to the Board/Paralegal
DATE: May 10, 2010
RE: Notice of Emergency Meeting by Telephone Conference

There will be an Emergency special *telephonic* meeting of Board of Directors of the Connecticut Resources Recovery Authority held on Tuesday, May 11, 2010 at 2:30 p.m. The meeting will be available to the public at 100 Constitution Plaza, Hartford, Connecticut.

This meeting is being called in accordance with Sec. 1-225 of the Connecticut General Statutes. A copy of the minutes of this emergency special meeting setting forth the nature of the emergency and the proceedings occurring at this meeting will be filed with the Secretary of the State not later than seventy-two hours following the holding of this meeting.

The purpose of this meeting will be:

1. Executive Session to discuss pending litigation.
2. Board Action will be sought Regarding Additional Projected Legal Expenditures (Attachment 1).
3. Board Action will be sought Regarding Additional Projected Legal Expenditures (Attachment 2).

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

TAB 1

**RESOLUTION REGARDING ADDITIONAL PROJECTED LEGAL
EXPENDITURES**

WHEREAS, CRRA has entered into Legal Service Agreements with various law firms to perform legal services; and

WHEREAS, the Board of Directors has previously authorized certain amounts for payment of fiscal year 2010 projected legal fees; and

WHEREAS, CRRA expects to incur greater than authorized legal expenses for Environmental and Real Estate Counsel services;

NOW THEREFORE, it is RESOLVED: That the following additional amount be authorized for projected legal fees and costs to be incurred during fiscal year 2010:

Firm:

Amount:

Cohn Birnbaum & Shea

\$35,000

CONNECTICUT RESOURCES RECOVERY AUTHORITY

Request regarding Authorization for Payment of Projected Additional Legal Expenses

May 11, 2010

Executive Summary

This is to request that P&P recommend board authorization of payment of additional projected fiscal '10 legal expenses.

Discussion

By letter dated January 22, 2010, Covanta Projects of Wallingford, L.P. ("Covanta") officially notified CRRA of the exercise of its option to purchase the Wallingford Project for \$1.00. Covanta's attorneys are preparing the necessary documentation for review and comment by CRRA, and the parties are aiming to close on or about June 30, 2010.

In connection with the prospective sale of the real and personal property, it has been determined that the conveyance is subject to the Connecticut Transfer Act and the parties are investigating the need for environmental remediation of the site. For this reason (and to facilitate the preparation and review of attendant documentation), CRRA believes that Cohn Birnbaum and Shea – a firm on both our environmental and real estate panels – is the best choice to represent CRRA in this matter.

Project expiration legal costs were anticipated and included in the FY 10 Wallingford legal budget.

TAB 2

**RESOLUTION REGARDING ADDITIONAL PROJECTED LEGAL
EXPENDITURES**

WHEREAS, CRRA has entered into Legal Service Agreements with various law firms to perform legal services; and

WHEREAS, the Board of Directors has previously authorized certain amounts for payment of fiscal year 2010 projected legal fees; and

WHEREAS, CRRA expects to incur greater than authorized legal expenses for services;

NOW THEREFORE, it is RESOLVED: That the following additional amount be authorized for projected legal fees and costs to be incurred during fiscal year 2010:

Firm:

Amount:

Pepe & Hazard

\$50,000

CONNECTICUT RESOURCES RECOVERY AUTHORITY

Request regarding Authorization for Payment of Projected Additional Legal Expenses

May 11, 2010

Executive Summary

This is to request that P&P recommend board authorization of payment of additional projected fiscal '10 legal expenses.

Discussion

Pursuant to discussion with Chairman Pace, Pepe & Hazard has since the fall been attending meetings of both the MDC (and certain of its committees) and CRCOG; providing reports and analyses of MDC's personnel and procurement policies and other matters which may impact the Mid-Connecticut Project and its member towns; monitoring CRCOG's initiative to form a Central Connecticut Solid Waste Authority ("CCSWA"); and elucidating the CCSWA process and proposed Model Ordinance.

Board authorization to incur and pay additional legal costs is now requested in order to continue these activities for the remainder of the fiscal year.