

MINUTES OF THE OCTOBER 7, 2008
REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
NEW HAVEN SOLID WASTE AND RECYCLING AUTHORITY

A Regular Meeting of the New Haven Solid Waste and Recycling Authority (the “Authority”) was held on October 7, 2008, at 6:30 P.M. at New Haven City Hall, 165 Church Street, 5th Floor, City Plan Conference Room New Haven, Connecticut 06510.

Chairman Dolan called the meeting to order at 6:45 p.m.

Directors present: Antunes, Dolan, Ciarlone, Drakonakis (via phone), Singh Lemar and Walker (Note: Antunes arrived at 7:00 p.m. and Singh Lemar left at 7:02 p.m.)

Also present: Jackie Bishop, Secretary of the Authority
John Prokop, Director of the Department of Public Works of the City of
New Haven & Executive Director of the Authority
Mark Pietrosimone, City Controller
Lawrence D. Rusconi, Director – Office of Management and Budget
Glenn Santoro, Counsel to the Authority
Nimesh Patel, Counsel to the Authority
Isabella Schroeder, Malcolm Pirnie

1. Cancellation of the October 8, 2008 Regular Meeting of the Board.

RESOLVED: A motion was made by Don Walker to cancel the October 8, 2008 Regular Meeting of the Board.

Anika Singh Lemar seconded the motion.

Voice Vote: Unanimous

AYES

Ciarlone

Dolan

Drakonakis

Walker

Singh Lemar

NAYES

ABSTENTIONS

2. Approval of the minutes of the August 27, 2008 Regular Meeting of the Board.

RESOLVED: A motion was made by Anika Singh Lemar to approve the minutes of the August 27, 2008 meeting with the exception that the hyphen be removed from her name.

Don Walker seconded the motion.

Voice Vote: Unanimous

AYES

Ciarlone

Dolan

Drakonakis

Walker

Singh Lemar

NAYES

ABSTENTIONS

3. **Executive Session to discuss the Transfer Station Proposal Review with Malcolm Pirnie, Inc. and Robinson Cole, LLP and to discuss the service agreement for Transfer Station Operation, Transport and Disposal Services.**

RESOLVED: A motion was made by Don Walker to enter into Executive Session at 6:55 p.m.

Anika Singh Lemar seconded the motion.

Voice Vote: Unanimous

AYES

Ciarlone

Dolan

Drakonakis

Walker

Singh Lemar

NAYES

ABSTENTIONS

NOTE

Before the Board entered into Executive Session, Attorney James Segaloff, asked the Board to please consider allowing his client, Transload America, the opportunity to re-bid their proposal.

NOTE: Gerald Antunes joined the meeting at 7:00 p.m.

RESOLVED: A motion was made by Joe Dolan to enter back into open session at 7:00 p.m.

Don Walker seconded the motion.

Voice vote: Unanimous

AYES

Antunes

Dolan

Drakonakis

Walker

Ciarlone

Singh Lemar

NAYES

ABSTENTIONS

NOTE: Anika Singh Lemar recused herself from voting on the selection of the vendor for the service agreement due to a potential professional conflict and left the meeting at 7:02 p.m.

RESOLVED: a motion was made to enter back into executive session at 7:03 p.m. by Don Walker.

Joe Dolan seconded the motion.

Voice Vote: Unanimous.

AYES

NAYES

ABSTENTIONS

Ciarlone
Antunes
Dolan
Drakonakis
Walker

RESOLVED: a motion was made to enter back into open session at 7:36 p.m. by Joe Dolan.

Don Walker seconded the motion.

Voice vote: Unanimous.

AYES

NAYES

ABSTENTIONS

Ciarlone
Antunes
Dolan
Drakonakis
Walker

4. Approval of the Service Agreement for Transfer Station Operation, Transport and Disposal Services.

RESOLVED: a motion was made by Joe Dolan to approve the Service Agreement for Transfer Operation, Transport and Disposal Services for Municipal Solid Waste.

Donald Walker seconded the motion.

Voice vote: unanimous.

AYES

NAYES

ABSTENTIONS

Ciarlone
Antunes
Dolan
Drakonakis
Walker

WHEREAS, this is a regular meeting of the Board of Directors of that certain municipal resource recovery authority known as the New Haven Solid Waste and Recycling Authority and created pursuant to Connecticut General Statutes §7-273aa to 7-273oo (hereinafter referred to as the “Authority”); and

WHEREAS, the Board of Directors desires to attend to certain business of the Authority by adopting the following resolutions:

Service Agreement for Transfer Station Operation, Transport and Disposal Services for Municipal Solid Waste:

RESOLVED: That the Authority is hereby authorized to enter into a Service Agreement for Transfer Station Operation, Transport and Disposal Services for Municipal Solid Waste (the “Service Agreement”), by and between the Authority and CWPM, LLC, in the form presented to the Board of Directors, and that any two of the Executive Director, the Treasurer or the Chairman of the Board, be and hereby are empowered, authorized and directed to negotiate and execute, on behalf of the Authority, the Service Agreement and any and all other agreements, documents and instruments related thereto, and make such changes thereto as any two of the Executive Director, the Treasurer or the Chairman of the Board approves, such approval to be conclusively evidenced by their execution thereof, and to perform any and all acts necessary or appropriate to effectuate the transactions contemplated by the Service Agreement; and be it further

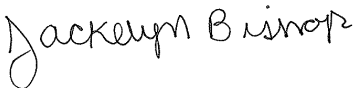
RESOLVED: That any two of the Executive Director, the Treasurer or the Chairman of the Board be and hereby are authorized, empowered and directed, for and on behalf of the Authority, to do or cause to be done any and all such acts and things and execute and deliver any and all instruments and documents as they may deem necessary or appropriate to carry out the purposes of the foregoing resolutions, the performance or execution thereof by any two of the Executive Director, the Treasurer or the Chairman of the Board to be conclusive evidence of the approval thereof by such Executive Director, the Treasurer or the Chairman of the Board and by this Board.

5. Public Comments.

None at this time.

The meeting was adjourned at 7:40 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Jackelyn Bishop".

Jackelyn Bishop
Authority Secretary

Attachment:
Minutes of the August 27, 2008 Reconvened Meeting

MINUTES OF THE AUGUST 27, 2008
REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
NEW HAVEN SOLID WASTE AND RECYCLING AUTHORITY

A Regular Meeting of the New Haven Solid Waste and Recycling Authority (the “Authority”) was held on August 27, 2008, at 6:30 P.M. at New Haven City Hall, 165 Church Street, 2nd Floor, Meeting Room #2, New Haven, Connecticut 06510.

Chairman Dolan called the meeting to order at 6:32 p.m.

Directors present: Antunes, Dolan, Drakonakis, Singh-Lemar and Walker

Also present: Jackie Bishop, Secretary of the Authority

John Prokop, Director of the Department of Public Works of the City of
New Haven & Executive Director of the Authority

Lawrence D. Rusconi, Director – Office of Management and Budget

Glenn Santoro, Counsel to the Authority

Nimesh Patel, Counsel to the Authority

Isabella Schroeder, Malcolm Pirnie

Man-Shi Low, Malcolm Pirnie

- 1. Approval of the minutes of the June 11, 2008 Regular Meeting of the Board, June 19, 2008 Special Meeting of the Board and July 9, 2008 Regular Meeting of the Board.**

The following motions were made with respect to Item #1 of the Agenda.

RESOLVED: A motion was made by Konstantine Drakonakis to approve the minutes of the June 11, 2008 Regular Meeting of the Board.

Donald Walker seconded the motion.

Voice Vote: Unanimous

AYES

Antunes

Dolan

Drakonakis

Walker

Singh-Lemar

NAYES

ABSTENTIONS

RESOLVED: A motion was by Gerald Antunes to approve the minutes of the June 19, 2008 Special Meeting of the Board.

Anika Singh-Lemar seconded the motion.

Voice Vote: Unanimous

<u>AYES</u>	<u>NAYES</u>	<u>ABSTENTIONS</u>
Antunes		
Dolan		
Drakonakis		
Walker		
Singh-Lemar		

RESOLVED: A motion was made by Anika Singh-Lemar to approve the minutes of the July 9, 2008 Regular Meeting of the Board.

Donald Walker seconded the motion.

Voice Vote: Unanimous

<u>AYES</u>	<u>NAYES</u>	<u>ABSTENTIONS</u>
Antunes		
Dolan		
Drakonakis		
Walker		
Singh-Lemar		

2. Executive Session to discuss the Transfer Station Proposal Review with Malcolm Pirnie and Robinson Cole, LLP.

RESOLVED: A motion was made by Gerald Antunes to enter into executive session at 6:45 p.m. to discuss the Transfer Station's contract proposal review with Malcolm Pirnie and Robinson Cole, LLP

Donald Walker seconded the motion.

Voice Vote: Unanimous

<u>AYES</u>	<u>NAYES</u>	<u>ABSTENTIONS</u>
Antunes		
Dolan		
Drakonakis		
Walker		
Singh-Lemar		

3. Adjournment.

RESOLVED: A motion was made Joe Dolan to end executive session and adjourn the meeting at 8:00 p.m.

Voice Vote: Unanimous

AYES

Antunes

Dolan

Drakonakis

Walker

Singh-Lemar

NAYES

ABSTENTIONS

The meeting was adjourned at 8:00 p.m.

Respectfully submitted,

Jackelyn Bishop
Authority Secretary