

MATERIALS INNOVATION AND RECYCLING AUTHORITY

FIVE HUNDRED AND THIRTY-SEVEN

NOVEMBER 10, 2021

A Regular Telephonic (Zoom) Board meeting of the Materials Innovation and Recycling Authority Board of Directors was held on Wednesday, November 10, 2021. Present via audio or video conferencing were:

Directors:

Chairman Stein
Vice Chairman Jim Hayden
Carl Fortuna, Jr.
Susan Weisselberg
Bert Hunter
Suzette DeBeatham-Brown
Tom Swarr

Present from MIRA:

Tom Kirk, President
Mark Daley, Chief Financial Officer
Laurie Hunt, Director of Legal Services
Peter Egan, Director of Operations and Environmental Affairs
Thomas Gaffey, Director of Recycling & Enforcement
Cheryl Kaminsky, Manager of Accounting and Financial Reporting
Dave Bodendorf, Senior Environmental Engineer
Chris Shepard, Environmental Compliance Manager

Others Present:

Ann Catino, Halloran & Sage

Chairman Stein called the meeting officially to order at 9:39 a.m. and said that a quorum was present.

PUBLIC PORTION

Chairman Stein said 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. As there were no members of the public who wished to address the Board, the meeting commenced.

1. Approval of the Minutes of the October 13, 2021 Board Meeting.

Chairman Stein requested a motion to accept the minutes of the October 13, 2021 Board meeting. The motion to approve the minutes was made by Director Fortuna and seconded by Director Hunter.

The motion previously made and seconded was approved by roll call vote. Chairman Stein, Director Hayden, Director Fortuna, Director Weisselberg, Director Hunter, Director Brown, and Ad Hoc Swarr voted yes.

| Directors | Aye | Nay | Abstain |
|-------------------------|------------|------------|----------------|
| | | | |
| Chairman Stein | X | | |
| Jim Hayden | X | | |
| Carl Fortuna | X | | |
| Susan Weisselberg | X | | |
| Bert Hunter | X | | |
| Suzette DeBeatham-Brown | X | | |
| | | | |
| | | | |
| Ad Hoc Members | Aye | Nay | Abstain |
| Tom Swarr | X | | |
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2. Informational.

President Kirk reported on the operational and financial status of the CSWS for the period ending September 30, 2021, including an increase to wholesale power prices. President Kirk discussed with the Board members MIRA's receipt of a letter from the City of Hartford's Solid Waste Task Force requesting that MIRA provide the City with meaningful public participation,

as that term is defined in Connecticut General Statutes Section 22a-20a, in pursuit of its application for modification to its solid waste permit.

3. Resolution Regarding an increase of greater than \$50,000 to the existing Agreement for Waste Transportation and Transfer Station Operation and Maintenance Services at the Torrington Transfer Station.

Chairman Stein requested a motion on the above-referenced item. The motion was made by Director Hunter and seconded by Director Weisselberg.

RESOLVED: That the Board of Directors authorizes the expenditure of additional funds for repair of the Torrington Transfer Station tip floor, substantially as presented and discussed at this meeting.

Mr. Bodendorf explained the urgent need for the proposed work on the tip floor. At the request of Director Hunter, an addition was made to the third paragraph of the Board Memo (Attachment 2 in the Board Package), so that the paragraph in its entirety would read:

At this time, the floor thickness has diminished to expose structural steel rebar which has been damaged by the heavy MSW delivery trucks and the heavy equipment used to process MSW on the tip floor. This damage has resulted in a floor that is inadequately thick, has deep ruts that cause extra wear on the processing equipment and delivery trucks, which vehicles and equipment in turn further damage the floor. MIRA staff have determined it is prudent and vital to the safe operation of the Torrington Transfer Station and structural integrity of the tip floor to replace the tip floor as soon as possible.

The motion previously made and seconded failed for lack of the number of votes required for approval. Chairman Stein, Director Hayden, Director Fortuna, Director Weisselberg, Director Hunter, Director Brown, and Ad Hoc Swarr voted yes.

| Directors | Aye | Nay | Abstain |
|-------------------------|------------|------------|----------------|
| | | | |
| Chairman Stein | X | | |
| Jim Hayden | X | | |
| Carl Fortuna | X | | |
| Susan Weisselberg | X | | |
| Bert Hunter | X | | |
| Suzette DeBeatham-Brown | X | | |
| | | | |
| | | | |
| Ad Hoc Members | Aye | Nay | Abstain |

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| Tom Swarr | X | | |
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Mr. Egan said that MIRA would proceed with the work as an emergency procurement, and come back to the Board for ratification of the emergency, in accordance with our Procurement Policy, at a subsequent meeting.

4. Executive Session.

Chairman Stein requested a motion to go into Executive Session to discuss Pending RFPs and Feasibility Estimates and Evaluations relative to prospective public supply contracts, including MIRA RFP's and prospective contracts for Connecticut Solid Waste System transfer facilities, transportation and disposal of acceptable solid waste at alternate disposal facilities and operation of MIRA's Jets and the potential impact of same upon MIRA operating and capital budgets and its Municipal Service Agreements.

Chairman Stein asked Mr. Kirk, Mr. Daley, Mr. Egan, Ms. Hunt, Mr. Gaffey, and Attorney Catino to participate in the discussion. Mr. Kirk added that additional staff members involved in evaluation of the RFP submittals were available, and could be called to join the session if their input was required. The motion was made by Director Brown, seconded by Director Weisselberg, and approved by roll call vote. Chairman Stein, Vice Chairman Hayden, Director Fortuna, Director Weisselberg, Director Hunter, Director Brown, and Ad Hoc Swarr voted yes.

| Directors | Aye | Nay | Abstain |
|-------------------------|------------|------------|----------------|
| | | | |
| Chairman Stein | X | | |
| Vice Chairman Hayden | X | | |
| Carl Fortuna | X | | |
| Susan Weisselberg | X | | |
| Bert Hunter | X | | |
| Suzette DeBeatham-Brown | X | | |
| | | | |
| | | | |
| Ad Hoc Members | Aye | Nay | Abstain |

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|-----------|---|--|--|
| Tom Swarr | X | | |
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Executive Session began at 10:15 and ended at 11:24. Chairman Stein noted that no motions were made and no votes were taken in Executive Session, and adjourned the meeting.