

## **RI UST Review Board**

**3-12-2009**

### **Quorum**

**The Board meeting, held at 235 Promenade Street; Room 300, Providence, was called to order by Chairman Gray at 12:07 p.m. Members present were Commissioners Gray, Hurley, Boisselle, DeBlois, Beaudette, and Allienello. Arriving at 12:15 was Commissioner Unsworth. Staff present were Jason Proulx and Michaela K. Brockmann from Waste Management and Sue Forcier, Legal counsel at DEM.**

### **Approval of Previous Meeting Minutes**

**Commissioner Boisselle moved to approve the meeting minutes from the January 15th, 2009 board meeting. Commissioner DeBlois seconded the motion and all those present voted in the affirmative.**

### **Chairman's Report**

**Chairman Gray stated he had one item, an update on the Supplemental Budget, specifically Article 13. He stated that testimony on the article was heard by the House Finance Committee and the Senate Finance Committee. He added that the House Finance Committee Chairman, representative Constantino, had created a separate bill, House Bill 5264, that removed many of the taxation provisions in the supplemental budget to its own bill. This matter was voted out of the finance committee; however, when it arrived on**

the House floor, it was sent back into the committee and has since not been acted upon. Chairman Gray stated that the supplemental budget had not been enacted; however, pending the outcome, monies had not been deposited into our account. Commissioner Beaudette asked if this money was being held in escrow or if it was remaining in the general fund. Commissioner Beaudette also pointed out that comments he had made in the Journal had been initiated by the reporter.

Vice Chair Boisselle also thanked those attending who had testified against the supplemental budget. Additionally she stated she had spoken with leaders of both houses as well as the Finance Chairs and it was her conclusion that they are seeking alternatives. Additionally she had stated that the Sierra Club had also been taking an active role seeking alternatives for RIPTA.

### **Reimbursement Recommendations**

Commissioner DeBlois moved to approve section A of the reimbursements. Commissioner Hurley seconded the motion and all present voted in the affirmative.

Chairman Gray explained that Section B was removed as a result of the appeal for Avila Brothers. Commissioner Hurley moved that section B be approved for reimbursement and Commissioner Beaudette seconded the motion.

**Commissioner Hurley recused himself voting on Section C and he then filed the appropriate papers. Vice-Chair Boisselle moved to approve Section C for disbursement and the motion was seconded by Commissioner DeBlois. All voting members voted in the affirmative and the motion passed.**

**Vice-Chair Boisselle recused herself from voting on Section D and then proceeded to file the appropriate papers. Commissioner DeBlois asked if the two claims that showed a significant decrease in eligible was due to the deductible. Mrs. Brockmann confirmed that he was correct. Commissioner Hurley moved to approve Section D and his motion was seconded by Commissioner DeBlois. All voting members voted in the affirmative.**

### **Election of Officers**

**Commissioner DeBlois, Chair of the Nominating subcommittee stated that he had polled the subcommittee and that the subcommittee recommended that Chairman Gray and Vice Chair Boisselle remain in their positions. Commissioner Beaudette moved to accept the committees report and Commissioner Beaudette seconded the motion. A vote was taken and the recommendations were accepted.**

### **Old Business**

**Chairman Gray requested that a subcommittee be formed to take on the issue of claims and how they are dealt with if there is a reduction**

in revenue. He stated that these meetings were subject to the Open Meetings Act and therefore he asked that members be sure they are present before they agreed to participate. The following members volunteered to make up the subcommittee: Commissioner DeBlois, Boisselle, and Hurley.

Commissioner Beaudette asked about potential revenue reduction from a drop in volume of gasoline sold. Some discussion followed and a member of the public, Tom Breckel, provided the Board with the statistic that the state has lost 11% in volume. Chairman Gray followed up that he would inquire as to what the revenues that are being withheld from us currently are.

### **New Business**

Chairman Gray stated that he had asked Susan Forcier to look at whether or not it was necessary to have a stenographic record for each Board meeting. He explained that due to potential revenue reductions, he was looking at a way to keep operating expenses down. Ms. Forcier explained that the official record of the meeting was the minutes, not the stenographic record. There was some discussion and it was decided that future meetings would be recorded and that any meetings adjudicative in nature would be subject to a stenographic record.

### **Adjournment**

Commissioner Hurley moved to adjourn the meeting at 12:35. The

**motion was seconded by Commissioner Unsworth and all approved the adjournment of the meeting.**

**Respectfully Submitted by**

**Michaela K. Brockmann**