

RHODE ISLAND RESOURCE RECOVERY CORPORATION

BUSINESS MEETING

JUNE 28, 2007

8:30 A.M.

65 SHUN PIKE

JOHNSTON, RI 02919

I. Attendance

A. Austin Ferland, Chairman and CEO

Ken Aurecchia, Vice-Chairman

Michael Salvatore, Treasurer

John St. Sauveur

II. Staff Present

Michael OConnell, Executive Director

Dennis aRusso, Deputy Executive Director

Patrick McQueeney, Chief of Security

William Anderson, Engineering Supervisor

Michael Mesoella, Municipal Liaison

Marcel Lussier, Business Manager

Patricia Cerbo, Purchasing Manager

Pat Russo, Administrative Assistant

James Wardick, Budget and Finance Officer

Claude Cote, Director of Regulatory Compliance

III. Others Present

Kelly Mahoney, RI Senate Policy Office

Steve Mutter, East Providence

Sherry Mulhearn, Consultant

John Souto, Waste Express

IV. Agenda Items

1. Call to Order – Chairman Ferland called the meeting to order at 8:30 a.m

2. Minutes of the Meeting

Ken Aurecchia made the following motion:

THAT THE READING OF THE MINUTES BE WAIVED AND FURTHER THAT THE MINUTES OF THE PREVIOUS MEETING OF THE OPEN SESSION AND THE EXECUTIVE SESSION HELD ON MAY 1, 2007 BE ACCEPTED AND APPROVED AS PRESENTED TO EACH COMMISSIONER TODAY.

John St. Sauveur seconded the motion which passed unanimously.

3. Set the Next Meeting – the next meeting was not scheduled.

Chairman Ferland opened the meeting to questions or comments.

Steve Mutter stated that he was representing East Providence as well as other communities to express their concerns regarding the \$25 tip fee for compost material. Mr. Mutter stated that most of the communities had already passed their budgets for the year and did not allocate funds to pay for this service. Chairman Ferland stated that this matter would be taken up during today's executive session.

4. Contracts

a) Machine Fluids & Lubricants – Dennis aRusso reported that bids were solicited on April 16, 2007 for the supply and delivery of various machine fluids and lubricants. This procurement appeared in the Providence Journal and was placed on the State's electronic bulletin board. A public bid opening was held on May 10, 2007. Following an evaluation of the bid received, the Staff Evaluation Committee recommends awarding the contract to Dennis K. Burke.

John St. Sauveur made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF VARIOUS MACHINE FLUIDS AND

LUBRICANTS BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND DENNIS K. BURKE, INC. OF CHELSEA, MA FOR AN AMOUNT NOT TO EXCEED \$150,000. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND CONTINUE UNTIL JUNE 30, 2008 WITH THE CORPORATION'S OPTION TO RENEW, UNDER THE SAME TERMS AND CONDITIONS, FOR TWO ADDITIONAL ONE YEAR PERIODS.

Ken Aurecchia seconded the motion which passed unanimously.

b) Temporary Labor Services – Dennis aRusso reported that bids were solicited on April 4, 2007 for the provision of approximately 18,000 man hours of temporary labor services. This procurement appeared in the Providence Journal and was placed on the State's electronic bulletin board. A public bid opening was held on April 27, 2007. Following an evaluation of the bid received the Staff Evaluation Committee recommends awarding the contract to Employment 2000, Inc. of Providence, RI.

Ken Aurecchia made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE PROVISION OF APPROXIMATELY 26,000 MAN HOURS AT THE RATE OF \$12.75 (IFB 770) BETWEEN RHODE ISLAND RESOURCE

RECOVERY CORPORATION AND EMPLOYMENT 2000, INC. OF PROVIDENCE, RI FOR AN AMOUNT NOT TO EXCEED \$336,000.00. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND CONTINUE UNTIL JUNE 30, 2008 WITH THE CORPORATION'S OPTION TO RENEW UNDER THE SAME TERMS AND CONDITIONS, FOR TWO ADDITIONAL ONE YEAR PERIODS.

John St. Sauveur seconded the motion which passed unanimously.

c) Fasteners – Dennis aRusso reported that bids were solicited on April 12, 2007 for the supply and delivery of various fasteners. This procurement appeared in the Providence Journal and was placed on the State's electronic bulletin board. A public bid opening was held on May 8, 2007. Following an evaluation of the bids received and based on the lowest responsive and responsible bidder, the Staff Evaluation Committee recommends awarding the contract to Warwick Fasteners of Warwick.

Michael Salvadore made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF VARIOUS FASTENERS BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND WARWICK INDUSTRIAL FASTENERS OF WARWICK, RI FOR AN

AMOUNT NOT TO EXCEED \$25,000.00. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND CONTINUE UNTIL JUNE 30, 2008 WITH THE CORPORATION'S OPTION TO RENEW UNDER THE SAME TERMS AND CONDITIONS FOR TWO ADDITIONAL ONE YEAR PERIODS.

John St. Sauveur seconded the motion which passed unanimously.

d) Off-Road Diesel Fuel – Dennis aRusso reported that bids were solicited on May 29, 2007 for the supply and delivery of approximately 500,000 gallons of off-road diesel fuel. This procurement appeared in the Providence Journal and was placed on the State's electronic bulletin board. A public bid opening was held on June 12, 2007. Following an evaluation of bids received and based on the lowest responsible and responsible bidder, the Staff Evaluation Committee recommends awarding the contract to Dennis K. Burke Inc.

Michael Salvadore made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF APPROXIMATELY 500,000 GALLONS OF OFF ROAD DIESEL BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND DENNIS K. BURKE, INC. OF CHELSEA, MA FOR AN AMOUNT NOT TO EXCEED

\$1,425,000.00. IN THE EVENT THE VENDOR DOES NOT PERFORM IN ACCORDANCE WITH IFB N. 787 SCOPE OF WORK, RIRRC RESERVES THE RIGHT TO CANCEL THE CONTRACT AND ENTER INTO A CONTRACTUAL AGREEMENT WITH THE NEXT LOWEST BIDDER.

John St. Sauveur seconded the motion which passed unanimously.

e) Belting and Fasteners – Dennis aRusso reported that bids were solicited on May 17, 2007 for the supply and delivery of various belting and fasteners that are used in the daily grinding operations of the landfill. This procurement appeared in the Providence Journal and was placed on the State’s electronic bulletin board. A public bid opening was held on June 5, 2007. Following an evaluation of the bids received and based on the lowest responsive and responsible bidder, the Staff Evaluation Committee recommends awarding the contract to Bearing Distributors, Inc. of Groton, CT.

Michael Salvadore made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF VARIOUS BELTING AND FASTENERS BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND BEARING DISTRIBUTORS INC. OF GROTON, CT

FOR AN AMOUNT NOT TO EXCEED \$50,000.00. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND CONTINUE UNTIL JUNE 30, 2008 WITH THE CORPORATION'S OPTION TO RENEW UNDER THE SAME TERMS AND CONDITIONS FOR TWO ADDITIONAL ONE YEAR PERIODS.

Ken Aurecchia seconded the motion which passed unanimously.

f) Automotive Parts and Supplies – Dennis aRusso reported that bids were solicited on May 18, 2007 for the supply and delivery of automotive parts and supplies. This procurement appeared in the Providence Journal and was placed on the State's electronic bulletin board. A public bid opening was held on June 6, 2007. Following an evaluation of the bids received and based upon the lowest responsive and responsible bidder, the staff recommends awarding the contract to AAP, Inc. dba/Action Reverse Auto Parts, Inc. of Providence, RI.

John St. Sauveur made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF VARIOUS AUTOMOTIVE PARTS AND SUPPLIES BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND AAP, INC. DBA/ACTION REVERSE AUTO PARTS INC. OF PROVIDENCE, RI FOR AN AMOUNT NOT TO EXCEED

\$50,000.00. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND CONTINUE UNTIL JUNE 30, 2008 WITH THE CORPORATION'S OPTION TO RENEW UNDER THE SAME TERMS AND CONDITIONS FOR TWO ADDITIONAL ONE YEAR PERIODS.

Ken Aurecchia seconded the motion which passed unanimously.

g) Volvo Parts & Service – Dennis aRusso reported that bids were solicited for the supply and delivery of Volvo parts and service. This procurement appeared in the Providence Journal and was placed on the State's electronic bulletin board. Following an evaluation of the bid received, the Staff Evaluation Committee recommends awarding the contract to Anderson Motors, Inc. of East Providence.

John St. Sauveur made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF VARIOUS VOLVO PARTS AND SERVICE BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND ANDERSON MOTORS, INC. OF EAST PROVIDENCE, RI FOR AN AMOUNT NOT TO EXCEED \$75,000.00. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND CONTINUE UNTIL JUNE 30, 2008 WITH THE CORPORATION'S OPTION TO

RENEW UNDER THE SAME TERMS AND CONDITIONS, FOR TWO ADDITIONAL ONE YEAR PERIODS.

Ken Aurecchia seconded the motion which passed unanimously.

h) Caterpillar Parts & Service – Dennis aRusso reported that bids were solicited on May 14, 2007 for the supply and delivery of CAT parts and service. This procurement appeared in the Providence Journal and was placed on the State’s electronic bulletin board. A bid opening was held on May 31, 2007. Following an evaluation of the bids received the Staff Evaluation Committee recommended awarding the contract to Southworth Milton, Inc.

John St. Sauveur made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF VARIOUS CAT PARTS AND SERVICE BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND SOUTHWORTH MILTON, INC. OF MILFORD, MA FOR AN AMOUNT NOT TO EXCEED \$425,000.00. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND CONTINUE UNTIL JUNE 30, 2008 WITH THE CORPORATION’S OPTION TO RENEW, UNDER THE SAME TERMS AND CONDITIONS, FOR TWO ADDITIONAL ONE YEAR PERIODS.

Ken Aurecchia seconded the motion which passed unanimously.

i) VME Parts & Service – Dennis aRusso reported that bids were solicited on May 15, 2007 for the supply and delivery of Volvo parts and service. This procurement appeared in the Providence Journal and was placed on the State’s electronic bulletin board. Following an evaluation of the bid received the Staff Evaluation Committee recommended awarding the contract to Woodco Machinery, Inc. of Woburn, MA.

Ken Aurecchia made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF VARIOUS VME PARTS AND SERVICE BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND WOODCO MACHINERY INC. OF WOBURN, MA FOR AN AMOUNT NOT TO EXCEED \$500,000.00. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND CONTINUE UNTIL JUNE 30, 2008, WITH THE CORPORATION’S OPTION TO RENEW UNDER THE SAME TERMS AND CONDITIONS, FOR TWO ADDITIONAL ONE YEAR PERIODS.

John St. Sauveur seconded the motion which passed

unanimously.

j) Komatsu Parts & Service – Dennis aRusso reported that bids were solicited for the supply and delivery pf CAT parts and service. This procurement appeared in the Providence Journal and was placed on the state’s electronic bulletin board. A public bid opening was held on June 4, 2207. Following an evaluation of the bid received, the Staff Evaluation Committee recommends awarding the contract to CN Wood Company, Inc. of Woburn, MA.

Ken Aurecchia made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF VARIOUS KOMATSU PARTS AND SERVICE BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND CN WOOD COMPANY, INC. OF WOBURN, MA FOR AN AMOUNT NOT TO EXCEED \$150,000.00. THE CONTRACT WILL COMMENCE ON JULY 1, 2007, AND CONTINUE UNTIL JUNE 30, 2008 WITH THE CORPORATION’S OPTION TO RENEW UNDER THE SAME TERMS AND CONDITIONS FOR TWO ADDITIONAL ONE YEAR PERIODS.

John St. Sauveur seconded the motion which passed unanimously.

k) Tires and Tire Repairs – Dennis aRusso reported that bids were solicited on May 25, 2007 for the supply and delivery of various tires and tire repair services. This procurement appeared in the Providence Journal and was placed on the State’s electronic bulletin board. A public bid opening was held on June 11, 2007. Following an evaluation of the bids received and based on the lowest responsive and responsible bidder, the Staff Evaluation Committee recommends awarding the contract to Ocean State Tire Company, Inc. of Johnston, RI.

John St. Sauveur made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE SUPPLY AND DELIVERY OF VARIOUS TIRES AND TIRE REPAIRS BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND OCEAN STATE TIRE COMPANY INC. OF JOHNSTON, RI FOR AN AMOUNT NOT TO EXCEED \$460,000.00. THE CONTRACT WOULD COMMENCE ON JULY 1, 2007 AND CONTINUE UNTIL JUNE 30, 2008 WITH THE CORPORATION’S OPTION TO RENEW UNDER THE SAME TERMS AND CONDITIONS FOR TWO ADDITIONAL ONE YEAR PERIODS.

Ken Aurecchia seconded the motion which passed unanimously.

I) Curbside Recycling – Mike Mesoella reported that bids were solicited on May 22, 2007 for the supply and delivery of curbside recycling bins. Notice of solicitation appeared in the Providence Journal and was placed on the State’s electronic bulletin board. Bidders were required to submit prices for the supply and delivery of approximately 10,000 new sixteen gallon green curbside bins with lids and approximately 15,000 new twenty gallon blue curbside bins to the Corporation’s facility. A public bid opening was held on June 19, 2007. An evaluation of the bids received and based on the most responsive responsible bid, the staff evaluation committee recommends awarding the contract to SCL A-1 Plastic Ltd. Of Brampton, Ontario Canada.

John St. Sauveur made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD AND/OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT FOR IFB NO. 785 FOR THE SUPPLY AND DELIVERY OF 10,000 GREEN CURBSIDE BINS WITH LIDS FOR AN AMOUNT NOT TO EXCEED SIXTY FIVE THOUSAND SEVEN HUNDRED DOLLARS (\$65,700) AND 15,000 BLUE CURBSIDE BINS FOR AN AMOUNT NOT TO EXCEED EIGHTY SEVEN THOUSAND THREE HUNDRED DOLLARS (\$87,300) BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND SCL A-1 PLASTIC LTD, OF

BRAMPTON, ONTARIO, CANADA.

Michael Salvadore seconded the motion which passed unanimously.

m) MRF Sprinkler System Pipe Replacement – This matter was tabled.

Contract Renewal

a) General Landfill Consulting Services – Bill Anderson reported that on April 28, 2006 the Corporation issued a Request for Qualifications/Request for Proposal for General Landfill Consulting Services. Based on staff evaluation and with concurrence received from the Board of Commissioners, PARE Corporation was selected for a one-year contract with the option to renew for up to two additional on year periods. The contract was entered into on August 2, 2006 for a term ending June 30, 2007. RIRRC staff members have since reviewed the performance of PARE Corporation and based on current on-going projects recommend that the Board of Commissioners renew the contract for General Landfill Consulting, under the same terms and conditions for the first renewal period, from July 1, 2007 to June 30, 2008.

Michael Salvadore made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS

AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO RENEW THE CONTRACTUAL AGREEMENT FOR GENERAL LANDFILL CONSULTING SERVICES UNDER THE SAME TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT WITH PARE CORPORATION OF LINCOLN, RI FOR AN AMOUNT NOT TO EXCEED \$1,130,000. THE CONTRACT WILL COMMENCE ON JULY 1, 2007, AND EXPIRE ON JUNE 30, 2008 FOR THE FIRST RENEWAL PERIOD.

John St. Sauveur seconded the motion which passed unanimously.

b) Environmental Consulting/Engineering Services – Bill Anderson reported that on May 1, 2006, the Corporation issued a Request for Qualifications/Request for Proposal for Environmental Consulting/Engineering Services. Based on staff evaluation and with concurrence received from the Board of Commissioners, both GZA GeoEnvironmental, Inc. and Camp Dresser & McKee Inc. were selected for a split award each for a one-year contract with the option to renew for up to two additional one-year periods. Both GZA's and CDM's contracts were entered into on August 10, 2006 each for a term ending June 30, 2007. Corporation staff members have reviewed the performance of both GZA and CDM and based on current performance and on-going project's recommend that the Board of Commissioners renew both contract to Environmental Consulting/Engineering Services under the same terms and conditions, for the first renewal period, from July 1, 2007 until June

30, 2008.

John St. Sauveur made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO RENEW THE CONTRACTUAL AGREEMENTS FOR ENVIRONMENTAL CONSULTING/ENGINEERING SERVICES UNDER THE SAME TERMS AND CONDITIONS AS THE ORIGINAL CONTRACT WITH GZA GEO ENVIRONMENTAL INC. FOR AN AMOUNT NOT TO EXCEED \$760,000 AND WITH CAMP DRESSER & MCKEE, INC. FOR AN AMOUNT NOT TO EXCEED \$714,500. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND EXPIRE ON JUNE 30, 2008, FOR THE FIRST RENEWAL PERIOD.

Ken Aurecchia seconded the motion which passed unanimously.

c) Leachate Maintenance Services – Bill Anderson reported that on June 27, 2006, the Corporation issued an RFP/RFQ for the competitive procurement of a qualified company to perform Leachate Maintenance Services. Based on staff evaluation and with concurrence received from the Board of Commissioners, Inland Waster Inc. was selected for a one-year contract with the option to renew for up to two additional one-year periods. The contract was entered into on August 18, 2006 for a term ending June 30, 2008. Corporation staff members have reviewed the performance of Inland

Waters and recommend that the Board of Commissioners renew the contract for Leachate Maintenance Services under the same terms and conditions for the first renewal period from July 1, 2007 to June 30, 2008. The not-to-exceed contract limit requested for the Leachate Maintenance Services is on million one hundred sixty-eight thousand seven hundred dollars.

Ken Aurecchia made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO RENEW THE CONTRACTUAL AGREEMENT FOR SEWER MAINTENANCE SERVICES WITH INLAND WATERS, INC. FOR AN AMOUNT NOT TO EXCEED \$1,168,700. THE CONTRACT WILL COMMENCE ON JULY 1, 2007 AND EXPIRE ON JUNE 30, 2008 AND MAY BE RENEWED UNDER THE SAME TERMS AND CONDITIONS FOR AN ADDITIONAL ONE-YEAR PERIOD. ADDITIONALLY THIS CONTRACT SHALL INCLUDE TWO CONTINGENCIES A \$200,000 CONTINGENCY TO ADDRESS ANY UNFORESEEN LEACHATE RELATED EMERGENCIES AND A \$150,000 CONTINGENCY TO ADDRESS ANY UNFORESEEN LEACHATE CONDITIONS ASSOCIATED WITH THE PHASE V AREA 2 OPENING TO BE UTILIZED ONLY WITH PRIOR APPROVAL BY THE EXECUTIVE DIRECTOR.

John St. Sauveur seconded the motion which passed unanimously.

d) Advertising and Public Relations Services – Sarah Kite reported that on April 24, 2006 the Corporation issued an RFQ/RFP for Advertising and Public Relations Services. A contract in the amount of \$1,318,788.00 was awarded to RDW Group, Inc. for the period July 1, 2006 to June 30, 2007 with an option to renew the contract under the same terms and conditions for two additional one year periods. Based on the continued satisfactory performance of RDW Group the fact that the vendor's rates remain competitive and the vendor's willingness to renew the contract for the first renewal term for the period July 1, 2007 to June 30, 2008 in the amount of \$801,500.00. This represents a lower amount than the original contract due to a reduction in plastic bag advertising, elimination of some website hosting, changes in the format of the annual report and other adjustments.

Michael Salvadore made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A RENEWAL AGREEMENT FOR ADVERTISING AND PUBLIC RELATIONS SERVICES BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION AND RDW GROUP, INC. OF PROVIDENCE, RI FOR AN AMOUNT NOT TO EXCEED \$801,500.00. THE RENEWAL TERM SHALL BEGIN JULY 1, 2007 AND CONTINUE UNTIL NO LATER THAN JUNE 30, 2008.

John St. Sauveur seconded the motion which passed unanimously. Michael Salvadore noted that the contract may increase due to legislation that was recently passed on the plastic bag campaign.

Contract Increase

a) Household Hazardous Waste Collection Facility – Claude Cote reported that during FY'07 the Corporation had several requests to expand the number of satellite collections throughout the State of Rhode Island for our Eco-Depot Household Hazardous Waste drop-off. The volume of material captured to be disposed of has increased greatly to date 893,933 pounds of household hazards waste has been disposed of in FY'07. This is a 16.6% increase from FY'06. There are four collections remaining in FY '07.

Mike Salvadore made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO INCREASE THE CONTRACTUAL AMOUNT FOR CLEAN HARBORS ENVIRONMENTAL SERVICES TO PROVIDE HOUSEHOLD HAZARDOUS WASTE DISPOSAL BY \$140,000 FOR A TOTAL AMENDED CONTRACT PRICE OF \$590,000.

John St. Sauveur seconded the motion which passed unanimously.

5. Letters of Engagement

Claude Cote stated that on June 30, 2007 the Letter of Engagement with several legal firms would expire therefore he was seeking to execute new Letters of Engagement with the legal firms.

Michael Salvadore made the following motion:

BE IT RESOLVED THAT THE CHAIRMAN AND/OR THE EXECUTIVE DIRECTOR IS AUTHORIZED TO EXECUTE LETTERS OF ENGAGEMENT WITH ADLER POLLOCK & SHEEHAN, EDWARDS & ANGELL, HINCKLEY, ALLEN & SNYDER, FERRUCCI & RUSSO, LTD., HOLLAND & KNIGHT, MOSES & AFONSO, VINCENT RAGOSTA, CAPITOL CITY GROUP, FS CAPITOL ASSOCIATES, PARTRIDGE, SNOW & HAHN, AND TILLINGHAST, LICHT, RODIO & URSILLO, LTD AND NIXON PEABODY. THE TERMS ARE BEGINNING JULY 1, 2007 AND WILL EXPIRE JUNE 30, 2008. THE HOURLY RATE SHALL BE A BLENDED RATE TO BE NEGOTIATED BY THE CHAIRMAN AND/OR EXECUTIVE DIRECTOR AND EACH ENGAGEMENT LETTER SHALL CERTIFY THAT THE RATE OF COMPENSATION DOES NOT EXCEED THE RATE OF COMPENSATION CHARGED BY COUNSEL TO HIS, HER OR THEIR PREFERRED PUBLIC OR PRIVATE CLIENTS.

John St. Sauveur seconded the motion which passed unanimously.

6. Investment Strategy – Pension Fund – Michael OConnell reported that after several meeting with members of the Finance Subcommittee, Joseph Rodio and Joe Pezza, of Rodio & Ursillo, Ltd, Todd Kalish consultant of Smith Barney recommended several changes to the Corporation’s Money Purchase Pension Plan.

Ken Aurecchia made the following motion:

BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS ADOPT THE INVESTMENT STRATEGY RECOMMENDATION OF THE SMITH BARNEY CONSULTANT AND THE TRUST AGREEMENT OF THE PENSION ATTORNEY BE IMPLEMENTED PER THE ATTACHED DOCUMENTS.

John St. Sauveur seconded the motion which passed unanimously.

7. Executive Session - John St. Sauveur made a motion at 9:20 a.m.

THAT BY A ROLL CALL VOTE CALLED BY THE GENERAL COUNSEL, THIS BOARD OF COMMISSIONERS SHALL GO INTO EXECUTIVE SESSION, CLOSED TO THE PUBLIC, IN CONFORMANCE WITH RI GENERAL LAWS SECTION 42-46-4, UPON AN AFFIRMATIVE VOTE OF THE BOARD’S MAJORITY IN CONFORMANCE WITH RI GENERAL LAWS SECTION 42-46-5, THIS BOARD’S VOTE TO HOLD THIS PORTION OF THE MEETING CLOSED TOO THE PUBLIC IS FOR

THE FOLLOWING PURPOSES:

(A) (1) PERSONNEL

(A) (2) LITIGATION

(A) (5) ACQUISITION/DISPOSITION OF REAL PROPERTY

Michael Salvadore seconded the motion which passed unanimously.

Michael Salvadore made the following motion at 10:30 a.m.

THAT THE MINUTES OF THE EXECUTIVE SESSION BE SEALED INDEFINITELY OR WHERE APPROPRIATE UNTIL ALL MATTERS DISCUSSED ARE RESOLVED.

John St. Sauveur seconded the motion which passed unanimously.

8. Budget – Michael OConnell reported that Staff met with the Finance Subcommittee on June 8, 2007 to review the FY '08 revenue projections and program manager budget request prior to submission of the FY '08 budget to the Board of Commissioners for consideration and approval. Based on the review and recommendations made by the Finance Subcommittee and based on the discussion during Executive Session the fee for the disposal of compost material will be set at \$12.50 per ton. Chairman Ferland recommended that representatives of both Woonsocket and South Kingstown be at the next Board Meeting to discuss their need for

grants.

Michael Salvatore made the following motion:

BE IT RESOLVED, THAT ASKED UPON THE RECOMMENDATION OF THE FINANCE SUBCOMMITTEE OF THE BOARD OF COMMISSIONERS PURSUANT TO STAFF REVIEW AND CONSULTATION WITH SAID SUBCOMMITTEE THE BOARD OF COMMISSIONERS HEREBY ADOPTS THE FY 2008 BUDGET AS PRESENTED TO BE UTILIZED AS A FINANCIAL GUIDELINE FOR THE CORPORATION. THE ADOPTION OF THE FY 2008 BUDGET DOES NOT SERVE AS A SUBSTITUTE FOR THE COMPLETION OF REQUIRED PROCUREMENT APPROVAL PROCESSES EITHER INTERNALLY OR EXTERNALLY. ADDITIONALLY, THE ADOPTION OF THE FY 2008 BUDGET IS PREDICATED ON THE ASSUMPTION THAT BUDGET REVENUES WILL MATERIALIZE AND BE AVAILABLE TO COVER THE BUDGETED COSTS. THE RATE FOR COMPOST HAS BEEN REDUCED TO \$12.50 PER TON FOR DISPOSAL OF THIS MATERIAL.

Ken Aurecchia seconded the motion which passed unanimously.

Michael Salvatore stated that Michael OConnell, Dennis aRusso, Michael McGonagle and Jim Wardick did a great job on preparing the Budget.

8. Johnston Agreement – Michael OConnell stated that the Corporation was seeking to enter into a contractual agreement with the Town of Johnston. Chairman Ferland stated that the agreement is very clear. Vice-Chairman, Ken Aurecchia stated that he had met with Mayor Polisenia on this matter and has had several discussions with Chairman Ferland and all parties agree that it is win/win agreement.

John St. Sauveur made the following motion:

BE IT HEREBY RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD OR THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACTUAL AGREEMENT WHEREBY THE TOWN OF JOHNSTON AGREES TO DISMISS THE CONSTITUTIONAL CHALLENGE TO THE INDUSTRIAL PARK AMENDMENTS TO THE CORPORATION'S ENABLING ACT, AGREES TO AN EXPEDITED PROTOCOL THAT ALLOWS EXPEDITED SUBDIVISIONS AND RECORDING OF INDUSTRIAL PARK SITES OF RECORD AND MAKES ALL GOOD FAITH AND COMMERCIALY REASONABLE EFFORTS TO ENACT TAX STABILIZATION AGREEMENTS. IN EXCHANGE THE CORPORATION WILL GRANT \$1.75 MILLION OVER THREE FISCAL YEARS TO THE TOWN TO HELP FUND A WEST-END FIRE STATION THAT INCLUDES THE CORPORATION IN ITS SERVICE AREA AND WILL TRANSFER 3.5 ACRES OF LOT 3 OF THE INDUSTRIAL PARK TO THE TOWN AT NO COST TO BE USED AS A PARKING LOT/MAINTENANCE SHED FOR

ITS SCHOOL BUSES. THE TOWN OF JOHNSTON WILL ACCEPT AND MAINTAIN ALL ROADS, SIDEWALKS, UTILITIES AND DRAINAGE IN LAKESIDE COMMERCE CENTER IN ACCORDANCE WITH TOWN STANDARDS.

Ken Aurecchia seconded the motion which passed unanimously.

9. Grants – Mike Mesolella reported that the Town of North Smithfield is requesting grant funding to continue to employ their Recycling Coordinator, expand her hours and fund a new pilot project.

Michael Salvadore made the following motion:

WHEREAS, SUPPORT FOR INITIATIVES BY MUNICIPALITIES THAT ENHANCE AND PROMOTE RECYCLING, ENVIRONMENTAL EDUCATION AND THE DIVERSION OF MATERIALS FROM DISPOSAL IS A PRIORITY FOR THE STATE OF RHODE ISLAND AND THE RESOURCE RECOVERY CORPORATION, THEREFORE; BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD AND/OR THE EXECUTIVE DIRECTOR TO AWARD A GRANT TO SUPPORT RECYCLING AND WASTE DIVERSION TO THE TOWN OF NORTH SMITHFIELD IN THE AMOUNT OF \$28,700.

John St. Sauveur seconded the motion which passed unanimously.

Mike Mesolella reported that Recycling for RI Education was seeking a grant in the amount of \$30,000. Recycling for RI Education has increased its membership to over 2,400 and has distributed more than 297,000 pounds of materials that would otherwise have been landfilled. Teachers, child-care providers and other non-profits continue to take advantage of the materials they are able to capture from manufacturer waste streams diverted by RRIE.

Michael Salvatore made the following motion:

WHEREAS, SUPPORT FOR INITIATIVES BY NON-PROFIT ORGANIZATIONS THAT ENHANCE AND PROMOTE RECYCLING, ENVIRONMENTAL EDUCATION AND THE DIVERSION OF MATERIALS FROM DISPOSAL IS A PRIORITY FOR THE STATE OF RHODE ISLAND AND THE RESOURCE RECOVERY CORPORATION, THEREFORE; BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS AUTHORIZES THE CHAIRMAN OF THE BOARD AND/OR THE EXECUTIVE DIRECTOR TO AWARD A GRANT TO SUPPORT ENVIRONMENTAL EDUCATION AND WASTE DIVERSION TO RECYCLING FOR RI EDUCATION FOR \$30,000.

PAYMENT OF GRANT AND CONSIDERATION FOR FUTURE GRANTS WILL BE CONTINGENT ON THE COMPLETION OF THE GRANT PROGRAMS' OBJECTIVES AS SET FORTH IN THE PROPOSALS SUBMITTED BY THE GRANTEES.

Ken Aurecchia seconded the motion which passed unanimously.

10. Recovermat – Dennis aRusso reported that the Corporation was seeking to enter into a contract with Recovermat of Rhode Island LLC.

Ken Aurecchia made the following motion:

WHEREAS, ON MAY 19, 1998, RIRRC EXECUTED A RECYCLING PROJECT AGREEMENT WITH RECOVERMAT OF RI, LLC (RECOVERMAT) A MARYLAND LIMITED LIABILITY COMPANY; WHEREAS, ON JUNE 20, 1998, AND AUGUST 18, 1999, EXTENSION AGREEMENT WERE EXECUTED; WHEREAS, EFFECTIVE NOVEMBER 16, 1999, RIRRC EXECUTED A LICENSE AGREEMENT OBTAINING THE LICENSE RIGHTS TO SPECIFIC LICENSED PATENT. WHEREAS, RIRRC DESIRES TO AMEND THE LICENSE AGREEMENT TO EXTEND THE TERM WHICH EXPIRES NOVEMBER 30, 2007; WHEREAS, RIRRC DESIRES TO CONTINUE OPERATING ITS RECOVERMAT FACILITY PURSUANT TO THE “LICENSE PATENTS” THROUGH THE NATURAL EXPIRATION OF SUCH PATENTS ON OR ABOUT APRIL 12, 2012; WHEREAS, GIVEN RIRRC’S INVESTMENT IN AN ENLARGED FACILITY HAVING NOT DAILY TONNAGE LIMIT, RIRRC HAS DETERMINED IT NEED TO MAKE ADDITIONAL CAPITAL INVESTMENT IN EQUIPMENT TO AID IN PROCESSING THE INCREASED TONNAGE; WHEREAS, THE BOARD OF COMMISSIONERS ON DECEMBER 13, 2006, AUTHORIZED THE DEPUTY EXECUTIVE DIRECTOR TOGETHER WITH ASSISTANCE

FROM RIRRC'S CONSULTANT, SHERRY MULHEARN TO NEGOTIATE A FINAL AMENDED LICENSE AGREEMENT TO CONSISTENT WITH THE PARAMETERS DISCUSSED DURING EXECUTIVE SESSION; WHEREAS, THE CONSULTANT AND THE DEPUTY EXECUTIVE DIRECTOR CONCLUDED NEGOTIATIONS WITH RECOVERMAT TO ACHIEVE THE OBJECTIVES ESTABLISHED; WHEREAS, RECOVERMAT HAS AGREED TO PURCHASE AND INSTALL THE NECESSARY EQUIPMENT UPGRADES MUTUALLY AGREED UPON BY THE PARTIES; WHEREAS, THE RECOMMENDED TERMS OF AN AMENDED LICENSE AGREEMENT WERE PRESENTED TO THE FINANCE SUBCOMMITTEE ON MONDAY, MARCH 5, 2007; WHEREAS, THE FINANCE SUBCOMMITTEE HAS RECOMMENDED THE BOARD AUTHORIZE THE EXECUTION OF THE AMENDED AGREEMENT CONSISTENT WITH THE PROPOSAL DISCUSSED AND ENDORSED ON MARCH 5, 2007; WHEREAS, ON MARCH 5, 2007, THIS BOARD OF COMMISSIONERS PASSED A RESOLUTION AUTHORIZING THE EXECUTION OF THE AMENDED LICENSE AGREEMENT. HOWEVER, THE COST OF THE MACHINE TO RECOVERMAT WILL EXCEED THE ORIGINAL PROPOSAL TERM OF \$1,200,000.00. THEREFORE, THIS AMENDED RESOLUTION EXPRESSLY PROVIDES FOR RECOVERMAT TO BE PAID A \$0.16 ROYALTY INCREASE FOR THE FIRST 5000 TONS OF THE MONTH TO OFFSET THE INCREASED COST OF MACHINERY. THEREFORE, THIS BOARD OF COMMISSIONERS HEREBY AUTHORIZES THE CHAIRMAN AND/OR THE EXECUTIVE DIRECTOR TO EXECUTE THE AMENDED LICENSE AGREEMENT CONSISTENT WITH THE PARAMETERS APPROVED.

John St. Sauveur seconded the motion which passed unanimously.

11. Other Business

a) Federal Express and A. Duie Pyle

Michael Salvadore made the following motion:

THAT THE CORPORATION PREVIOUSLY AUTHORIZED THE SALE, TRANSFER AND CONVEYANCE OF ALL ITS RIGHT, TITLE AND INTEREST IN APPROXIMATELY TWENTY-ONE AND EIGHTY-NINE HUNDREDTHS NET ACRES OF REAL ESTATE LOCATED ON THE SOUTH SIDE OF SHUN PIKE IN THE LAKESIDE COMMERCE CENTER AS MORE PARTICULARLY DESCRIBED BY THE TOWN OF JOHNSTON TAX ASSESSOR AS PLAT 29, LOTS 33 AND 66 (THE "PROPERTY") TO BERKSHIRE-PROVIDENCE LLC FOR THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS PER ACRE UNDER THE TERMS AND CONDITIONS SET FORTH IN THAT CERTAIN AGREEMENT OF PURCHASE AND SALE BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION, AS SELLER AND BERKSHIRE-PROVIDENCE LLC, AS BUYER DATED APRIL 11, 2007 FOR THE PURPOSE OF LEASING THE PROPERTY TO FEDEX GROUND, INC. AND UPON SUCH OTHER TERMS AND CONDITIONS AS THE EXECUTIVE DIRECTOR, MICHAEL OCONNELL, SHALL DEEM NECESSARY OR APPROPRIATE, IN HIS SOLE DISCRETION; AND

FURTHER THAT MICHAEL OCONNELL, ACTING SINGLY, IN HIS OWN DISCRETION, WAS AUTHORIZED, EMPOWERED, AND DIRECTOR TO EXECUTE IN THE NAME AND ON BEHALF OF THE CORPORATION, A DEED AS REQUIRED BY THE AGREEMENT AND ANY AND ALL OTHER DOCUMENTS, CERTIFICATES, APPLICATIONS OR OTHER INSTRUMENTS, AND TO TAKE ANY AND ALL SUCH OTHER ACTION WHICH IN HIS SOLE DISCRETION, SHALL DEEM NECESSARY OR DESIRABLE TO EFFECTUATE THE PURPOSE OF THE FOREGOING RESOLUTION. THE CORPORATION HEREBY RATIFIES, AFFIRMS AND APPROVES THE AFOREMENTIONED TRANSACTIONS AND ANY AND ALL ACTIONS TAKEN BY THE EXECUTIVE DIRECTOR IN CONNECTION THEREWITH.

FURTHER THAT THE CORPORATION BE, AND IT HEREBY IS, AUTHORIZED TO SELL, TRANSFER AND CONVEY ALL ITS RIGHT, TITLE AND INTEREST IN THE PROPERTY SITUATED IN THE TOWN OF JOHNSTON, STATE OF RHODE ISLAND, DESCRIBED AS TAX ASSESSOR'S PLATS 29 AND 31 AND FURTHER IDENTIFIED AS LOTS 12 AND 13 ON CROSSMAN ENGINEERING, INC. SITE MAP ENTITLED RI RESOURCE RECOVERY CORPORATION INDUSTRIAL PARK DATED OCTOBER 2003 TO 3-L REALTY, LLC FOR THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND 00/100 (\$150,000.00) DOLLARS PER ACRE UNDER THE TERMS AND CONDITIONS SET FORTH IN THAT CERTAIN AGREEMENT OF PURCHASE AND SALE BETWEEN RHODE ISLAND RESOURCE RECOVERY CORPORATION, AS SELLER AND 3-L REALTY, LLC AS BUYER DATED MAY 21, 2007

AND UPON SUCH OTHER TERMS AND CONDITIONS AS THE EXECUTIVE DIRECTOR MICHAEL OCONNELL, SHALL DEEM NECESSARY OR APPROPRIATE, IN HIS SOLE DISCRETION; AND FURTHER THAT MICHAEL OCONNELL, ACTING SINGLY, IN HIS OWN DISCRETION, BE, AND HEREBY IS, AUTHORIZED, EMPOWERED AND DIRECTED TO EXECUTE IN THE NAME AND ON BEHALF OF THE CORPORATION, A DEED AS REQUIRED BY THE AGREEMENT AND ANY AND ALL OTHER DOCUMENTS, CERTIFICATES, APPLICATIONS OR OTHER INSTRUMENTS, AND TO TAKE ANY AND ALL SUCH OTHER ACTION WHICH IN HIS OLE DISCRETION, SHALL DEEM NECESSARY OR DESIRABLE TO EFFECTUATE THE PURPOSE OF THE FOREGOING RESOLUTION.

John St. Sauveur seconded the motion which passed unanimously.

b) Mulhearn Agreement

Michael Salvadore made the following motion:

BE IT RESOLVED THAT THIS BOARD OF COMMISSIONERS HEREBY AUTHORIZES THE CHAIRMAN AND/OR THE EXECUTIVE DIRECTOR TO EXECUTE AN AMENDED AS NEEDED BASIS CONSULTING AGREEMENT BETWEEN RIRRC AND THE CONSULTANT SHERRY MULHEARN FOR A TERM TO EXPIRE ON JULY 1, 2008 IN ORDER THAT THE CONSULTANT MAY CONTINUE TO PROVIDE SERVICES AS DEFINED IN THE SIGNED AGREEMENT.

John St. Sauveur seconded the motion which passed unanimously.

Chairman Ferland stated that he would like the Board of Commissioners to do a final review of the Converted Organic Contract at the next Board meeting. He also stated that RIRRC should entertain other vendors in addition to Jefferson Renewable Energy for the waste-to-energy project and ultimately bid this project via an RFP.

12. Adjourn

Michael Salvadore made a motion to adjourn the meeting at 10: 40 a.m. Ken Aurecchia seconded the motion which passed unanimously.

Sincerely,

**Michael J. OConnell
Executive Director**

:spd