

POLLUTION CONTROL FINANCING AUTHORITY  
OF WARREN COUNTY

MINUTES OF REGULAR MONTHLY MEETING  
January 9, 2008

Chairman Accetturo called the regular monthly meeting of the Pollution Control Financing Authority of Warren County to order at approximately 4:02 PM.

Authority Members present: Angelo Accetturo, Everett Chamberlain, Dave Dech, Laurel Napolitani and Todd Yanoff.

ROLL CALL:	Mr. Accetturo	-	Present
	Mr. Chamberlain	-	Present
	Mr. Dech	-	Present
	Ms. Napolitani	-	Present
	Mr. Yanoff	-	Present

Also present: James Williams, Acting Executive Director, Charles L. Houck, Chief Financial Officer, Joseph Houston, Esquire, General Counsel; Bruce Jones, Special Counsel and Margaret Rogers, Recording Secretary.

Pledge of Allegiance / Introductory Statement

MINUTES

The minutes of the regular meeting of December 12, 2007 were presented for approval. Mr. Dech moved for acceptance of the minutes as presented, seconded by Ms. Napolitani.

ROLL CALL:	Mr. Accetturo	-	Yes
	Mr. Chamberlain	-	Yes
	Mr. Dech	-	Yes
	Ms. Napolitani	-	Yes
	Mr. Yanoff	-	Yes

Minutes of December 12, 2007 Executive Session were moved for acceptance as presented by Ms. seconded by Mr. Dech.

ROLL CALL:	Mr. Accetturo	-	Yes
	Mr. Chamberlain	-	Yes
	Mr. Dech	-	Yes
	Ms. Napolitani	-	Yes
	Mr. Yanoff	-	Yes

The minutes of the special meeting of December 17, 2007 were presented for approval. Mr. Chamberlain moved for acceptance of the minutes as presented, seconded by Ms. Napolitani.

ROLL CALL: Mr. Accetturo - Yes  
Mr. Chamberlain - Yes  
Mr. Dech - Yes  
Ms. Napolitani - Yes  
Mr. Yanoff - Yes

### CORRESPONDENCE

None.

Mr. Accetturo requested the standing committees report be withheld (handout presented) in order to proceed with agenda items.

Mr. Williams requested we have a discussion with audience members of PRMUA, engineering firms and attorneys present in connection with the pre-treatment plant.

It was suggested that all members involved continue dialogue and determine the best course of action to go forward with design. Hatch Mott MacDonald will put TWA in mail next week and go out to bid in February.

Several authority members would like PRMUA to consider operating the plant via an Interlocal Agreement.

Mr. Williams sought approval of the Board for bids for Liquid Potassium Hydroxide (A-1) and annual Topography Survey of the Landfill (A-2). Both were reviewed by General Counsel. Mr. Chamberlain motioned for approval, seconded by Mr. Accetturo.

ROLL CALL: Mr. Accetturo - Yes  
Mr. Chamberlain - Yes  
Mr. Dech - Yes  
Ms. Napolitani - Yes  
Mr. Yanoff - Yes

Mr. Williams mentioned that a settlement favorable to the Authority (about one half the amount) was reached on A-3 (Lined Leachate Lagoon – liquidated damages). Mr. Accetturo saw no need to discuss in Executive Session and asked for a motion for approval. Mr. Dech moved for acceptance of the settlement agreement, seconded by Ms. Napolitani.

ROLL CALL: Mr. Accetturo - Yes  
Mr. Chamberlain - Yes  
Mr. Dech - Yes  
Ms. Napolitani - Yes  
Mr. Yanoff - Yes

Mr. Williams sought approval of hauler contracts – item A-4. It was determined to put on hold pending review of the effect of new regulations awaiting the Governor’s signature.

It was suggested to withhold payment for item A-5, NJ DEP Settlement Agreement after conferring with previous Attorney, Mr. Bell. Mr. Chamberlain motioned for approval once approved by attorney, seconded by Mr. Dech.

ROLL CALL:     Mr. Accetturo         -     Yes  
                  Mr. Chamberlain     -     Yes  
                  Mr. Dech                     -     Yes  
                  Ms. Napolitani           -     Yes  
                  Mr. Yanoff                   -     Yes

Item A-6 – PCFA Holiday Schedule will be tabled until the February Reorganization meeting.

The next item, the 2008 Meeting Schedule (A-7) was put up for discussion. Mr. Chamberlain introduced a new authority member, Richard Mach (to be sworn in at next meeting) who will replace Dave Dech who is leaving. It was suggested that two (2) meetings on the second and fourth Wednesday of each month at 3:00 pm would be tried. After review, the schedule could possibly be adopted at the February Reorganization Meeting.

Mr. Chamberlain thanked Dave Dech for his service and welcomed Mr. Mach.

FINANCE COMMITTEE

A motion was made by Ms. Napolitani to approve the Resolution to Pay Bills in the amount of \$682,417.14, seconded by Mr. Accetturo. (Hold check for NJ DEP Settlement Agreement).

ROLL CALL:     Mr. Accetturo         -     Yes  
                  Mr. Chamberlain     -     Yes  
                  Mr. Dech                     -     Yes  
                  Ms. Napolitani           -     Yes  
                  Mr. Yanoff                   -     Yes

Mr. Chamberlain moved to accept (A-9) the Co-Mingled Recycling Contract with Todd Heller for \$25/ton, seconded by Mr. Accetturo.

ROLL CALL:     Mr. Accetturo         -     Yes  
                  Mr. Chamberlain     -     Yes  
                  Mr. Dech                     -     Yes  
                  Ms. Napolitani           -     Yes  
                  Mr. Yanoff                   -     Yes

Items A-10 and A-11 Proposals for recycling of sulfur will be held for February meeting.

PERSONNEL COMMITTEE

HOST COMMUNITY LIAISON COMMITTEE

NEW BUSINESS

GENERAL COUNSEL'S REPORT

Mr. Houston made several suggestions: we take a pro-active role in connection with contracts and bids; staff prepare list of all permits needed for running facility; and any licensing requirements and education necessary.

OTHER BUSINESS

Ms. Napolitani requested that Mr. Williams prepare a travel plan list for upcoming year.

Mr. Dech thanked the Authority for the opportunity to serve on the Board which gave him more insight into the workings of the PCFA.

PUBLIC COMMENT

Mr. Travis of Sasco Insurance requested to speak. He feels it was inappropriate the way the Authority dismissed him as Broker of Record. Authority members questioned why Mr. Travis made no contact with the PCFA directly to discuss 2008 insurance policy fees. He was not prompt or efficient. Mr. Houston interjected that the Risk Manager made suggestions concerning PCFAs insurance(s) and the Board acted appropriately.

EXECUTIVE SESSION

Mr. Accetturo motioned to enter into Executive Session at 5:15 pm, seconded by Mr. Chamberlain.

ROLL CALL:	Mr. Accetturo	-	Yes
	Mr. Chamberlain	-	Yes
	Mr. Dech	-	Yes
	Ms. Napolitani	-	Yes
	Mr. Yanoff	-	Yes

Regular Session resumed at 5:50 pm.

Discussion ensued on Covanta's contract. Mr. Chamberlain suggested we extend the present contract until April 1<sup>st</sup> or until such time as the provisions of the new law can be interpreted and effects determined prior to drawing up a new contract. Mr. Chamberlain moved to accept, seconded by Mr. Accetturo with Mr. Houston drafting an extension letter.

ROLL CALL:    Mr. Accetturo        -    Yes  
                  Mr. Chamberlain       -    Yes  
                  Mr. Dech                 -    Yes  
                  Ms. Napolitani         -    Yes  
                  Mr. Yanoff               -    Yes

### ADJOURNMENT

Mr. Chamberlain motioned to Adjourn at 6:15 pm, seconded by Mr. Accetturo.

ROLL CALL:    Mr. Accetturo        -    Yes  
                  Mr. Chamberlain       -    Yes  
                  Mr. Dech                 -    Yes  
                  Ms. Napolitani         -    Yes  
                  Mr. Yanoff               -    Yes

Respectfully submitted by:

Margaret Rogers  
Recording Secretary

Approved: *February 13, 2008*