

POLLUTION CONTROL FINANCING AUTHORITY  
OF WARREN COUNTY

MINUTES OF REGULAR MONTHLY MEETING  
November 14, 2007

Acting Chairwoman, Laurel Napolitani called the regular monthly meeting of the Pollution Control Financing Authority of Warren County to order at approximately 4:00 PM.

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

ROLL CALL:	Mr. Accetturo	-	Absent
	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 J. Bell, Esquire, General Counsel; Bruce Jones, Special Counsel and Margaret Rogers, Recording Secretary.

Pledge of Allegiance / Introductory Statement

MINUTES

Amended Minutes of September 12, 2007 Executive Session with irrelevant paragraph eliminated. Mr. Dech moved for acceptance of the minutes as presented, seconded by Mr. Chamberlain.

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

The minutes of the regular meeting of October 10, 2007 were presented for approval. Mr. Chamberlain moved for acceptance of the minutes as presented, seconded by Mr. Dech.

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

The minutes of the Executive Session of October 10, 2007 were presented for approval. Mr. Dech moved for acceptance of the minutes as presented; seconded by Mr. Chamberlain.

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

The minutes of the special meeting of October 24, 2007 were presented for approval. Mr. Chamberlain moved for acceptance of the minutes as presented, seconded by Mr. Dech.

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

The executive session minutes of the October 24, 2007 special meeting were presented for approval. Mr. Chamberlain moved for acceptance of the minutes as presented; seconded by Mr. Dech.

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

## CORRESPONDENCE

None.

Ms. Napolitani asked that the Finance Committee Report precede the Standing Committee Report.

### Finance Committee

Ms. Napolitani reported that the Escrow Trust Fund Services Bids were opened at 2:00 PM today and forwarded the results to Board members for review. Ms. Napolitani moved to accept the bid of Commerce Bank, seconded by Mr. Chamberlain.

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

A-1 - Interlocal Financial Advisory Support Services agreement. Mr. Chamberlain motioned for approval, seconded by Mr. Dech.

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

A-2 - Interlocal General Legal Services agreement. Mr. Dech motioned for approval, seconded by Ms. Napolitani.

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

A-3 - Interlocal Insurance Risk Management Services agreement. Mr. Chamberlain motioned for approval, seconded by Ms. Napolitani.

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

A-4 - Interlocal Labor Counsel Services agreement. Mr. Dech motioned for approval, seconded by Mr. Chamberlain.

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

Ms. Napolitani asked if there were any questions on the bill list. Mr. Chamberlain suggested that at a meeting prior to any training seminars that the entire board be made aware of the upcoming event.

A-5 - Resolution to Pay Bills. A motion was made by Ms. Napolitani, seconded by Mr. Chamberlain to adopt the Resolution to Pay Bills in the amount of \$534,295.34.

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

A-6 - Resolution authorizing Acting Executive Director to authorize monthly payments for utilities and certain recurring invoices. Mr. Chamberlain motioned for approval, seconded by Mr. Dech.

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

A-7 - Draft 2008 Budget. Mr. Chamberlain motioned to accept, seconded by Mr. Dech.

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

A-8 - 2008 Disposal Fee Pricing Structure. Mr. Chamberlain moved to accept. Mr. Dech seconded the motion.

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

## REPORTS OF STANDING COMMITTEES

### Facilities and Environmental Compliance Committee

Mr. Williams reported on the following:

- 10/28/07 HHW Event — 306 vehicles for electronics, 342 vehicles for hazardous and electronics, and 144 for hazardous - went very well with minimum wait time of 15 minutes.
- Waste Inspections – 1,531 truck waste inspections; no issues of non-compliance.
- Landfill Operations - ran smoothly, minimal equipment downtime.
- Landfill Gas Collection and Control System Operations – ran fine for month, normal O&M.
- Landfill Gas Sulfur Scrubbing System Update - GTP on-site continuing to make upgrades in effort to help us reduce electrical costs.
- Landfill Gas to Energy System Update – DCO issue with their engines.
- Landfill Permit Modification and Closure Plan – submitted to State. DEP will review and hold public hearing.
- Landfill Flare Permitting/Compliance – Mr. Bell and Engineer submitted appeal to DEP.

Mr. Williams brought up a Permit issue. We need a Stack Test performed and would like to utilize the services of a new engineering firm, Cornerstone. This firm has suggested we ask the DEP for an extension of the January deadline so we don't miss the review process cutoff/approval date. Several members voiced their displeasure with SCS and their lack of effort in the handling of our regulatory requirements. (HO)

Mr. Williams recommends we go with Cornerstone. Not many firms out there in the gas field. Mr. Dech moved to accept Mr. Williams' recommendation that we go with the proposal from Cornerstone. Mr. Chamberlain seconded the motion.

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

- Lined Leachate Lagoon – Liquidated damages – an Arbitration hearing will be held November 30, 2007 in Mr. Bell's office.

- Landfill Leachate Pre-treatment - Hatch Mott MacDonald moving forward and will give us an update at December 2007 meeting. Plan for Bid in January 2008. It was suggested that we invite (PR)MUA be present at the December meeting.

The last item of mention is that we got our compactor back from Foley, so we'll have to begin making payments. Mr. Bell's office is reviewing the payment schedule.

#### Personnel Committee

Ms. Napolitani suggested we wait until all Board Members are present to go forward on the personnel issues.

#### Host Community

Nothing to report.

#### EXECUTIVE DIRECTOR'S REPORT

Previously reported.

#### GENERAL COUNSEL

Mr. Bell stated issues (permit extensions, mediation and Foley issue) reported earlier. He has one item for Executive Session in connection with Litigation; the contents of which will be release upon resolution of the matter.

#### OTHER BUSINESS

Mr. Chamberlain stated that accounts running over 30 days should be assessed more interest because there's no point in having a policy unless we implement it. Mr. Williams stated that several haulers have paid their bills plus the interest and indicated we will be sending out letters again.

Ms. Napolitani brought up the issue of waiving the fees for Oxford clean-ups as requested by Mr. Accetturo. Mr. Williams noted that the only free disposal is White Twp because it's in their contract. The regular gate rate is charged for municipal clean-ups, however, during natural disasters the fees have been waived for affected communities. After discussion among Board Members it was agreed to review the tonnages and economic impact and base our policy decision on the results.

## PUBLIC COMMENT

Mrs. Chamberlain questioned the savings from the restructure of the Administrative and Landfill staff. It didn't appear to be significant according to the paper. Mr. Williams responded with the actual savings that will occur.

## EXECUTIVE SESSION

Mr. Chamberlain moved to enter into Executive Session, seconded by Mr. Dech at 4:55 pm to discuss Finance and Litigation issues.

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

Regular Session resumed at 5:30 pm on a motion by Mr. Dech, seconded by Mr. Chamberlain.

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

## NEW BUSINESS

Mr. Chamberlain made known the disposal fee pricing structure to be effective January 1, 2008.

Mr. Chamberlain motioned to Adjourn at 5:35 pm, seconded by Mr. Dech.

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

Respectfully submitted by:

Margaret Rogers  
Recording Secretary

Approved: *December 12, 2007*