

POLLUTION CONTROL FINANCING AUTHORITY
OF WARREN COUNTY

MINUTES OF REGULAR MONTHLY MEETING

January 26, 2015

Chairman Davenport called the regular monthly meeting of the Pollution Control Financing Authority of Warren County to order at approximately 9:00 am.

Authority Members present: Robert Davenport, Richard Mach, Todd Yanoff (Conference Call) and James Cannon.

ROLL CALL:	Mr. Cannon	-	Present
	Mrs. Mackey	-	Absent
	Mr. Yanoff	-	Present (Conference Call)
	Mr. Mach	-	Present
	Mr. Davenport	-	Present

Also present: James Williams, Director of Operations; Brian Tipton, General Counsel; Dan Olshefski, Chief Financial Officer; Freeholder Director Ed Smith; Jamie Banghart, Recording Secretary.

The Pledge of Allegiance was led by Chairman Davenport.

Mr. Davenport read the following statement: "Adequate notice of this meeting of January 26, 2015 was given in accordance with the Open Public Meetings Act by forwarding a schedule of regular meetings of the Pollution Control Financing Authority of Warren County (PCFAWC) to the Warren County Clerk, the Warren County Board of Chosen Freeholders, the Express Times, and by posting a copy thereof on the bulletin board in the office of the PCFAWC. Formal action may be taken by the PCFAWC at this meeting. Public participation is encouraged".

Mr. Davenport welcomed Freeholder Director Ed Smith to the PCFAWC meeting.

MINUTES

Mr. Davenport presented the regular monthly meeting minutes from December 8, 2014.

Mr. Cannon made a motion to approve the minutes as presented, seconded by **Mr. Davenport**.

ROLL CALL:	Mr. Cannon	-	Yes
	Mrs. Mackey	-	Absent
	Mr. Yanoff	-	Yes
	Mr. Mach	-	Abstain
	Mr. Davenport	-	Yes

Mr. Davenport presented the executive session minutes from December 8, 2014.

Mr. Davenport made a motion to approve the executive session minutes as presented, seconded by **Mr. Cannon**.

ROLL CALL:	Mr. Cannon	-	Yes
	Mrs. Mackey	-	Absent
	Mr. Yanoff	-	Abstain
	Mr. Mach	-	Abstain
	Mr. Davenport	-	Yes

Motion failed and will be tabled until next month's meeting.

Mr. Davenport presented the special meeting minutes from December 15, 2014.

Mr. Mach made a motion to approve the special meeting minutes as presented, seconded by **Mr. Cannon**.

ROLL CALL:	Mr. Cannon	-	Yes
	Mrs. Mackey	-	Absent
	Mr. Yanoff	-	Abstain
	Mr. Mach	-	Yes
	Mr. Davenport	-	Yes

Executive Session was not necessary at the December 15, 2014 special meeting.

CORRESPONDENCE

A letter dated December 23, 2014 to Mr. James Williams from the Warren County Pequest River Municipal Utilities Authority regarding the 2015 sewage treatment charges. This letter states that the new sewage treatment rate for the year of 2015 is \$24.78 per 1,000 gallons of industrial sewage treated, plus an Infiltration & Inflow (I/I) factor of twenty-five percent.

PUBLIC COMMENTS (AGENDA ITEMS ONLY)

None

PRESENTATIONS

None

FACILITIES/RECYCLING

Mr. Williams reported on the Landfill Conceptual Design Progress. Mr. Williams stated that everything is moving forward as planned. Cornerstone will be present at the February meeting. There are no issues.

Mr. Williams stated that the treatment plant operations are running smooth with no issues. Mr. Williams stated that discussions will be held in executive session regarding a piping issue.

Mr. Williams reported on the landfill operations. The landfill operations continue to run well. Mr. Williams stated that we have taken ownership of the new compactor last Wednesday.

Mr. Williams reported on the H2S Removal System. Mr. Williams stated that two of the three vessels need the media changed. Mr. Williams requested that all three vessels' media be changed since this requires a crane to change the media. Mr. Williams stated that the media has been ordered through Atlantic Lining as per contract. The media should be delivered this week. Mr. Williams received a quote in the amount of \$44,000.00 from MV Technologies to change the media. This amount covers the immobilization for removing the lid to remove the media and the transportation to get this company here because they are from Colorado. Mr. Williams stated that MV Technologies referred him to a company on the East Coast located in Pennsylvania called Klines for the media change. Mr. Williams contacted Klines for a quote. Klines quote for the media change is \$29,475.00. Mr. Cannon questioned if this is something we have to bid? Mr. Tipton commented that we need to look into what our threshold is. Mr. Olshefski stated that we will check with our purchasing agent on the threshold. Mr. Cannon questioned the down time for changing the media in all three vessels? Mr. Williams stated that the media change will be one vessel per day. The process of changing the media will take approximately three days barring any unforeseen circumstances. The system will never be completely down. Mr. Williams also stated that we only operate two vessels at a time.

Mr. Williams stated that the Solar Project has no issues. Mr. Williams stated that the billing is up to date. Mr. Williams stated that when JCP&L estimates the reading versus an actual reading, this delays the billing.

Mr. Williams presented the Draft Landfill Topographic Survey Bid. This is done on an annual basis. Mr. Williams stated that the bid has been reviewed by counsel. Mr. Williams needs authorization from the Board to go out for bid for the annual topographic survey for 2015.

Mr. Mach made a motion to approve the Landfill Topographic Survey Bid, seconded by **Mr. Davenport**.

ROLL CALL:	Mr. Cannon	-	Yes
	Mrs. Mackey	-	Absent
	Mr. Yanoff	-	Yes
	Mr. Mach	-	Yes
	Mr. Davenport	-	Yes

FINANCE/PERSONNEL

Mr. Davenport presented the Proposal for General Legal Counsel for 2015 from Florio, Perrucci, Steinhardt & Fader. Mr. Williams stated that we went out for bid in December 2014. We received one proposal back from Florio, Perrucci, Steinhardt & Fader at the hourly rate of \$160.00 per hour, which is the same as last year's rate.

Mr. Williams stated a motion was needed for the Resolution (01-01-15) to hire Florio, Perrucci, Steinhardt & Fader for Professional General Legal Counsel for 2015.

On a motion by *Mr. Cannon*, seconded by *Mr. Mach*, the following resolution was adopted by the Pollution Control Financing Authority of Warren County at a meeting held on *January 26, 2015*.

RESOLUTION
R-01-01-15

Awarding a Fair and Open Contract for General Counsel, Legal Services
for
Calendar Year 2015

WHEREAS, the Pollution Control Financing Authority of Warren County (the “Authority”) requested a Non-Fair and Open proposal for General Counsel, Legal Services for Calendar Year 2015,

WHEREAS, a total of one (1) proposal was received by the Authority on December 15, 2014.

WHEREAS, a review of these bids by the Authority revealed that Florio Perrucci Steinhardt & Fader, LLC as the lowest responsible and responsive proposal received price and other factors considered through the Fair and Open Process in accordance with N.J.S.A.19:44A-20.4.

NOW, THEREFORE BE IT RESOLVED, by the Authority that the law firm of Florio Perrucci Steinhardt & Fader, LLC be awarded the contract for General Counsel, Legal Services, for Calendar Year 2015, in accordance with their proposal dated December 11, 2015.

ROLL CALL:

Mr. Cannon	-	Yes
Mrs. Mackey	-	Absent
Mr. Yanoff	-	Yes
Mr. Mach	-	Yes
Mr. Davenport	-	Yes

Dated: *January 26, 2015*

I hereby certify the above to be a true copy of a resolution adopted by the Pollution Control Financing Authority of Warren County on the date above mentioned.

Jamie Banghart, Recording Secretary

Mr. Davenport stated that the Solid Waste Disposal Pricing Schedule will be discussed in executive session.

Mr. Williams presented the 2015 Holiday Schedule.

Mr. Cannon made a motion to approve the 2015 Holiday Schedule, seconded by **Mr. Mach** for the purpose of discussion.

Mr. Mach questioned the amount of holidays on the schedule. Mr. Williams stated that all the holidays are the same except the Saturday after Christmas 2015 and the Saturday after New Year's Day were added. Mr. Mach questioned why are we closing on those Saturdays? Mr. Williams stated that this is for the staff because Christmas falls on a Friday, as well as New Year's Day, and to give the employees a long weekend out of it. Mr. Williams stated that the Saturday hours are from 7:00 am to 11:00 am and this is time and a half for the employees. Mr. Mach had a concern with additional days. Mr. Cannon questioned if we are paying employees on the Saturday if we are closed? Mr. Williams stated no we will be closed with no pay on those Saturdays.

On a motion by **Mr. Cannon**, seconded by **Mr. Mach**, the following resolution was adopted by the Pollution Control Financing Authority of Warren County at a meeting held on *January 26, 2015*

RESOLUTION

R-01-03-15

ADOPT THE POLLUTION CONTROL FINANCING AUTHORITY OF WARREN COUNTY 2015 HOLIDAY SCHEDULE

WHEREAS, this Holiday Schedule is prepared pursuant to the direction of the Pollution Control Financing Authority of Warren County (PCFAWC) (the "Authority");

WHEREAS, the attached Holiday Schedule is to inform the public and interested parties as to days when the Warren County Landfill and Convenience Center will be closed;

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Pollution Control Financing Authority of Warren County, at an open public meeting held on January 26, 2015, the 2015 Holiday Schedule is hereby adopted.

ROLL CALL:

Mr. Cannon	-	Yes
Mrs. Mackey	-	Absent
Mr. Yanoff	-	Yes
Mr. Mach	-	No
Mr. Davenport	-	Yes

Dated: *January 26, 2015*

I hereby certify the above to be a true copy of a resolution adopted by the Pollution Control Financing Authority of Warren County on the date above mentioned.

Jamie Banghart, Recording Secretary

Mr. Davenport stated a motion was needed to accept the Resolution R-01-04-15 To Pay the Bills in the amount of \$1,389,773.55. Mr. Williams stated that the Board was given a "Revised" Resolution To Pay Bills today as a hand out.

Mr. Olshefski stated that the year-end financial report was prepared for 2014. Mr. Olshefski stated that the report shows excess revenues in nearly 2.8 million dollars. Mr. Olshefski stated that we had a very solid financial year. The PCFA brought in 9 million dollars in 2014. Mr. Olshefski stated that it takes approximately 6.2 to 6.4 million dollars to run this operation. Discussions were held regarding the dollar amounts paid for supplemental fund, capital funds, and host community fees. Mr. Olshefski stated the approximate 6.4 million dollars is for our expenditures and does not include the capital fund. Mr. Olshefski stated that the 6.4 million dollars does include the supplemental fund and the host community fees based on our tonnage brought in.

Mr. Williams stated that the February finance report will show a further breakdown of the leachate treatment that Mr. Cannon requested.

Mr. Cannon suggested we try the hardware store located in White Township. Mr. Williams will look into setting up an account there.

Mr. Williams stated that this is a revised resolution which includes the payment of the new compactor.

On a motion by *Mr. Davenport*, seconded by *Mr. Mach* the following resolution was adopted by the Pollution Control Financing Authority of Warren County at a meeting held on *January 26, 2015*.

R E S O L U T I O N

R-01-04-15

To Pay Bills – January 26, 2015

WHEREAS, the Pollution Control Financing Authority of Warren County has been presented with invoices for services, supplies and other materials rendered to it or on its behalf;

NOW, THEREFORE, be it resolved by the Pollution Control Financing Authority of Warren County that the following bills be paid:

See Attached

RESOLUTION

R-01-05-15

AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Authority has a need to discuss the following matter(s) in Executive Session:

Two (2) Separate Contract Matters

It is not possible, at this time, for the Authority to determine when and under what circumstances the above-referenced item(s), which are to be discussed in Executive Session, can be publicly disclosed;

NOW, THEREFORE, Pursuant to N.J.S.A. 10:4-1 et. seq., BE IT RESOLVED by the Pollution Control Financing Authority of Warren County that the matter(s) as noted above will be discussed in Executive Session.

Moved By: **Mr. Mach**

Seconded By: **Mr. Cannon**

ROLL CALL:	Mr. Cannon	-	Yes
	Mrs. Mackey	-	Absent
	Mr. Yanoff	-	Yes
	Mr. Mach	-	Yes
	Mr. Davenport	-	Yes

I hereby certify the above to be a true copy of a resolution adopted by the Pollution Control Financing Authority of Warren County on the date above mentioned.

Jamie Banghart, Recording Secretary

Dated: 01/26/15

Mr. Mach made a motion to come out of Executive Session, seconded by **Mr. Cannon**.

ROLL CALL:	Mr. Cannon	-	Yes
	Mrs. Mackey	-	Absent
	Mr. Yanoff	-	Yes
	Mr. Mach	-	Yes
	Mr. Davenport	-	Yes

Regular session resumed at 10:07 am.

No action was taken in Executive Session.

Mr. Tipton stated that Mr. Williams will get Mr. Tipton information with respect to our chemical pipe issue. Mr. Tipton will then reach out to the parties involved in the original construction of the tank in attempt to get some clarification on the resolution per the manufacturer, Columbia Tank.

Mr. Tipton will research the host fee to the County.

Mr. Tipton will research MUA versus PCFA to see the statutes on the fees.

Mr. Cannon made a motion to increase the disposal rates in Attachment 3 (A-3) by \$2.00/ton for the contract haulers for 2015, seconded by **Mr. Mach**.

On a motion by **Mr. Cannon** seconded by **Mr. Mach** the following resolution was adopted by the Pollution Control Financing Authority of Warren County at a meeting held on **January 26, 2015**.

RESOLUTION
R-01-02-15
AUTHORIZING THE PROPOSED
2015 SOLID WASTE PRICING SCHEDULE

WHEREAS, the Pollution Control Financing Authority of Warren County has a need to implement disposal rates for the Warren County District Landfill.

NOW THEREFORE, BE IT RESOLVED that the Pollution Control Financing Authority of Warren County after review and discussion approves said 2015 Pricing Schedule. (Attached hereto)

ROLL CALL:	Mr. Cannon	-	Yes
	Mrs. Mackey	-	Absent
	Mr. Yanoff	-	Yes
	Mr. Mach	-	Yes
	Mr. Davenport	-	No

Dated: **January 26, 2015**

I hereby certify the above to be a true copy of a resolution adopted by the Pollution Control Financing Authority of Warren County on the date above mentioned.
Jamie Banghart, Recording Secretary

POLLUTION CONTROL FINANCING AUTHORITY OF WARREN COUNTY
2014

SOLID WASTE DISPOSAL PRICING SCHEDULE

LANDFILL DISPOSAL ONLY

NON CONTRACT SOLID WASTE

Landfill/Convenience Center	2014 Gate Rate Per Ton	
Landfill/ Convenience Center		*\$96.00
Minimum Disposal Fee		*\$10.00
**Saturday Flat Fee	Cars Only	\$25.00
**Saturday Flat Fee	Pick-up Truck/SUV/Van	\$40.00
Bagged Garbage (per bag)		\$2.00
** And when scale is out of service		*Plus all local/state/federal fees

CONTRACT SOLID WASTE

Annual Tonnage Commitment (Waste Types #13,23,25,27***)	2014 Pricing Structure Per Ton	
0-1,000 tons		*\$72.00
1,001-2,000 tons		*\$71.00
2,001-3,000 tons		*\$70.00
3,001-4,000 tons		*\$69.00
4,001-5,000 tons		*\$68.00
5,001-6,000 tons		*\$67.00
6,001-7,000 tons		*\$62.00
7,001-8,000 tons		*\$58.00
8,001-9,000 tons		*\$52.00
9,001- And Above (including bailed waste)		*\$32.00
*** Certain #27 waste		*Plus all local/state/federal fees

Annual Tonnage Commitment (Waste Types #10,27***)	2014 Pricing Structure Per Ton	
0-1,000 tons		*\$53.00
1,001-2,000 tons		*\$51.00
2,001-3,000 tons		*\$50.00
3,001-4,000 tons		*\$48.00
4,001-5,000 tons		*\$46.00
5,001-6,000 tons		*\$44.00
6,001-7,000 tons		*\$42.00
7,001-8,000 tons		*\$40.00

