

POLLUTION CONTROL FINANCING AUTHORITY
OF WARREN COUNTY

MINUTES OF REGULAR MONTHLY MEETING
March 28, 2012

Chairman Mach called the regular monthly meeting of the Pollution Control Financing Authority of Warren County to order at approximately 2:04 PM.

Authority Members present: Richard Mach, Robert Davenport, Holly Mackey and Everett Chamberlain.

ROLL CALL:	Mr. Yanoff	-	Absent
	Mrs. Mackey	-	Present
	Mr. Davenport	-	Present
	Mr. Chamberlain	-	Present
	Mr. Mach	-	Present

Also present: James Williams, Director of Operations; Charles L. Houck, Chief Financial Officer; Brian Tipton, General Counsel; Mark Swyka, Cornerstone; Joan Pluto, Administrative Supervisor; Mike Grossman, Risk Manager; Sara Satullo, Express Times; Jamie Banghart, Recording Secretary.

Two new board members (Mrs. Holly Mackey and Mr. Robert Davenport) were sworn in by Mr. Tipton.

Pledge of Allegiance / Introductory Statement

MINUTES

The minutes of the regular meeting of February 22, 2012 were presented for approval. **Mr. Chamberlain** moved for acceptance of the minutes as presented, seconded by **Mr. Mach**.

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

Mr. Chamberlain moved for the acceptance of the Executive Session minutes with changes from the February 22, 2012 meeting, seconded by **Mr. Mach**.

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

CORRESPONDENCE

None

PUBLIC COMMENTS (AGENDA ITEMS ONLY)

None

FACILITIES/RECYCLING

Mr. Williams stated that the treatment plant operations continue to run smoothly. We continue to boost up our pumping capacity. There are no operational issues. Everything is going good.

Landfill operations are running smooth. We started the township clean ups which will continue on a weekly basis for approximately the next two months.

Cell 5 construction is finished. They are doing the final testing on the liner system. The contractor and Atlantic Lining will be pulling off site by the end of the week. We will be waiting for the certification documents to come in. Cornerstone will then issue the documents to the DEP for final approval and acceptance.

Mr. Williams and Energenic met with the White Township Planning Board about two weeks ago and gave them an update on the Solar Panel Project. The presentation went very well. Solar Panels are on order.

Mr. Williams and Mr. Mach had a discussion with the company in charge of the Essex County Ash.

FINANCE/PERSONNEL

Mr. Houck gave the financial report. He stated that the waste volume is up from a year ago. No concerns at this time.

Mr. Chamberlain made a motion to approve the Resolution to Pay Bills (R-03-01-12) [\$709,527.03], seconded by **Mr. Mach**.

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

The employee salary increases were discussed. Mr. Chamberlain requested that this topic be discussed in Executive Session.

The Waste Disposal Fee Schedule was presented by Mr. Williams.

Mr. Davenport made a motion to approve the contracts for DJM, Sanico, Lambertville City, Washington Township and Frelinghuysen Township, seconded by **Mr. Mach**.

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

Mr. Chamberlain made a motion to approve the contract from Gary Gray Trucking, seconded by **Mrs. Mackey**.

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

PRESENTATIONS

Mr. Williams, Mr. Mach, Mr. Davenport, and Mr. Swyka went to Cape May County to get a tour of the H2S Sulfur System. They received an extensive tour of the site and the system. The current system we have now runs about \$300,000.00 per year to operate. A new Sulfur System would run us about \$100,000.00 per year to operate. A summary of the visit to Cape May County was discussed at length amongst the Board and Mr. Swyka. The trip proved to be positive.

NEW BUSINESS

None

GENERAL COUNSEL'S REPORT

Mr. Tipton will give his report in Executive Session.

OTHER BUSINESS

None

CLOSING PUBLIC COMMENT

None

PRESS COMMENTS & QUESTIONS

None

EXECUTIVE SESSION

Mr. Chamberlain motioned to enter into Executive Session to discuss Personnel Matters, Possible Litigation, or Potential Litigation on other matters, and Employee Salaries, seconded by **Mr. Davenport** commencing at 2:46 pm.

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

Mrs. Mackey motioned to come out of Executive Session, seconded by **Mr. Chamberlain**.

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

Regular session resumed at 3:34 pm.

Upon return to Regular Session, Mr. Tipton stated we need to take action in public session on the need to ask the Warren County Board of Chosen Freeholders for the appointment of the investigative committee pursuing to NJSA40:20-82 for purposes of subpoena power with respect to the PCFA investigation that was initiated back in December relating to certain allegations. The request is essentially necessary in order to get certain people who have not voluntarily appeared for interviews by Judge Wolfson to be compelled through the subpoena power. This is merely a request the PCFA Board.

Mr. Mach made a motion to authorize Mr. Tipton to make a call to the Warren County Freeholders Board so that they can take action on it, seconded by **Mr. Davenport**.

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

Mr. Davenport made a motion to authorize Mr. Tipton with regard to the Lucinda Janda matter to allow Mr. Tipton to do what is necessary to clarify the extent of her existing assets and quantify them as to the amount that might be there, seconded by **Mrs. Mackey**. This is in effort to move forward on a recovering the outstanding amount that she owes to the PCFA in restitution.

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

ADJOURNMENT

With no other business to discuss, **Mr. Chamberlain** motioned to Adjourn, seconded by **Mr. Mach**, at 3:38 pm.

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

Respectfully submitted by:

Recording Secretary

Approved: