

POLLUTION CONTROL FINANCING AUTHORITY
OF WARREN COUNTY

MINUTES OF REGULAR MONTHLY MEETING
December 19, 2012

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

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

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

Also present: James Williams, Director of Operations; Brian Tipton, General Counsel; Jamie Banghart, Recording Secretary; Rick Sander, Covanta; Dan Moran, Covanta; Mike Grossmann, Risk Manager.

Pledge of Allegiance / Introductory Statement

MINUTES

The minutes of the regular meeting of November 28, 2012 were presented for approval. **Mr. Chamberlain** moved for acceptance of the minutes with a modification, seconded by **Mr. Davenport**.

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

The Executive Session Minutes of the regular monthly meeting of November 28, 2012 were presented for approval. **Mr. Davenport** moved for acceptance of the minutes as presented, seconded by **Mr. Chamberlain**.

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

CORRESPONDENCE

None

PUBLIC COMMENTS (AGENDA ITEMS ONLY)

None

PRESENTATIONS

None

FACILITIES/RECYCLING

Mr. Williams stated that the treatment plant operations are continuing to run smoothly with no issues.

Landfill Operations are running smooth. Our tonnages are still up from some minor debris from Hurricane Sandy. Mr. Williams stated that the 730 Haul truck has returned to site from being repaired. The machine is back together and fully operational.

The H2S Removal System is ahead of schedule. The concrete pad has been poured. The two manholes arrived on site today and will be installed between now and the end of the year. There are three fiber glass vessels in which two of the vessels are done. The third is being manufactured. The vessels are expected to arrive on site by mid January.

Mr. Williams reported on the update of the Solar Panel Project. The Solar Field is completed. They are waiting on the final ok from JCP&L and PJM to turn on and activate.

Mr. Williams stated that Cornerstone has gone through the process of reviewing and updating our financial portion of the closure plan. This is required every two years by the DEP. The draft will be reviewed by the Chairman, Treasurer and the Director prior to being finalized.

FINANCE/PERSONNEL

Mr. Mach stated that we are ahead of our budget and all finances are in good balance.

Mr. Chamberlain made a motion to approve the Resolution To Pay Bills (R-12-01-12) [\$367,286.36], seconded by **Mr. Mach**.

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

The proposal for General Counsel Legal Services was presented.

Mr. Davenport made a motion Awarding a Non-Fair and Open Contract for General Counsel Legal Services for Fiscal Year 2013 (R-12-02-12), seconded by **Mr. Chamberlain**.

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

The Revised PCFA By-Laws were presented to approve.

Mr. Mach made a motion approve the amended By-Laws of the PCFA of Warren County (R-12-03-12), seconded by **Mr. Davenport**.

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

Mr. Mach presented the PCFAWC revised organizational chart and the revised job description for the Director of Operations.

Mr. Chamberlain made a motion to approve the amended the Pollution Control Financing Authority of Warren County Organization Chart and Director of Operation's job description (R-12-04-12), seconded by **Mr. Davenport**

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

There are no changes in the 2012 Waste Disposal Fee Schedule.

Mr. Mach stated that Covanta was here today to discuss a waste disposal contract. This will be discussed in Executive Session.

NEW BUSINESS

Mr. Grossman informed the Board on the Insurance standing for the remainder of the year and a projected increase for next year. He stated that the results from Hurricane Sandy will increase the insurance premiums.

GENERAL COUNSEL'S REPORT

Mr. Tipton stated that there are two (2) contract items to discuss 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 two (2) contract negotiations, seconded by **Mr. Davenport**. Commencing at 9:41 am.

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

Mr. Yanoff asked to be excused from Executive Session at 9:42 am.

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

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

Regular session resumed at 10:43 am.

The results from Executive Session are as follows.

Mr. Davenport made a motion to approve a ninety (90) day agreement commencing on January 1, 2013 through March 31, 2013 with Covanta on the hauling of all of the Essex County Ash at a price of \$15.75/ton and authorizing counsel for both parties to draft an agreement consistent with the parties' existing Ash Disposal Agreement and other terms, seconded by **Mr. Chamberlain**.

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

ADJOURNMENT

With no other business to discuss, **Mr. Davenport** motioned to Adjourn, seconded by **Mr. Chamberlain**, at 10:46 am.

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

Respectfully submitted by:

Recording Secretary

Approved: