

POLLUTION CONTROL FINANCING AUTHORITY
OF WARREN COUNTY

MINUTES OF REGULAR MONTHLY MEETING

September 26, 2016

Chairman James Cannon called the regular monthly meeting of the Pollution Control Financing Authority of Warren County to order at approximately 9:33 am.

Authority Members present: Richard Mach, James Cannon, Bud Allen, Joseph Pryor and Marc Pasquini.

ROLL CALL:	Mr. Allen	-	Present
	Mr. Pasquini	-	Present
	Mr. Pryor	-	Present
	Mr. Mach	-	Present
	Mr. Cannon	-	Present

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

The Pledge of Allegiance was led by Chairman Cannon.

Mr. Cannon read the following statement: "Adequate notice of this meeting of September 26, 2016 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. Cannon stated that the first order of business is that we are going to put off the scale consideration today. He also stated that it was quite a shock as far as the difference of what we were given guestimates of. He stated that we have a thick 3/4 inch of paperwork on the table and we will put that off until maybe next month. We could discuss this later.

MINUTES

Mr. Cannon presented the regular monthly meeting minutes from August 22, 2016. He stated that the minutes are quite encompassing.

Mr. Pasquini made a motion to approve the regular monthly meeting minutes as presented, seconded by **Mr. Mach**.

Mr. Mach noted the RFB in the minutes. He questioned should it be RFP? Mr. Williams replied with no it is a RFB because the scale was a bid.

ROLL CALL: Mr. Allen - Abstain
Mr. Pasquini - Yes
Mr. Pryor - Yes
Mr. Mach - Yes
Mr. Cannon - Yes

Executive Session was not necessary on August 22, 2016.

CORRESPONDENCE

Mr. Cannon presented a correspondence from PRMUA. Mr. Williams stated that for the Board, and to make sure that he stated this publically, we have always tried and we will always continue to send as much as we can through the pipeline to the PRMUA and to be sure that we stay within our permit limits. He also stated that we will continue to do that. We will send as much as we can. It is much cheaper to do that than send it via truck down to Passaic Valley, but we are currently sending as much as we possibly can. Mr. Cannon stated that this has been our operating practice. Mr. Williams stated that hopefully soon T&M will come up with a game plan regarding our treatment plant in the near future.

Mr. Cannon stated that to follow up with that, we did that test truck load a while ago and it miserably failed over there on the PRMUA's end. We have not heard anything after that. Mr. Williams replied with we heard nothing.

Mr. Pasquini questioned if we replied back to this letter? Mr. Williams replied with no and that he has numerous emails to BJ saying that we have always tried to send as much as we can. Whether this is being shared with the PRMUA, he does not know. He also stated that this has always been our practice, as the chairman said. We send as much as we can which is currently what we are doing. Mr. Pasquini questioned should we send a reply so that they understand? Mr. Cannon stated that he thinks Mr. Williams can send them an email if they were not clear on that. He also stated that to be honest, we have been doing this for a long time. He also stated that the letter is a question mark to him.

PUBLIC COMMENTS (AGENDA ITEMS ONLY)

None

FINANCE/PERSONNEL

Mr. Olshefski reported on the August Financial Report. He stated that we are 2/3 of the way through the year. The cash balances have increased this year, up over \$2,000,000.00. The receivables are in line. The overall budget, we have collected 74% of our revenues compared to 67% and our total expenses are less than 50%. He stated that we are having a real solid year.

Mr. Mach questioned that on the revenue side, where does the revenue from the solar system come? Where is that showing? Mr. Olshefski stated that it is in the miscellaneous.

Mr. Pryor had a question for Mr. Williams and Mr. Olshefski regarding the account aging report. He circled three accounts on page 12 of the finance report. He stated that these guys generate some pretty hefty fees and it appears that they do not even think about paying until it is past 60 days. Is that a common practice? How quick are we supposed to get these payments? Mr. Williams questioned

which three is he referring to? Mr. Pryor replied with Lovenberg's, they have \$23,000 and \$39,000 out. Gaeta, he is not sure if that is one company but they got over \$300,000 out there and Glen Gardner. He stated that when they get out to sixty days with numbers like that and we are still serving them, he gets nervous. Mr. Olshefski stated that Lovenberg has paid since this report was issued over sixty days. Mr. Pryor stated that this was a small bill. His point is that they have huge balances and they pay \$9,000.00 and keep gaining access. Mr. Olshefski stated that they are usually somewhere between zero and sixty days on their collection. He also stated that thirty to sixty is not unusual, and we try to collect within thirty but when it gets over sixty days we start pushing. Mr. Pryor questioned if we ever shut them off? Mr. Williams stated that is one of the threatening letters that they will be cut off. Mr. Pryor stated he just wanted to point this out. He also stated that a guy pays \$9,000.00 and keeps his access going, meanwhile he has hundreds of thousands of dollars out there. Mr. Williams stated that you have to remember that this report is dated August 31st. Mr. Pryor stated that he understands that but he is still out sixty days with a lot of money.

Mr. Pasquini stated that it was not Glen Gardner, it was Global Waste. Mr. Pryor stated that he is absolutely correct and Glen Gardner is right ahead of it and he circled Global Waste. It is \$20,000.00 and \$25,000.00. He paid \$2,600.00 and he kept the doors open and he has \$55,000.00 out there.

Mr. Cannon questioned if it is a portion? What is that percentage then? Because it does not match any of the monthly. Mr. Williams stated that they are generating invoices on a weekly basis, so Ms. Pluto tracks this literally on a weekly basis. It is constantly changing.

Mr. Cannon stated that just for example, Global Waste paid \$2,681.00, how does that formulize? He stated that he paid \$2,681.00, as Mr. Pryor stated to keep himself going, how is that percentage figured? If he is thirty one to sixty on \$20,000.00, he is thirty days on \$25,000.00 and current he is about \$5,000.00. Mr. Williams stated that what he is doing is he is going back to the very first invoice that he is behind on and is paying that one. They are still accruing every week. Mr. Pryor stated that he is purposely using sixty days and floating it. Mr. Olshefski stated that he is not quite sure if, because when he said it was paid sixty one to ninety, if any of the balances from the thirty one to sixty or zero to thirty have been paid along with that amount. We really start zooming in from his office anything over sixty days. He stated that the \$2,681.00, they could have paid more and applied to the other two.

Mr. Pryor stated that it appears to him that some of these guys are not thinking about it until they hit sixty days. Mr. Olshefski stated that he knows that Mr. Williams' office does monitor and do send out letters.

Mr. Cannon stated that maybe Mr. Olshefski's threshold being sixty days, could we make the threshold forty five days? He also stated that they start looking at it when it gets to sixty. Who is benefitting from that besides them? Mr. Olshefski stated that we could do that.

Mr. Williams stated that we will be doing next years' contracts soon. It is written in the contracts the way this is being invoiced and so on. We can change the contract language to tighten it up. Mr. Cannon stated that he understands that, but he is saying Mr. Olshefski's internal monitoring. Mr. Olshefski stated that we could do that.

Mr. Allen questioned does the contract state how much they are allowed to carry? Mr. Williams replied with it does and he does not know off the top of his head without having the contract. Mr. Pasquini questioned if we have payment terms on the contracts? Mr. Williams replied with yes. Mr.

Pasquini questioned do we have on top of the payment terms that an interest beyond? Mr. Williams replied with yes. Mr. Pasquini questioned we do? Mr. Allen questioned we do charge interest? Mr. Pasquini questioned we do charge interest in their contract? Mr. Williams replied with it is in there and he does not know what the verbiage is but there is something in there. He does not know what it is without getting a contract and looking at it. Mr. Pasquini questioned have we enforced the contract? Mr. Williams replied with we never had to charge interest because they have all paid in accordance with the terms.

Mr. Cannon stated that he thinks that a percentage base is the thought. He thinks Mr. Tipton could do that. He also thinks a larger payment when you have a hundred thousand outstanding, a larger payment of \$3,000.00 would be required just for the fact that the \$3,000.00 happen to be the float from sixty days ago.

Mr. Williams stated that we will be doing the contracts shortly for next year so that is something that we could look at again.

Mr. Cannon questioned Mr. Tipton, what do you think about that? So that way it does not look like we are going after the big guy, the little guy or anybody in particular but a percentage base. If there is so much outstanding, whatever that number is, it would not matter because we would do it on a percentage base that after sixty days you have to have 50% of your account paid off, 40% of your account not 5.5% of your account. This way it does not look like we are picking on anybody and we are fair to everyone.

Mr. Allen questioned the amount that they are paying, is that the amount of some invoice? Mr. Cannon and Mr. Williams replied with yes. Mr. Cannon stated that the invoice was sixty two days ago and they paid that off and they are staying in that range and they know that they are ok in that range.

Mr. Tipton stated that we can make the terms of whatever we want. We could make it, pay as you use if we wanted to. He also stated that we could tweak the contracts accordingly when we get to that time. Mr. Cannon stated that we make a boiler plate so we are not trying to look like we are singling anyone out is what is pretty important too.

Mr. Olshefski stated that we basically generate like \$600,000.00 per month, in thirty one to sixty days is like near ¼ or so that is out there unpaid. He also stated that a lot do pay within and some of them do fall within that thirty one to sixty days. Mr. Cannon stated that it does not matter when the report comes out. They are still floating that span no matter which way you look at it.

Mr. Cannon stated that we are missing an invoice from Passaic? Mr. Olshefski replied with yes. Mrs. Banghart stated that we did receive the invoice after the report was generated. Mr. Williams stated that the invoice is \$16,835.00.

Mr. Cannon presented the Resolution to Pay the Bills (R-09-01-16)

On a motion by *Mr. Allen*, seconded by *Mr. Pryor*, the following resolution was adopted by the Pollution Control Financing Authority of Warren County at a meeting held on *September 26th, 2016*.

RESOLUTION

R-09-01-16

To Pay Bills – September 26, 2016

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

ROLL CALL:	Mr. Allen	-	Yes
	Mr. Pasquini	-	Yes
	Mr. Pryor	-	Yes
	Mr. Mach	-	Yes
	Mr. Cannon	-	Yes

We hereby certify Resolution to Pay Bills in the amount of \$623,896.82 to be a true copy of a resolution adopted by the Pollution Control Financing Authority of Warren County on the 26th day of *September, 2016*.

Jamie Banghart, Recording Secretary

James Williams, Director of Operations

Mr. Olshefski presented the 2017 proposed budget. He stated that he met with Mr. Williams and Mr. Cannon. They went over this preliminary budget and will present it full for the Board today.

Mr. Olshefski stated that page A-1 he will refer to that as the summary of the expenses as the final piece that we discuss.

Mr. Olshefski stated that the second page is where he will start with the highlights.

Mr. Olshefski stated that our revenues for 2017, which he guesses the theme that he would say, is the continuation of 2016. We will continue at the same tonnage projection for 2017 based on the cover and the solid which is about 45,000 tons of cover and 110,000 tons for solid. In the appropriations, there is an increase on the insurance line based on our broker's projection. He also stated that there is also an increase on the medical and pension based on past increases. There is a modest increase for

salaries for 2%. Mr. Olshefski stated that there is a new position included for a title of an equipment operator. He also stated that most of the other line items are flat. We did adjust where there was a need to adjust based on the past three years history in the escrow, host fee and the taxes reflect the amounts that we have to put in based on the anticipated tonnage. We did continue to include the County contribution.

Mr. Olshefski stated that there are five projects listed for the Capital totaling \$1,200,000.00. He stated that the list of the Capital projects is on the second to last sheet. It is basically for two bulldozers to have the undercarriage redone at \$70,000.00 each and the upgrade for the treatment plant RO System is estimated at \$1,000,000.00.

Mr. Williams stated that just because these numbers that are in there, that does not necessarily mean we are going to do this. Mr. Cannon stated that these are just abstract. He was going to go over what the meeting was but let Mr. Olshefski present the numbers and then he will discuss how we did the meeting with our little workshop.

Mr. Olshefski stated that there was a request to replace a vehicle with an SUV replacement of \$40,000.00. Then the scale upgrade of \$100,000.00. This is the total of the \$1,200,000.00 for Capital.

Mr. Olshefski stated that the detailed line items that are in the middle pages and the highlighted ones that are in the yellow are where we adjusted based on expenditures over the last three years and increases in the insurances, which we received from our broker. He also stated that there is nothing major there. Just fine tuned where we are at.

Mr. Olshefski stated that when you look at the summary of appropriation by our categories on the first sheet, you can see as he mentioned before that nearly ¼ of our budget, 23.8%, is in the escrow fees and the taxes that we are required to pay. He also stated that another 23.5% is in the leachate treatment. Together this is nearly 50% of our budget. The personnel costs represent 17%, which is the salaries and all the fringes. He stated that our other insurances are 3%. Professional services, our engineering, county services, and the audit, are 4.8%. He also stated that our Capital reserve is 5%. The County contribution represents nearly 2%. This is nearly 80% of the total budget where costs are reflected and the rest are for supplies and all of that.

Mr. Olshefski stated that he thinks this is a pretty solid plan going forward. He also stated that it is basically an extension of what we are currently doing and maintain it through 2017.

Mr. Allen questioned what is the C.E.H.A on the summary sheet? Mr. Olshefski replied that this is the environmental health that we have to pay them quarterly based on the reports. Mr. Williams replied that this is to the Warren County Health Department for inspections and so on. They are kind of the liaison for the NJDEP to come up and do inspections at our facility. He also stated that there is a formula based on the tonnage that we receive that gets paid directly to them.

Mr. Cannon stated that he would like to give an overview of the workshop meeting with himself, Mr. Olshefski and Mr. Williams. He stated that they went over the entire budget line by line and looked at it that way as opposed to projections. They went through it line by line each and every single one.

Mr. Cannon stated that as to the insurances, that was one thing that the broker recommended as far as the broker felt that there was going to be, some would say significant and some would say not,

increases. We anticipated that in the budget. He also stated that with the Capital items none of these things are in cement. Again, he stated that this is a guestimate as the scale costs demonstrate. That is not included in there because we are not going to look at \$229,000.00 versus \$100,000.00. Mr. Cannon stated that all of the adjustments that were made were specific to either a request by Mr. Williams or trends in with the last two years. They compared 2015 and 2016 to anticipate what 2017 would be. He also stated that the County contribution is optional as we all know, if we cannot afford it then we do not pay it. He also stated that this Board has looked at the need for the amount of trucks on the road and so on and so forth. We have the County use this towards that type of repairs. The Capital list with the RO System it is a pie in the sky number and not based on anything else. We do not know what T&M is going to come back with. He stated that Mr. Williams specifically asked for the undercarriages, and the vehicle.

Mr. Cannon stated that the fixed numbers in the budget are over 80% and the ones that are not fixed were the ones they went over specifically to adjust. He just wanted to let everyone know how that meeting went.

Mr. Williams stated that he knows that we have done this budget with everyone before, and when eventually the State forms come out, it will be much different than what you see. The Board is really seeing the breakdown of our internal budget here. He also stated that when that State budget gets done and Mr. Olshefski prepares those, it is a half dozen sheets. Mr. Olshefski stated that the State one is more of a summary. Mr. Cannon stated that this is what you need to understand where the money is coming from and where the money is going.

Mr. Pasquini questioned the \$51,000.00 decrease in miscellaneous revenues, what are we losing? Mr. Williams replied with that he believes that this is the WCLE, DCO, the gas to energy system. He stated that those monthly payments that we are currently getting will expire in February of next year. They will not run the entire year so that is where that decrease comes in. Mr. Pasquini replied with ok. Mr. Williams stated that what DCO is doing is that they are almost doubling their payments currently so that they are not paying all year next year. They are paying in advance. Mr. Cannon stated that we are being made whole for the contract 100%.

Mr. Olshefski stated that he will put this into the State format for the October meeting.

Mr. Cannon questioned if contracts were October, too? Mr. Williams replied with no that we should be doing the contracts November/December. Mr. Cannon stated that we should try to do the contracts in November. Mr. Williams stated that the current contracts run until February, so that is fine. Mr. Cannon stated that this will allow us some time with the percentage thought process and then we could dove tail this nicely with the numbers. It could make a difference as far as when we had the contract number process negotiations and at the end of the season. Mr. Williams stated that if you want we could start talking about that next month also. He also stated that we have time and he agrees that we need to start doing that. Mr. Cannon stated that if Mr. Tipton has something for us for next month then we could digest this ahead of time. Mr. Williams stated that he thinks that is a good move.

Mr. Williams presented the Morris County CO-OP. He stated that this is something that we entered into the beginning of this year. He also stated that this was prorated knowing when we went into this that it would expire September 2016. This is to renew the Morris County CO-OP agreement which is a five year agreement. He also stated that by doing this we are not bound to anything with them. This is just giving us discounted prices on a lot of materials especially our chemicals. Mr. Williams

stated that just this year alone on the one chemical that we are using was about a \$3,600.00 savings. We also saved on the propane but he does not know that number off the top of his head. It more than paid for itself to be involved in this CO-OP.

Mr. Williams stated that what is before the Board is A-4 which is to renew the agreement with Morris County CO-OP and one of the items that they asked us to do is to pass a resolution which is a State requirement also. There is an attached resolution which is R-09-03-16 to enter into another agreement with the Morris County CO-OP.

Mr. Cannon stated that he does not believe that the rate changed. Mr. Williams replied with no the rate has not changed. Mr. Cannon stated that just for newer members, the last time we just paid the prorated fee. It does not obligate us to nothing.

Mr. Pasquini stated that if we look at section 3 on payment, if we pay it within thirty days, we get \$150.00 off. He also stated that Oxford belongs to this as well. Mr. Pryor stated that Lopatcong belongs to this also.

On a motion by *Mr. Pasquini*, seconded by *Mr. Pryor*, the following resolution was adopted by the Pollution Control Financing Authority of Warren County at a meeting held on *September 26th, 2016*.

R E S O L U T I O N

R-09-03-16

Authorizing Execution Of An Agreement With The Morris County CO-Operative Pricing Council To Become A Member For The Period Of October 1, 2016 Through September 30, 2021

WHEREAS, the Morris County CO-Operative Pricing Council (“MCCPC”) was created in 1994 to conduct a voluntary CO-Operative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the CO-Operative public bidding process; and

WHEREAS, the Pollution Control Financing Authority of Warren County desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency to become a member of the MCCPC for the period of October 1, 2016 through September 30, 2021.

BE IT RESOLVED, by the Pollution Control Financing Authority of Warren County, County of Warren, State of New Jersey as follows:

1. Pollution Control Financing Authority of Warren County hereby authorizes the execution of an Agreement with the Morris County CO-Operative pricing Council by the Township of Randolph as Lead Agency dated October 1, 2016 through September 30, 2021.

2. The Pollution Control Financing Authority of Warren County Director of Operations is hereby directed to submit a copy of the adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.
3. This Resolution shall take immediately upon final passage according to law.
4. All appropriate Pollution Control Financing Authority officials are authorized and directed to perform all required acts to affect the purpose of this resolution.

NOW, THEREFORE, be it resolved by the Pollution Control Financing Authority of Warren County that Resolution R-09-03-16 be passed:

ROLL CALL:	Mr. Allen	-	Yes
	Mr. Pasquini	-	Yes
	Mr. Pryor	-	Yes
	Mr. Mach	-	Yes
	Mr. Cannon	-	Yes

We hereby certify the foregoing to be a true copy of a Resolution adopted by the Pollution Control Financing Authority of Warren County on the 26th day of *September, 2016*.

Jamie Banghart, Recording Secretary
James Williams, Director of Operations

PRESENTATIONS

None

FACILITIES/RECYCLING

Mr. Williams stated that everyone received the email that Covanta is requesting to divert approximately one hundred tons of the Warren incinerator ash. He also stated that their original request was to send it to Gloucester and then they decided to add on Edgeboro and then another facility which was Grand Central in Pennsylvania. His response back was that there is a contractual obligation that they are to deliver all of the ash here. He stated that this is more of a financial obligation. Mr. Williams asked them to put in a formal request which they did in an email. There are requesting to divert one hundred tons of the Warren ash to any one of these three facilities and they have since said that they would offer up the Essex ash as compensation. He stated that Essex ash comes in at a higher rate, which is \$24.00 per ton versus the \$22.00 per ton for the Warren ash.

Mr. Williams stated that if the Board agrees to allow them to divert this one hundred tons of Warren ash, he suggests two options: they either pay us the financial difference which is the \$22.00 per ton and make us whole financially for the Warren ash price or if they divert Essex ash here that they pay the \$24.00 per ton for the Essex ash to compensate for the one hundred and deliver the one hundred tons. This way we are made whole financially.

Mr. Cannon stated that the reasoning behind this, contract time is coming up so this is a shot across the bow that we could take this someplace else as opposed to right down the street. This is their way of sort

of standard operating procedure as far back as he can remember because it is getting time to talk about contracts and this is supposed to get us nervous because they may go to these other places with ash. So they want to demonstrate the ability to do that with one hundred tons. He agrees with Mr. Williams as long as we are made whole, he is not going to say that they cannot take their hundred tons someplace else. He has no objection to that and as long as we are made whole on the monetary end. Let them go right ahead.

Mr. Pasquini questioned if contractually do we have a set expectation from them? Mr. Williams replied with yes. He stated that he will let Mr. Tipton speak a little further if he wants to. He also stated that the contract says they are to deliver all ash produced at the Warren facility to this landfill. That is the contractual obligation. Mr. Pasquini stated he understands and thank you.

Mr. Williams stated that Mr. Tipton will speak on this if there is anything more to add. Mr. Tipton stated that it is that simple. He also stated that is why they are asking because they cannot just do it.

Mr. Allen stated that the Essex ash is \$24.00, what are the other two charging per ton? Mr. Williams replied with he has no idea.

Mr. Pasquini questioned do they actually carry through with it? With your experience with the shot over the bow type? Do they actually go do it and pay the additional money in transportation to move it to all these different places? Mr. Cannon replied with we have never seen a ticket so in theory he could not say for sure. Mr. Williams stated that we see tonnage reports of what that facility produces and we cross check them with what comes in here to make sure that it is all coming here. So far, it has all been delivered. Mr. Pasquini questioned in your experience have they actually moved it to another place? Mr. Williams replied with no. He stated that we have had numerous discussions where that "threat" has been put out there.

Mr. Pryor stated that he is guessing as Mr. Cannon described it, that it is kind of a pilot study for them to see how feasible it is and what it actually costs them. Mr. Cannon stated that it is the beginning of negotiations. Mr. Mach stated absolutely and it is in different forms every year. It is just another scenario.

Mr. Williams stated that if the Board agrees, he will send Mr. Sandners an email back laying out the two options to make us whole financially. Mr. Cannon stated to let them chose which option. He also stated that either option is good for us.

Mr. Williams reported on the treatment plant operations. He stated that there are no issues. He also stated that we are continuing to send as much as we can to the PRMUA.

Mr. Williams stated that T&M has begun to look at the test data from our lab. That is currently being reviewed and we will see where that goes once that review has been completed. He would assume that we will eventually have them come in and have a discussion with the Board sometime before the end of this year. This will put us in a nice direction moving into next year with the treatment plant.

Mr. Williams reported on the landfill operations. He stated that there are no issues. He also stated that as we have seen in the financial report, everything is good as far as revenues so on and so forth.

Mr. Williams reported on the H2S removal system. He stated that there is no change.

Mr. Williams reported on the solar panel projects. He stated that Mr. Tipton will have a discussion when he gives his report regarding that.

Mr. Williams presented A-2, which is the Cornerstone updates on the landfill expansion. Mr. Cannon stated that with contract possibilities, and he thinks that Counsel agreed, that we need to first have a little bit of an Executive Session that will be to discuss strategy so that it is not in the open minutes. He was not sure whether they were going to be here today or not but to protect the PCFA's stance as to contract negotiations, which is in theory what these guys are doing, we would need to do that in Executive Session.

Mr. Williams stated that there were no changes to A-3 2016 Waste Disposal Fee Schedule. He also stated that there were no contracts.

Mr. Williams stated that the scale bids will be held off until next meeting.

Mr. Williams reported that we had our Tire Amnesty day on September 22nd. He stated that we received 1,113 tires in the one day event. He finds it amazing that out of all of the municipalities, the furthest municipality away, which is Blainstown, delivered the most. That shows that the advertising is getting out there. He also stated that what everyone has in front of them is the breakdown. It was a good event and everything went well. Mr. Williams stated that once all these bills come in regarding this, we will see where we are with what kind of funds are leftover and see what we may be able to do as far as next year goes with the balance.

Mr. Pryor questioned who showed up? Was it guys with tires in their trunk or pickup truck? Mr. Williams replied with yes and it is residents. People coming in with these little Toyotas and they will have three tires in their back seat. It is amazing.

Mr. Williams stated that everyone is so pleased that we are doing this. It went over very well.

Mr. Williams reported on the Household Hazardous Waste Event held yesterday, September 25th. He stated that we had a total of 289 cars come through. He also stated that this event also went over very well. No issues.

Mr. Williams stated that one thing he would like to bring up to the Board, is to put the Bid back out for the Electronics Recycling for next year. Mr. Cannon stated that he was going to ask this and to follow up on what happened yesterday. Mr. Williams stated that not even a half dozen people had asked about electronics. Mr. Cannon stated that he does not mean customers, he means the vendor here for the HHW, was there any input they had on the inside of what is going on with this? Mr. Williams replied that they have nothing to do with electronics. They are just hazardous waste. Mr. Cannon thought that sometimes they did both. Mr. Williams replied with no. It was a different vendor. He stated that it may be worth it for us to put it out there again, see what happens and possibly get something scheduled for the spring if we were to do it now.

Mr. Mach stated that he thinks that this is a good suggestion because now instead of seeing tires along the roadside, we are seeing television sets. Mr. Allen stated that he was just going to say the same thing. He has seen three, the old box type televisions in the woods. Mr. Williams stated that we get a lot of phone calls on a daily basis asking where to take them and we have a list of vendors. We supply the phone numbers to the residents when they call in, which is Best Buy, Abilities in Washington, and Global Electronics in Phillipsburg. Mr. Cannon questioned if they were all \$25.00 a pop? Mr.

Williams replied with that he thinks that Global has a charge. Mrs. Banghart stated that Global may be free if you have the flat screen, but if you have the tube televisions the charge may be per pound. Mr. Cannon replied with oh it is by weight and some of those old televisions are heavy.

Mr. Williams stated that he could get the RFP together and place it on the agenda for next month for the Board to approve and we will go out for bid again. Mr. Cannon stated that we could just change the date on the last one. Mr. Williams stated that all it is, is just changing the dates. Mr. Cannon questioned if this has to wait until spring necessarily? Mr. Williams replied that it is tough to do in the middle of winter, not knowing what the weather is. Mr. Cannon stated that it is supposed to be gorgeous until January. Mr. Williams stated that what we have to remember is that there is going to be thirty or forty people standing outside doing this collection in the middle of the winter, including PCFA's staff. Mr. Cannon stated that we may be able to get something scheduled in November. Mr. Williams replied with he is not sure that we would be able to schedule something that quick. Mr. Cannon stated that Mr. Tipton does not have to create the RFP. It is already created from last time. He also stated that we are not locked into anything, but if we have a bidder at least we will find out. Mr. Williams stated that we could put a couple of dates in there if we wanted to. Mr. Cannon stated yes and give ourselves some options and see what comes back.

Mr. Williams stated that if the Board is ok with changing the dates and to get it out there tomorrow. Mr. Pryor stated that this is a reasonable idea. Mr. Cannon questioned that Board on what they think? Mr. Mach replied absolutely. Mr. Allen replied with yes. Mr. Mach stated this is a good idea.

Mr. Williams stated that the Board has a list in front of them of just our tires collected here to date through the month of August. 1,195 tires have been paid for. This would be in addition to the 1,113 that we collected at the Tire Amnesty. Mr. Cannon stated that we are at almost 2,500 tires. Mr. Williams stated that this is working out well also.

NEW BUSINESS

None

OTHER BUSINESS

None

GENERAL COUNSEL'S REPORT

Mr. Tipton reported on the Warren County Landfill Energy agreements in public. He stated that these are just clean up documents to assist them in assigning their interests to Marina Energy. We approved similar documents in the past. The Counsel for WCLE just asked him to get these signed off on so that they can finish their transition.

Mr. Cannon questioned that nothing has changed from the old owner to the new owner as far as our position where we are getting our whole and we are still getting the equipment so on and so forth? Mr. Tipton replied with there are no changes. All the stuff that was pre-approved before us is still in place.

Mr. Tipton stated that we basically need to sign off on these two assignment and assumption agreements. We could do that together in one vote. They are basically transferring whatever authority we have on both the solar license agreement and the power purchase agreement to allow WCLE to effectively transfer its interest to Marina Energy.

Mr. Cannon stated that a motion is needed to approve the assignment and assumption agreement and the termination, payment, and release agreement transferring our rights from one ownership to another ownership of the electrical provider.

Mr. Allen made a motion, seconded by **Mr. Mach**.

ROLL CALL:	Mr. Allen	-	Yes
	Mr. Pasquini	-	Yes
	Mr. Pryor	-	Yes
	Mr. Mach	-	Yes
	Mr. Cannon	-	Yes

Mr. Cannon questioned Mr. Tipton from last month that we asked your fellow associate about penciling up some sort of liability form, requirement for associations asking for fee waivers to dispose of garbage. The consensus of the Board last month was to have something in place such as a boiler plate document. Mr. Tipton stated that he will have that with him for the next meeting.

CLOSING PUBLIC COMMENT

Freeholder Smith stated that he would certainly like to extend his personal thanks, the Freeholder Board's and the Mosquito Commission's thanks for the tire collection program. He stated that he watched everybody's eyes rolls as to what a problem we have had here in Warren County and how significantly we have been able to attack that. This has been a cooperative effort and certainly recognizes this Board's contribution to it.

Freeholder Smith also wanted to say as we were discussing this upcoming budget and we have the County contribution, he just wanted to throw a couple things out there as to why they are feeling a lot of challenges. You may be aware that they still did not get the transportation trust fund money, which is probably a \$3,000,000.00 hole for the County. So their ability to do road repairs has been pretty much on their own dime. He also stated that this is a very helpful thing.

Freeholder Smith stated that the other item he wanted to touch on is that they do now have a new Environmental liaison for municipalities and counties. He stated that Cindy Randazzo who has been our contact since left, and Kerry Pflugh is the new replacement. Ms. Pflugh is from Washington Township, which is good because she has some Warren County roots. He also stated that some of the discussions that he had thrown out was the important issues for us. He stated that among these things are the landfill expansion. He also stated that her involvement cannot or nothing much can happen until we get to that process. This is actually still ahead of the curve but he did not want to throw that out.

Mr. Cannon questioned what is actually her position? Freeholder Smith replied that she is the liaison to the Commissioner's office for municipalities and counties. Mr. Mach stated that she is kind of like your shortcut, the municipalities' shortcut to get an answer. Freeholder Smith stated that well it enables us to have somebody to call. Cindy had been our previous liaison and that has been an important thing. He also stated that we mentioned C.E.H.A. today, which is another example. C.E.H.A. is a case where the County assumes the DEP's administration for lack of a better way and a lot of that is speed for service which is part of what you are seeing here and then the County also provides certain oversight services.

He also stated that those again are cases to where that liaison is important because if we do have something that gets jammed up, it is an opportunity for us to be able to reach our directly to the Commissioner's office. Freeholder Smith stated that he was pleased when they had quite a lengthy meeting and he looks forward to having a productive relationship. Mr. Cannon stated that local helps, right. Freeholder Smith replied with it never hurts.

Mr. Pryor stated that he met Cindy. She was also handling the Ingersoll Rand thing and anything in the County. He was wondering if Freeholder Smith could send the Board her contact information. Freeholder Smith replied with that he could certainly make that happen. He stated that it is usually municipalities and counties, like for instance they will be looking at the Roes Island and the Kenco properties for the wetland remediation that are being looked at, so those are generally, it is governmental entity liaison but he would certainly be glad to send the contact to Board. Mr. Pryor stated that he speculates that we qualify but he cannot say that with certainty but he is just interested in who Cindy's replacement is. Freeholder Smith stated that he will see that he gets that information.

PRESS COMMENTS & QUESTIONS

None

EXECUTIVE SESSION

Mr. Cannon stated that a motion is needed for us to enter into Executive Session. **Mr. Pryor** made that motion, seconded by **Mr. Allen**.

Mr. Mach questioned if we are going to ask Freeholder Smith to stay for Executive Session? Mr. Cannon replied with that he not planned on it. He also stated that they were in Executive Session this morning also. Freeholder Smith stated that is fine and ok. Mr. Mach stated that there were some outstanding questions from the last discussion that Freeholder Smith was going to reach out to the DEP for some answers. Freeholder Smith stated that actually was what... Mr. Cannon stated that Freeholder Smith already gave him the answers so he can share them with everyone else. Mr. Mach replied with good enough. Freeholder Smith stated that so you can take it from there. Mr. Cannon thanked Freeholder Smith.

Freeholder Smith left the meeting at 10:22 am.

Mr. Williams stated that before we go into Executive Session and Mr. Olshefski just reminded him, that we need to go out for bid for the audit again for the 2016 audit. He stated that if there is no objection from the Board, he and Mr. Olshefski have put it together already. Mr. Williams questioned would the Board want to see the RFP first? He also stated that we have time and we could put it on the agenda for next month. Mr. Cannon stated that if we have time, then let us put it on the agenda for next month. He does not think that there is anything for us to talk about but he would prefer to see it. Mr. Williams replied with ok. Mr. Cannon stated that he thinks that is fair especially for the newer members.

Mr. Olshefski left the meeting at 10:24 am.

Executive Session was entered at 10:25 am.

RESOLUTION

R-09-02-16

AUTHORIZING EXECUTIVE SESSION

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

Contract Negotiations

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. Pryor**

Seconded By: **Mr. Allen**

ROLL CALL:	Mr. Allen	-	Yes
	Mr. Pasquini	-	Yes
	Mr. Pryor	-	Yes
	Mr. Mach	-	Yes
	Mr. Cannon	-	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: 09/26/16

Mr. Pasquini made a motion to come out of Executive Session, seconded by **Mr. Allen**.

ROLL CALL:	Mr. Allen	-	Yes
	Mr. Pasquini	-	Yes
	Mr. Pryor	-	Yes
	Mr. Mach	-	Yes
	Mr. Cannon	-	Yes

Regular session resumed at 11:12 am.

Mr. Cannon stated that we are back in open session. He also stated that after our contract discussions and in open session, we are going to table the scale proposals until next month so that the members can take a look over it a little bit compared to what we may have heard in the past from the scale company representatives and get a better idea of why there is such a 112% difference than what we were told. He also stated that maybe they thought we were all hot and bothered about getting a new scale so they put a little fat in there. He does not know.

ADJOURNMENT

Mr. Cannon questioned if anyone had anything else or anything for public? Mr. Cannon stated seeing not, he would like a motion to end the meeting today.

With no other business to discuss, **Mr. Pasquini** motioned to Adjourn, seconded by **Mr. Pryor**, at 11:14 am.

ROLL CALL:	Mr. Allen	-	Yes
	Mr. Pasquini	-	Yes
	Mr. Pryor	-	Yes
	Mr. Mach	-	Yes
	Mr. Cannon	-	Yes

Respectfully submitted by:
Jamie Banghart, Recording Secretary

Approved: 10/24/16