

POLLUTION CONTROL FINANCING AUTHORITY  
OF WARREN COUNTY

MINUTES OF REGULAR MONTHLY MEETING

July 21, 2025

Chairman Walter Orcutt called the regular monthly meeting of the Pollution Control Financing Authority of Warren County to order at approximately 9:38 am.

Authority Members present: Angelo Accetturo, Eric Lohman, Dan Perez, and Walter Orcutt.

Chairman Orcutt asked for roll call.

ROLL CALL:	Mr. Accetturo	- Present
	Mr. Larsen	- Absent
	Mr. Perez	- Present
	Mr. Lohman	- Present
	Chairman Orcutt	- Present

Also present: Brian Tipton, General Counsel; Jonathan Knittel, Director of Operations; Jamie Banghart, Assistant Director, Mariann Cliff, Recording Secretary and Shannon Beam, Weighmaster.

The Pledge of Allegiance was led by Chairman Orcutt.

Chairman Orcutt read the following statement: "Adequate notice of this meeting of July 21, 2025 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 County Commissioners, 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."

MINUTES

Chairman Orcutt asked if there was a motion for M-1 the Regular monthly meeting minutes from June 16, 2025.

Mr. Perez stated that he would make the motion to approve M-1.

Mr. Lohman stated that he would second the motion.

Chairman Orcutt stated, all in favor, say aye.

Chairman Orcutt asked if any opposed, then stated, motion granted unanimously.

### CORRESPONDENCE

Chairman Orcutt stated that there was a letter from George Wilhelm, and he will have Mr. Knittel speak about this.

Mr. Knittel stated that George Wilhelm, from DCRS (deer carcass removal services) also was the largest broker of street sweepings in the State. He was proposing that he could bring in as much as 5,000 tons of sweepings here. He has asked for a discount price for the sweepings from \$25.00 down to \$19.00.

There was a lengthy discussion among the Board and Mr. Knittel regarding that if they do set a price, it could not just be for him it had to be across the board. Also, he was not current in payments and this played a part in the discussion. The sweepings were also used beneficially for daily cover. The Board came up with a cost per sweepings rate change, not just for DCR'S but across the board of all customers.

Chairman Orcutt asked for a motion to create a rate for a new category called: sweeping(s) for all out of County customers: the first 2,500 tons would be \$25.00 per ton; then 2,501 tons and above would be billed at \$15.00 per ton.

Mr. Lohman stated that he would make the motion to approve.

Mr. Perez stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- Yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

### FINANCE

Chairman Orcutt stated that next was the finance report.

Mrs. Banghart spoke about the finances stating that they were half-way through the year. They would see that they were down 18.4% on the tonnage and the revenue was about 12% less than last year as we are averaging a higher price per ton for solid waste. Accounts receivables, Lemcor has one invoice left to pay on their balance. They have had an issue with Reworld, they sent payments to the wrong address. We did receive a check for \$385,000.00 last week and they were waiting for another check for \$234,000.00. Chairman Orcutt asked if they really sent a check to PCFA Camden County.

This was discussed in detail and Mr. Knittel brought up that they spoke about in committee that Reworld would be the first, to be an ACH transfer approved customer. It was also discussed that any customers should be able to pay us electronically.

Chairman Orcutt asked if there were no more questions on the bill list, he would need a motion on the Resolution R-07-01-25 to pay bills.

Mr. Perez stated that he would make a motion on Resolution R-05-01-25 to pay bills.  
Mr. Larsen stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- Yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

On a motion by **Mr. Perez**, seconded by **Mr. Larsen**, the following resolution was adopted by the Pollution Control Financing Authority of Warren County at a meeting held on *July 21st, 2025*.

**RESOLUTION**  
**R-07-01-25**  
**To Pay Bills – July 21, 2025**

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. Accetturo	- Yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

We hereby certify Resolution to Pay Bills in the amount of **\$1,031,112.85** to be a true copy of a resolution adopted by the Pollution Control Financing Authority of Warren County on the 21<sup>st</sup> day of July, 2025.

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Mariann Cliff  
Recording Secretary

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Jonathan Knittel  
Director of Operations

Approved: 7/21/25

Mrs. Banghart stated that she had one more thing for finance, she needs Board approval on a \$240.81 that has been outstanding in our Pentamation system since 2005.

This was quickly discussed and Chairman Orcutt stated that he would make a motion to clear this dollar amount from the system.

Mr. Perez stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- Yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

Mr. Knittel stated that they did get a small check from FEMA this week \$44,000.00 it was from a small portion of the July 15<sup>th</sup> FEMA event of 2023. That was a nice thing to show up but, they were still waiting for the \$2,000,000.00 from IDA.

This was discussed among the Board and Mr. Knittel and it was said that the process was going well. There were some finance options for Cell-6 that was also briefly discussed, since it was time to start thinking about that.

There was some talk about the County and PCFA getting mutually involved. It was said that they were looking to receive a yearly stipend from the PCFA for infrastructure improvements throughout the County and that separately, the County may be willing to considering helping PCFA by backing a PCFA bond for capital improvements at the landfill. A short-term (several years) County backed bond for say new Cell construction or water treatment plant upgrade could be at a much lower interest rate then if PCFA were to get an unclassified bond independently. Lively discussion followed this idea; another viewpoint was stated that they should be banking revenue away each year to fund building Cell-6 independently, which is happening, but if liquid cash is spent down like we did for Cell 7, then the resulting limited cash position has negative side effects of restricting future capital projects.

The fact was brought up that, the PCFA has in the past given money to the County, and that was discussed briefly. Then there was a discussion regarding the PCFA and the County and it was noted that the County owns the property that the PCFA is operating on.

Mr. Knittel stated that the neighboring Covanta site is nearing completion. The next step in that process was there were two stormwater basins on the property that have trees growing in them. It is reported that they are waiting on a wet-lands permit to take the trees down so that they could remove the top foot of soil as per the project plans. That soil could potentially find a home here at the landfill based on our solid waste permit renewal updates. They also still have some sampling to do.

This was discussed amongst the Board.

Mr. Perez raised the question, since the land was owned by the County, does this make us employees of the County.

Mr. Knittel replied that we were employees of the PCFA, this was an Authority, separate from the County, we only lease the land from them and therefore are not County employees. This was briefly discussed along with what type of a lease it was.

#### PERSONNEL

Chairman Orcutt asked if there was anything for personnel. Mr. Knittel stated that he had nothing to report at this time.

#### PRESENTATIONS

Chairman Orcutt asked about the Solid Waste Permit Renewal status.

Mr. Knittel replied that he had a draft from the State, they claim that it is confidential due to the draft status. They did give us a courtesy draft; he owes final comments back to them. The engineer and himself has looked through it, they have very few comments that remain outstanding.

This 5-year interval solid waste permit renewal process includes some important updates. The updates were drafted by NJDEP, PCFA and our consultant. The main updates are to streamline how various materials are used at the landfill for daily and intermediate cover and for better truck access into the active cell.

Access improvements allowed within the permit renewal include the ability to use woodchips for truck access lanes and to use up to 25% woodchips within the daily cover. Woodchips help tighten up the soft landfill surface helping our haulers get in and out with rutting and/or truck damage. Additionally, the woodchips help reduce odors at the landfill surface. Tipping fees will need to be decided for woodchip import from tree sources as well as recycled chipped dimension lumber from a recycling facility. Mr Knittel presented that tree woodchips from tree companies are often dumped for free at several locations in Warren County and that a small tipping fee for chips from a recycling facility is what the market will likely support.

The permit renewal also has updates on how imported nonhazardous impacted soils (typical classified as ID-27 dry industrial waste) can be tracked as cover material for beneficial reuse as alternate daily cover and/or intermediate cover. This permit renewal update was specifically requested by NJDEP so that they don't have to review multiple requests per year, but rather have a documented and straight forward process to best control how imported soils are reused as cover material.

Mr. Accetturo asked if this needed to go before SWAC. Mr. Knittel replied that he did not think it did. Mr. Accetturo asked that with this new permit additions, the DEP would not have to be involved approving each import of soil once they update our permit. This would mean a fundamental change to our landfill, it could become the place in New Jersey for contaminated soil. This was a concern.

Mr. Knittel explained that PCFA has been taking ID 27 dry industrial solid waste material since the landfill's inception. Non-hazardous impacted soils are typically landfilled in NJ as ID-27 just the same as incinerator ash (ID-27). This renewal allows the same soils to be broken into three categories that matches the soil to appropriate alternative use and handling as either daily cover, intermediate cover or as construction/capping soils within the landfill.

Mr. Knittel continued saying that they are calling the three soil groups as type A, B, and C in the draft permit as follows:

Soil type A: This is soil that is tested and meets the NJDEP standards as residential clean and has virtual no restrictions on how, when and where it can be used at the landfill.

Soil Type B: This soil group is tested and must meet NJDEP standards for non-residential standards. This material will need to be stockpiled within the lined landfill and can be used for both intermediate and daily cover.

Soil Type C: This soil group will be tested and must be within 30% of the nonresidential soil standard. This soil type must be used the same day it arrives for daily cover only and cannot be stockpiled.

This permit renewal will now allow for using soils that typically get buried in NJ landfills as solid waste to be used beneficial as cover materials. This change also helps Warren County homeowners that may have received fill on their property without a permit to have a safe and more affordable option to have the soils removed and reused instead of having to pay full solid waste disposal fees.

Mr. Knittel stated that he would be looking for a preliminary pricing tier for tipping fees for the three soil groups. A discussion followed regarding the details of the imported soil and how to

make sure that it was tested and sampled correctly. Sample frequency, handling and third-party review are all part of the process. The tipping fees for the three soils types was proposed at \$7, \$27 and \$37 per ton for soil type A, B and C respectively to try to match neighboring landfills and other fill projects in Warren County. The board could make pricing changes at any board meeting as necessary. They also discussed various sites in Warren County and the revenue that the PCFA could make. Mr. Accetturo asked who prepared the draft. Mr. Knittel replied that it was prepared by the DEP, Mott MacDonald, and himself.

ID-27 solid waste was further discussed with concern for the day-to-day potential hazards coming into the landfills on a regular basis.

Mr. Knittel stated that Lemcor which was a different line item, we did mention them in the finance report they were down to their last payment. With that in mind, Lemcor called up and said that they would like to start bringing tonnage back in. They know that he would not hit the minimum tonnage in five months, should he wait until next year or can we lower or “pro rate” the minimum for him?

Mr. Knittel stated that his yearly range for 2025 was 14,000 – 20,000 tons and that they could only bring a portion of that in the remaining part of the year. Mr. Knittel stated that it took them many months to pay their bill in full, but they were in communications throughout the whole time.

Chairman Orcutt asked that they owed us \$300,000.00 and now they were down to 27,000.00?

A lengthy discussion regarding Lemcor’s finances ensued. There was talk about starting his contract from today and doing it fiscally. It was also said that the PCFA should start using ACH for all accounts like this.

Mr. Knittel stated we are down in tonnage and that the lack of bulky waste from Lemcor and the other transfer stations that use to come here is making landfill access more difficult.

Mr. Lohman asked that without that mix of garbage they were having trouble?

Mr. Knittel replied yes, the soft landfill was tough to access safely and results in more broken trucks, plus we now must also treat odor issues and that yes odor control costs have increased with the bagged garbage, and the next agenda item was a bid that they successfully have, and they were going to award.

Mr. Accetturo stated that as much money as we bring in there should be a fund that is collecting money to finance the next cell, we should not have to borrow for the next cell.

Mr. Knittel replied that on that note, we should have about 7-million in cash available and the current estimate was an 8-million-dollar cell however, by the time we get to it in 2 years it will be a 10-million-dollar cell. At that point we would still need to borrow 1 or 2 or 3 million.

This led into more discussions with finances for the landfill.

Mr. Knittel brought the board back to the discussion on the new soils and wood chips and the motion that needed to be taken. It was agreed that it should all be measured by tonnage not yardage.

The Board agreed to having Mr. Knittel bring in a sample load of recycled woodchips to test and measure.

Mr. Knittel stated that he would need a motion for the prices of the soils and woodchips:

Tree woodchips for free

\$7.00 for clean soil type A residential clean.

\$27.00 for soil type B non-residential standard.

\$37.00 for soil type C.

Chairman Orcutt asked for a motion for the new items.

Mr. Accetturo stated that he would make a motion for the new sliding scale for road sweepings at \$25.00 and \$15.00

Mr. Perez stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- Yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

The next was two types of wood chips, recycled wood to be determined, approximately \$5.00 per yard and virgin tree chips from local tree companies for free.

How the local tree companies were going to work delivering to the landfill was discussed in more detail before making the motion.

Mr. Orcutt stated that he would make a motion for recycled wood chips at a price to be determined, approximately \$5.00 per yard. And virgin tree chips from local tree companies for free.

Mr. Perez stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- Yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

Mr. Orcutt stated that he would make a motion for setting the price of the following new permit items regarding soil reuse:



\$7.00 for clean soil type A residential clean.

\$27.00 for soil type B non-residential standard.

\$37.00 for soil type C \$7.00 for clean soil type A residential clean.

Mr. Lohman stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- no
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

There was another discussion regarding the use of ash and ID 27 in the landfill and if the DEP has stopped that yet. And if this is something that SWAC was aware of.

Mr. Orcutt stated that now they were done with the draft changes.

## REPORTS

### FACILITIES/RECYCLING

Mr. Knittel stated next was an update for the Onsite Waste Water Treatment Plant, that was moving slower than they wanted, they did have an update meeting. They did do another round of leachate testing and they did schedule a demonstration unit that was designed to test our leachate here with a pilot study. It is a scale down model and would test performance with our actual leachate and to measure reject rates. Basically, they would run this for a few weeks on our leachate to check the numbers.

Chairman Orcutt asked what the cost was.

Mr. Knittel didn't know the pilot study cost and will get the cost.

Chairman Orcutt asked what was in the budget for the analytical testing.

Mr. Knittel replied that they have budget to test leachate once a month. They only test for PFAS once every three months. He believes that during the test unit they would test PFAS more often, he will confirm with their engineers and will also get the dollar amount.

Another discussion ensued regarding our leachate and the levels of PFAS, the States requirement and how they tie in with our water treatment plans.

Mr. Accetturo asked how the analytical testing was done. Mr. Knittel replied that lab has to measure PFAS down to particles per quintillion? which is a unit so small that it is comparable to one drop of water in an Olympic size swimming pool.

Mr. Accetturo stated and it was that small of an amount that was causing kidney cancer?

Mr. Knittel replied yes, that reportedly PFAS does damage at low levels. Circling back to chairman Orcutt's question what was in the budget for the testing; there was \$80,000.00 budgeted per year for liquid testing of all types (leachate, groundwater wells, manholes, etc).

Mr. Knittel stated that they were penciled in for the demo unit it was about four or five months out.

Chairman Orcutt asked if he needed authorization.

Mr. Knittel replied, not at this meeting, he would get a more formal quote, then he would need the authorization.

Mr. Knittel continued; 20-Acre Side Slope Cap Project, Barbella is in the last month and a half of capping, they have had some moderate weather damage. On July 14<sup>th</sup> this past week, some import sand was washed down the slope. A portion of the eroded sand was harvested and placed back on the slope, a portion of the sand was mixed in with sod and other matter and lost.

A-3 should be the last of the sand import, change order #7 which was pay item 21 import sand, 1,051.12 tons at \$30.00 per ton equaled \$31,533.60. That would complete our sand change order, for the previous amount plus this. Also in CO#7 is three small line items for T&M work requested by PCFA. They noticed that during the summer thunder storms, they saw a piece of storm channel that was eating into the new cap. So, they purchased 7 or 8 of these big concrete blocks to fix the erosion, they filled in behind them and landscaped in front, so that was all in change order 7-1. Change order 7-2 was T&M work for the stormwater berm, this was a berm that was being eroded that needed to be fortified. Change order 7-3 was T&M work June 2025, they moved our screener from the top all the way down to the bottom, they used a lowboy from Barbella to move it, that was the most economical and safest way to get it done.

Chairman Orcutt asked if there were any questions on change order 7, if not he would make a motion for change order #7.

Mr. Lohman stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

Mr. Knittel stated that next was the odor update, regular surface monitoring continues. The 2025 landfill gas expansion bid was successful with three responding bids, bid opening was July 2<sup>nd</sup>, project includes six new wells and a gas header pipe that would be for this cell and the next. A-4 was our winning bidder; they have done reference checks on four of their projects and spoken with a few of the owners that had jobs done from them. The engineers checked it and so did the law firm. The law firm recommended that they use prevailing wage certification.

There was a small discussion on this bid.

Mr. Knittel stated that Integrity Environmental was the lowest bidder and therefore we have resolution R-07-02-25.

Chairman Orcutt asked if someone would move that resolution R-07-02-25.

Mr. Lohman stated that he would move resolution R-07-02-25.

Mr. Perez stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

On a motion by *Mr. Lohman*, seconded by *Mr. Perez* the following resolution was adopted by the Pollution Control Financing Authority of Warren County at a meeting held on *July 21, 2025*.

## RESOLUTION

**R-07-02-25**

### Awarding Contract for the Warren County District Landfill **Cell 7 LFG System Expansion**

WHEREAS, the Pollution Control Financing Authority of Warren County (the “Authority”) requested bids for the 2025 Cell 7 LFG System Expansion, at the Warren County District Landfill;

WHEREAS, a total of three (3) bid(s) were received by the Authority on July 2, 2025.

WHEREAS, a review of these bid(s) by the Authority and its Engineer revealed that **Integrity Environmental Solutions** was the lowest, responsive bidder.

NOW, THEREFORE BE IT RESOLVED, by the Authority that **Integrity Environmental Solutions**, be awarded the contract for the Side Slope Capping Project at the Warren County District Landfill as described in and, in accordance with the Specifications and Bid Documents for the Cell 7 LFG System Expansion, for an amount of \$442,270.00.

ROLL CALL:	Mr. Accetturo	-Yes
	Mr. Larsen	-Absent
	Mr. Perez	-Yes
	Mr. Lohman	- Yes

Chairman Orcutt - Yes

Dated:

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.

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Recording Secretary  
Mariann Cliff

Mr. Knittel stated that A-5 was the wasted disposal fee schedule and there were no changes.

A-6 the draft sixth amendment between Reworld, not much changed within paragraph 1, 2 or 3 because they already had an agreement for 50,000 tons of ash at \$19.11.

They also had the next tier of ash 30,000. Then the paragraph that we added:

“In addition, Reworld also had the need to dispose between 14,001 tons to 20,000 tons of solid waste (ID10, ID13, and ID13C) in 2025 and PCFA agreed to accept this material for disposal. The PCFA has agreed to accept over 20,000 at a rate of \$60.75”, this was a 1-dollar discount that expires December 31<sup>st</sup>, 2025. They have asked several times about a multi-year contract which we have not yet entertained.

Chairman Orcutt asked for a motion for approval.

Mr. Lohman stated that he would make the motion to approve.

Mr. Perez stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- no
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

Mr. Knittel presented A-7,8 & 9 which are Electronics, Tires and Single-stream recycling programs that are all running well. There has been more discussion with Oxford, He spoke with Mr. Norton who spoke with Mr. Lazorisak, there was no cut-off immediately they still need a little more time to get things arranged. They did ask how much tonnage it was, it was three tons of recycling per week. The cost for handling of those recycling at the end point is \$45.00 per ton and each truckload was about 3 or 4 weeks' worth of their volume, it would be a trucking fee of \$800.00 or \$900.00. it brings their costs of about \$1800.00 per month. The finance was one of Mr. Norton's concerns, the logistics of it was the other. They may not have a place for tractor trailer to sit and be loaded, so they were still going through their options. When disposing of

recycling here they were in and out in about an hour, so going to the recycling center would be 2 hours so it's an extra hour for each truckload if they drive it directly to the recycling facility.

Chairman Orcutt asked what our savings was.  
Mr. Knittel replied it would be \$1800.00 per month.

This process along with the cost was discussed again.

Mr. Knittel stated that Oxford residents were always welcome to come here to use the recycling center.

Mr. Knittel stated that Mr. Lohman's idea a month ago to have a bypass lane on the inside for recycling and to get into the office. We will take the orange stripe and move it over 10 feet towards the west and move the chain link fence back to the west. He has enough budget to do that work. He would have to move the chain link fence...well within the property line, it was about a hundred foot section or so, to be measured.

Chairman Orcutt asked if there was a motion to move fence.  
Mr. Lohman stated that he would make a motion to move the fence.  
Chairman Orcutt stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

### EXECUTIVE SESSION

Chairman Orcutt stated that he needed a motion to go into Executive session, contractual/negotiation issues.

Mr. Lohman stated that he would make the motion to go into Executive session.  
Mr. Perez stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- yes
	Mr. Larsen	- Absent
	Mr. Perez	- Yes
	Mr. Lohman	- Yes
	Chairman Orcutt	- Yes

***Executive session was entered at approximately 11:11 AM.***

# RESOLUTION

R-07-03-25

**AUTHORIZING EXECUTIVE SESSION OF THE POLLUTION  
CONTROL FINANCING AUTHORITY OF WARREN COUNTY FOR A  
MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH  
THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS  
ACT, N.J.S.A 10:4-12**

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

NOW, THEREFORE, BE IT RESOLVED that this Board hereby excludes the public in order to discuss such matters. The general nature of the subjects to be discussed are as follows:

- ☐ (1) *Matters Required by Law to be Confidential:* Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- ☐ (2) *Matters Where the Release of Information Would Impair the Right to Receive Funds:* Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- ☐ (3) *Matters Involving Individual Privacy:* Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, Insurance and similar program or Institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the Individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any Individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- ☐ (4) *Matters Relating to Collective Bargaining Agreements:* Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- ☐ (5) *Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds:* Any matter involving the purchase, lease or acquisition of real

property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

- ☐ (6) *Matters Relating to Public Safety and Property:* Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of possible violations of the law.
- ☒ (7) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege:* Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
- ☐ (8) *Matters Relating to the Employment Relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance or promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.
- ☐ (9) *Matters Relating to the Potential Imposition of a Penalty:* Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bearing responsibility.

BE IT FURTHER RESOLVED that the Board shall disclose to the public, as soon as practicable, the contents of the discussions after the final disposition of the matters discussed.

Moved By: Mr. Lohman

Seconded By: Mr. Perez

ROLL CALL:

Mr. Accetturo	- Yes
Mr. Larsen	- Absent
Mr. Lohman	- Yes
Mr. Perez	- Yes
Chairman Orcutt	- 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.

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Recording Secretary  
Mariann Cliff

Dated:

***Executive session ended at approximately 11:30***

Chairman Orcutt stated that he needed a motion to go into Public session.

Mr. Lohman stated that he would make the motion to go into Public session.  
Mr. Accetturo stated that he would second the motion.

Chairman Orcutt asked all in favor say AYE

ROLL CALL:	Mr. Accetturo	- Aye
	Mr. Larsen	- Absent
	Mr. Perez	- Aye
	Mr. Lohman	- Aye
	Chairman Orcutt	- Aye

Chairman Orcutt asked about Lemcor

Mr. Knittel stated that Lemcor was one payment away from being paid in full and when they were paid in full, they would like to resume bringing trash.

Chairman Orcutt asked how much they brought in before they stopped paying us.

Mr. Knittel replied 14,000 – 20,000 tons of mixed garbage, 40% ID13 – 60% ID10.

We were down 20,000 tons for the year already.

If they came back, it would be for the remaining of the year (prorated minimum tonnage), or the Board could propose a fiscal calendar.

Mr. Accetturo asked what they brought in last year.

Mr. Knittel replied that they brought in 18,000 tons.

Mr. Accetturo replied that they would only be bringing in 8,000 – 9,000.

Mr. Knittel stated that we were not their first choice and when we raised our prices, they had 4 or 5 other facilities that were cheaper.



This opened up a discussion regarding Lemcor and rates and being current on bills.

Mr. Accetturo stated that he was ok with them not coming in until the first of the year, you can't be unfair to other accounts in order to appease one customer.

Another discussion ensued regarding all of the accounts and when they all start and finish. Chairman Orcutt stated that if we did ACH weekly then they would never be in arrears.

Mr. Knittel spent some time letting the Board know what the excuses were from Lemcor over the last 9 months and why we were paid last.

Chairman Orcutt spoke up again about using ACH weekly and Mr. Lohman stated that it was essentially a 7-day pay, which was a norm in the waste business.

Mr. Accetturo stated then they would get cut-off immediately if they did not pay, not months later, and all of our accounts started in January and end in December.

After much discussion, Mr. Accetturo stated that we could give them a year's contract with payments by ACH and if it all works out correctly, in January we can cancel that contract and reopen another.

Mr. Lohman stated as long as the payments were ACH the concern for this customer payments goes away.

The decision was that the tier would be prorated, but the most important feature on this account going forward was the ACH.

The entire Board agreed with this.

Mrs. Banghart stated that she was going to send them a contract to review, but they needed a motion for that.

Mr. Lohman stated that he would make the motion

Chairman Orcutt stated that he would second the motion.

ROLL CALL:	Mr. Accetturo	- Aye
	Mr. Larsen	- Absent
	Mr. Perez	- Aye
	Mr. Lohman	- Aye
	Chairman Orcutt	- Aye

#### PUBLIC COMMENTS (AGENDA ITEMS ONLY)

none

#### GENERAL COUNSEL

none

OTHER BUSINESS

none

CLOSING PUBLIC COMMENTS

none

ADJOURNMENT

Chairman Orcutt asked if there was a motion to adjourn.

Mr. Accetturo stated that he would make a motion to adjourn.

Mr. Perez stated that he would second the motion.

Chairman Orcutt stated, all in favor, say aye.

Chairman Orcutt asked if any opposed, then stated, motion granted unanimously.

***\*\*Meeting was adjourned at approximately 11:38 am***

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Respectfully submitted by:

Mariann Cliff  
Recording Secretary

Approved: