

POLLUTION CONTROL FINANCING AUTHORITY
OF WARREN COUNTY

MINUTES OF REGULAR MONTHLY MEETING

August 28, 2023

Chairman Walter Orcutt called the regular monthly meeting of the Pollution Control Financing Authority of Warren County to order at approximately 9:33 AM.

Authority Members present: Walter Orcutt, Rob Larsen, and Alex Lazorisak.

Mr. Orcutt asked to call the Monday August 28, 2023, PCFA meeting to order, please call the roll.

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

Also present: James Belden, Asset Management Covanta; Mike Thomas LSRP, WSP; Brian Tipton, General Counsel; Jonathan Knittel, Director of Operations; Jamie Banghart, Assistant Director and Mariann Cliff Administrative Assistant.

The Pledge of Allegiance was led by Vice Chairman Orcutt.

Mr. Orcutt read the following statement: "Adequate notice of this meeting of August 28, 2023 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

Mr. Orcutt stated that they had the regular monthly minutes from the July 24, 2023.

Mr. Lazorisak stated that he had to abstain.

Mr. Orcutt stated that they would skip that and do it at the next meeting.

CORRESPONDENCE

Mr. Orcutt stated that correspondence was next.

Mr. Knittel stated that correspondence 1 & 2 were a pair, C-1 was the solid waste facility permit modification from the DEP, to modify our permit to accept PDM for shaping the landfill in preparation for the capping activities which, have already started, and will continue into 2024. That came from Bureau Chief Anthony Fontana.

Mr. Knittel continued with stating that C-2 goes along with it, it was the Rebco contract. Rebco was a hauling contractor, and we used their same contract from last year. We used them for the same type of project last year and then we red-lined a couple of date changes.

Mr. Tipton was kind enough to review the red lined content for them and that would go out in the next week or two to Rebco for their signature.

They would have it on file prior to September 12th which was a week after Labor Day and was the anticipated import start date for about 40 to 50 thousand yards of PDM for shaping the landfill.

As the Board may know, last year they brought in about 30,000 yards of PDM and they shaped the west slope and a good portion of the south slope. They have drone photos of that available for the Board members or the public, anyone who wants to see those photos of how that PDM works on the landfill to help shape it in preparation for capping.

C-2 would need a motion authorizing him to put the contract out to Rebco for their signatures. The key points in it would be the tonnage, one approved source from the NJDEP, which was the Newark Bay maintenance dredge project. This contract would stay open from September through the end of the year. They anticipate it would take about four weeks to bring that material in. The price per ton was not negotiated, it was the industry standard. They bumped the price for residential clean from \$6.00 per yard last year to \$7.00 per yard tipping fees including the trucking from the harbor. Those were the key points, volume, dates, and price per yard.

Mr. Lazorisak asked Mr. Tipton if he had looked at it. Mr. Tipton replied, yes.

Mr. Lazorisak stated that he would make a motion authorizing the Director to execute this contract. Mr. Larsen stated that he would second the motion.

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

PUBLIC COMMENTS (AGENDA ITEMS ONLY)

Mr. Orcutt asked if there were any public comments. Then stated that there were guests in the Board room today, and invited them to speak.

One gentleman stood up and introduced himself as James Belden Area Asset Manager for Covanta. Mr. Belden stated that they were there just to introduce themselves and give them a little update on where they were with the closure of the Covanta Resource recovery facility and to get feedback from the Board on how they would like the plan to go. Particularly any questions around structures or anything on-site that they would like to remain. As you know, the contract was for them to remediate the site by November of 2024. They were on schedule, but there may be some useful structures on site that the County would like to have stay. This was the time to alter the scope, it was now just going out for bid and he has 9 bidders. Right now, they were looking at it and so over the next month or two, they would decide on who was going to get the contract and finalizing the scope. So now would be the time to look closely at it and alter it if they would like to. They were talking about a 9-to-10-month actual project on-site, so they were trying to wrap this all up by December so they can get it done ahead of the projected November date.

Mr. Belden stated that they have their LSRP here from WSP and he invited the next gentleman to introduce himself.

Mr. Thomas introduced himself and stated that they were providing engineering and consulting services to Covanta to support them with the demo and remediation. They both asked if the Board had any questions for them.

Mr. Lazorisak stated that just so they were aware, the agreement was with Covanta and the PCFA but the County of Warren owns the property itself. There were items that the County was going to want left. There was also some concern with the sewer lines, Mr. Knittel and himself had spoken about that along with the wells.

Mr. Lazorisak stated that yes, he would like to sit down with both of them, and Mr. Orcutt and Mr. Knittel and go over the plans to see what they want to keep. Then draw up some type of agreement that they agree with whatever might be left.

Mr. Belden asked if they would like to engage in some conversation regarding the scheduling of that sit-down? They would need to get all materials together and come back for a meeting.

Mr. Lazorisak replied that was great and asked Mr. Belden to send them some open dates.

Mr. Orcutt asked if it could be scheduled after October first.

After some discussion about the site and what it contained, everyone agreed to get back together to discuss details.

It was also brought up that the County was also hiring an LSRP for their due-diligence.

Mr. Belden and Mr. Thomas left the Boardroom at approximately 9:51am.

FINANCE

Mr. Orcutt stated Mrs. Banghart was next with finance.

Mrs. Banghart stated that finances were pretty good, no outstanding arrears with haulers. Our income was up and the tonnage was still the same, no issues on that end.

They did move some money from one of the banks into Fulton, but, they have not moved to Valley yet. They have checks on order, and once they get them, they would move the money into Valley Bank.

Mr. Knittel stated that they had some phone calls and discussions with DCA which was a division of the NJDEP, regarding a previous budget that they submitted. They only got to the budget in June or July. They had some comments, and we addressed those comments. Also, Man Lee from Nisivoccia jumped in with us and they straightened out some issues that the DCA had questions about. With that in mind, he would like the finance committee to meet with Mrs. Banghart and himself, to get a full briefing, and then after finance they would also meet with the Capital committee and go over what they had learned from the State and from the auditor. There was good mix with some challenges, which they would get through with a good plan from the finance and capital committees.

Some discussion followed, outlining what the issues were, for those not on the finance committee. They outlined why the PCFA could not have any capital projects due to how cell 7 financing had been done.

Mr. Knittel stated, that what they needed to fix today, was to approve the resolution to re-adopt the budget that they already adopted last September and correct it to remove capital out of this year's budget and shift it to other sources.

Mrs. Banghart stated that it was to introduce it again and in September they would have to adopt it. Mr. Lazorisak asked who created this.

Mr. Knittel replied that the State creates this resolution, it was the exact same resolution that the Board passed last September. The only revision is taking the Capital resolution from \$1.8 million Total Unrestricted Net Position to \$0.00. Total Capital Appropriations are \$9.8 million. This was approved by the State and reviewed by our auditor.

More discussion regarding this resolution followed.

Mr. Lazorisak asked if they should take a step back and make a motion to pay the bills.

Mr. Lazorisak stated that he would make the motion.

Mr. Larsen stated that he would make a second.

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

On a motion by **Mr. Lazorisak**, seconded by **Mr. Larsen**, the following resolution was adopted by the Pollution Control Financing Authority of Warren County at a meeting held on *August 28, 2023*.

RESOLUTION
R-8-01-23
To Pay Bills – August 28, 2023

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. Larsen	- Yes
	Mr. Lazorisak	- Yes
	Mr. Orcutt	- Yes
	Mr. Perez	- Absent
	Mr. Accetturo	- Absent

We hereby certify Resolution to Pay Bills in the amount of \$ 2,171,582.40 to be a true copy of a resolution adopted by the Pollution Control Financing Authority of Warren County on the 28th day of August, 2023.

Mariann Cliff
Recording Secretary

Jonathan Knittel
Director of Operations

Approved: 8/28/23

Mr. Orcutt stated that they needed a motion to re-introduce the 2023 budget.

Mr. Lazorisak stated that he would make a motion authorizing the revised budget resolution that was put together by the State of New Jersey and the Auditors.
Mr. Larsen stated that he would make a second.

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

2023 AUTHORITY BUDGET RESOLUTION POLLUTION CONTROL FINANCING AUTHORITY OF WARREN COUNTY

R E S O L U T I O N

R-08-03-23

FISCAL YEAR: January 01, 2023 to December 31, 2023

WHEREAS, the Annual Budget for Warren County Pollution Control Financing Authority for the fiscal year beginning January 01, 2023 and ending December 31, 2023 has been presented before the governing body of the Warren County Pollution Control Financing Authority at its open public meeting of August 28, 2023; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$9,000,000.00, Total Appropriations including any Accumulated Deficit, if any, of \$9,000,000.00, and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$0.00; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$9,800,000.00 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$0.00; and

WHEREAS, the schedule of rents, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Warren County Pollution Control Financing Authority, at an open public meeting held on August 28, 2023 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the Warren County Pollution Control Financing Authority for the fiscal year beginning January 01, 2023 and ending December 31, 2023, is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Warren County Pollution Control Financing Authority will consider the Annual Budget and Capital Budget/Program for Adoption on September 25, 2023.

Daniel Perez

8/28/2023

(Secretary's Signature)

(Date)

Governing Body
Member:

Recorded Vote

Mr. Larsen	Aye
Mr. Lazorisak	Aye
Mr. Orcutt	Aye
Mr. Perez	Absent
Mr. Accetturo	Absent

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PERSONNEL

Mr. Orcutt asked about personnel. Mr. Knittel replied that there was nothing at this time.

PRESENTATIONS

Mr. Orcutt asked about presentations. Mr. Knittel replied that there was nothing at this time.

REPORTS

Mr. Orcutt asked if the personnel committee had any reports.

Mr. Orcutt asked if the clerk position was taken care of?

Mr. Lazorisak replied that it was taken care of months back with Mr. Perez. They both met with Mr. Knittel and Mrs. Banghart, who, had conducted interviews and made a recommendation to them.

There was a discussion regarding the position and the compensation among the Board members.

Mr. Knittel stated that Michelle Connors was decided to be the Account Clerk.

Mr. Lazorisak stated that the position would have a 2% increase to start, following a review again at the end of the year, which would be at 45 days, then again at 90 days and so would be eligible for another small increase.

Discussion followed regarding salary and beginning dates. Also, on the workload at present time and access to accounts.

The task sheets that were created were spoken about in detail.

Mr. Lazorisak make a motion recommending Michelle Connors to the position of Account Clerk with 2% increase effective immediately from her existing rate of pay.

Mr. Larsen stated that he would second the motion.

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

FACILITIES/RECYCLING

Mr. Knittel stated that the west slope cap project was complete. They do have a small change order in that project. It was the best change order that he has looked at in his life. They had some PDM that was left at the end of that project from when they shaped the west slope. They kept a small crew from Barbella on-site for about a week, and they placed the remaining PDM out of the pit, making room for the fresh PDM. Then the PDM was placed on the south slope. It runs the entire 14,00 feet on the lower portion of the slope. That PDM was immediately shedding storm water so the pay-back period on that change-order was literally a couple of rain-storms. They used mostly internal budget on that job because there were some un-spent sums on that west slope job. So, payment for next month will have a small change order in it that has an ROI of several months of rainfall shedding. Also, it was paid for by closure funds, not the PCFA's money. It also lowers the bid cost of the future cap job that would be up for bid later this year. That was the update on the west slope cap.

Mr. Knittel stated that for the permanent cap update, they had met with the engineers, and looked at the survey after they cleared brush and trees off the north slope. They discussed the shaping program

which included getting this PDM authorized, which they did. The drawings were at 95%, and the bid time-line was established based on the tasks that they had to do, in-house.

More discussion followed including meeting with the capital committee and their time-line.

Mr. Knittel stated that this was their time-line and it was based on things they had to do, which was to get that PDM in here, and get it curing. We save money on that project by using shaping material i.e. PDM, which will also bring in a revenue of around \$300K instead of importing shaping material. Also, recovering a little bit of airspace on the north slope. This was a difficult spot to get to but it was recoverable airspace that was worth significant amount of money.

Mr. Lazorisak requested an updated map of the west slope. Mr. Knittel replied ok, he would get him one.

Mr. Knittel stated that next, for the closure fund disbursement, he believes that Mrs. Banghart had a handout.

Mrs. Banghart replied that there was a handout in front of the Board members, it was labeled Tetra Tech.

Mr. Knittel stated that this was a good newsletter, they had the closure fund letter finalized. It goes through all the finances that they've spent, money out-of-pocket, that was eligible for reimbursement. Each expenditure was itemized, and it was certified by the licensed engineer as appropriate for closure fund reimbursement. That letter went to the Bureau chief on Friday and its total cash dollar amount was just over two million.

Mr. Lazorisak asked how the reimbursement worked, and a discussion ensued about yearly payments and the financial plan, and how it works withdrawing money from the closure fund.

Mr. Knittel explained in detail how the closure plan worked.

Mr. Knittel stated that the 20% retainage is still outstanding for cell 7 construction, Mr. Heber was still waiting on some things from Tomco.

Mr. Knittel stated that they had two FEMA projects: the FEMA IDA drainage repairs was the project that was underway. The sediment pond was 100% cleaned-out and excavated and it was draining much better, and would be able to handle future storms.

Tomco had been doing a decent job communicating with them at the bi-weekly meetings they have, and they have reassured them that they would be on track for the October 31st deadline. That would also be the State deadline.

Mr. Knittel stated that the retaining wall has been completed out front.

A discussion ensued regarding whether to leave the wall as-is, natural, or to paint and seal it. Mr. Knittel stated that he would get the cost of the different options to the Board.

Mr. Knittel stated that as of today they were at 44 inches of rainfall for this year and they were doing better than expected with reducing leachate generation. This was based on the west slope cap and the PDM being placed. The 44 inches was almost an annual rainfall.

Mr. Perez entered the Boardroom at approximately 10:07am.

Mr. Perez apologized for coming in late.

Mr. Knittel continued with the update on the leachate hauling. He stated that it was important because they had a County declaration for FEMA eligibility, which impacted us. The County sustained more damage than us, but the PCFA did receive some superficial damage to the portion of the new cell that did not have trash in it. Most of that damage was caused by an enormous amount of rainfall in a short period of time that physically moved stone downhill in the new cell that typically would be designed for a 1 in 25-year storm.

This storm was more than a 1 in 25-year storm event. So, they had some expenses to fix some erosion and move some stone back in place etc. PCFA filed both with the County and with FEMA. They successfully got the RPA (request for public assistance) in, in time for the September 9th deadline.

Mr. Lazorisak asked Mr. Knittel if he had gone over and sat with FEMA yet?

Mr. Knittel replied that he had bi-weekly meetings with them.

Mr. Knittel and Mr. Lazorisak had a brief discussion regarding a visit to FEMA who was at the library in Belvidere.

Mr. Knittel stated that Russell Reid picked up their pace with the leachate hauling after those major storm events. They were getting close to their 100,000 gallons per day contractual obligation during peak flow events. They were catching up, and within a few weeks they may be able to reduce their hauling rates.

For now, they have the pressure on Russell Reid to keep up as close as they can to about a 100,000 per day. They were currently taking out more than they were generating, leachate-wise. The storm events were so severe that they had to use some of the emergency lagoon storage areas. They need to be emptied back out. In a month and a half period, there was 27 inches of rain.

Mr. Lazorisak stated that he was not here last meeting and he will not dive too deep unless they were to go into executive session. He asked Mr. Tipton if they had resolved the issue with the leachate? Mr. Tipton replied that he was still waiting on some information from Mr. Knittel before confronting them on our ultimate damages.

A quick discussion led to a decision to speak about this more in an executive session.

Mr. Knittel stated that NJDEP was here several times in the months of July and August. They received a full annual inspection with solid waste and air. Both of the inspections went very well. The air inspection brought up some concerns by both us and the DEP on the Title V air permit. Julie Bethke from SCS was their contact between the PCFA and the State. Ms. Bethke has a plan, or time-line, for this project and has some phone calls set up with DEP. They have been waiting on a renewal and two modifications for almost three years with NJDEP / Air. Now that they were back from covid and have a full staff, they were starting to get through the backlog. They do have us on their radar and they have multiple renewals and modifications in front of them plus they were confused about cell expansion and about different things that we have changed in the past three years. They were going to have a group meeting with them to get them caught up.

Mr. Knittel stated that there would be some expenses involved in doing major upgrades to our Title V permit but it should not change the way that they operate at all. It was just a significant effort to sit down with them and resolve all their concerns and all our concerns on that antiquated Title V permit that we have.

Mr. Knittel stated that that clears up almost everything that they have. Waste disposal fee schedule has no changes. They have received several requests from contractors bidding on the Covanta demo job. They were estimating 500 tons of C&D that would be eligible for disposal. That was not the concrete or the asphalt.

A brief discussion regarding A-2 followed, they discussed what the rate schedule, for the amount of tonnage, and how many options they had within our pricing schedule.

Mr. Knittel stated that next was A-3, A-4 and A-5 were the recycling programs, electronics, tires and single stream. The only thing with single stream, A-5 this month they received multiple calls from NJDEP who does not have any jurisdictions over class-A recycling facilities. For some reason, they deem us as a class-A recycling facility. It was a carry-over from years past, when the recycling center was over at the Wayne Dumont building on route 519. Now that it is here, it was not a class A facility, we do not sort or separate anything here. We collect it and it gets picked up by a recycling facility.

Mr. Knittel stated that the PCFA needs to be removed from the County plan that currently lists us as a class A recycling facility, as we are just a drop-off location.

Mr. Lazorisak asked if that was part of the Solid Waste Management plan, from Dave Dech.

Mr. Knittel stated that yes, and we must get removed as a class-A, or we have to start doing a lot more paper-work.

There was much discussion about what the new requirements would be, if we had the manpower to complete the tasks and how to remove the PCFA from the class A facility status in the Solid Waste Management plan. They spoke about who this directive was from, and it was said that Lisa Moor in the NJDEP was the person who had contacted them.

There was some discussion also about other individual townships that may have been listed as class-A facilities and would possibly get the same treatment from NJDEP.

Mr. Perez asked if the landfill handles asbestos material and if there were any asbestos meters in the landfill. Mr. Knittel replied that their solid waste permit does not allow them to take asbestos, and they do not. Landfills are allowed to take asbestos, but our County plan does not have us taking asbestos.

A discussion ensued regarding the landfill's ability to take asbestos, what that would entail, and how it would affect the landfill. There would also be a concern with the safety aspect of that material and our workers. We would also have to monitor the paper trail and air quality with the NJDEP.

Mr. Orcutt asked if Mr. Knittel was finished. Mr. Knittel replied yes.

Mr. Orcutt asked to have the minutes approved since Mr. Perez was here.

Mr. Larsen stated that he would make a motion to approve the minutes.

Mr. Perez stated that he would second the motion.

ROLL CALL: Mr. Larsen - Yes
 Mr. Lazorisak - Abstain
 Mr. Orcutt - Yes
 Mr. Perez - Yes
 Mr. Accetturo - Absent

Mrs. Banghart asked if they needed a motion to approve, if Covanta calls for a contract rate for someone, or should they hold off on that?

Mr. Orcutt and Mr. Lazorisak replied no, they would hold off on that.

GENERAL COUNSEL'S REPORT

Mr. Orcutt asked for the General Counsel's report.

Mr. Tipton replied that he did not have anything for public.

OTHER

Mr. Orcutt asked if there was any other business.

EXECUTIVE SESSION

Mr. Orcutt asked for a motion to go into Executive session.

Mr. Lazorisak stated that he would make the motion.

Mr. Perez stated that he would second the motion.

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

**** Executive session began at approximately 10:25 am.**

**** Executive session ended at approximately 10:54 am.**

RESOLUTION

R-08-02-23

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. Perez

Seconded By: Mr. Larsen

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

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.

Recording Secretary
Mariann Cliff

Dated: 8/28/23

Mr. Orcutt stated that he would make a motion to return to the public meeting.

Mr. Perez stated that he would second the motion.

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

Mr. Lazorisak stated that he would make a motion authorizing the Director to send out to Russell Reid an extension letter for the one-year contract, after review and approval from Counsel.

Mr. Larsen stated that he would second the motion.

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

Mr. Orcutt asked if there was anything else to be discussed.

ADJOURNMENT

Mr. Orcutt asked for a motion to adjourn.

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

Mr. Perez stated that he would second that motion.

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

*****Meeting was adjourned at approximately 10:59 AM.***

Respectfully submitted by:

Mariann Cliff

Recording Secretary

Approved: