

Disclaimer

These minutes reflect the actions taken by the Commission during its June 12, 2009 meeting. Although these minutes have been approved by the Commission, no action authorized by the Commission during this meeting, as reflected in these minutes, shall have force or effect until ten (10) days, Saturdays, Sundays and public holidays excepted, after a copy of these minutes has been delivered to the Governor for review, unless prior to expiration of the review period the governor approves same, in which case the action shall become effective upon such approval. These minutes were delivered to the Governor on July 1, 2009.

PINELANDS COMMISSION MEETING  
Richard J. Sullivan Center  
Terrence D. Moore Conference Room  
15 Springfield Road  
New Lisbon, New Jersey

Minutes

**June 12, 2009**

Commissioners Present

Candace Ashmun, William Brown, Guy Campbell, Paul E. Galletta, John A. Haas, Robert Jackson, Daniel M. Kennedy, Stephen Lee, III, Edward Lloyd, Robert McIntosh, and Vice-Chairman, Norman F. Tomasello. Also present were Executive Director John C. Stokes, Deputy Attorneys General Valerie Haynes and Amy Donlon.

Commissioners Absent

Leslie M. Ficcaglia and Francis A. Witt

Vice-Chairman Tomasello called the meeting to order at 9:40 a.m.

Deputy Attorney General Donlon read the Open Public Meetings Act Statement.

Mr. Stokes called the roll.

The Commission and public in attendance pledged allegiance to the Flag.

Minutes

Vice-Chairman Tomasello presented the May 8, 2009 open and closed session Commission meeting minutes. Commissioner Galletta moved the adoption of the minutes. Commissioner Haas seconded the motion. The Commission adopted the minutes by a vote of 11 to 0.

Presentation on Years of Service

Vice-Chairman Tomasello presented Keith Carter with a Certificate of Appreciation for his 10 years of service to the Pinelands Commission.

Mr. Stokes personally thanked Mr. Carter for his 10 years of service to the Pinelands Commission. He noted that 10 years ago Mr. Carter started at the Commission as a file clerk. He said that over the years Mr. Carter earned promotions as an Applicant Service Representative and now serves as a Regulatory Programs Specialist for the Project Review Office.

Vice-Chairman Tomasello presented Eartha Williams with a plaque for her 20 years of service to the Pinelands Commission.

Mr. Stokes personally thanked Ms. Williams for her service to the Pinelands Commission and stated that 20 years ago Ms. Williams started at the Commission as a clerk typist and she now oversees the Commission's office service functions.

Vice-Chairman and the Commission congratulated both employees.

Committee Chairs' and Executive Director's Reports

Permanent Land Protection Committee Meeting

Commissioner Ashmun reported that the Permanent Land Protection Committee met on May 29, 2009 and adopted the minutes from the March 27, 2009 meeting.

Michael Catania of Conservation Resources, Inc. presented an update on the Pinelands Conservation Fund. The Committee granted final extensions for 10 projects and established a July 17, 2009 deadline for the return of grant agreements for four other projects. These are projects that are in negotiation and couldn't be completed by the earlier deadline. John Keenan of The Nature Conservancy gave a presentation regarding the Cape May County MUA Acquisition Fund. There is one last property that needs to be purchased which is outside of the pre-approved area. Commissioner Ashmun said that there is a resolution on the Commission's agenda today for consideration.

The Committee agreed to extend the agreement with the Green Acres office to administer the LPU program for an additional year. Under this agreement, the Commission reimburses Green Acres for up to \$15,000 of its administrative costs.

Susan Grogan presented an update on Pinelands Land Protection initiatives. This is a work-in-progress covering April, 2004 to May, 2009.

The Committee discussed possible FY10 work plan projects.

Personnel and Budget Committee Meeting

Commissioner Brown reported that the Committee met on June 4, 2009 and adopted the minutes from the April 9, 2009 meeting.

The Committee discussed the resolution To Authorize the Executive Director to Continue to Expends Funds for Fiscal Year 2010 at the Same Level of Expenditures as Fiscal Year 2009 Until the Adoption of the Fiscal Year 2010 Budgets. Mr. Stokes explained this is an annual resolution to permit spending at the same level until the new budgets are adopted. The Committee unanimously recommended Commission approval of the resolution.

The Committee discussed the resolution To Authorize the Executive Director to Expend an Additional \$15,000 for Legal Services. Mr. Stokes discussed the history of the procurement of legal services related to labor issues. He explained that there is some previously authorized money left; however, additional money is needed to cover upcoming costs of our labor counsel. The Committee unanimously recommended Commission approval of the resolution.

Mr. Stokes discussed the recommended new and continuing FY2010 Work Plan initiatives with the Committee.

The Committee was briefed on the FY2010 preliminary financial projections for the operating budget. Mr. Stokes highlighted certain areas of a preliminary budget and explained the current financial situation along with his recommendation for drawing from the fund balance. Donna Connor provided additional details and noted that the budgets will be reviewed in much more detail next month.

The Committee reviewed the check register and electronic funds transfer (EFT) disbursements for April and May 2009. Ms. Connor provided information on the checks and electronic fund transfers. Ms. Connor noted that there was a large check for land acquisition.

Michelle Russell reviewed the employee actions during April/May 2009 and noted another unpaid intern has begun at the Commission.

The Committee was given an update on Fenwick Manor renovations. Ms. Connor informed the Committee that HVAC system improvements are being considered. She added that approximately \$50,000 is due from the Building Authority and will likely be held in reserve for large building maintenance and improvement projects.

The Committee was given an update on application fees for April and May.

A closed session was held to discuss confidential items including several CWA and personnel related matters.

#### Special CMP Policy and Implementation Committee Meeting

Commissioner Lloyd reported that the CMP Policy and Implementation Committee held a Special meeting and met on May 27, 2009 and adopted the minutes of the May 4, 2009 meeting.

The Committee agreed not to defer its review of Management Area changes based on the EIA study.

The Committee made several recommendations regarding polygons in Atlantic County.

#### CMP Policy and Implementation Committee Meeting

Commissioner Lloyd reported that the CMP Policy and Implementation Committee met on May 29, 2009 and adopted the minutes of the April 24, 2009 meeting.

The Committee recommended the eligibility of one parcel for the LPU program.

The Committee received a presentation on the Joint Land Use Study for the combined military bases (McGuire-Dix-Lakehurst) and advanced a resolution of support to the Commission.

The Committee requested that a resolution be forwarded to the Commission, without recommendation, regarding the implementation of the 20% affordable housing set-aside element of A-500.

The Committee received comment on the draft Affordable Housing and PDC/Density rules.

The Committee reviewed potential work plan items for FY 2010.

#### Executive Director's Report

Mr. Stokes reported on the following items:

Mr. Stokes sent an e-mail to Commission members earlier this week recommending that the resolution implementing the 20% affordable set-aside for development (pursuant to A-500 which were amendments to the Fair Housing Act) not be considered today. Staff has been working with the Attorney's General Office on a number of legal questions regarding preliminary advice that the Commission had an obligation with regard to that Act. Deputy Attorneys General Haynes and Donlon will be discussing this matter in more detail with the Commission in closed session.

A Special CMP Policy and Implementation Committee meeting has been scheduled for June 17, 2009 at 9:30 a.m. at the Pinelands Commission office.

Staff is currently trying to schedule a meeting with the Pinelands Municipal Council Executive Committee to discuss some major policy initiatives that both the Commission and the PMC have been dealing with for some time. Staff will try to "piggyback" this meeting with either a P&I Committee meeting or a Public and Governmental Programs Committee meeting.

The audit of the Commission's financial statements for FY 2008 has been completed. A new audit team was dispatched to the Pinelands Commission and they have done an outstanding job. A post Audit Committee meeting has been scheduled for June 25 at 1:00 p.m. here at the Pinelands Commission office.

Mr. David Kutner has launched the Commission's initiative to identify and protect rare plant communities along Pinelands roads. A number of plant experts had been invited to sit down with staff on May 21 to begin an inventory of these rare plant communities. Mr. Stokes thanked the staff of the Pinelands Preservation Alliance (PPA) for their help in moving this project forward and also to the ecologists who are contributing their time to the project.

The annual seminar for local elected officials was conducted and held on May 28, 2009. Approximately 50 local officials were in attendance.

All Commissioners and staff's financial disclosure statements were filed on time.

The Commission received travel vouchers in its packets. These vouchers need to be submitted prior to June 30 so checks can be prepared and distributed.

Mr. Liggett reported on the following items:

Mr. Liggett met with Stockton State College officials on a number of occasions to assist in the College's master plan. The College is trying to finish its master plan in an expedited manner in order to bring it back to the P&I Committee.

Buena Borough received stimulus package funding of \$5.4 million to build its recharge facility. He said that they are active with the Commission's Regulatory Programs office to get the permitting done and they are looking for an early fall groundbreaking.

Staff continues to have discussions with municipalities on how to close landfills. DEP is sending out notices that municipal landfills should be closed. These discussions have occurred in Winslow Township and Estell Manor.

Mr. Horner reported on the following items:

There is an application for a proposed widening of the Atlantic City Expressway for a third west bound lane that would run from Route 73 to the Garden State Parkway.

There is another application for the reconstruction of an intersection in Burlington County on Hartford Road and Route 70.

On June 3, 2009, staff met with representatives of McGuire, Fort Dix and Lakehurst to discuss the prospects for entering into memoranda of agreement to streamline some of the projects for the joint military bases.

Staff recently met with representatives of both Cumberland and Camden Counties to discuss sitings for emergency communication towers which are governed by the regulations of the Comprehensive Management Plan (CMP) that limit the height of the towers in certain management areas in the Pinelands. These proposed towers are not part of the comprehensive plans that the Commission has approved over the years for wireless communication. Staff is working with both counties in an attempt to resolve and help them site those towers.

Wheaton Mills in Mays Landing, a major redevelopment project, continues to move forward. They have secured permission to demolish some of the existing buildings located on the site. The project raises numerous regulatory issues, not only with the Pinelands Commission, but also with other agencies. Staff met with DEP and the applicant in an attempt to reduce the number of redundant reviews of that application.

The prepacket that was submitted to the Commission earlier included a waiver of strict compliance in Shamong Township. A request was received that the Commission not act on this waiver today and this is why it is not on the agenda. The applicant has asked that they be given some time to consider their options.

Mr. Stokes indicated that the report on this application was not included in the Commission's meeting packet.

Mr. Stokes reintroduced staff member Robyn Jeney. He said that with some help from the Pinelands Commission's education assistance program, Ms. Jeney went back to school to earn her masters degree. He said that Ms. Jeney recently graduated from the University of Pennsylvania with a master's degree in environmental science. She also received the University of Pennsylvania's Institute for Environmental Studies award. This award is issued to one student each year that excels in grade point average, departmental activities and her field of study. Ms. Jeney has been with the Commission for 5 years and began as a junior applicant services representative and has received several promotions in this period. She now is a senior regulatory programs specialist in the project's support office. Mr. Stokes congratulated Ms. Jeney for her work and commitment to not only the Pinelands, but the Pinelands Commission.

Vice-Chairman Tomasello asked Mr. Horner if there was any application from the Department of Transportation to upgrade Route 206.

Mr. Horner replied no but that there is an application from the DOT to improve Route 72 to provide for two west bound lanes in case of an emergency evacuation of Long Beach Island. He said that they are proposing to add approximately two to three feet of pavement in certain areas along the west bound lane so that, in an emergency, they would convert the shoulder area into an evacuation lane.

Mr. Stokes stated that this would run from Long Beach Island to Route 539.

At this time Vice-Chairman Tomasello presented DAG Haynes with a plaque and indicated that DAG Haynes has been the Commission's attorney for 12 years and will be retiring this month.

Vice-Chairman Tomasello asked Mr. Stokes to read the inscription on the plaque.

Vice-Chairman Tomasello and the Commission thanked DAG Haynes for her work on the Commission.

Commissioner Lee asked Mr. Liggett if the P&G Committee could receive a copy of the draft Hammonton Sewer Study from USGS. He asked if there is any insight that the Committee didn't hear at its last Committee meeting.

Mr. Liggett replied that the essence of the study is that the soil on that particular site makes it very difficult for the ground to absorb the water. USGS is suggesting that a very careful job of analyzing the soils needs to be done beforehand. He said that this is why staff is trying to work with Buena Borough. He said that the staff is asking them to use some of the techniques noted in the Hammonton study to investigate their site. He said that a copy of the study will be forwarded to Commissioner Lee.

Commissioner Lee referred to bubble diagrams that were mentioned in the management report regarding T-mobile communication system plan. He asked if those diagrams imply that there will be an adequate level of coverage around the Pinelands.

Mr. Liggett replied that bubble diagrams are actually used to look at the environmental impacts around sites.

Commissioner Lee asked if this is the last information staff will receive prior to the public hearing.

Mr. Liggett stated that staff has reviewed the need for the towers and they have shown that the need is there and the Commission's consultant agreed to those needs. He said that staff is now dealing with the siting of those towers.

Mr. Stokes stated that he is not sure that T-Mobile's recommendations would provide complete coverage throughout the entire Pinelands Area.

Mr. Liggett stated that most of the coverage is road oriented.

Commissioner Lee referred to motorcycle events and said that he has heard that the time between the event and the approval is limited. He asked if there is anything that can be done to get the event organizers to submit the right information to staff so that the approvals can be far enough in advance of an event so it can be cancelled if it isn't going to be approved.

Mr. Horner stated that this is an ongoing problem and that most of the organizers of the events are volunteers so they tend to have difficulty getting staff comprehensive information to complete their application. He said that staff can contact the organizers of the events to try and encourage them to submit information to staff much earlier in the process.

Public Comment on Agenda Items

Their being no comments, Vice-Chairman Tomasello continued with agenda items.

Development Review Matters

Review of Public Development Projects

Mr. Stokes stated that Application Numbers 1981-0837.024, Cape May County Municipal Utilities Authority, 1981-1833.056, The Richard Stockton College of New Jersey, 1985-0619.011, Evesham Township, 1987-1159.045, Township of Stafford, 1988-0144.004, Township of Manchester, 1991-0836.051, Naval Air Engineering Station, Lakehurst, 1995-1213.009, Stafford Township Water and Sewer Utility Department, 1997-0257.002, New Jersey Turnpike Authority, 2006-0160.002, New Jersey Department of Military and Veterans Affairs, and 2009-0069.001, Borough of Berlin, are applications for public development recommended for approval with conditions.

Mr. Stokes stated that Mr. Charles Norkis, Executive Director of the Cape May County MUA, George Betts, the MUA Chairman, and other representatives from the MUA are present today regarding the Cape May County MUA application. He said that this project is for the expansion of the existing Cape May County landfill. He said that if the Commission has any questions regarding the application they will be happy to answer them.

Commissioner Ashmun asked if this is for expansion of the landfill.

Mr. Stokes replied that it is the final expansion of the landfill.

Commissioner Haas moved the adoption of the Resolution Approving With Conditions Applications for Public Development (Application Numbers 1981-0837.024, 1981-1833.056, 1985-0619.011, 1987-1159.045, 1988-0144.004, 1991-0836.051, 1995-1213.009, 1997-0257.002, 2006-0160.002 & 2009-0069.001) (See Resolution #PC4-09-30 attached).  
Commissioner Lee seconded the motion.

The Commission adopted the resolution by a vote of 11 to 0.

Commissioner Brown asked if the same ratio will apply to acquisition money to be spent in Cape May County.

Mr. Stokes replied to the extent that the funds are used for land acquisition staff will be ensuring that 8 percent is spent in Cape May County. He said that, in the original program, the amount of funds expended in Cape May County actually exceeded that percentage.

Other Development Review Matters

Mr. Stokes stated that there were three PDC letters of interpretation issued this month allocating 1.85 PDCs to a total of 95.9 acres. There was one letter of interpretation issued this month

dealing with the presence or absence of wetlands. There were also 5 recreational permits issued this month.

Other Resolutions of the Commission

Mr. Stokes presented the Resolution To Authorize the Executive Director to Expend an Additional \$15,000 for Legal Services. (See Resolution #PC4-09-31 attached). This is for the Commission's labor counsel.

Commissioner Lloyd moved the adoption of the resolution. Commissioner Campbell seconded the motion. The Commission adopted the resolution by a vote of 11 to 0.

Mr. Stokes presented the Resolution To Authorize the Executive Director to Continue to Expend Funds for Fiscal Year 2010 at the Same Level of Expenditures as Fiscal Year 2009 until the Adoption of the Fiscal Year 2010 Budgets. (See Resolution PC4-09-32 attached).

Mr. Stokes indicated that it is likely that the budget next year will be less than the projected expenses for this year by perhaps 5% or more. He said that staff is still sorting through the final budget recommendations with the Personnel and Budget Committee. He said that he had a brief conversation with Commissioner Lee and said that it is in everyone's interest to ensure that, during this interim period before the budget is presented to the Commission, we be very conservative in our expenditures and don't undertake new initiatives because it is likely that the overall budget will be lower.

Commissioner Jackson moved the adoption of the resolution. Commissioner Lloyd seconded the motion. The Commission adopted the resolution by a vote of 11 to 0.

Mr. Stokes presented the Resolution Determining the Eligibility of Parcels of Land for Acquisition by the Department of Environmental Protection Pursuant to the Limited Practical Use Program (See Resolution #PC4-09-33 attached).

Commissioner Ashmun moved the adoption of the resolution. Commissioner Campbell seconded the motion. The Commission adopted the resolution by a vote of 11 to 0.

Mr. Stokes presented the Resolution To Approve a Request by The Nature Conservancy to Purchase a Property Outside the Pre-Approved Acquisition Areas for the Cape May County MUA Land Acquisition Funds (Simon #2). (See Resolution #PC4-09-34 attached).

Mr. Stokes stated that the Commission has a contract with The Nature Conservancy through which the Commission provides funding to acquire properties. They are obligated to supplement that funding. They have been working under this contract for 10 years. The Commission previously authorized The Nature Conservancy to purchase property outside of the pre-approved acquisition areas. The Nature Conservancy has an opportunity to purchase one last property which would close out the Commission's contract.

Mr. Liggett said that the contract includes a specific map of approved acquisition areas. He said that the Commission previously authorized them to move slightly beyond that map area to buy a couple of properties. He said that they are now asking for the authority to buy one final property.

Commissioner Ashmun moved the adoption of the resolution. Commissioner Galletta seconded the motion. The Commission adopted the resolution by a vote of 11 to 0.

Mr. Stokes presented the Resolution Endorsing the April 2009 Joint Land Use Study for Joint Base McGuire-Dix-Lakehurst (See Resolution #PC4-09-35 attached).

Mr. Stokes stated that the CMP Policy and Implementation Committee received a briefing on this matter at its last meeting. He said that the staff is asking that the Commission endorse this resolution and agree to participate in the ongoing consultation and coordination relative to the land use study.

Mr. Liggett said that Ms. Grogan has been serving on the committee. He said that the study covers a variety of things, noting that this is more of a process. He stated that staff is recommending that the process continue and that Mr. Stokes be given the authority to attend or to appoint someone to attend these coordination meetings. He said that staff is committed to work on zoning, land acquisition, and to try and provide better protection from noise.

Mr. Stokes stated that there are several notable areas that require a little more examination-one being the construction standards that can buffer development from noise impacts. He said that noise-related construction standards are permissible surrounding civil airports but not military airports, at least in New Jersey. He said that staff feels construction standards need to be established. Commissioner Lee offered some thoughts about reconfiguring flight patterns and they have agreed to look into that. Staff is also working with Jackson Township on some zoning issues to the north of the Lakehurst facility.

Mr. Liggett stated that it is very important to the municipalities that they have an ongoing relationship with the bases because the bases are making on-base land use decisions that affect the surrounding communities.

Commissioner Haas moved the adoption of the resolution. Commissioner Kennedy seconded the motion. The Commission adopted the resolution by a vote of 10 to 0. Commissioner Ashmun was not present for the vote.

Commissioner Lee referred to noise levels and said that it turns out that the noise from the runway at Lakehurst is not as much as a blender.

#### Ordinances Not Requiring Commission Action

Mr. Stokes said that there are no ordinance amendments not requiring Commission action.

Public Comment on any Matter Relevant to the Commission's Statutory Responsibilities  
Other Agenda Items

Mr. Fred Akers, Great Egg Harbor River Association, stated that the ORV bill, A-823 and S-2055 has been making some progress. He said that this bill, which is important for the Pinelands, could be near to completion but that individuals are trying to kill it as it goes forward. He said that the bill passed through the Assembly Committee and was passed through the Senate Environmental Committee recently, but then suddenly it got referred to the Appropriation Committee. He said that this bill may or may not be approved. He said that there is another bill to reauthorize the Garden State Preservation Trust and reported that he went to a rally. He said that this is another bill that could have significant bearing on the Pinelands. He referred to the Environmental Integrity Assessment (EIA) and stated that a lot of time and effort has been spent on this project. He suggested a way to streamline this project is to take the wetlands that have been identified as being of high integrity and apply a 300 foot buffer which would eliminate a lot of issues and also streamline the process.

Other Agenda items

Presentation on the Scenic Byway by Taintor & Associates

Mr. Stokes stated that the Pinelands Scenic Byway initiative has reached a major milestone. He asked Barry Brady, the Commission's project manager, to introduce the Commission to the presentation today.

Mr. Brady stated that one of the initiatives that derived from the Rural Economic Development Program initiated by the Commission about 6 years ago was development of a scenic byway for the Pinelands in order to help promote environmentally compatible tourism and to help provide some revenue to the Townships in the core of the Pine Barrens. The scenic byway was eventually designated by the State Department of Transportation in late 2005. He said that he, with the help of staff member Ms. Piner, developed the designation nomination. One of the requirements, once a byway is designated, is to develop a Corridor Management Plan to provide for the oversight of the byway. Consequently, the Commission received a grant from the state to develop the Corridor Management Plan. Through the grant, Taintor and Associates was hired to develop the Corridor Management Plan. Ms. Juliet Walker, vice president of Taintor and Associates, will present the plan to the Commission today.

Ms. Walker, through a power point presentation, provided the Commission with some background information for the project. She stated that the participants in the project consisted of the Pinelands Commission, New Jersey Department of Transportation, Heritage Trail Committee, consultants and stakeholders. She noted that the Heritage Trail Committee was made up of different municipalities and counties in the Pinelands who met on a regular basis throughout the two years of the project. She said that many of these individuals will participate on the task force to implement this project. She described a scenic byway as a road or a corridor that has special qualities that the local communities believe are important enough to designate is a tool for preserving the qualities that make it special. She said that it is also a tool for economic

development that is compatible with the character of that roadway. She said that scenic byways are recognized and designated at both the state level, as well as at the federal level. Ms. Walker indicated that the Scenic By-way runs 130 miles and is within 16 municipalities in the Pinelands Area. She described the northern loop, the central section and southern loop of the byway. She indicated that intrinsic qualities, including natural, recreational, historic and cultural qualities, are represented along the Byway. Finally, she described the next steps. (See presentation attached).

Commissioner Ashmun asked about coordination with either the Crossroads Heritage areas or the Coastal Heritage Trail. It seems to her that coordination is going to be critical. She said that it is important that these three programs mesh in some way.

Ms. Walker concurred.

Mr. Brady said that this is one of the specific tasks addressed in the development of the Corridor Management Plan.

Commissioner Haas asked if the By-way will eventually also be a bikeway.

Ms. Walker replied that this was not specifically recommended. She said that there are bikeways along some of the routes now. She said that acknowledging where these routes can be accessed is important.

Commissioner Lee said that the report seeks to eliminate the gaps in bicycle and pedestrian connectivity and he applauds this. He said that implementation is really important and someone needs to quarterback that. He said there is currently no standard for bicycle trails or maintenance of bicycle paths. He said just as the Commission is going to identify rare plants along roads, it should also identify spots where there is no pedestrian and bicycle connectivity and encourage the agency doing the road work to think about providing that extra two feet of pavement.

Commissioner Haas concurred with Commissioner Lee's comments.

Ms. Walker said that this is a good opportunity for coordination at the local, regional and state level, and using this plan as the basis.

Mr. Stokes asked Ms. Walker to comment on how the By-way might be extended to the north or other areas.

Ms. Walker stated that there is certainly opportunity to connect to the north. The Commission can move forward with the plan recommendations for the southern portion and move forward with designating an addendum to the By-way. She said that a lot of the recommendations in this plan would apply just as well to a northern route as they would to a southern route. She said that more research would need to be done on some of the specifics of that northern portion in terms of transportation and traffic and safety. She said there is some difference in terms of natural resources and qualities that might be highlighted.

Mr. Stokes stated that the Commission has played a principal role in identifying the initial routing, seeking the grant, and administering the grant and the like. At this point, his understanding is that the Commission will be passing that responsibility to the By-Way Committee. This is not to say that the Pinelands Commission will not be supporting the By-Way Committee, but its role will be much different than it has in the past.

Commissioner Haas asked if the money came from the National Park Service.

Mr. Stokes replied no and stated that the Commission received a federal grant that was supplemented with a DOT grant. The Commission contributed in-kind services.

Vice-Chairman Tomasello thanked Ms. Walker for her presentation.

Commissioner Ashmun asked for a copy of the plan.

Mr. Brady said he will get Commissioner Ashmun a copy of the plan.

#### Closed Session Resolution

DAG Donlon read a resolution to retire into closed session to discuss Attorney General Client matters and personnel matters.

Commissioner Lee moved to retire into closed session. Commissioner Brown seconded the motion. The Commission agreed to retire into closed session by a vote of 11 to 0.

#### Return to Open Session

Vice-Chairman Tomasello reopened the public portion of the meeting.

DAG Haynes stated that the Commission discussed in closed session implementation of statutory changes related to fair housing and also issues related to negotiations with CWA. She said that there will be no action taken at this time.

#### Adjournment

Commissioner Haas moved to adjourn the meeting. Commissioner Galletta seconded the motion. The Commission agreed to adjourn the meeting at 12:40 p.m.

Certified as true and correct:

\_\_\_\_\_

Date: \_\_\_\_\_

Nadine B. Young,  
Executive Assistant to the Commission