

**MINUTES OF THE
NATURAL LANDS TRUST MEETING
June 17, 2011
12:00 PM**

Office of Natural Lands Management, Trenton, New Jersey

Chairman Catania called the meeting to order at 12:06 PM and roll was taken. A quorum of trustees was present. At least one of the trustees was a state governmental representative. The Open Public Meetings Act notice was read as follows: Notice of the date, time, location and agenda, to the extent known, was forwarded to three newspapers of general circulation, and provided to the Secretary of State in accordance with the Open Public Meetings Act.

In attendance were:

Michael Catania, Chairperson
James Hall, Vice Chairperson
Theresa Lettman, Trustee/Secretary-
Treasurer
Adrienne Kreipke for the State Treasurer,
Trustee
Emile DeVito, Trustee, arrived at 1:04 PM
via telephone

Steve Eisenhauer, Trustee
Ed Mulvan, for Amy Cradic, for the
Commissioner of DEP, Trustee
Judeth Yeany, Trustee
Jean Reilly, DAG, Trust Counsel
Robert J. Cartica, Executive Director
Martin Rapp, Trust Staff
Cari Wild, Trust Staff

Absent were:

Thomas Gilmore, Trustee
State House Commission representative (not appointed)
DEP Trustee (not appointed)

Guests

Rosa Yoo, New Jersey Forest Service
Mike Drake, New Jersey Forest Fire Service

General Public Comment: None

Financial Report: Mr. Cartica outlined the Statements of Financial Position for the quarter ending March 31, 2011. Ms. Kreipke motioned to approve the Statements of Financial Position, Mr. Hall seconded the motion, and by unanimous vote, the statements were approved.

The **March 25, 2011 minutes** were reviewed. Mr. Hall motioned to approve the minutes. Mr. Eisenhauer seconded the motion, and by unanimous vote the minutes were approved with Mr. Mulvan abstaining.

Unfinished Business:

Mr. Catania provided the Board with a report on the status of remediation activities at **Petty's Island, Pennsauken Township, Camden County**, and reiterated that the William Penn

Foundation may be willing to provide funding toward the design of the cultural and education center as well as kiosks and other interpretive applications. He also presented a map depicting a conceptual vision for future interpretive, recreational and restoration activities on Petty's Island and the CCMUA mainland parcel, and expressed interest in holding another stakeholder meeting on the conceptual vision map. Mr. Hall motioned to approve the conceptual vision map for Petty's Island, Mr. Mulvan seconded the motion, and by unanimous vote, the conceptual vision map was approved.

Ms. Wild presented the Request for Proposals (RFP) regarding the development and implementation of at least 12 educational/interpretive programs at Petty's Island occurring on average once monthly. The Board expressed that this RFP should include a volunteer management component of approximately 50 hours to provide assistance with trail establishment/maintenance. In addition, the Board suggested that the Trust conduct a pre-bid conference on Petty's Island. Ms. Kreipke motioned to approve the RFP subject to clarifications related to trail maintenance and a pre-bid conference, Mr. Hall seconded the motion, and by unanimous vote, the RFP was approved.

New Business:

The **2010 Trust Annual Report** was discussed. Although not yet enacted, there is pending legislation that will require, when feasible, any State department or agency required by law to submit a periodic report to the Governor, the Legislature or certain legislative officials to submit that report electronically. The report will be submitted in electronic format to the Governor and New Jersey Legislature. The report is posted on the Trust's website: www.njnlt.org.

The **Amended Calendar Year 2011 Budget** was discussed. Mr. Cartica presented an amendment to the 2011 Budget to address the need for a new vehicle for the Trust's Land Manager. After discussion, it was determined that this agenda item should be tabled pending a decision by the Department of Treasury regarding an RFP to contract out some or all Central Motor Pool and Department of Transportation fleet maintenance and management.

At this point, Mr. DeVito joined the meeting by telephone at 1:04 PM.

The Board considered the **Proposal by New Jersey Forestry Services for Southern Pine Beetle (SPB) Suppression on Trust Preserves**. Mr. Hall motioned to authorize SPB suppression activities on Trust preserves to address active heads through the Cut-and-Leave method provided that: (1) crews will only use hand equipment, (2) no new roads will be constructed, and (3) Trust staff will be notified before work begins at a Trust preserve. If any proposed suppression activities go beyond these limitations, such activities must be authorized by the Trust's Executive Director after his consultation with the Chair. Mr. Eisenhower seconded the motion, and the motion was approved by a vote of 7 to 1 with Ms. Lettman voting No.

Ms. Yeany indicated that she would recuse herself from the next two agenda items and left the room at 2:00 PM.

The Board considered the **Walkkill River-Iovino/GA, Land Management Assignment Offer in Ogdensburg Borough, Sussex County**. Mr. Hall motioned to accept the Land Management Assignment Offer. Ms. Lettman seconded the motion, and the offer was accepted by a vote of 7 to 0.

The Board considered the **Bear Creek-Borino/GA, Land Management Assignment Offer in Frelinghuysen and Allamuchy Townships, Warren County**. Mr. Hall motioned to accept the Land Management Assignment Offer provided that all structures are subdivided from the property prior to acquisition. Ms. Lettman seconded the motion, and the offer was accepted by a vote of 7 to 0.

Ms. Yeany returned to the room at 2:07 PM

Closed Session Resolution

DAG Reilly read a resolution to retire into closed session to discuss litigation matters (Alcatel-Lucent and General Permit 23 and Water Quality Certification File No. 0300-10-0004.1). Mr. Hall moved to retire into closed session. Ms. Lettman seconded the motion, and the Board voted unanimously to retire into closed session. Because the Pinelands Preservation Alliance and New Jersey Conservation Foundation may be involved in some of the litigation to be discussed, Ms. Lettman and Mr. DeVito recused themselves. Ms. Lettman left the room, and Mr. DeVito left the meeting at 2:07 PM.

Return to Open Session

Mr. Catania reopened the public portion of the meeting at 2:19 PM. Ms. Lettman returned to the room. Mr. Catania advised that the Board's next meeting is scheduled on September 23, 2011.

Ms. Kreipke motioned for the meeting to be adjourned. Ms. Yeany seconded the motion, and by unanimous vote the meeting was adjourned at 2:20 PM.

Respectfully submitted,



Theresa Lettman
Secretary/Treasurer

**EXECUTIVE SESSION MINUTES OF THE
NATURAL LANDS TRUST MEETING**

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Office of Natural Lands Management,
Trenton, New Jersey

DAG Reilly briefed the Board regarding the status of the potential litigation by Alcatel-Lucent related to its proposal to access the Black Meadows Preserve for purposes of undertaking remediation. DAG Reilly indicated that Alcatel-Lucent was under no time constraints and had requested that the New Jersey Office of the Attorney General review the DEP Site Remediation Program's determination that it is not necessary for there to be a Deed Notice.

DAG Reilly also briefed the Board regarding the permit appeal filed, or to be filed, by the Pinelands Preservation Alliance and New Jersey Conservation Foundation regarding the General Permit 23 issued to Lee Brothers Inc. on February 28, 2011. DAG Reilly advised that, at the request of DEP, the Permittee had transferred the requisite Pinelands Development Credits to the DEP and not to the Trust.

DAG Reilly reminded the Board members of the Ethics Guidelines and the need to recuse themselves from matters where there exists a potential conflict of interest.

On the motion of Mr. Hall and seconded by Mr. Mulvan, the Board reconvened in public session at 2:19 PM.