



RESOLUTION OF THE NEW JERSEY PINELANDS COMMISSION

NO. PC4-22- 01

TITLE: Approving With Conditions an Application for Public Development and Certificate of Appropriateness (Application Number 1990-0421.013)

Commissioner Lloyd moves and Commissioner Lohbauer seconds the motion that:

WHEREAS, the Pinelands Commission has reviewed the Public Development Application Report and Certificate of Appropriateness and the recommendation of the Acting Executive Director that the following application be approved with conditions:

1990-0421.013

Applicant: Atlantic County & Hamilton Township
Municipality: Hamilton Township
Management Area: Pinelands Regional Growth Area
Date of Report: December 22, 2021
Proposed Development: Replacement of two existing water control slide gates

WHEREAS, no request for a hearing before the Office of Administrative Law concerning the Acting Executive Director’s recommendation has been received for this application; and

WHEREAS, the Pinelands Commission hereby adopts the Conclusion of the Acting Executive Director for the proposed development; and

WHEREAS, the Pinelands Commission hereby determines that the proposed public development and Certificate of Appropriateness both conform to the standards for approving an application for public development set forth in N.J.A.C. 7:50-4.57 and the standards for approving a Certificate of Appropriateness set forth in N.J.A.C. 7:50-6.156 if the conditions recommended by the Acting Executive Director are imposed; and

WHEREAS, pursuant to N.J.S.A. 13A-5h, no action authorized by the Commission shall have force or effect until ten (10) days, Saturdays, Sundays and public holidays excepted, after a copy of the minutes of the meeting of the Commission has been delivered to the Governor for review, unless prior to expiration of the review period and Governor shall approve same, in which case the action shall become effective upon such approval.

NOW, THEREFORE BE IT RESOLVED that Application Number 1990-0421.013 for public development and a Certificate of Appropriateness is hereby **approved** subject to the conditions recommended by the Acting Executive Director.

Record of Commission Votes

	AYE	NAY	NP	A/R*		AYE	NAY	NP	A/R*		AYE	NAY	NP	A/R*
Avery	X				Lettman	X				Meade				A
Christy			X		Lloyd	X				Pikolycky	X			
Higginbotham	X				Lohbauer	X				Quinn			X	
Irick	X				Matos	X								
Jannarone			X		McCurry	X								

*A = Abstained / R = Recused

Adopted at a meeting of the Pinelands Commission

Date: January 14, 2022

Susan R. Grogan

Laura E. Matos

Susan R. Grogan
Acting Executive Director

Laura E. Matos
Chair



State of New Jersey

THE PINELANDS COMMISSION

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PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

General Information: Info@pinelands.nj.gov
Application Specific Information: AppInfo@pinelands.nj.gov

RICHARD PRICKETT
Chairman

SUSAN R. GROGAN
Acting Executive Director

December 22, 2021

Peter J. Miller, Administrator (via email)
Hamilton Township
5101 13th Street
Mays Landing, NJ 08330

Douglas DiMeo (via email)
Atlantic County
1333 Atlantic Avenue
Atlantic City, NJ 08401

Re: Application # 1990-0421.013
Block 730, Lots 5.01 & 5.02
Hamilton Township

Dear Applicants:

The Commission staff has completed its review of this application for the replacement of two water control slide gates associated with an existing powerhouse building located on the Lake Lenape Dam. The powerhouse building was previously utilized to generate hydroelectric power. Enclosed is a copy of a Public Development Application Report. On behalf of the Commission's Acting Executive Director, I am recommending that the Pinelands Commission approve the application with conditions at its January 14, 2022 meeting.

Any interested party may appeal this recommendation in accordance with the appeal procedure attached to this document. If no appeal is received, the Pinelands Commission may either approve the recommendation of the Acting Executive Director or refer the application to the New Jersey Office of Administrative Law for a hearing.

Prior to any development, the applicant shall obtain any other necessary permits and approvals.

Sincerely,

Charles M. Horner, P.P.

Director of Regulatory Programs

Enc: Appeal Procedure

c: Secretary, Hamilton Township Planning Board (via email)
Hamilton Township Construction Code Official (via email)
Atlantic County Department of Regional Planning and Development (via email)
Amanda Mendoza (via email)
Darren Stanker (via email)
Hans Hasnay, PE (via email)



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Chairman
SUSAN R. GROGAN
Acting Executive Director

**PUBLIC DEVELOPMENT APPLICATION REPORT
AND CERTIFICATE OF APPROPRIATENESS**

December 22, 2021

Peter J. Miller, Administrator (via email)
Hamilton Township
5101 13th Street
Mays Landing, NJ 08330

Douglas DiMeo (via email)
Atlantic County
1333 Atlantic Avenue
Atlantic City, NJ 08401

Application No.: 1990-0421.013
Block 730, Lots 5.01 & 5.02
Hamilton Township

This application proposes the replacement of two water control slide gates associated with an existing powerhouse building located on the Lake Lenape Dam. Each slide gate is approximately 19.5 feet in width. The powerhouse building was previously utilized to generate hydroelectric power. The proposed development is located on the above referenced 5.08 acre parcel in Hamilton Township.

The applicant has indicated that the existing Lake Lenape Dam and the main spillway for that dam require rehabilitation. During rehabilitation of the main dam spillway, the proposed replacement of the two water control slide gates associated with a second spillway that directs water to the existing powerhouse building will provide an alternate method of controlling the lake level.

The powerhouse building still contains turbines, generators and internal piping. The applicant proposes the removal of this existing equipment and the renovation of the interior of the powerhouse building.

STANDARDS

The Commission staff has reviewed the proposed development for consistency with all standards of the Pinelands Comprehensive Management Plan (CMP). The following reviews the CMP standards that are relevant to this application:

Land Use (N.J.A.C. 7:50-5.28)

The proposed development is located in a Pinelands Regional Growth Area. The proposed replacement of two water control slide gates is permitted in a Pinelands Regional Growth Area.

Wetlands Standards (N.J.A.C. 7:50-6.6 & 6.13)

There are wetlands located within the project area. The CMP prohibits most development in wetlands and requires a buffer of up to 300 feet to wetlands.

The two proposed replacement water control slide gates will be located within wetlands and the required buffer to wetlands. The proposed replacement of the water control slide gates will result in the disturbance of approximately 0.005 acres of wetlands. The CMP permits linear improvements, such as dams, in wetlands and the required buffer to wetlands provided an applicant demonstrates that certain conditions are met. The applicant has demonstrated that there is no feasible alternative to the proposed replacement of the two water control slide gates that does not involve development in wetlands and the required buffer to wetlands or that will result in a less significant adverse impact to wetlands. In addition, the proposed replacement of the two water control slide gates will not result in a substantial impairment of the resources of the Pinelands. With the conditions recommended below, all practical measures will be taken to mitigate the impact on wetlands and the required buffer to wetlands. The proposed replacement of the water control slide gates is necessary to provide for the future rehabilitation of the main dam spillway. The applicant has demonstrated the need for the proposed replacement of the two water control slide gates overrides the importance of protecting the concerned wetlands.

The proposed wetlands disturbance requires a Freshwater Wetlands Permit under the New Jersey Freshwater Wetlands Protection Act.

Vegetation Management Standards (N.J.A.C. 7:50-6.23 & 6.26)

The proposed development will be located within an existing developed area and open water. The proposed soil disturbance is limited to that which is necessary to accommodate the proposed development.

Cultural Resource Standards (N.J.A.C. 7:50-6.151)

The Lake Lenape Dam is located in the Mays Landing Historic District. The dam and the powerhouse building were constructed in the 1920's to provide hydroelectric power to a nearby cotton mill.

Based upon its listing in the National and State Registers of Historic Places, the Mays Landing Historic District is designated by the Pinelands Commission as an historic resource of significance to the Pinelands. The cultural resources standards of the CMP (N.J.A.C. 7:50-6.156(a)2 and 4) require that a Certificate of Appropriateness be issued by the Pinelands Commission when development proposed by a County agency will involve a Commission designated historic resource (N.J.A.C. 7:50-6.154).

The CMP provides that a Certificate of Appropriateness shall not be required for routine repair or maintenance. The proposed replacement of the two water control slide gates does not constitute routine repair and maintenance. The CMP also provides that a Certificate of Appropriateness shall not be required for interior building renovations unless the interior has been expressly designated as a resource of significance to the Pinelands. The applicant proposes the renovation of the interior of the powerhouse

building. The interior of the powerhouse building is designated as a resource of significance to the Pinelands.

A Certificate of Appropriateness is required for both the proposed replacement of the two water control slide gates and the interior renovations of the powerhouse building.

The standards for a Certificate of Appropriateness (N.J.A.C. 7:50-6.156(c)) identify the treatment that will be required for the resources from among the following three alternatives:

- Preservation in place, if possible;
- Preservation of the resource at another location if preservation in place is not possible; or
- Recordation, if neither of the other alternatives is possible.

The Commission staff has determined that recordation is the appropriate treatment required for this application. It is recommended that the Pinelands Commission issue a Certificate of Appropriateness requiring recordation of the resource consistent with the Secretary of Interior's Standards and Guidelines for Archeology and Historic Preservation.

By email dated March 12, 2021, the New Jersey Department of Environmental Protection determined that recordation is the appropriate treatment for the Lake Lenape Dam slide gate replacement and renovation/removal of the interior components of the powerhouse building. Condition one of the March 12, 2021 email specified the information that must be submitted to the New Jersey Department of Environmental Protection, State Historic Preservation Office in the recordation documentation.

PUBLIC COMMENT

The CMP defines the proposed development as "minor" development. The CMP does not require public notice for minor public development applications. The application was designated as complete on the Commission's website on November 30, 2021. The Commission's public comment period closed on December 10, 2021. No public comment was submitted to the Commission regarding this application.

CONDITIONS

1. Except as modified by the below conditions, the proposed development shall adhere to the plan, consisting of 16 sheets, prepared by WSP USA, Inc. and dated as follows:
 - Sheets 1 & 5 - dated May 11, 2020, revised to August 12, 2020
 - Sheets 2 - 4 & 6 - 11 - dated May 11, 2020, revised to October 9, 2020
 - Sheets 12 - 16 - dated October 5, 2020, revised to October 9, 2020.
2. Disposal of any construction debris or excess fill may only occur at an appropriately licensed facility.
3. Prior to any development, the applicant shall obtain any other necessary permits and approvals.
4. Prior to the construction of any portion of the proposed development which will result in

the disturbance of any wetland area, a Freshwater Wetland Permit shall be obtained pursuant to the New Jersey Freshwater Wetlands Protection Act.

5. Appropriate measures shall be taken during construction to preclude sedimentation from entering wetlands and shall be maintained in place until all development has been completed and the area has been stabilized.
6. Prior to construction, a copy of a recordation report shall be provided to the Commission. The recordation report shall utilize the Secretary of Interior's Standards and Guidelines for Archeology and Historic Preservation. Submission to the Pinelands Commission of a copy of the recordation document addressing condition one of the New Jersey Department of Environmental Protection's March 12, 2021 email shall fulfill this requirement.

CONCLUSION

As the proposed development conforms to the standards set forth in N.J.A.C. 7:50-4.57, it is recommended that the Pinelands Commission **APPROVE** the proposed development subject to the above conditions.



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SHEILA Y. OLIVER
Lt. Governor

General Information: Info@pinelands.nj.gov
Application Specific Information: AppInfo@pinelands.nj.gov

RICHARD PRICKETT
Chairman
SUSAN R. GROGAN
Acting Executive Director

PINELANDS COMMISSION **APPEAL PROCEDURE**

The Pinelands Comprehensive Management Plan (N.J.A.C. 7:50-4.91) provides an interested party the right to appeal any determination made by the Acting Executive Director to the Commission in accordance with N.J.A.C. 7:50-4.91. An interested party is someone who has a specific property interest sufficient to require a hearing on constitutional or statutory grounds. Only appeal requests submitted by someone meeting the definition of an interested party will be transmitted to the New Jersey Office of Administrative Law for a hearing. Any such appeal must be made in writing to the Commission and received by the Commission's office no later than 5:00 PM on January 10, 2022 and include the following information:

1. the name and address of the person requesting the appeal;
2. the application number;
3. the date on which the determination to be appealed was made;
4. a brief statement of the basis for the appeal; and
5. a certificate of service (a notarized statement) indicating that service of the notice has been made, by certified mail, on the clerk of the county, municipal planning board and environmental commission with jurisdiction over the property which is subject of this decision.

Within 15 days following receipt of a notice of valid appeal, the Acting Executive Director shall initiate the procedures for assignment of an Administrative Law Judge to preside at the hearing pursuant to the Administrative Procedures Act, N.J.S.A. 52:14B-1 et seq., and the procedures established by the Office of Administrative Law. The time, date and location of such hearing shall be designated by the Office of Administrative Law.



RESOLUTION OF THE NEW JERSEY PINELANDS COMMISSION

NO. PC4-22- 02

TITLE: **Approving** With Conditions an Application for **Public Development** (Application Number 2010-0008.006)

Commissioner **Higginbotham** moves and Commissioner **Lohbauer** seconds the motion that:

WHEREAS, the Pinelands Commission has reviewed the Public Development Application Report and the recommendation of the Acting Executive Director that the following application for Public Development be approved with conditions:

2010-0008.006

Applicant:	City of Egg Harbor
Municipality:	Egg Harbor City
Management Area:	Pinelands Town
Date of Report:	December 17, 2021
Proposed Development:	Public park

WHEREAS, a public park was developed on the parcel without application to, and approval by, the Commission; and

WHEREAS, development of a public park on the parcel prior to application to, and approval by, the Commission constitutes a violation of the application requirements of the Pinelands Comprehensive Management Plan (CMP); and

WHEREAS, completion of this application to the Pinelands Commission for the public park and Commission approval of the application will resolve this violation; and

WHEREAS, the Pinelands Commission hereby adopts the Conclusion of the Acting Executive Director for the proposed development; and

WHEREAS, no request for a hearing before the Office of Administrative Law concerning the Acting Executive Director's recommendation has been received for this application; and

WHEREAS, the Pinelands Commission hereby determines that the proposed public development conforms to the standards for approving an application for public development set forth in N.J.A.C. 7:50-4.57 if the conditions recommended by the Acting Executive Director are imposed; and

WHEREAS, pursuant to N.J.S.A. 13A-5h, no action authorized by the Commission shall have force or effect until ten (10) days, Saturdays, Sundays and public holidays excepted, after a copy of the minutes of the meeting of the Commission has been delivered to the Governor for review, unless prior to expiration of the review period and Governor shall approve same, in which case the action shall become effective upon such approval.

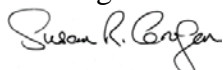
NOW, THEREFORE BE IT RESOLVED that Application Number 2010-0008.006 for public development is hereby **approved** subject to the conditions recommended by the Acting Executive Director.

Record of Commission Votes

	AYE	NAY	NP	A/R*		AYE	NAY	NP	A/R*		AYE	NAY	NP	A/R*
Avery	X				Lettman	X				Meade	X			
Christy			X		Lloyd	X				Pikolycky	X			
Higginbotham	X				Lohbauer	X				Quinn			X	
Irick	X				Matos	X								
Jannarone			X		McCurry	X								

*A = Abstained / R = Recused

Adopted at a meeting of the Pinelands Commission



Susan R. Grogan
Acting Executive Director

Date: January 14, 2022



Laura E. Matos
Chair



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General Information: Info@pinelands.nj.gov
Application Specific Information: AppInfo@pinelands.nj.gov

RICHARD PRICKETT
Chairman
SUSAN R. GROGAN
Acting Executive Director

December 17, 2021

Meg Steeb, Municipal Clerk (via email)
City of Egg Harbor
500 London Ave.
Egg Harbor City, NJ 08215

Re: Application # 2010-0008.006
Block 206, Lot 30
City of Egg Harbor


Dear Ms. Steeb:

The Commission staff has completed its review of this application for a public park. Enclosed is a copy of a Public Development Application Report. On behalf of the Commission's Acting Executive Director, I am recommending that the Pinelands Commission approve the application with conditions at its January 14, 2022 meeting.

The park was developed on the parcel prior to the completion of an application to the Commission. The development associated with the park constitutes a violation of the application requirements of the Pinelands Comprehensive Management Plan. This application is to resolve the violation.

Any interested party may appeal this recommendation in accordance with the appeal procedure attached to this document. If no appeal is received, the Pinelands Commission may either approve the recommendation of the Acting Executive Director or refer the application to the New Jersey Office of Administrative Law for a hearing.

Prior to any development, the applicant shall obtain any other necessary permits and approvals.

Sincerely,

Charles M. Horner, P.P.
Director of Regulatory Programs

Enc: Appeal Procedure
c: Secretary, Egg Harbor City Planning Board (via email)
Egg Harbor City Construction Code Official (via email)
Atlantic County Department of Regional Planning and Development (via email)
Ryan McGowan, PE, PP, CME (via email)



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General Information: Info@pinelands.nj.gov
Application Specific Information: AppInfo@pinelands.nj.gov

RICHARD PRICKETT
Chairman
SUSAN R. GROGAN
Acting Executive Director

PUBLIC DEVELOPMENT APPLICATION REPORT

December 17, 2021

Meg Steeb, Municipal Clerk (via email)
City of Egg Harbor
500 London Ave.
Egg Harbor City, NJ 08215

Application No.: 2010-0008.006
Block 206, Lot 30
City of Egg Harbor

This application is for the development of a public park on the above referenced 0.14 acre parcel in the City of Egg Harbor.

On November 12, 2010, the Commission approved the demolition of a commercial building, 50 years old or older, on Block 206, Lot 30 (App. No. 2010-0008.003). The park will be located on the portion of the parcel previously occupied by the commercial building. The park consists of a walkway and sitting area.

The applicant also proposes the installation of an onsite electronic message sign on the parcel. The proposed sign will be utilized to provide public announcements to the residents of the City of Egg Harbor. The installation/construction of an onsite sign does not require application to the Commission (N.J.A.C 7:50-4.1(a)4).

The park was developed on the parcel prior to the completion of an application to the Commission. This development constitutes a violation of the application requirements of the Pinelands Comprehensive Management Plan (CMP). This application is to resolve the violation.

STANDARDS

The Commission staff has reviewed the proposed development for consistency with all standards of the CMP. The following reviews the CMP standards that are relevant to this application:

Land Use (N.J.A.C. 7:50-5.27)

The proposed development is located in the Pinelands Town of Egg Harbor City. The proposed development is a permitted land use in a Pinelands Town Management Area.

Vegetation Management Standards (N.J.A.C. 7:50-6.23 & 6.26)

The proposed development will be located within a previously disturbed area. The proposed soil disturbance is limited to that which is necessary to accommodate the proposed development.

The Landscaping and Revegetation guidelines of the CMP recommend the use of grasses that are tolerant of droughty, nutrient poor conditions. The applicant does not propose the planting of any grasses within the project area.

PUBLIC COMMENT

The CMP defines the proposed development as “minor” development. The CMP does not require public notice for minor public development applications. The application was designated as complete on the Commission’s website on November 19, 2021. The Commission’s public comment period closed on December 10, 2021. No public comment was submitted to the Commission regarding this application.

CONDITIONS

1. Except as modified by the below conditions, the proposed development shall adhere to the sketch dated July 7, 2021.
2. Disposal of any construction debris or excess fill may only occur at an appropriately licensed facility.
3. Prior to any development, the applicant shall obtain any other necessary permits and approvals.

CONCLUSION

As the proposed development conforms to the standards set forth in N.J.A.C. 7:50-4.57, it is recommended that the Pinelands Commission APPROVE the proposed development subject to the above conditions.



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PINELANDS COMMISSION **APPEAL PROCEDURE**

The Pinelands Comprehensive Management Plan (N.J.A.C. 7:50-4.91) provides an interested party the right to appeal any determination made by the Executive Director to the Commission in accordance with N.J.A.C. 7:50-4.91. An interested party is someone who has a specific property interest sufficient to require a hearing on constitutional or statutory grounds. Only appeal requests submitted by someone meeting the definition of an interested party will be transmitted to the New Jersey Office of Administrative Law for a hearing. Any such appeal must be made in writing to the Commission and received by the Commission's office no later than 5:00 PM on January 4, 2022 and include the following information:

1. the name and address of the person requesting the appeal;
2. the application number;
3. the date on which the determination to be appealed was made;
4. a brief statement of the basis for the appeal; and
5. a certificate of service (a notarized statement) indicating that service of the notice has been made, by certified mail, on the clerk of the county, municipal planning board and environmental commission with jurisdiction over the property which is subject of this decision.

Within 15 days following receipt of a notice of valid appeal, the Executive Director shall initiate the procedures for assignment of an Administrative Law Judge to preside at the hearing pursuant to the Administrative Procedures Act, N.J.S.A. 52:14B-1 et seq., and the procedures established by the Office of Administrative Law. The time, date and location of such hearing shall be designated by the Office of Administrative Law.



RESOLUTION OF THE NEW JERSEY PINELANDS COMMISSION

NO. PC4-22- 03

TITLE: Authorizing an Extension of the Time Period by which the South Jersey Transportation Authority Must Complete Obligations Pertaining to the New Grassland Conservation and Management Area and Frosted Elfin Butterfly Enhancement Project as Required by the April 16, 2019 First Amendment to the February 26, 2004 Memorandum of Agreement Between the New Jersey Pinelands Commission and the South Jersey Transportation Authority

Commissioner Lohbauer moves and Commissioner Avery seconds the motion that:

WHEREAS, on April 16, 2019, the Pinelands Commission (the Commission) and the South Jersey Transportation Authority (SJTA) entered into an amendment of the February 26, 2004 Memorandum of Agreement (MOA) between them; and

WHEREAS, in response to SJTA's concerns regarding safe operation of the Atlantic City International Airport due to potential bird strikes from birds utilizing the Grassland Conservation and Management Area (GCMA) established on site in accordance with the requirements of the 2004 MOA, the April 16, 2019 MOA Amendment authorized SJTA to relocate the GCMA off-site and mow the former GCMA location on site year-round; and

WHEREAS, among other things, the April 16, 2019 MOA Amendment obligated SJTA to acquire lands within the Pinelands Area, fund the creation, dedication and long term maintenance of a new GCMA thereon, and preserve the new GCMA in perpetuity through the execution and filing of a deed restriction; and

WHEREAS, the April 16, 2019 MOA Amendment also obligated SJTA to enhance an approximately 12 acre site, located in the northeast quadrant of the airport, for the Frosted elfin butterfly; and

WHEREAS, the April 16, 2019 MOA Amendment required acquisition of land for the new GCMA within one (1) year of SJTA's execution of the MOA Amendment (April 16, 2020) and the establishment of the new GCMA within three (3) years of the its execution of the Amendment (April 16, 2022); and

WHEREAS, the April 16, 2019 MOA Amendment required completion of the frosted elfin butterfly habitat project within two (2) years of SJTA's execution of the MOA Amendment (April 16, 2021); and

WHEREAS, in accordance with the terms of the April 16, 2019 MOA Amendment, the Executive Director may grant an extension of the acquisition deadline for six-months, at her sole discretion and with concurrence of the Commission Chair, provided the SJTA demonstrated that acquisition of the site has commenced and will be completed within the six (6) month extension period; and

WHEREAS, by letter dated March 11, 2020, the Authority requested an extension of the deadline to acquire the site for the new GCMA; and

WHEREAS, by letter dated April 13, 2020, the Executive Director, with the concurrence of the Commission Chair, extended SJTA's acquisition deadline until October 12, 2020; and

WHEREAS, by letter dated September 29, 2020, SJTA requested permission to appear before the Commission at its October 9, 2020 meeting in order to request additional time to acquire the site for the new GCMA, based on delays as a result of the COVID-19 pandemic and Atlantic County's Open Space purchasing procedures pursuant to the New Jersey Open Space Trust Law; and

WHEREAS, at its October 9, 2020 meeting, the Pinelands Commission approved an extension of the time period for acquisition of the new GCMA until February 28, 2021; and

WHEREAS, in granting the extension of the acquisition deadline for the new GCMA site, the Commission recognized Atlantic County's diligent efforts to acquire the new GCMA site and the difficulties it was experiencing trying to acquire the site during the COVID-19 pandemic; and

WHEREAS, Atlantic County acquired the new GCMA site, on behalf of SJTA, on December 28, 2020; and

WHEREAS, the April 16, 2021 MOA Amendment required a Deed of Conservation Restriction to be filed for preservation of the new GCMA site within ninety (90) days of acquisition; and

WHEREAS, Atlantic County has advised that it is waiting to file the Deed of Conservation Restriction until after the plan for the creation of the new GCMA has been approved by the Executive Director, with concurrence of the Commission, in accordance with paragraph 10 of the April 16, 2019 MOA Amendment; and

WHEREAS, the April 16, 2019 MOA Amendment, by its own terms, automatically suspends all development activities, with the exception of development activities that have received Commission approval and are under construction or for which SJTA has entered into a contract for construction, under both the 2004 MOA and the April 16, 2020 MOA Amendment, if the SJTA fails to meet the time lines for either: 1) the acquisition, creation, and maintenance of the new GCMA; or 2) the enhancement and maintenance of the frosted elfin butterfly habitat in the northeast quadrant of the property on which the Atlantic City International Airport is located; and

WHEREAS, this prohibition includes mowing of the location of the former GCMA site on the Atlantic City International Airport property during the seasonal restriction period set forth in Attachment 3, Environmental Commitments, of the 2004 MOA; and

WHEREAS, the April 16, 2019 MOA Amendment allows SJTA to seek reinstatement of the 2004 MOA and the Amendment, under the current scenario, by submitting a written agreement itemizing the steps SJTA will take to bring the new GCMA back into conformance with the timelines; and

WHEREAS, SJTA submitted its plan for creation of the new GCMA site to the Commission on December 7, 2021; and

WHEREAS, SJTA has advised that once the plan for creation of the new GCMA is approved, it will take four (4) years for it to be completed; and

WHEREAS, SJTA has also advised that it has completed half (six acres) of the required frosted elfin butterfly habitat enhancement project and expects to complete the remainder of the project by the end of September 2022; and

WHEREAS, the Commission believes, given the diligent efforts undertaken by SJTA to satisfy its obligations within the April 16, 2019 MOA Amendment, the impact of the COVID-19 pandemic on the acquisition process, and the difficulties that the Authority has experienced in locating a sufficient quantity of wild indigo to complete the frosted elfin butterfly enhancement project, an extension of the timelines relevant to creation and establishment of the GCMA, the filing of a Deed of Conservation Restriction for that site and the completion of the frosted elfin butterfly enhancement project is warranted; and

WHEREAS, pursuant to N.J.S.A. 13:18A-5h, no action authorized by the Commission shall have force and effect until ten (10) days, Saturdays, Sundays and public holidays excepted, after a copy of the minutes of the meeting of the Commission has been delivered to the Governor for review, unless prior to expiration of the review period the Governor shall review same, in which case the action shall become effective upon such approval.

NOW, THEREFORE BE IT RESOLVED that the Commission grants SJTA an extension of the following time periods in the April 16, 2019 MOA Amendment:

- 1) The deadline for creation of the new GCMA is extended until April 16, 2024;
- 2) The deadline for filing of the Deed of Conservation Restriction is extended until April 16, 2023; and
- 3) The deadline for completion of the frosted elfin butterfly enhancement project is extended until April 16, 2023.

BE IT FURTHER RESOLVED that the Commission authorizes the Acting Executive Director to reinstate both the 2004 MOA and the April 16, 2019 MOA Amendment and to issue a letter to SJTA reinstating their terms.

Record of Commission Votes

	AYE	NAY	NP	A/R*		AYE	NAY	NP	A/R*		AYE	NAY	NP	A/R*
Avery	X				Lettman	X				Pikolycky	X			
Christy			X		Lloyd	X				Quinn			X	
Higginbotham	X				Lohbauer	X				Matos	X			
Irick	X				McCurry	X								
Jannarone			X		Meade	X								

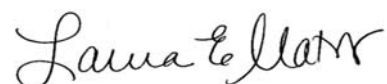
*A = Abstained / R = Recused

Adopted at a meeting of the Pinelands Commission

Date: January 14, 2022



Susan R. Grogan
Acting Executive Director



Laura E. Matos
Chair



RESOLUTION OF THE NEW JERSEY PINELANDS COMMISSION

NO. PC4-22- 04

TITLE: To Accept the Fiscal Year 2020 Audit Report

Commissioner Pikolycky moves and Commissioner Avery seconds the motion that:

WHEREAS, the audit of the Pinelands Commission’s Fiscal Year 2020 Financial Statements, Notes to the Financial Statements and Schedules of Federal and State Assistance was performed by the Office of the State Auditor; and

WHEREAS, the Fiscal Year 2020 Audit Report was issued on November 24, 2021; and

WHEREAS, the Fiscal Year 2020 Audit Report contains no Audit Findings or Questioned Costs; and

WHEREAS, pursuant to N.J.S.A. 13:18A-5h, no action authorized by the Commission shall have force or effect until ten (10) days, Saturdays, Sundays and public holidays excepted, after a copy of the minutes of the meeting of the Commission has been delivered to the Governor for review, unless prior to expiration of the review period the Governor shall approve same, in which case the action shall become effective upon such approval.

NOW, THEREFORE BE IT RESOLVED that the Pinelands Commission hereby accepts the Audit Report for Fiscal Year 2020 and directs that it be included as a publication available through the Pinelands Commission’s website.

Record of Commission Votes

	AYE	NAY	NP	A/R*		AYE	NAY	NP	A/R*		AYE	NAY	NP	A/R*
Avery	X				Lettman	X				Pikolycky	X			
Christy			X		Lloyd	X				Quinn			X	
Higginbotham	X				Lohbauer	X				Matos	X			
Irick	X				McCurry	X								
Jannarone			X		Meade	X								

*A = Abstained / R = Recused

Adopted at a meeting of the Pinelands Commission

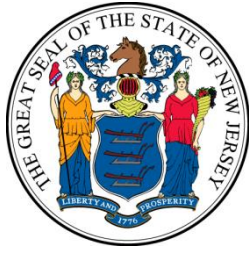
Date: January 14, 2022

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Laura E. Matos

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Chair

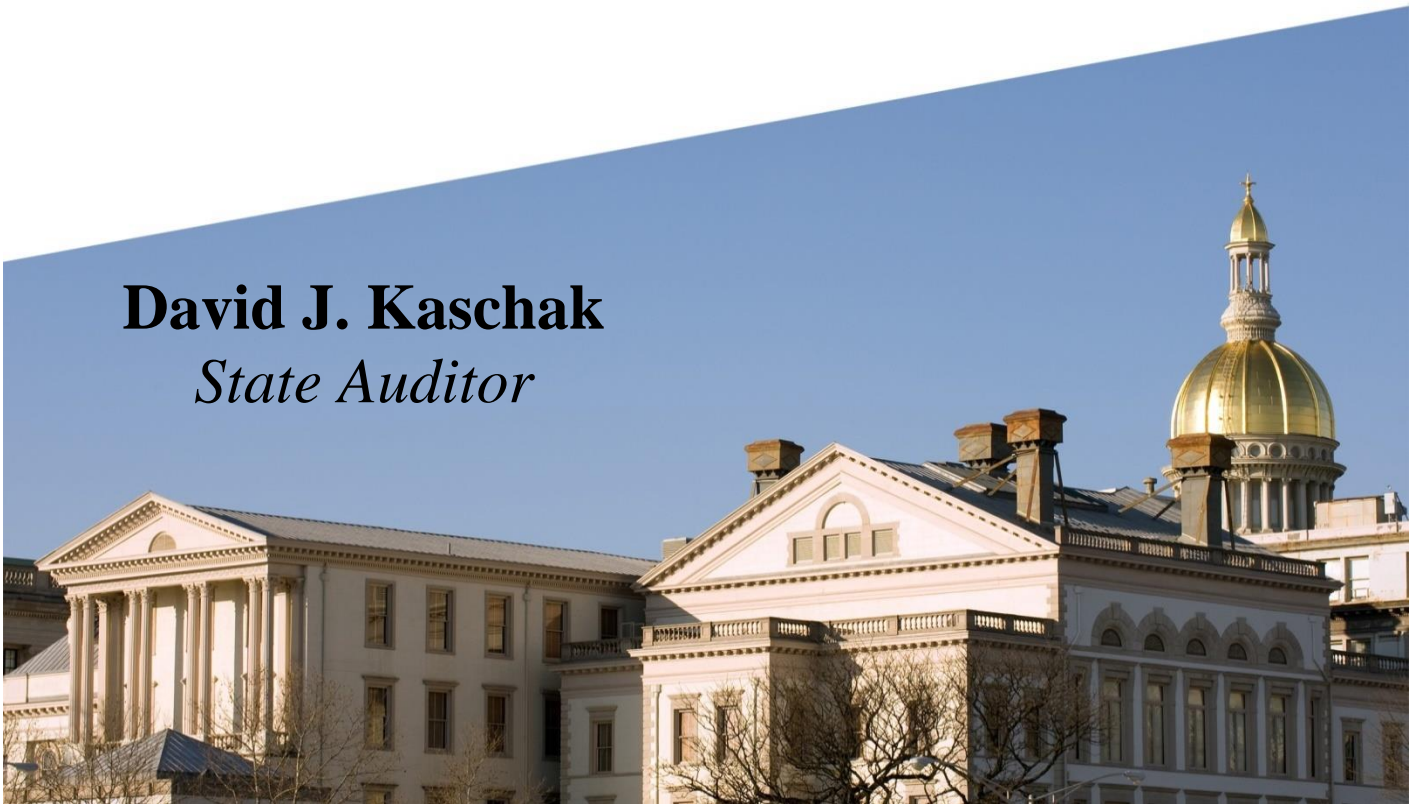


New Jersey Legislature
★ *Office of* LEGISLATIVE SERVICES ★
OFFICE OF THE STATE AUDITOR

Pinelands Commission

Fiscal Year 2020

David J. Kaschak
State Auditor



LEGISLATIVE SERVICES COMMISSION

SENATE

Stephen M. Sweeney *Chair*
Christopher J. Connors
Kristin M. Corrado
Nia H. Gill
Linda R. Greenstein
Thomas H. Kean, Jr.
Joseph Pennacchio
Loretta Weinberg

GENERAL ASSEMBLY

Jon M. Bramnick *Vice Chair*
John J. Burzichelli
Craig J. Coughlin
John DiMaio
Louis D. Greenwald
Nancy F. Munoz
Verlina Reynolds-Jackson
Harold J. Wirths



NEW JERSEY STATE LEGISLATURE
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David J. Kaschak
State Auditor

Brian M. Klingele
Assistant State Auditor

Thomas Troutman
Assistant State Auditor

The Honorable Philip D. Murphy
Governor of New Jersey

The Honorable Stephen M. Sweeney
President of the Senate

The Honorable Craig J. Coughlin
Speaker of the General Assembly

Ms. Peri A. Horowitz
Executive Director
Office of Legislative Services

Enclosed is our report on the audit of the Pinelands Commission for the fiscal year ended June 30, 2020. If you would like a personal briefing, please call me at (609) 847-3470.

A handwritten signature in cursive script that reads "David J. Kaschak".

David J. Kaschak
State Auditor
November 23, 2021

**PINELANDS COMMISSION
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INDEPENDENT AUDITOR'S REPORT

The Honorable Philip D. Murphy
Governor of New Jersey

The Honorable Stephen M. Sweeney
President of the Senate

The Honorable Craig J. Coughlin
Speaker of the General Assembly

Ms. Peri A. Horowitz
Executive Director
Office of Legislative Services

Report on the Financial Statements

We have audited the accompanying modified accrual basis financial statements of the Pinelands Commission as of and for the year ended June 30, 2020, and the related notes to the financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with the modified accrual basis of accounting described in Note 1; this includes determining that the modified accrual basis of accounting is an acceptable basis for the preparation of the financial statements in the circumstances. Management is also responsible for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatements, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

As discussed in Note 1, the Pinelands Commission prepares its financial statements on a modified accrual basis, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America.

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective modified accrual basis financial position of the Pinelands Commission as of June 30, 2020, and the respective changes in financial position, and budgetary comparisons for the General Fund and the Special Revenue Funds for the year then ended in accordance with the modified accrual basis of accounting described in Note 1.

Emphasis of Matter

We draw attention to Note 1 of the financial statements, which describes the basis of accounting. The financial statements are prepared on the modified accrual basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and the schedules listed under Required Supplementary Information in the accompanying table of contents be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with evidence sufficient to express an opinion or provide any assurance.

Management has omitted the management's discussion and analysis that accounting principles generally accepted in the United States of America require to be presented to supplement the basic financial statements. Such missing information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. Our opinion on the basic financial statements is not affected by this missing information.

Other Information

Our audit was conducted for the purpose of forming an opinion on the Pinelands Commission's financial statements. The schedule of expenditures of state financial assistance is presented for the purpose of additional analysis as required by New Jersey Department of the Treasury Circular No. 15-08-OMB and is not a required part of the financial statements.

The schedule of expenditures of state financial assistance is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the financial statements. Such information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the schedule of expenditures of state financial assistance is fairly stated, in all material respects, in relation to the financial statements as a whole.

Other Reporting Required by *Government Auditing Standards*

In accordance with *Government Auditing Standards*, we have also issued our report dated September 28, 2021 on our consideration of the Pinelands Commission management's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the Pinelands Commission's internal control over financial reporting and compliance.



David J. Kaschak
State Auditor
September 28, 2021

**PINELANDS COMMISSION
COMBINED BALANCE SHEET
ALL FUND TYPES AND ACCOUNT GROUPS
JUNE 30, 2020**

	GOVERNMENTAL FUND TYPES		FIDUCIARY FUND TYPE	ACCOUNT GROUPS		TOTAL (Memorandum Only)
	GENERAL FUND	SPECIAL REVENUE FUNDS	PRIVATE PURPOSE TRUST FUNDS	GENERAL FIXED ASSETS	GENERAL LONG-TERM DEBT	
ASSETS						
Cash & Cash Equivalents	\$ 2,778,715	\$ 8,419,972	\$ -	\$ -	\$ -	\$ 11,198,687
Receivables:						
Federal	177,613	-	-	-	-	177,613
Other						-
Prepaid Expenses						-
General Fixed Assets:						
Furniture & Equipment	-	-	-	1,120,017	-	1,120,017
Vehicles	-	-	-	110,720	-	110,720
Amount to be Provided for						
Retirement of Long-Term Liabilities	-	-	-	-	410,906	410,906
Due from Other Funds	469,957	-	-	-	-	469,957
Restricted Cash & Cash Equivalents	29,680	-	48,806	-	-	78,486
Total Assets	<u>\$ 3,455,965</u>	<u>\$ 8,419,972</u>	<u>\$ 48,806</u>	<u>\$ 1,230,737</u>	<u>\$ 410,906</u>	<u>\$ 13,566,386</u>
LIABILITIES & FUND EQUITY						
Liabilities:						
Accounts Payable	\$ 703,216	\$ 41,387	\$ -	\$ -	\$ -	\$ 744,603
Salaries Payable	82,379	-	-	-	-	82,379
Payroll Deductions Payable	63,375	-	-	-	-	63,375
Compensated Absences	88,910	-	-	-	410,906	499,816
Deferred Revenue	29,600	1,759,200	-	-	-	1,788,800
Due to State of New Jersey	255	-	-	-	-	255
Due to Other Funds	-	448,009	21,948	-	-	469,957
Total Liabilities	<u>\$ 967,735</u>	<u>\$ 2,248,596</u>	<u>\$ 21,948</u>	<u>\$ -</u>	<u>\$ 410,906</u>	<u>\$ 3,649,185</u>
Fund Equity:						
Restricted For:						
Unemployment Compensation	\$ -	\$ -	\$ 3,586	\$ -	\$ -	\$ 3,586
Katie Fund	-	-	8,272	-	-	8,272
Timber Rattlesnake Study	6,675	-	-	-	-	6,675
Rattlesnake Fencing	21,749	-	-	-	-	21,749
Committed To:						
Pinelands Conservation	-	5,249,047	-	-	-	5,249,047
Kirkwood-Cohansey Study	-	29,185	-	-	-	29,185
Encumbrances	289,787	-	-	-	-	289,787
Retirees' Health Benefits	799,155	-	-	-	-	799,155
Microfilming Project	-	-	-	-	-	-
Building Improvements	-	-	-	-	-	-
Vehicle Replacements	-	-	-	-	-	-
Computer Replacements	-	-	-	-	-	-
Other	-	-	-	-	-	-
Investment in General Fixed Assets	-	-	-	1,230,737	-	1,230,737
Assigned To:						
Subsequent Years Expenditures	-	814,397	15,000	-	-	829,397
Other	-	78,747	-	-	-	78,747
Unassigned Fund Balance:	1,370,864	-	-	-	-	1,370,864
Total Fund Equity	<u>\$ 2,488,230</u>	<u>\$ 6,171,376</u>	<u>\$ 26,858</u>	<u>\$ 1,230,737</u>	<u>\$ -</u>	<u>\$ 9,917,201</u>
Total Liabilities & Fund Equity	<u>\$ 3,455,965</u>	<u>\$ 8,419,972</u>	<u>\$ 48,806</u>	<u>\$ 1,230,737</u>	<u>\$ 410,906</u>	<u>\$ 13,566,386</u>

The accompanying Notes to the Financial Statements are an integral part of this Statement.

PINELANDS COMMISSION
COMBINED STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES
ALL GOVERNMENTAL AND FIDUCIARY FUND TYPES
FOR THE FISCAL YEAR ENDED JUNE 30, 2020

	GOVERNMENTAL FUND TYPES		FIDUCIARY FUND TYPE	TOTAL (Memorandum Only)
	GENERAL FUND	SPECIAL REVENUE FUNDS	PRIVATE PURPOSE TRUST FUNDS	
REVENUES				
State of New Jersey Appropriations	\$ 2,949,000	\$ -	\$ -	\$ 2,949,000
Fringe Benefits Paid by the State	687,000	-	-	687,000
Federal Grants	456,470	-	-	456,470
State Grants	-	500,000	-	500,000
Other Grants	-	-	-	-
Interest Income	57,962	131,902	793	190,657
Unemployment Deductions	-	-	419	419
Application Fees	379,398	-	-	379,398
Other	69,416	-	58	69,474
Total Revenues	\$ 4,599,246	\$ 631,902	\$ 1,270	\$ 5,232,418
EXPENDITURES				
Current:				
Personnel	\$ 4,175,454	\$ 596,900	\$ -	\$ 4,772,354
Supplies	64,791	20,101	-	84,892
Services	542,256	75,565	-	617,821
Maintenance & Rent	22,559	-	-	22,559
Capital Outlay	28,682	4,083	-	32,765
State Aid & Grants	-	25,000	-	25,000
Land Acquisition	-	-	-	-
Total Expenditures	\$ 4,833,742	\$ 721,649	\$ -	\$ 5,555,391
Excess/(Deficiency) of Revenues Over Expenditures	\$ (234,496)	\$ (89,747)	\$ 1,270	\$ (322,973)
OTHER FINANCING SOURCES/USES				
Uncollectible Receivables	\$ -	\$ -	\$ -	\$ -
Operating Transfers Out	-	(60,000)	-	(60,000)
Operating Transfers In	60,000	-	-	60,000
Total Other Financing Sources/Uses	\$ 60,000	\$ (60,000)	\$ -	\$ -
Excess/(Deficiency) of Revenues and Other Sources over Expenditures & Other Uses	\$ (174,496)	\$ (149,747)	\$ 1,270	\$ (322,973)
Fund Balance - Beginning of the Year	2,662,726	6,321,123	25,588	9,009,437
Fund Balance - End of the Year	\$ 2,488,230	\$ 6,171,376	\$ 26,858	\$ 8,686,464

The accompanying Notes to the Financial Statements are an integral part of this Statement.

PINELANDS COMMISSION
COMBINED STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES
GENERAL AND SPECIAL REVENUE FUND TYPES
BUDGET AND ACTUAL - BUDGETARY BASIS
FOR THE FISCAL YEAR ENDED JUNE 30, 2020

	GENERAL FUND			VARIANCE FAVORABLE/ (UNFAVORABLE)	SPECIAL REVENUE FUNDS			VARIANCE FAVORABLE/ (UNFAVORABLE)
	ADOPTED BUDGET	FINAL BUDGET	ACTUAL		ADOPTED BUDGET	FINAL BUDGET	ACTUAL	
REVENUES								
State of New Jersey Appropriations	\$ 2,949,000	\$ 2,949,000	\$ 2,949,000	\$ -	\$ -	\$ -	\$ -	\$ -
State Supplemental Appropriations	-	-	-	-	-	-	-	-
Fringe Benefits Paid by the State	687,000	687,000	687,000	-	-	-	-	-
Federal Grants	483,000	483,000	456,470	(26,530)	-	-	-	-
State Grants	-	-	-	-	500,000	500,000	500,000	-
Other Grants	-	-	-	-	-	-	-	-
Interest Income	50,000	50,000	57,962	7,962	120,255	120,255	131,902	11,647
Application Fees	690,000	690,000	379,398	(310,602)	-	-	-	-
Anticipated from Reserves	142,070	142,070	120,000	(22,070)	-	-	-	-
Fund Balance Anticipated	849,964	849,964	849,964	-	68,000	68,000	-	(68,000)
Pinelands Conservation Activities Reserves	-	-	-	-	-	-	-	-
Other	4,040	4,040	69,416	65,376	-	-	-	-
Total Revenues	\$ 5,855,074	\$ 5,855,074	\$ 5,569,210	\$ (285,864)	\$ 688,255	\$ 688,255	\$ 631,902	\$ (56,353)
EXPENDITURES								
Current:								
Personnel	\$ 4,917,580	\$ 4,917,580	\$ 4,175,454	\$ 742,126	\$ 568,324	\$ 568,324	\$ 596,900	\$ (28,576)
Supplies	103,033	103,033	64,791	38,242	19,372	19,372	20,101	(729)
Services	762,341	762,341	485,854	276,487	40,559	40,559	59,259	(18,700)
Maintenance & Rent	81,520	81,520	22,559	58,961	-	-	-	-
Capital Outlay	50,600	50,600	40,743	9,857	-	-	4,083	(4,083)
Land Acquisition	-	-	-	-	-	-	-	-
Total Expenditures	\$ 5,915,074	\$ 5,915,074	\$ 4,789,401	\$ 1,125,673	\$ 628,255	\$ 628,255	\$ 680,343	\$ (52,088)
OTHER FINANCING SOURCES/USES								
Uncollectible Receivables	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Operating Transfers Out	-	-	-	-	(60,000)	(60,000)	(60,000)	-
Operating Transfers In	60,000	60,000	60,000	-	-	-	-	-
Total Other Financing Sources/Uses	\$ 60,000	\$ 60,000	\$ 60,000	\$ -	\$ (60,000)	\$ (60,000)	\$ (60,000)	\$ -
Net Increase/(Decrease) in Fund Balances	\$ -	\$ -	\$ 839,809	\$ 839,809	\$ -	\$ -	\$ (108,441)	\$ (108,441)

The accompanying Notes to the Financial Statements are an integral part of this Statement.

**PINELANDS COMMISSION
NOTES TO THE FINANCIAL STATEMENTS
FOR THE FISCAL YEAR ENDED JUNE 30, 2020**

Note 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Description of the Reporting Entity – The Pinelands Commission (Commission) was formed in 1979 by the Pinelands Protection Act. The Commission is charged with the development and implementation of the Comprehensive Management Plan for the Pinelands. It plays significant roles in monitoring the level and types of development that occur within the Pinelands including, but not limited to, acquisition of land, planning, zoning, permitting, research, and education. The Commission consists of 15 members. Seven are appointed by the Governor of New Jersey. Another seven are appointed by each of the counties within the Pinelands, i.e., Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, and Ocean. One member is appointed by the U.S. Secretary of the Interior. The Commission works closely with all levels of government, organizations, and interested citizens to help them understand and implement the Pinelands Comprehensive Management Plan.

The primary criterion for including activities within the Commission's reporting entity, as set forth in Section 2100 of the GASB Codification of Governmental Accounting and Financial Reporting Standards, is the degree of oversight responsibility maintained by the Commission. Oversight responsibility includes financial interdependency, selection of governing authority, designation of management, ability to significantly influence operations, and accountability for fiscal matters. The combined financial statements include all funds and account groups of the Commission over which the board exercises operating control. There were no additional entities required to be included in the reporting entity under the criterion as described above, in the current fiscal year.

Basis of Presentation – The financial statements are prepared on the modified accrual basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. The more significant of the Commission's accounting policies are described in this note.

The accounts of the Commission are organized on the basis of funds and account groups, each of which is considered a separate accounting entity. The operations of each fund are accounted for with a separate set of self-balancing accounts that comprise its assets, liabilities, fund equity, revenues and expenditures or expenses, as appropriate. Government resources are allocated to and accounted for in individual funds based upon the purposes for which they are to be spent and the means by which spending activities are controlled. An account group, on the other hand, is a financial reporting device designed to provide accountability for certain assets and liabilities that are not recorded in the funds because they do not directly affect net expendable available financial resources.

The various funds and accounts are grouped into three fund types within two broad fund categories and two account groups as follows:

GOVERNMENTAL FUNDS

General Fund – The General Fund is the general operating fund of the Commission. It is used to account for all financial resources except those required to be accounted for in another fund.

Special Revenue Funds – The Special Revenue Funds are used to account for the proceeds of specific revenues, other than trusts, that are legally restricted to expenditures for specified purposes. The Commission utilizes the following three special revenue funds:

Pinelands Development Credit Fund – This fund is used to account for appropriations from the State of New Jersey that are restricted to purchasing Pinelands Development Credits through the Pinelands Development Credit Bank.

Kirkwood-Cohansey Study Fund – This fund is used to account for monies transferred to the Commission from the “Water Supply Fund” by the State of New Jersey to fund the completion of a report on the assessment on how the future and current water supply needs within the Pinelands area may be met while protecting the Kirkwood-Cohansey aquifer system.

Pinelands Conservation Fund – The Commission has reserved a portion of this fund to be used for preservation of land and designated other portions to be used for conservation planning/research and for community planning/design.

FIDUCIARY FUNDS

Private Purpose Trust Funds – The Private Purpose Trust Funds are used to account for assets held by the Commission in a trustee capacity or as an agent on behalf of others. These include two Private Purpose Trust Funds, the Unemployment Compensation Insurance Fund, and the “Katie Fund”. Private Purpose Trust Funds are accounted for in essentially the same manner as governmental funds. Private Purpose Trust Funds account for assets of which both the principal and interest may be spent.

ACCOUNT GROUPS

General Fixed Assets Account Group – Fixed assets used in governmental fund type operations are accounted for in the General Fixed Assets Account Group, rather than in governmental funds.

General Long-Term Debt Account Group – Long-Term liabilities expected to be financed from governmental funds are accounted for in the General Long-Term

Debt Account Group, not in the governmental funds. This includes the non-current portion of the liability for compensated absences.

Because of their spending measurement focus, expenditure recognition for governmental fund types is limited to exclude amounts represented by non-current liabilities. Since they do not affect net current assets, such long-term amounts are not recognized as governmental fund type expenditures or fund liabilities. They are instead reported as liabilities in the General Long-Term Debt Account Group.

Basis of Accounting and Measurement Focus – The modified accrual basis of accounting is used for measuring financial position and operating results of all governmental and fiduciary fund types. Under the modified accrual basis of accounting, revenues are recognized when they become both measurable and available. "Measurable" means the amount of the transaction can be determined and "available" means collectible within the current period or soon enough thereafter to be used to pay liabilities of the current period. Expenditures are recognized in the accounting period in which the fund liability is incurred, except for principal and interest on general long-term debt, which are recorded when due.

Budgets/Budgetary Control – An annual appropriated budget is approved by the Commission each year for the General Fund and Special Revenue Funds. The budgets are prepared using the budgetary basis of accounting. Formal budgetary integration into the accounting system is employed as a management control device during the year. Encumbrance accounting is also employed as an extension of formal budgetary integration in the governmental fund types.

The accounting records of the General Fund and Special Revenue Funds are maintained on the budgetary basis. The budgetary basis differs from modified accrual basis in that the budgetary basis recognizes encumbrances as expenditures and also recognizes increases/decreases in internal designations of fund balance, whereas the modified accrual basis does not. Sufficient supplemental records are maintained to allow for the presentation of modified basis financial reports.

The budget, as detailed on the Combined Statement of Revenues, Expenditures, and Changes in Fund Balances – General and Special Revenue Fund Types, Budget and Actual – Budgetary Basis, include all amendments to the adopted budget.

The following presents a reconciliation of the General Fund from the budgetary basis of accounting as presented in the Combined Statement of Revenues, Expenditures, and Changes in Fund Balances – General and Special Revenue Fund Types, Budget and Actual – Budgetary Basis to the modified accrual basis of accounting as presented in the Combined Statement of Revenues, Expenditures, and Changes in Fund Balances – All Governmental and Fiduciary Fund Types.

Net increase (decrease) in fund balances for the year (budgetary basis)	
adjustments:	\$ 839,809
Less: net decrease in revenue recognized in previous years	(969,964)
Less: prior-year encumbrances recognized as current-year expenditures	(334,128)
Add: current-year encumbrances	<u>289,787</u>
Excess (deficiency) of revenues and other financing sources over expenditures and other financing uses (modified accrual basis)	<u>\$ (174,496)</u>

The following presents a reconciliation of the Special Revenue Funds from the budgetary basis of accounting as presented in the Combined Statement of Revenues, Expenditures, and Changes in Fund Balances – General and Special Revenue Fund Types – Budget and Actual – Budgetary Basis to the modified accrual basis of accounting as presented in the Combined Statement of Revenues, Expenditures, and Changes in Fund Balances – All Governmental and Fiduciary Fund Types.

Net increase (decrease) in fund balances for the year (budgetary basis)	
adjustments:	\$ (108,441)
Less: net decrease in revenue recognized in previous years	-
Less: prior-year encumbrances recognized as current-year expenditures	(41,306)
Add: current-year encumbrances	<u>-</u>
Excess (deficiency) of revenues and other financing sources over expenditures and other financing uses (modified accrual basis)	<u>\$ (149,747)</u>

Encumbrances – Under encumbrance accounting, purchase orders, contracts, and other commitments for the expenditure of resources are recorded to reserve a portion of the applicable appropriation. Open encumbrances are reported as reservations of fund balances at fiscal year end as they do not constitute expenditures or liabilities but rather commitments related to unperformed contracts for goods and services.

Cash and Cash Equivalents – Cash and cash equivalents include petty cash, change funds, cash in banks, and all highly liquid investments with a maturity of three months or less at the time of purchase and are stated at cost that approximates fair value. The Commission also participates in the State of New Jersey Cash Management Fund administered by the New Jersey Department of the Treasury, Division of Investment, wherein amounts contributed by the state, as well as other local government units, are combined into a large-scale investment program.

Fixed Assets – General fixed assets are reflected as expenditures in the applicable governmental funds, and the related assets are reported in the General Fixed Assets Account Group. Fixed assets are defined by the Commission as assets that have a cost in excess of \$250 at the date of acquisition and a useful life of one year or more.

Compensated Absences – Compensated absences are those absences for which employees will be paid, such as vacation, sick, administration, and paid leave bank. A liability for compensated absences attributable to services already rendered and not contingent on a specific event that is outside the control of the Commission and its employees is accrued as the employees earn the rights to the benefits.

Compensated absences related to future services or contingent on a specific event that is outside the control of the Commission and its employees are accounted for in the period in which such services are rendered or in which such events take place.

In governmental funds, compensated absences that are expected to be liquidated with expendable available financial resources are reported as an expenditure and fund liability in the fund that will pay for the compensated absences. The remainder of the compensated absences liability is reported in the General Long-Term Debt Account Group.

Due from/to Other Funds – Amounts due from/to other funds represent monies owed from or to other funds. The General Fund disburses all the funds for expenditures incurred by all other funds, and the monies are transferred between funds.

Deferred Revenue – Deferred revenue in the General and Special Revenue Funds represents cash that has been received but not yet earned.

Fund Balance – Refer to Note 11 for full description.

Total Columns on Combined Statements – Total columns are captioned "Memorandum Only" to indicate that they are presented only to facilitate financial analysis. Data in these columns do not present financial position, results of operations, or changes in financial position in conformity with accounting principles generally accepted in the United States of America, nor is such data comparable to a consolidation.

Management Estimates – The preparation of financial statements in conformity with accounting principles generally accepted in the United States required management to make estimates and assumptions that affect the reported amounts of revenue and expenditures/expenses during the reporting period. Actual results can differ from those estimates.

CHANGES IN ACCOUNTING POLICY

Recently Issued Accounting Principles

Due to the issuance of Governmental Accounting Standards Board Statement No. 95, *Postponement of the Dates of Certain Authoritative Guidance*, the Commission did not adopt any new GASB standards for Fiscal Year 2020.

Note 2: **CASH AND CASH EQUIVALENTS**

The Pinelands Commission is governed by the deposit limitations of New Jersey state law. The deposits held at June 30, 2020, and reported at fair value are as follows:

Deposits:	Amount
Demand deposits	\$ 11,276,544
Cash on hand	<u>629</u>
Total Deposits	<u><u>\$ 11,277,173</u></u>

Reconciliation of Statement of Comparative Balance Sheets:	
General Fund	\$ 2,808,395
Special Revenue Funds	8,419,972
Private Purpose Trust Funds	<u>48,806</u>
Total Reconciliation of Comparative Balance Sheets	<u><u>\$ 11,277,173</u></u>

GASB Statement No. 40, *Deposit and Investment Risk Disclosure*, requires that the Pinelands Commission disclose bank deposits that are subject to custodial credit risk. The custodial credit risk for deposits is the risk that, in the event of a failure of a depository financial institution, the Commission will not be able to recover deposits or will not be able to recover collateral securities that may be in the possession of an outside party. As of June 30, 2020, the Commission's confirmed bank balances amounted to \$427,361.49, and \$177,361.49 was exposed to custodial credit risk as uninsured and uncollateralized.

The balance of the Commission's cash and cash equivalents are deposited in the New Jersey Cash Management Fund (CMF). The CMF is governed by regulations of the State Investment Council, which prescribe standards designed to ensure the quality of investments in order to minimize risk to the CMF's participants. An amount totaling \$10,969,131 was deposited with the CMF as of June 30, 2020; the Commission had \$307,423 in the operating account and \$629 in petty cash. The State of New Jersey, Department of the Treasury, Division of Investment, issues publicly available financial reports that include the financial statements of the CMF. The financial reports may be obtained by writing to the State of New Jersey, Department of the Treasury, Division of Investment, P.O. Box 290, Trenton, NJ 08625-0290.

Note 3: FIXED ASSETS

The following schedule is a summarization of general fixed assets by source as of June 30, 2020:

	Balance			Balance	
	June 30, 2019	Additions	Deletions	June 30, 2020	
Furniture/ Equipment	\$ 1,075,880	\$ 44,137	\$ -	\$ 1,120,017	
Vehicles	110,720	-	-	110,720	
Total	<u>\$ 1,186,600</u>	<u>\$ 44,137</u>	<u>\$ -</u>	<u>\$ 1,230,737</u>	

Note 4: LEASES

Lease Obligations – At June 30, 2020, the Commission had no operating lease agreements in effect. The Commission is paying a monthly rental charge for a copy machine that is no longer under an agreement. Payments under the month-to-month rental for the fiscal year ended June 30, 2020 were \$5,605.

Note 5: RETIREMENT SYSTEM

All required employees of the Commission are covered by the Public Employees' Retirement System (PERS), which has been established by state statute and is administered by the New Jersey Division of Pensions and Benefits (division). According to the State of New Jersey Administrative Code, all obligations of the system will be assumed by the State of New Jersey should the system terminate. The division issues a publicly available financial report that includes financial statements and required supplementary information. That report may be obtained by writing to:

State of New Jersey Division of Pensions and Benefits
P.O. Box 295
Trenton, New Jersey 08625-0295

<http://www.nj.gov/treasury/pensions/gasb-notices.shtml>

General Information about the Pension Plan

Description of Retirement Plan

PERS – is a cost-sharing, multiple-employer defined benefit pension plan, which was established as of January 1, 1955, under the provisions of N.J.S.A. 43:15A. The PERS's designated purpose is to provide retirement, death, disability, and medical benefits to certain qualified members. Membership in the PERS is mandatory for substantially all full-time employees of the State of New Jersey or any county, municipality, school district, or public agency, provided the employee is not required to be a member of another state-administered retirement system, other state pension fund, or local jurisdiction's pension fund.

Vesting and Benefit Provisions

PERS – The vesting and benefit provisions are set by N.J.S.A. 43:15A and 43:3B. The PERS provides retirement, death, and disability benefits. All benefits vest after ten years of service, except for medical benefits, which vest after 25 years of service or under the disability provisions of the PERS.

The following represents the membership tiers for PERS:

Tier	Definition
1	Members who were enrolled prior to July 1, 2007
2	Members who were eligible to enroll on or after July 1, 2007 and prior to November 2, 2008
3	Members who were eligible to enroll on or after November 2, 2008 and prior to May 22, 2010
4	Members who were eligible to enroll on or after May 22, 2010 and prior to June 28, 2011
5	Members who were eligible to enroll on or after June 28, 2011

Service retirement benefits of 1/55th of final average salary for each year of service credit are available to tiers 1 and 2 members upon reaching age 60 and to tier 3 members upon reaching age 62. Service retirement benefits of 1/60th of final average salary for each year of service credit are available to tier 4 members upon reaching age 62 and tier 5 members upon reaching age 65. Early retirement benefits are available to tiers 1 and 2 members before reaching age 60, tiers 3 and 4 before age 62 with 25 or more years of service credit and tier 5 with 30 or more years of service credit before age 65. Benefits are reduced by a fraction of a percent for each month that a member retires prior to the age at which a member can receive full early retirement benefits in accordance with their respective tier. Tier 1 members can receive an unreduced benefit from age 55 to age 60 if they have at least 25 years of service. Deferred retirement is available to members who have at least 10 years of service credit and have not reached the service retirement age for their respective tier.

Contributions

PERS – The contribution policy is set by N.J.S.A. 43:15A and requires contributions by active members and contributing employers. Members contribute at a uniform rate. Pursuant to the provisions of Chapter 78, P.L. 2011, the active member contribution rate increased from 5.5% of annual compensation to 6.5% plus an additional 1% phased-in over seven years beginning in July 2012.

The member contribution rate was 7.50% in state fiscal year 2020. The rate for members who are eligible for the Prosecutors Part of PERS (Chapter 366, P.L. 2001) was 10%. Employers' contribution amounts are based on an actuarially determined rate. The Commission's contribution amounts are based on an actuarially determined amount, which includes the normal cost and unfunded accrued liability.

The Commission's contractually required contribution rate for the fiscal year ended June 30, 2020 was 15.84% of the Commission's covered payroll. This amount was actuarially determined as the amount that, when combined with employee contributions, is expected to finance the costs of benefits earned by employees during the year, including an additional amount to finance any unfunded accrued liability.

Based on the most recent PERS measurement date of June 30, 2019, the Commission's contractually required contribution to the pension plan for the fiscal year ended June 30, 2020 was \$502,099 and was paid on April 8, 2021. The Commission's contractually required contribution to the pension plan for the fiscal year ended June 30, 2019 was \$412,464 and was paid on April 7, 2020. Commission employee contributions to the pension plan during the fiscal year ended June 30, 2020 were \$239,673.

Pension Liabilities, Pension Expense, and Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pensions

PERS – At June 30, 2020, the Commission's proportionate share of the net pension liability was \$7,640,483. The net pension liability was measured as of June 30, 2019, and the total pension liability used to calculate the net pension liability was determined by an actuarial valuation as of July 1, 2018. The total pension liability was calculated through the use of updated procedures to roll forward from the actuarial valuation date to the measurement date of June 30, 2019. The Commission's proportion of the net pension liability was based on a projection of the Commission's long-term share of contributions to the pension plan relative to the projected contributions of all participating employers, actuarially determined. For the June 30, 2019 measurement date, the Commission's proportion was 0.0424035874%, which was an increase of 0.00273091% from its proportion measured as of June 30, 2018.

For the fiscal year ended June 30, 2020, the Commission's proportionate share of the pension expense was \$478,906. This pension expense was based on the pension plan's June 30, 2019 measurement date. This expense is not recognized by the Commission because of the basis of accounting as described in Note 1; however, as previously mentioned for the fiscal year ended June 30, 2020 the Commission's contribution to PERS was \$412,464 and was paid by April 7, 2020.

At June 30, 2019, the Commission reported deferred outflows of resources and deferred inflows of resources related to PERS from the following sources:

	<u>Deferred Outflows of Resources</u>	<u>Deferred Inflows of Resources</u>
Differences between expected and actual experience	\$ 137,137	\$ 33,752
Changes of assumptions	762,930	2,651,988
Net difference between projected and actual earnings on pension plan investments	-	120,608
Changes in proportion	695,488	110,712
Commission contributions subsequent to the measurement date	<u>502,099</u>	<u>-</u>
	<u>\$ 2,097,654</u>	<u>\$ 2,917,060</u>

The amount of \$502,099, included in deferred outflows of resources, will be included as a reduction of the net pension liability in the fiscal year ending June 30, 2021. Other amounts reported as deferred outflows of resources and deferred inflows of resources related to pensions will be recognized in pension expense as follows:

<u>Fiscal Year Ending June 30</u>	<u>Amount</u>
2021	\$ (95,670)
2022	(567,005)
2023	(494,828)
2024	(158,123)
2025	<u>(5,879)</u>
	<u>\$ (1,321,505)</u>

The amortization of the above other deferred outflows of resources and deferred inflows of resources related to pensions will be over the following number of years:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience		
Year of pension plan deferral:		
June 30, 2014	-	-
June 30, 2015	5.72	-
June 30, 2016	5.57	-
June 30, 2017	5.48	-
June 30, 2018	-	5.63
June 30, 2019	5.21	-
Changes of assumptions		
Year of pension plan deferral:		
June 30, 2014	6.44	-
June 30, 2015	5.72	-
June 30, 2016	5.57	-
June 30, 2017	-	5.48
June 30, 2018	-	5.63
June 30, 2019	-	5.21
Net difference between projected and actual earnings on pension plan investments		
Year of pension plan deferral:		
June 30, 2014	-	5.00
June 30, 2015	5.00	-
June 30, 2016	5.00	-
June 30, 2017	-	5.00
June 30, 2018	-	5.00
June 30, 2019	5.00	-
Changes in proportion		
Year of pension plan deferral:		
June 30, 2014	6.44	6.44
June 30, 2015	5.72	5.72
June 30, 2016	5.57	5.57
June 30, 2017	5.48	5.48
June 30, 2018	5.63	5.63
June 30, 2019	5.21	5.21

Actuarial Assumptions

The net pension liability was measured as of June 30, 2019, and the total pension liability used to calculate the net pension liability was determined by an actuarial valuation as of July 1, 2018. The total pension liability was calculated through the use of updated procedures to roll forward from the actuarial valuation date to the measurement date of June 30, 2019. This actuarial valuation used the following actuarial assumptions, applied to all periods included in the measurement:

	<u>PERS</u>
Inflation - Price	2.75%
Inflation - Wage	3.25%
Salary increases:	
FY 2017 to 2026	2.00% - 6.00% Based on Years
FY 2026 and thereafter	3.00% - 7.00% Based on Years
Investment rate of return	7.00%
Mortality rate table	Pub-2010
Period of actuarial experience study upon which actuarial assumptions were based	July 1, 2014 - June 30, 2018

For PERS, preretirement mortality rates were based on the Pub-2010 General Below-Median Income Employee mortality table with an 82.2% adjustment for males and 101.4% adjustment for females, and with future improvement from the base year of 2010 on a generational basis. Postretirement mortality rates were based on the Pub-2010 General Below-Median Income Healthy Retiree mortality table with a 91.4% adjustment for males and 99.7% adjustment for females, and with future improvement from the base year of 2010 on a generational basis. Disability retirement rates used to value disabled retirees were based on the Pub-2010 Non-Safety Disabled Retiree mortality table with a 127.7% adjustment for males and 117.2% adjustment for females, and with future improvement from the base year of 2010 on a generational basis. Mortality improvement is based on Scale MP-2019.

In accordance with state statute, the long-term expected rate of return on plan investments (7.00% at June 30, 2019) is determined by the State Treasurer, after consultation with the directors of the Division of Investment and the Division of Pensions and Benefits, the PERS Board of Trustees, and the actuaries.

The long-term expected rate of return was determined using a building block method in which best-estimate ranges of expected future real rates of return (expected returns, net of pension plan investment expense, and inflation) are developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. Best estimates of arithmetic rates of return for each major asset class included in PERS's target asset allocation as of June 30, 2019 are summarized in the following table:

PERS		
Asset Class	Target Allocation	Long-Term Expected Real Rate of Return
Risk mitigation strategies	3.00%	4.67%
Cash equivalents	5.00%	2.00%
U.S. Treasuries	5.00%	2.68%
Investment grade credit	10.00%	4.25%
High yield	2.00%	5.37%
Private credit	6.00%	7.92%
Real assets	2.50%	9.31%
Real estate	7.50%	8.33%
U.S. equity	28.00%	8.26%
Non-U.S. developed markets equity	12.50%	9.00%
Emerging markets equity	6.50%	11.37%
Private equity	12.00%	10.85%
	<u>100.00%</u>	

Discount Rate – The discount rates used to measure the total pension liability at June 30, 2019 was 6.28%. The single blended discount rate was based on the long-term expected rate of return on pension plan investments of 7.00%, and a municipal bond rate of 3.50% as of June 30, 2019, based on the Bond Buyer Go 20-Bond Municipal Bond Index, which includes tax-exempt general obligation municipal bonds with an average rating of AA/Aa or higher. The projection of cash flows used to determine the discount rates for PERS assumed that contributions from plan members will be made at the current member contribution rates and that contributions from employers will be made based on the contribution rate in the most recent fiscal year. Based on those assumptions, the plan’s fiduciary net position was projected to be available to make projected future benefit payments of current plan members through 2057.

Therefore, the long-term expected rate of return on plan investments was applied to projected benefit payments through 2057, and the municipal bond rate was applied to projected benefit payments after that date in determining the total pension liability.

Sensitivity of Commission’s Proportionate Share of Net Pension Liability to Changes in the Discount Rate

PERS – The following presents the Commission’s proportionate share of the net pension liability at June 30, 2019, the plan’s measurement date, calculated using a discount rate of 6.28%, as well as what the Commission’s proportionate share of the net pension liability would be if it were calculated using a discount rate that is 1%

lower or 1% higher than the current rates used:

	PERS		
	1%	Current	1%
	Decrease	Discount Rate	Increase
	(5.28%)	(6.28%)	(7.28%)
Commission's proportionate share of the net pension liability	\$ 9,651,171	\$ 7,640,483	\$ 5,946,192

Pension Plan Fiduciary Net Position

For purposes of measuring the net pension liability, deferred outflows of resources and deferred inflows of resources related to pensions, and pension expense, information about the respective fiduciary net position of the PERS and additions to/deductions from PERS's fiduciary net position have been determined on the same basis as they are reported by PERS. Accordingly, benefit payments (including refunds of employee contributions) are recognized when due and payable in accordance with the benefit terms. Investments are reported at fair value. For additional information about PERS, please refer to the plan's Comprehensive Annual Financial Report, which can be found at <https://www.state.nj.us/treasury/pensions/financial-reports.shtml>.

Note 6: HEALTH CARE BENEFITS

The Commission provides health care benefits, through the New Jersey State Health Benefits Program, to all continuing employees who are scheduled to work 25 or more hours per week, along with their spouses and eligible dependents. Expenditures for health care benefits are recognized on a pay-as-you-go basis.

In accordance with P. L. 2011, Chapter 78, employees enrolled in the New Jersey State Health Benefits Program are required to contribute a portion of their bi-weekly salary. The balance of the monthly health care benefits premium is paid by the Commission, which receives a credit from the state. Employees covered by other health insurance can elect to waive coverage and receive \$1,000 annually.

The Commission's health care benefits premiums, including employees' contributions, are as follows:

Health Care Costs

Fiscal Year	Premium	Cost to Commission	Employee Contributions	Credit from State
2020	\$ 789,947	\$ 37,872	\$ 168,970	\$ 583,105
2019	817,394	105,692	174,699	537,003
2018	806,293	135,627	154,447	516,219
2017	798,708	152,158	134,323	512,227
2016	797,988	152,839	134,285	510,864
2015	840,454	195,690	130,114	514,650

Note 7: OTHER POSTEMPLOYMENT BENEFITS (OPEB)

General Information about the OPEB Plan

Plan Description and Benefits Provided – The Commission contributes to the State Health Benefits Local Government Retired Employees’ Plan (plan), which is a cost-sharing, multiple-employer defined benefit other postemployment benefit plan. It covers employees of local governments that have adopted a resolution to participate in the plan. The plan meets the definition of an equivalent arrangement as defined in GASB Statement No. 75, *Accounting and Financial Reporting for the Postemployment Benefits Other Than Pensions*; therefore, assets are accumulated to pay associated benefits. For additional information about the plan, please refer to the State of New Jersey, Division of Pensions and Benefits’s Comprehensive Annual Financial Report, which can be found at the following link. <https://www.state.nj.us/treasury/pensions/financial-reports.shtml>.

The plan provides medical and prescription drug benefits to retirees and their covered dependents. Under the provisions of Chapter 88, P.L. 1974 and Chapter 48, P.L. 1999, local government employers electing to provide postretirement medical coverage to their employees must file a resolution with the division. Under Chapter 88, local employers elect to provide benefit coverage based on the eligibility rules and regulations promulgated by the State Health Benefits Commission. Chapter 48 allows local employers to establish their own age and service eligibility for employer-paid health benefits coverage for retired employees. Under Chapter 48, the employer may assume the cost of postretirement medical coverage for employees and their dependents who: 1) retired on a disability pension; or 2) retired with 25 or more years of service credit in a state or locally administered retirement system and a period of service of up to 25 years with the employer at the time of retirement as established by the employer; or 3) retired and reached the age of 65 with 25 or more years of service credit in a state or locally administered retirement system and a period of service of up to 25 years with the employer at the time of retirement as established by the employer; or 4) retired and reached age 62 with at least 15 years of service with the employer. Further, the law provides that the employer-paid

obligations for retiree coverage may be determined by means of a collective negotiations agreement.

Pursuant to Chapter 78, P.L., 2011, future retirees eligible for postretirement medical coverage who have less than 20 years of creditable service on June 28, 2011 will be required to pay a percentage of the cost of their health care coverage in retirement provided they retire with 25 or more years of pension service credit. The percentage of the premium for which the retiree will be responsible will be determined based on the retiree's annual retirement benefit and level of coverage.

Contributions – The funding policy for the OPEB plan is pay-as-you-go; therefore, there is no prefunding of the liability. However, due to premium rates being set prior to each calendar year, there is a minimal amount of net position available to cover benefits in future years. Contributions to pay for the health benefit premiums of participating employees in the OPEB plan are collected from participating local employers and retired members.

Pursuant to Chapter 78, P.L., 2011, future retirees eligible for postretirement medical coverage who have less than 20 years of creditable service on June 28, 2011 will be required to pay a percentage of the cost of their health care coverage in retirement provided they retire with 25 or more years of pension service credit. The percentage of the premium for which the retiree will be responsible will be determined based on the retiree's annual retirement benefit and level of coverage.

The Commission was billed monthly by the plan and has expended \$159,893 for the fiscal ended June 30, 2020, representing 5.04% of the Commission's covered payroll. The Commission has recognized revenue in the amount of \$103,895 for a credit from the State of New Jersey to cover retiree health benefits; however, this credit has no effect on the calculations in the plan.

OPEB Liability, OPEB Expense, and Deferred Outflows of Resources and Deferred Inflows of Resources

OPEB Liability – At June 30, 2020, the Commission's proportionate share of the net OPEB liability was \$7,146,636. The net OPEB liability was measured as of June 30, 2019, and the total OPEB liability used to calculate the net OPEB liability was determined by an actuarial valuation as of June 30, 2018, which was rolled forward to June 30, 2019.

The Commission's proportion of the net OPEB liability was based on the ratio of the plan members of an individual employer to the total members of the plan's nonspecial funding situation during the measurement period July 1, 2018 through June 30, 2019. For the June 30, 2019 measurement date, the Commission's proportion was 0.052758%, which was a decrease of 0.001315% from its proportion measured as of the June 30, 2018 measurement date.

OPEB Expense – At June 30, 2020, the Commission’s proportionate share of the OPEB expense, calculated by the plan as of the June 30, 2019 measurement date is \$151,418. This benefit is not recognized by the Commission because of the basis of the accounting as described in Note 1; however, as previously mentioned, for the fiscal year ended June 30, 2020, the Commission made contributions to the plan totaling \$159,893.

Deferred Outflows of Resources and Deferred Inflows of Resources – At June 30, 2020, the Commission had deferred outflows of resources and deferred inflows of resources related to the OPEB liability from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience	\$ -	\$ 2,089,955
Changes of assumptions	-	2,532,609
Net difference between projected and actual earnings on OPEB plan investments	5,887	-
Changes in proportion	-	510,184
Changes in contributions subsequent to the measurement date	159,893	-
Total	<u>\$ 165,780</u>	<u>\$ 5,132,748</u>

The amount of \$159,893, included in deferred outflows of resources, resulting from the Commission's contributions subsequent to the measurement date, will be included as a reduction of the Commission's net OPEB liability in the fiscal year ending June 30, 2021.

The Commission will amortize the other deferred outflows of resources and deferred inflows of resources related to the OPEB liability over the following number of years:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Changes of assumptions	-	8.05
Net difference between projected and actual earnings on OPEB plan investments	5.00	-
Changes in proportion	8.05	8.05

Other amounts included as deferred outflows of resources and deferred inflows of resources related to the OPEB liability will be recognized in future periods as follows:

Fiscal Year Ending June 30	Amount
2021	\$ (824,275)
2022	(824,275)
2023	(824,736)
2024	(825,482)
2025	(826,164)
Thereafter	<u>(1,001,929)</u>
Total	<u>\$ (5,126,861)</u>

Actuarial Assumptions

The actuarial assumptions vary for each plan member depending on the pension plan in which the member is enrolled. The total OPEB liability as of June 30, 2019 was determined by an actuarial valuation as of June 30, 2018, which was rolled forward to June 30, 2019 and used the following assumptions:

Actuarial Assumptions

Inflation	2.50%
*Salary increases:	
Through 2026	2.00% - 6.00%
Thereafter	3.00% - 7.00%

*Salary increases are based on the years of service within the respective plan.

Preretirement mortality rates were based on the Pub-2010 Headcount-Weighted Healthy Employee Male/Female mortality table with fully generational mortality improvement projections from the central year using the MP-2019 scale. Postretirement mortality rates were based on the Pub-2010 Headcount-Weighted Healthy Annuitant Male/Female mortality table with fully generational improvement projections from the central year using the MP-2019 scale. Disability mortality was based on the Pub-2010 Headcount-Weighted Disabled Male/Female mortality table with fully generational improvement projections from the central year using the MP-2019 scale.

Certain actuarial assumptions used in the July 1, 2018 valuation were based on the results of the pension plan's experience study for which the members are eligible for coverage under this plan, the Public Employees' Retirement System (PERS). The PERS experience study was prepared for the period July 1, 2014 to June 30, 2018.

Discount Rate – The discount rate used to measure the OPEB Liability at June 30, 2019 was 3.50%. This represents the municipal bond return rate as chosen by the state. The source is the Bond Buyer Go 20-Bond Municipal Bond Index, which includes tax-exempt general obligation municipal bonds with an average rating of AA/Aa or higher. As the long-term rate of return is less than the municipal bond rate, it is not considered in the calculation of the discount rate, rather the discount rate is set at the municipal bond rate.

Health Care Trend Assumptions – For pre-Medicare preferred provider organization (PPO) and health maintenance organization (HMO) medical benefits, the trend rate is initially 5.7% and decreases to a 4.5% long-term trend rate after eight years. For self-insured post-65 PPO and HMO medical benefits, the trend rate is 4.5%. For prescription drug benefits, the initial trend rate is 7.5% decreasing to a 4.5% long-term trend rate after eight years. The Medicare Advantage trend rate is 4.5% and will continue in all future years.

Sensitivity of the Net OPEB Liability to Changes in the Discount Rate – The Commission's net OPEB liability as of the plan's June 30, 2019 measurement date, calculated using a discount rate of 3.50%, as well as using a discount rate that is 1% lower or 1% higher than the current rates used is as follows:

	1% Decrease (2.50%)	Current Discount Rate (3.50%)	1% Increase (4.50%)
Commission's proportionate share of the net OPEB liability	<u>\$ 8,263,329</u>	<u>\$ 7,146,636</u>	<u>\$ 6,239,175</u>

Sensitivity of the Net OPEB Liability to Changes in the Healthcare Cost Trend Rates – The Commission’s proportionate share of the net OPEB Liability as of June 30, 2019, using a healthcare cost trend rates that are 1% lower or 1% higher than the current healthcare cost trend rate used is as follows:

	1% Decrease	Healthcare Cost Trend Rates	1% Increase
Commission's proportionate share of the net OPEB liability	<u>\$6,030,880</u>	<u>\$ 7,146,636</u>	<u>\$ 8,569,971</u>

OPEB Plan Fiduciary Net Position

For purposes of measuring the net OPEB liability, deferred outflows of resources and deferred inflows of resources related to OPEB, and OPEB expense, information about the respective fiduciary net position of the State Health Benefits Local Government Retired Employees’ Plan and additions to/deductions from the plan’s respective fiduciary net position have been determined on the same basis as they are reported by the plan. Accordingly, contributions (including refunds of employee contributions) are recognized when due and payable in accordance with the benefit terms. Investments are reported at fair value. For additional information about the plan, please refer to the plan’s Comprehensive Annual Financial Report, which can be found at: <https://www.state.nj.us/treasury/pensions/financial-reports.shtml>

Note 8: RISK MANAGEMENT

The Commission is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; injuries to employees; and natural disasters.

Property and Liability Insurance – The Commission maintains an umbrella policy and commercial insurance coverage for property, general liability, commercial auto, and workers’ compensation.

New Jersey Unemployment Compensation Insurance – In 1979, the Commission elected to fund its New Jersey Unemployment Compensation Insurance under the "Benefit Reimbursement Method". Under this plan, the Commission is required to reimburse the New Jersey Unemployment Compensation Fund for

benefits paid to its former employees and charged to its account with the state. The Commission is billed quarterly for amounts due to the state. The following is a summary of employee contributions, reimbursements to the state for benefits paid, and the ending balance of the Commission's trust fund for the current and previous four years:

Fiscal Year	Employee Contribution	Annual Reimbursement	Funding Balance *
2020	\$ 419	\$ -	\$ 3,586
2019	4,454	16,614	2,724
2018	6,334	872	14,302
2017	4,375	12,050	8,566
2016	4,133	-	16,168

*Includes annual interest income

Note 9: LONG-TERM DEBT

Compensated Absences – The Commission’s policy states that employees are entitled, upon termination, to the current year’s earned but unused vacation time in addition to any unused vacation time previously earned. In addition, employees are eligible, at retirement, to receive payment for one-half of their accumulated sick leave up to a maximum of \$15,000. Unused vacation time expected to be taken in the succeeding fiscal year in the amount of \$88,910 has been recorded as a liability in the General Fund on the accompanying balance sheet.

A liability for vested compensated absences has also been established in the General Long-Term Debt Account Group as the benefits accrue to employees. As of June 30, 2020, the estimated long-term liability for compensated absences was \$410,906. Net long-term debt as of June 30, 2020 is as follows:

	Balance 6/30/2019	Additions	Deductions	Balance 6/30/2020	Due Within One Year
Compensated absences payable	\$ 33,190	\$ 55,720	\$ -	\$ 88,910	\$ 88,910
Estimated compensated absences payable	417,040	-	6,134	410,906	-
Total	<u>\$ 450,230</u>	<u>\$ 55,720</u>	<u>\$ 6,134</u>	<u>\$ 499,816</u>	<u>\$ 88,910</u>

Note 10: INTERFUND RECEIVABLES AND PAYABLES

The following interfund balances remained on the balance sheet at June 30, 2020:

<u>Fund</u>	<u>Interfund Receivable</u>	<u>Interfund Payable</u>
General Fund	\$ 469,957	\$ -
Special Revenue Funds	-	448,009
Private Purpose Trust Funds	-	21,948
Total	<u>\$ 469,957</u>	<u>\$ 469,957</u>

The interfund receivables and payables above predominately resulted from collections and payments made by certain funds on behalf of the other funds. During fiscal year 2020, the Commission expects to liquidate such interfund balances, depending on the availability of cash flow.

Note 11: GASB 54 – FUND BALANCE DISCLOSURES

In accordance with GASB No. 54, *Fund Balance Reporting and Governmental Fund Type Definitions*, the Commission classifies governmental fund balances as follows:

- Non-spendable – includes fund balance amounts that cannot be spent either because it is not in spendable form or because of legal or contractual constraints.
- Restricted – includes fund balance amounts that are constrained for specific purposes that are externally imposed by external parties, constitutional provision, or enabling legislation.
- Committed – includes fund balance amounts that are constrained for specific purposes that are internally imposed by the government through formal action of the highest level of decision making authority and does not lapse at year end.
- Assigned – includes fund balance amounts that are intended to be used for specific purposes that are neither considered restricted nor committed. Fund Balance may be assigned by the executive director or the board of commissioners.
- Unassigned – includes balance within the General Fund that has not been classified within the above mentioned categories and negative fund balances in other governmental funds.

Specific reservations of fund balances are described below:

RESTRICTED FOR:

Unemployment Compensation – This reserve was established with funds contributed by employees and used to reimburse the state for benefits paid, \$3,586.

Katie Fund – The Kathleen M. Lynch-van de Sande Fund consists of contributions from the public, which are dedicated to the support of reforestation and vegetation activities in the Pinelands and to further educational programs and projects that enhance the understanding of the Pinelands National Reserve, \$8,272.

Timber Rattlesnake Study – This reserve was created as a result of a settlement in order to fund an escrow for the study and monitoring of the timber rattlesnakes in and near a particular development site, \$6,675.

Rattlesnake Fencing – This reserve was created to account for funds restricted for possible future fencing necessitated by the above rattlesnake study, \$21,749.

COMMITTED TO:

Pinelands Conservation Fund – This reserve was established with funds provided by the Atlantic Electric Co. as a result of the proposed electric transmission line project to further the Pinelands protection program and ensure a greater level of protection for the unique resources of the Pinelands area, \$5,249,047.

Kirkwood-Cohansey Study – This reserve was created from funds from the Water Supply Fund to assess and prepare a report on the key hydrological and ecological information needed to determine how the current and future water supply needs of the Pinelands may be met while also protecting the Kirkwood-Cohansey aquifer system and avoiding any adverse ecological impact, \$29,185.

Encumbrances – The reserve for encumbrances was created to represent encumbrances outstanding at the end of the year based on purchase orders and contracts signed by the Commission but not completed as of the close of the fiscal year, \$289,787.

Retirees' Health Benefits – This is a designation of fund balance that the Commission intends to use to fund future retirees' health benefits, \$799,155.

Investment in General Fixed Assets – This represents the amount invested in fixed assets, \$1,230,737.

ASSIGNED TO:

Subsequent Year's Expenditures – This designation of fund balance has been appropriated and included as anticipated revenue for the year ending June 30, 2021, \$829,397.

Other – This represents designations of fund balance that the Commission intends to use for various projects, such as Pinelands poster reprinting and service awards, \$78,747.

UNASSIGNED FUND BALANCE:

Unassigned – This represents the portion of fund balance resources available for appropriation, \$1,370,864.

Note 12: ECONOMIC DEPENDENCY

The Commission receives a significant portion of its total revenues from the State of New Jersey. Since these revenues are subject to annual appropriation, any reduction in the amount appropriated in the state's budget will have a material impact on the operations of the Commission. A comparison of annual operating revenues is shown below:

Fiscal Year	State Aid Revenues	General Fund Revenues*	Percentage
2020	\$ 3,636,000	\$ 4,659,249	78%
2019	3,486,000	5,335,483	65%
2018	3,336,000	4,342,259	77%
2017	3,486,000	4,225,149	83%
2016	3,186,000	4,200,943	76%

* Includes transfers from other funds

Note 13: SUBSEQUENT EVENTS

SIGNIFICANT RISKS AND UNCERTAINTIES

The current coronavirus (COVID-19), classified by the World Health Organization as a pandemic, disrupted normal business operations in 2021 and management has not determined the effect the pandemic will have on future operations.

Required Supplementary Information

**PINELANDS COMMISSION
SCHEDULE OF THE COMMISSION'S PROPORTIONATE SHARE OF THE NET PENSION LIABILITY
PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) - LOCAL
REQUIRED SUPPLEMENTARY INFORMATION**

	Measurement date ending June 30		
	2019	2018	2017
Commission's proportion of the net pension liability	0.0424035874%	0.0396726809%	0.0387524433%
Commission's proportionate share of the net pension liability	\$ 7,640,483	\$ 7,811,353	\$ 9,020,949
Commission's covered payroll (plan measurement period)	\$ 2,964,972	\$ 2,664,084	\$ 2,713,988
Commission's proportionate share of the net pension liability as a percentage of covered payroll	257.69%	293.21%	332.39%
Plan fiduciary net position as a percentage of the total pension liability (local)	40.45%	53.60%	48.10%

**PINELANDS COMMISSION
SCHEDULE OF THE COMMISSION'S PROPORTIONATE SHARE OF THE NET PENSION LIABILITY
PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) - LOCAL
REQUIRED SUPPLEMENTARY INFORMATION**

	Measurement date ending June 30			
	2016	2015	2014	2013
Commission's proportion of the net pension liability	0.0393468730%	0.0385232928%	0.0406718663%	0.039469948500%
Commission's proportionate share of the net pension liability	\$ 11,653,415	\$ 8,647,707	\$ 7,614,886	\$ 7,543,491
Commission's covered payroll (plan measurement period)	\$ 2,706,800	\$ 2,739,132	\$ 2,796,096	\$ 2,698,088
Commission's proportionate share of the net pension liability as a percentage of covered payroll	430.52%	315.71%	272.34%	279.59%
Plan fiduciary net position as a percentage of the total pension liability (local)	40.14%	47.93%	52.08%	48.72%

Note: Until a full ten-year trend is completed, information will be presented for years for which information is available.

PINELANDS COMMISSION
SCHEDULE OF THE COMMISSION'S CONTRIBUTIONS
PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) - LOCAL
REQUIRED SUPPLEMENTARY INFORMATION

	Fiscal Year Ended June 30						
	2020	2019	2018	2017	2016	2015	2014
Contractually required contribution	\$ 502,099	\$ 412,464	\$ 394,615	\$ 359,000	\$ 349,552	\$ 331,197	\$ 335,293
Contributions in relation to the contractually required contribution	(502,099)	(412,464)	(394,615)	(359,000)	(349,552)	(331,197)	(331,197)
Contribution deficiency (excess)	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 4,096</u>
Commission's covered payroll (fiscal year)	<u>\$ 3,170,017</u>	<u>\$ 3,140,268</u>	<u>\$ 2,915,910</u>	<u>\$ 2,692,751</u>	<u>\$ 2,707,759</u>	<u>\$ 2,697,688</u>	<u>\$ 2,697,688</u>
Contributions as a percentage of commission's covered payroll	15.84%	13.13%	13.53%	13.33%	12.91%	12.28%	12.43%

Note: Until a full ten-year trend is completed, information will be presented for years for which information is available.

Changes in Benefit Terms

None

Changes in Assumptions

For 2019, the discount rate changed to 6.28%, the long-term expected rate of return remained at 7.00%, demographic assumptions were revised in accordance with the results of the July 1, 2014 - June 30, 2018 experience study and the mortality improvement scale incorporated the plan actuary's modified MP-2019 projection scale. Further, salary was assumed to increase between 2.00% and 6.00% (based on years of service) through fiscal year 2026 and 3.00% and 7.00% (based on years of service) for each fiscal year thereafter. For 2018, the discount rate changed to 5.66%, the long-term expected rate of return remained at 7.00%, demographic assumptions were revised in accordance with the results of the July 1, 2011 - June 30, 2014 experience study and the mortality improvement scale incorporated the plan actuary's modified MP-2014 projection scale. For 2017, the discount rate changed to 5.00%, the long-term expected rate of return changed to 7.00% from 7.65%. For 2016, the discount rate changed to 3.98%, and the long-term expected rate of return changed to 7.65% from 7.90%. For 2015 and 2014, the discount rate was 4.90% and 5.39% respectively. In addition, the social security wage base was set at \$118,500 for 2015, increasing 4.00% per annum, compounded annually, and the Internal Revenue Code Section 401(a)(17) pay limit was set at \$265,000 for 2015, increasing 3.00% per annum, compounded annually.

PINELANDS COMMISSION
SCHEDULE OF CHANGES IN THE TOTAL OPEB LIABILITY AND THE COMMISSION'S PROPORTIONATE SHARE OF THE NET OPEB LIABILITY
STATE HEALTH BENEFIT RETIRED EMPLOYEES' OPEB PLAN
REQUIRED SUPPLEMENTARY INFORMATION

	Measurement date ending June 30			
	2019	2018	2017	2016
Total net OPEB liability:				
Service cost	\$ 666,574,660	\$ 896,235,148	\$ 1,064,525,862	\$ 793,330,866
Interest	636,082,461	764,082,232	648,423,508	693,228,312
Change of Benefit Terms	(1,903,958)	-	-	-
Differences between expected and actual experience	(1,399,921,930)	(3,626,384,047)	-	-
Changes in assumptions or other inputs	(1,635,760,217)	(2,314,240,675)	(2,587,850,974)	3,126,488,338
Net investment income	(4,826,936)	(2,320,422)	(791,049)	(310,043)
Contributions from employers and non-employers	(390,269,556)	(474,742,947)	(434,877,635)	(397,482,072)
Administrative expense	9,478,435	8,200,113	8,894,576	528,244
Net change in total net OPEB liability	\$ (2,120,547,041)	\$ (4,749,170,598)	\$ (1,301,675,712)	\$ 4,215,783,645
Total OPEB liability, beginning	15,666,618,141	20,415,788,739	21,717,464,451	17,501,680,806
Total OPEB liability, ending	<u>\$ 13,546,071,100</u>	<u>\$ 15,666,618,141</u>	<u>\$ 20,415,788,739</u>	<u>\$ 21,717,464,451</u>
Commission's proportion of the net OPEB liability	0.052758%	0.054073%	0.054329%	0.055825%
Commission's proportionate share of the net OPEB liability	<u>\$ 7,146,636</u>	<u>\$ 8,471,410</u>	<u>\$ 11,091,694</u>	<u>\$ 12,123,775</u>
Commission's covered payroll (plan measurement period)	<u>\$ 3,140,268</u>	<u>\$ 2,915,910</u>	<u>\$ 2,692,751</u>	<u>\$ 2,707,759</u>
Commission's proportionate share of the net OPEB liability as a percentage of covered payroll	227.58%	290.52%	411.91%	447.74%
Plan fiduciary net position as a percentage of the total pension liability	1.9800%	1.9700%	1.0300%	0.6900%

Notes to schedule:

No assets are accumulated in a trust that meets the criteria in Paragraph 45 of GASB 75

In accordance with GASB 75, the above information is also presented for the State Health Benefit Local Government Retired Employees' Plan. These schedules are presented to illustrate the requirements to show information for 10 years; however, until a full 10-year trend is compiled, this presentation will only include information for those years for which information is available.

**PINELANDS COMMISSION
SCHEDULE OF THE COMMISSION'S CONTRIBUTIONS
STATE HEALTH BENEFIT RETIRED EMPLOYEES' OPEB PLAN
REQUIRED SUPPLEMENTARY INFORMATION**

	Fiscal year ending June 30			
	2020	2019	2018	2017
Commission's required contribution	\$ 159,893	\$ 218,955	\$ 284,092	\$ 305,161
Contributions in relation to the required contribution	<u>(159,893)</u>	<u>(218,955)</u>	<u>(284,092)</u>	<u>(305,161)</u>
Contribution deficiency (excess)	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Commission's covered payroll (fiscal year)	<u>\$ 3,170,017</u>	<u>\$ 3,140,268</u>	<u>\$ 2,915,910</u>	<u>\$ 2,692,751</u>
Contributions as a percentage of Commission's covered payroll	5.04%	6.97%	9.74%	11.33%

Note: In accordance with GASB 75, the above information is also presented for the State Health Benefit Local Government Retired Employees' Plan. These schedules are presented to illustrate the requirements to show information for 10 years; however, until a full 10-year trend is compiled, this presentation will only include information for those years for which information is available.

Changes in Benefit Terms

None

Differences between Expected and Actual Experience

The decrease in liability from June 30, 2018 to June 30, 2019 is due to changes in the census, claims, and premium experience.

Changes in Assumptions

The decrease in liability from June 30, 2017 to June 30, 2018 is due to the increase in the assumed discount rate from 3.58% as of June 30, 2017 to 3.87% as of June 30, 2018 and a decrease in the assumed health care cost trend and excise tax assumptions. The decrease in liability from June 30, 2018 to June 30, 2019 is due to the combined effect of the decrease in the assumed discount rate from 3.87% as of June 30, 2018 to 3.50% as of June 30, 2019; and changes in the trend, excise tax, updated decrements, PPO/HMO future retiree elections, salary scale and mortality assumptions.

Other Information

PINELANDS COMMISSION
SCHEDULE OF EXPENDITURES OF STATE FINANCIAL ASSISTANCE
FOR THE FISCAL YEAR ENDED JUNE 30, 2020

Grantor/Pass Through Grantor/Program Title	STATE GRANT or GMIS NUMBER	PROGRAM or AWARD AMOUNT	GRANT PERIOD		ACCOUNTS	DEFERRED	CASH/ CREDIT RECEIVED	EXPENDITURES	ACCOUNTS	DEFERRED
			FROM	TO	RECEIVABLE 6/30/18	REVENUE 6/30/18			RECEIVABLE 6/30/19	REVENUE 6/30/19
Department of Environmental Protection										
State Aid	100-042-4800-082	\$ 2,949,000	07/01/19	06/30/20	\$ -	\$ -	\$ 2,949,000	\$ 2,949,000	\$ -	\$ -
Pinelands Development Credit Purchases	100-042-4800-324	13,000,000	07/01/99	Completion	-	1,759,200	-	-	-	1,759,200
Credit from State - Fringe Benefits	not applicable	687,000	07/01/19	06/30/20	-	-	687,000	687,000	-	-
Total State Financial Assistance					<u>\$ -</u>	<u>\$ 1,759,200</u>	<u>\$ 3,636,000</u>	<u>\$ 3,636,000</u>	<u>\$ -</u>	<u>\$ 1,759,200</u>

See Report and Notes to Schedules of Expenditures of State Financial Assistance.

**PINELANDS COMMISSION
NOTES TO THE SCHEDULE OF EXPENDITURES OF
STATE FINANCIAL ASSISTANCE
FOR THE FISCAL YEAR ENDED JUNE 30, 2020**

Note 1: GENERAL

The accompanying Schedule of Expenditures of State Financial Assistance presents the activity of all state financial assistance programs of the New Jersey Pinelands Commission. The Commission is defined in Note 1 to the financial statements. All state financial assistance received directly from state agencies is included on the Schedule of Expenditures of State Financial Assistance.

Note 2: BASIS OF ACCOUNTING

The accompanying Schedule of Expenditures of State Financial Assistance is presented using the modified accrual basis of accounting. This basis of accounting is described in Note 1 to the Commission's general-purpose financial statements.

Note 3: RELATIONSHIP TO FINANCIAL STATEMENTS

Amounts reported in the accompanying schedule agree with amounts reported in the Commission's financial statements.

Note 4: RELATIONSHIP TO STATE FINANCIAL REPORTS

Amounts reported in the accompanying schedule agree with the amounts reported in the related state financial reports.

Note 5: MAJOR PROGRAMS

Major programs are identified in the *Summary of Auditor's Results* section of the Schedule of Findings and Questioned Costs.

Pinelands Commission

**Report on Internal Control over Financial Reporting and on Compliance
and Other Matters Based on an Audit of Financial Statements Performed
in Accordance with *Government Auditing Standards***

For Fiscal Year Ended June 30, 2020

SENATE

Stephen M. Sweeney *Chair*
Christopher J. Connors
Kristin M. Corrado
Nia H. Gill
Linda R. Greenstein
Thomas H. Kean, Jr.
Joseph Pennacchio
Loretta Weinberg

GENERAL ASSEMBLY

Jon M. Bramnick *Vice Chair*
John J. Burzichelli
Craig J. Coughlin
John DiMaio
Louis D. Greenwald
Nancy F. Munoz
Verlina Reynolds-Jackson
Harold J. Wirths



NEW JERSEY STATE LEGISLATURE
★ *Office of* LEGISLATIVE SERVICES ★

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Fax 609-633-0834

David J. Kaschak
State Auditor

Brian M. Klingele
Assistant State Auditor

Thomas Troutman
Assistant State Auditor

**REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON
COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF
FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE
WITH GOVERNMENT AUDITING STANDARDS**

INDEPENDENT AUDITOR’S REPORT

The Honorable Philip D. Murphy
Governor of New Jersey

The Honorable Stephen M. Sweeney
President of the Senate

The Honorable Craig J. Coughlin
Speaker of the General Assembly

Ms. Peri A. Horowitz
Executive Director
Office of Legislative Services

We have audited, in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the Pinelands Commission, as of and for the year ended June 30, 2020, and the related notes to the financial statements, and have issued our report thereon dated September 28, 2021.

Internal Control over Financial Reporting

In planning and performing our audit of the financial statements, we considered the Pinelands Commission’s internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness

of the Pinelands Commission's internal control. Accordingly, we do not express an opinion on the effectiveness of the Pinelands Commission's internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether the Pinelands Commission's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.



David J. Kaschak
State Auditor
September 28, 2021

Pinelands Commission

**Report on Compliance for Each Major State Program; Report on
Internal Control over Compliance; and Report on the Schedule of
Expenditures of State Financial Assistance Required by New Jersey Department of the
Treasury Circular No. 15-08-OMB**

For the Fiscal Year Ended June 30, 2020

LEGISLATIVE SERVICES COMMISSION

SENATE

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Nia H. Gill
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**REPORT ON COMPLIANCE FOR EACH MAJOR STATE PROGRAM; REPORT
ON INTERNAL CONTROL OVER COMPLIANCE; AND REPORT ON THE
SCHEDULE OF EXPENDITURES OF STATE FINANCIAL ASSISTANCE
REQUIRED BY NEW JERSEY DEPARTMENT OF THE TREASURY CIRCULAR
No. 15-08-OMB**

INDEPENDENT AUDITOR'S REPORT

The Honorable Philip D. Murphy
Governor of New Jersey

The Honorable Stephen M. Sweeney
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Executive Director
Office of Legislative Services

Report on Compliance for Each Major State Program

We have audited the Pinelands Commission's compliance with the types of compliance requirements described in the New Jersey Grant Compliance Supplement that could have a direct and material effect on each of its major state programs for the year ended June 30, 2020. The Pinelands Commission's major state programs are identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs.

Management's Responsibility

Management is responsible for compliance with the requirements of laws, regulations, contracts, and grants applicable to its state programs.

Auditor's Responsibility

Our responsibility is to express an opinion on compliance for each of the Pinelands Commission's major state programs based on our audit of the types of compliance requirements referred to above. We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and New Jersey Department of the Treasury Circular No. 15-08-OMB. These standards and New Jersey Department of the Treasury Circular No. 15-08-OMB require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major state program occurred. An audit includes examining, on a test basis, evidence about the Pinelands Commission's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances.

We believe that our audit provides a reasonable basis for our opinion on compliance for each major state program. However, our audit does not provide a legal determination of the Pinelands Commission's compliance.

Opinion on Each Major State Program

In our opinion, the Pinelands Commission complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major state programs for the year ended June 30, 2020.

Report on Internal Control over Compliance

Management of the Pinelands Commission is responsible for establishing and maintaining effective internal control over compliance with the types of compliance requirements referred to above. In planning and performing our audit of compliance, we considered the Pinelands Commission's internal control over compliance with the types of requirements that could have a direct and material effect on each major state program to determine the auditing procedures that are appropriate in the circumstances for the purpose of expressing an opinion on compliance for each major state program and to test and report on internal control over compliance in accordance with New Jersey Department of the Treasury Circular No. 15-08-OMB, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of the Pinelands Commission's internal control over compliance.

A deficiency in internal control over compliance exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing

their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a state program on a timely basis. A *material weakness in internal control over compliance* is a deficiency, or combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a state program will not be prevented, or detected and corrected, on a timely basis. A *significant deficiency in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a state program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of New Jersey Department of the Treasury Circular No. 15-08-OMB. Accordingly, this report is not suitable for any other purposes.

Report on the Schedule of Expenditures of State Financial Assistance Required by New Jersey Department of the Treasury Circular No. 15-08-OMB

We have audited the financial statements of the Pinelands Commission as of and for the year ended June 30, 2020, and have issued our report thereon dated September 28, 2021, which contained an unmodified opinion on those financial statements. Our audit was conducted for the purpose of forming an opinion on the financial statements as a whole. The accompanying schedule of expenditures of state financial assistance is presented for purposes of additional analysis as required by New Jersey Department of the Treasury Circular No. 15-08-OMB and is not a required part of the financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the financial statements. The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the schedule of expenditures of state financial assistance is fairly stated in all material respects in relation to the financial statements as a whole.



David J. Kaschak
State Auditor
September 28, 2021

**PINELANDS COMMISSION
SUMMARY SCHEDULE OF FINDINGS AND QUESTIONED COSTS
FISCAL YEAR ENDED JUNE 30, 2020**

Section I - Summary of Auditor's Results

Financial Statements

Type of auditor's report issued: Unmodified

Internal control over financial reporting:

Material weakness(es) identified? Yes No

Significant deficiency(ies) identified? Yes None Reported

Noncompliance material to financial statements noted? Yes No

Federal Awards Section

Federal Awards Section is not applicable; The Pinelands Commission did not meet the \$750,000 threshold for federal single audit.

State Awards Section

Internal control over major programs:

Material weakness(es) identified? Yes No

Significant deficiency(ies) identified? Yes None Reported

Type of auditor's report on compliance for major programs: Unmodified

Any audit findings disclosed that are required to be reported in accordance with New Jersey Department of the Treasury Circular No. 15-08-OMB Yes No

**PINELANDS COMMISSION
SUMMARY SCHEDULE OF FINDINGS AND QUESTIONED COSTS
FISCAL YEAR ENDED JUNE 30, 2020**

Section I - Summary of Auditor's Results (continued):

Identification of major programs:

<u>State Program Number</u>	<u>Name of State Program</u>
100-042-4800-082	State of New Jersey Appropriation
Not applicable	Credit from State - Fringe Benefits

Section II – Schedule of Financial Statement Findings

No compliance or internal control over financial reporting findings were noted that are required to be reported under *Government Auditing Standards*.

Section III – Schedule of State Awards Findings and Questioned Costs

The audit disclosed no findings or questioned costs for the current period.

PINELANDS COMMISSION
SUMMARY SCHEDULE OF PRIOR AUDIT FINDINGS AND QUESTIONED COSTS
FISCAL YEAR ENDED JUNE 30, 2020

<u>Finding No.</u>	<u>Condition</u>	<u>Status</u>
None.		