
Commission Meeting

of

STATE HOUSE COMMISSION

LOCATION: Committee Room 14
State House Annex
Trenton, New Jersey

DATE: June 23, 2003
9:00 a.m.

MEMBERS OF COMMISSION PRESENT:

Michael R. DeCotiis
(Representing Governor James E. McGreevey)
Senator Walter J. Kavanaugh, Chair
Senator Bernard F. Kenny Jr.
Assemblyman Anthony Impreveduto
Assemblyman Michael J. Doherty
Robert L. Smartt
(Representing John E. McCormac)
Kathy Steepy
(Representing Charlene M. Holzbaur)



ALSO PRESENT:

Edward R. McGlynn, Secretary
Robert J. Shaughnessy Jr., Counsel

Meeting Recorded and Transcribed by
The Office of Legislative Services, Public Information Office,
Hearing Unit, State House Annex, PO 068, Trenton, New Jersey

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SENATOR WALTER J. KAVANAUGH (Chairman): Good morning, ladies and gentlemen. We are here for the State House Commission on June 23. We've met the Open Public Meetings Act with -- the advertising was necessary, and we have a quorum present. And since it's 9:00, we're going to start on time. And the late arrivals -- we'll announce when they arrive.

Mr. Chairman (*sic*), would you start, please?

MR. McGLYNN (Secretary): Sure.

Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Here.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Here.

MR. McGLYNN: Chief Counsel DeCotiis. He's here.

Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Here.

MR. McGLYNN: Chairman Kavanaugh is here.

Just for the record, I'm going to note that we received a letter from Barbara Sachau, of 15 Elm Street in Florham Park, commenting on numerous agenda items. The letter has been distributed to all members, and her objections are duly noted on the various items on the agenda.

The first item on the agenda is the approval of the March 10, 2003, State House Commission meeting minutes.

ASSEMBLYMAN IMPREVEDUTO: Moved.

SENATOR KAVANAUGH: It's a good move by-- And seconded.

CHIEF DeCOTIIS: I abstain.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel abstains.

Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 2, Mr. Chairman, RPR No. 02-23, Block 962, part of Lot 1, Vineland City, in Cumberland County. It's merely an amendment and a correction from a previously approved matter by the State House Commission to change Lot 2 to be part of Lot 1.

SENATOR KAVANAUGH: Sounds like a lawyer's meeting. We're making corrections here.

MR. McGLYNN: Well, it's needed for the deed.

SENATOR KAVANAUGH: Can I hear a motion, please?

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: It's been moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Under New Business, Item No. 3, RPR No. 03, Block 27, Lot 39, Hightstown Borough, in Mercer County. The New Jersey Department of Treasury, on behalf of the Department of Transportation, requests approval to dispose of a former DOT maintenance yard comprising approximately 0.59 acres. The property will be sold via public auction with the initial bid being fair market value to be determined by an appraiser, and it is surplus property.

SENATOR KAVANAUGH: Is there anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: It's been moved and seconded.

Roll call, please?

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 4, RPR No. 03-30, Block 411, part of Lot 11, Ewing Township, in Mercer County. The New Jersey Department of Treasury, on behalf of the Department of Corrections, requests approval to lease farmland located on the grounds of Knight Farm to the Township of Ewing for the operation of the Township's animal shelter. It's a 20-year lease with one 20-year renewal. Ewing Township will provide services in lieu of fair market value rent, the value to be determined.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 5, RPR No. 03-32, Block 896, Lot 18-C, Woodbridge Township, Middlesex County. The New Jersey Department of the Treasury, on behalf of the Department of Law and Public Safety, requests approval to dispose of a 0.55 acre parcel of vacant land. Property will be sold at fair market value to be determined by an appraisal.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

DR. SULTON: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 6 and Item No. 7 can be done together, Mr. Chairman. RPR No. 03-33, Block 234, Lots 3, 4, 5, and 6, in Little Falls Township, Passaic County; and RPR No. 03-34, Block 234, Lots 3, 4, 5, and 6, in Little Falls Township, Passaic County -- the same block and lots.

The New Jersey Department of Treasury, on behalf of Montclair State University, requests approval to grant the temporary construction easement to New Jersey Transit for the widening of Clove Road, to provide improved and safe access to the Montclair State University and the New Jersey Transit rail station; and the Department of Treasury, on behalf of Montclair State University, requests approval to dispose of vacant land to Passaic County, to allow the County to maintain and control the roadway, which will provide improved and safer access to Montclair State University.

SENATOR KAVANAUGH: Anyone here to comment on six or seven? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 8, The College of New Jersey, Block 215, Lot 136, Ewing Township, Mercer County. The College of New Jersey requests approval to lease rooftop space on the top of the Wolfe Hall residence facility, on the grounds of The College of New Jersey, to Sprint Spectrum PCS, five-year term, with two five-year renewal options, at an annual rental of \$24,000 with a 5 percent annual increase.

SENATOR KAVANAUGH: Note the presence of counsel at 9:05.

MR. SHAUGHNESSY (Counsel): I'm sorry, Mr. Chair. I had a flat tire today. My apologies.

SENATOR KAVANAUGH: Well, you should have AAA.
(laughter)

MR. SHAUGHNESSY: I do. I had to change cars. I didn't have time today.

MR. McGLYNN: They should have driven you here and left the car there. (laughter)

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Mr. Chairman, Items 9 through 13 are all Department of Transportation requests, and I believe can be done--

SENATOR KAVANAUGH: Done at once.

MR. McGLYNN: --together.

Item No. 9, Route 70, Section 15, Parcel VX9B, Block 893.18, Lot 2, in Wall Township, Monmouth County.

SENATOR KAVANAUGH: This will be lengthy.

I'd like to note the presence of the Assemblyman at 9:06.

MR. McGLYNN: The New Jersey Department of Transportation, Bureau of Right of Way, Property Management Unit, requests approval to sell an irregular shaped parcel of vacant land containing 0.82 acres, or 35,502 square feet. The property will be sold to the adjacent property owner for the fair market value of \$10,000.

SENATOR KAVANAUGH: Note the presence of the Senator at 9:06 and a half.

SENATOR KENNY: I had to go to Senator Gill's event.

SENATOR KAVANAUGH: No need to excuse yourself.

MR. McGLYNN: Item No. 10 -- again, we're on all Department of Transportation requests -- Route 76, Section 2, Parcel VX24, Block 600, Lot 33, Camden City, in Camden County. The Department of Transportation, Bureau of Right of Way, Property Management Unit, requests approval to sell a rectangular shaped parcel of vacant land containing 0.16 plus-or-minus acres, or 7,300 square feet, directly or at public auction with a recommended sale price of \$10,000.

Item No. 11, the property is Route 9, Section 3D, Parcel X18B, Block 856, Lot 11, Berkeley Township, Ocean County. The Department of Transportation, Bureau of Right of Way, Property Management Unit, requests approval to sell an irregular shaped parcel of vacant land containing 0.202 acres or 8,799 square feet, by direct sale with a recommended sale price of \$5,000, which is the fair market value.

Item No. 12, the property is Route 18, Section 1, Parcel VX67B, Old Bridge Township, Middlesex County. The DOT, Bureau of Right of Way, Property Management, requests approval to sell an irregular shaped parcel of vacant land containing 0.566 acres, or 24,655 square feet, by direct sale with a recommended sale price of \$13,500, which is fair market value.

And Item No. 13, Route 20, Section 2, Parcels VXR170, VXR171, VXR172, VX173, VX174, VX175, VX176, VX75B, VX308, VX309, and VX309B, in the city of Paterson, Passaic County. The New Jersey Department of Transportation, Bureau of Right of Way, Property Management Unit, requests approval to lease an irregular shaped parcel of vacant land containing 0.90 acres of usable space. The site will be leased for parking to the New Jersey Community Development Corporation with a recommended lease rental of \$425 per month.

SENATOR KAVANAUGH: Anyone here to comment on nine through 13? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call, please?

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Number 14 is a DOT, Wireless Communications request at Route 18, northbound, at mile post 7.2, Marconi Road ramp, in Wall Township. The bureau of Major Access Permits, Wireless Communications Unit, requests approval to license a site to erect a wireless communications facility on a 160-foot monopole, on State-owned property. Approval is requested to license this site as set forth in the Master Agreements between DOT and the individual wireless communications carriers. The proposal will generate a minimum of \$18,600 per annum for five to 20 years, depending on the cost of living increase, with renewal options and collocation of other carriers on the site.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: We now turn to Department of Environmental requests.

Number 15, Delaware and Raritan Canal State Park, Block 1043, Lot 2, in Lambertville, Hunterdon County. The DEP, Division of Parks and Forestry, requests approval to enter into a 10-year lease with the city of Lambertville to develop and operate outdoor recreational facilities, which will include swings, jungle gyms, and sandboxes; a one-time payment of \$10, along with the investments being made by the tenant in the maintenance, improvement, equipment replacement, and insurance coverage on the property, totaling approximately \$5,000 per year.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Seconded.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 16 is the Delaware and Raritan Canal State Park, Block 58, part of Lot 17, Franklin Township, in Somerset County. The New Jersey Department of Environmental Protection, Division of Parks and Forestry, requests approval to enter into a five-year residential lease for a historic dwelling located at 683 Canal Road, provided that no event of default has occurred and is continuing. Tenant may request that the term be renewed for five years. Annual compensation will be \$12,175, and shall be increased yearly according to the consumer price index.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 17, Hopatcong State Park, Block 10710, Lot 4; Block 1106, Lot 1, in Stanhope Borough, Morris County. The New Jersey Department of Environmental Protection, Division of Parks and

Forestry, requests approval to enter into a 10-year lease with the Borough of Stanhope for the development, maintenance, and operations of outdoor recreational facilities which shall include ball fields, playground, swings, jungle gyms, etc. A one-time payment of \$10, along with the expenditure of approximately \$5,000 per year, will be done by the town.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Items Nos. 18 and 19 and 20, I think, can be done together.

SENATOR KAVANAUGH: Eighteen, 19, and 20.

MR. McGLYNN: Number 18 is Allaire State Park, Block 970, Lot 4, in Wall Township, Monmouth County. The Department of Environmental Protection, Division of Parks and Forestry, requests approval to enter into a five-year license agreement of a 12-acre field, to be used for flying radio-controlled airplanes, under supervision by the Jersey Coast Radio Control Club, Incorporated. Annual compensation would be \$100.

Item No. 19, Monmouth Battlefield State Park, Block 29, Lot 5, in Manalapan, Monmouth County. The New Jersey Department of Environmental Protection, Division of Parks and Forestry, requests approval to enter into a five-year license agreement for a 15-acre field to be used for flying

radio-controlled airplanes, under the supervision of the Monmouth Model Airplane Club.

Item No. 20, Allamuchy Mountain State Park, Block 700, Lot 1, in Mt. Olive Township, Morris County. The New Jersey Department of Environmental Protection, Division of Parks and Forestry, requests approval to enter into a five-year license agreement of a 25-acre field to be used for flying radio-controlled airplanes, under supervision of the Top O'New Jersey Radio Control Club. Annual compensation will be \$100.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

I'd like to note that-- I guess you're here, Bob, for what purpose? (Senator Bob Smith sitting in audience) You are the--

MR. McGLYNN: He's just an alternate.

SENATOR KAVANAUGH: --alternate.

MR. McGLYNN: Yes.

SENATOR KAVANAUGH: At 9:12 he arrived.

MR. McGLYNN: Senator Smith at 9:12.

SENATOR KAVANAUGH: Roll call, please?

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 21, Cheesequake State Park, Historic Proprietary House, in Perth Amboy, Middlesex County. The New Jersey Department of Environmental Protection, Division of Parks and Forestry, requests approval to enter a five-year lease agreement with the Perth Amboy Federation of Teachers for administrative purposes, counseling, and educational

training, at an annual compensation of \$15,600, with yearly consumer price index increases.

SENATOR KAVANAUGH: I'd like to just mention that my uncle was a member of the Legislature and was involved with the purchase of Cheesequake Park, then left the Legislature and became a justice on the Court of Errors and Appeals, which was the forerunner of the Supreme Court -- John K. Rafferty. He's dead, so I'm not-- (laughter)

MR. McGLYNN: It's duly noted -- his death. (laughter)

SENATOR KAVANAUGH: Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 22, Delaware and Raritan Canal State Park, Block 57, Lot 6 and Block 27, part of Lot 1, Hopewell and West Amwell Townships, Mercer and Hunterdon Counties. The DEP, Division of Parks and Forestry, requests approval to enter into a five-year lease for 1.47 acres of land to provide access to 1850 River Road, LLC (*sic*). This will enable public access to the formerly-- It's formerly known as the Lambertville Antique Market, located on Route 29. Annual compensation will be \$1,685, and it shall be increased yearly.

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

No one here to comment? (no response)

Okay.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 23, Delaware and Raritan Canal State Park, Block 54, part of Lot 100, Frenchtown Borough, in Hunterdon County. The DEP, Division of Parks and Forestry, requests approval to enter into a five-year lease with the Bridge Cafe for continued use of a pre-existing encroachment on park property of a 360-square-foot patio. Annual compensation of \$241.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Number 24, Round Valley Recreation Area, Block 30, Lots 2 and 4, in Readington Township, Hunterdon County. The DEP, Division of Parks and Forestry, requests approval to enter into a five-year lease for two small stores on park property, comprising of 670 square feet, and an annual compensation of \$3,600, which shall be increased yearly according to the CPI.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 25, the Brendan T. Byrne State Forest, Block 898, Lot 1, in Pemberton Township, Burlington County. The DEP, Division of Parks and Forestry, requests approval to enter into a five-year lease with the Burlington County Community College, Pinelands Institute for Natural and Environmental Studies, for the General Store in Whitesbog Village as a public interpretive classroom, second-floor administrative office, and basement storage area. A compensation of a one-time payment of \$5, along with a financial investment of \$8,000 a year by the college.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.
DEPUTY TREASURER SMARTT: Second.
SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item 26, Washington Crossing State Park, Block 97, Lot 12, Hopewell Township, Mercer County. DEP, Division of Parks and Forestry, requests approval to enter a five-year lease with the Delaware Valley Old Time Power and Equipment Association for the development, improvement, and maintenance of a pole barn for the storage, display, and interpretation of antique farm equipment. Compensation will be \$150, along with maintenance by the owner of the facilities for \$3,000 per year.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Twenty-seven, Rancocas State Park, Block 23, Lot 40, Mt. Laurel Township, Burlington County. DEP, Division of Parks and Forestry, requests approval to enter a 10-year lease with the Township of Mt. Laurel to continue developing and operating outdoor recreational facilities, such as ball fields with scoreboards, swings, jungle gyms, restrooms, etc., for a one-time compensation of \$10 and the expenditure of \$6,000 per year.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Number 28, Hopatcong State Park, Block 165, Lot 24; Block 164, Lots 1, 2, and 3, in Roxbury Township, Morris County. DEP, Division of Parks and Forestry, requests approval to enter into a 10-year lease with the Township of Roxbury to develop/operate outdoor recreational

facilities, and use the lake by the Fire Department as backup water source for fire suppression at a one-time payment of \$10, along with the investments of \$4,000 per year by the municipality.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

Roll call, please?

MR. McGLYNN: Do we have a motion and second?

SENATOR KAVANAUGH: Moved and seconded.

MR. McGLYNN: Thank you.

Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Number 29, Cheesequake State Park, Historic Proprietary House, in Perth Amboy. The DEP, Division of Parks and Forestry, requests approval to enter a three-year office lease for the second floor, for one-year office lease for the third floor with the Jewish Renaissance Foundation for administrative purposes, medical evaluation, counseling, and educational training. Annual compensation in the amount of \$15,600 for the second floor, and \$19,774 (*sic*) for the third floor. Compensation will be increased in accordance with the CPI.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: It's been moved and seconded.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Number 30, Edward G. Bevan Wildlife Management Area, Block 26, Lot 10 and Block 27, Lot 8, in Downe Township, Cumberland County. The DEP, Division of Fish and Wildlife, requests approval to lease a 265-acre section of the Edward G. Bevan Wildlife Management Area to the U.S. Silica Corporation for 21 years, for mining purposes, in exchange for the donation of 2,803 acres of replacement land and an option to buy 3,200 acres of previously unavailable land. The net compensation of approximately 2,650 acres, or 10 times the acreage proposed to be leased. All of the proposed compensation lands are properties that the DEP has attempted in the past to purchase through the Green Acres Program, and their acquisition will substantially expand five existing wildlife management areas.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: It's been moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item 31, Wall Street Park, Block 61, Lot 79, 0.59 total acres -- 0.45 fee and 0.14 easement -- and Sorrentino Park, Block 19, Lot 39, 0.26 total acres -- 0.14 fee, 0.12 easement -- in West Long Branch Borough, Monmouth County. DEP, on behalf of the Borough of West Long Branch, requests approval to divert a total of 0.05 (*sic*) acre of parkland -- fee and easements -- from Wall Street Park and Sorrentino Park to improve the intersection of Route 71 and Wall Street. As compensation, the Borough of West Long Branch will dedicate, for public recreation and conservation purposes, Block 5, Lots 11, 12, 13, and 14, totaling approximately 0.75 acre.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 32, Brendan T. Byrne State Forest, Block 7213, Lots 5 and 6, Woodland Township, Burlington County. The New Jersey Department of Environmental Protection, Division of Parks and Forestry, requests approval to sell a single-family residence and detached garage on up to 1.0 acre of farmland. It's contingent on completion of Real Property Review. It's to be sold at public auction at the current fair market value, and a new property valuation will be commissioned by the Department of Treasury as part of the public auction process. The proceeds of the auction will be returned to the appropriate Green Acres bond fund to be used by the State to purchase additional open space.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

All right. I'd just like to mention on Numbers 33 and 34, Chief Counsel DeCotiis is going to recuse himself because of the former association with the firm who worked with these two items.

CHIEF DeCOTIIS: Yes. I'd just like to say, my former firm. And I've sent a letter on this to the Commission. DeCotiis, Patrick, Kohler and Whistler is involved with a lot of development up in the Meadowlands. I'll be recusing myself on all matters related to the Meadowlands Commission.

SENATOR KAVANAUGH: Thank you.

MR. McGLYNN: Item No. 33, DeKorte Park, Block 326 (*sic*), Lot 1.02, in Lyndhurst Township, Bergen County; DeKorte Campers Cove, part of Kingsland Landfill, Block 192, Part of Lot 4; Block 194, Part of Lot 2; Block 195, Part of Lot 2; Block 197, Part of Lot 2, in North Arlington Borough, Bergen County; and the Oritani Marsh, Block 1.09 (*sic*), Part of Lots 1 and 2 in East Rutherford Borough, in Bergen County. The Department of Environmental Protection, on behalf of the New Jersey Meadowlands Commission, requests approval to dispose of approximately 46.719 acres of parkland from DeKorte Park and DeKorte Campers Cove to EnCap Golf Holdings, LLC, a private developer, for the implementation of Phase One of the Meadowlands Golf Course Redevelopment Plan. As part of the redevelopment plan, the Meadowlands Commission also seeks approval to relocate five existing radio towers to a 68-acre parcel of parkland. As compensation for the disposal of parkland to EnCap, and to use another 68 acres of parkland for the Rose City array, the NJMC shall dedicate as parkland 534.117 acres of unencumbered land in Carlstadt, East Rutherford, Lyndhurst, and Kearny. The appraisal value of the approximately 115 acres of parkland proposed for disposal and/or diversion is \$1.5 (*sic*) million, based on the cost of the NJMC of these properties at the time of acquisition. The value of the replacement land is estimated at over \$6 million.

SENATOR KAVANAUGH: It's 1.15 million.

MR. McGLYNN: What did I say?

SENATOR KAVANAUGH: Five.

MR. McGLYNN: One, point, one, five.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: I stand corrected.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Roll call, please?

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: If I can, I just want to say that I grew up in that area along Route 3 where this is taking place, where those golf courses are going to be built. They were built on smouldering dumps. So, as long as my life can remember, there was nothing but smoke and smell coming out of that dump area, and now it's going to be, I think, four golf courses.

MR. McGLYNN: That's right.

ASSEMBLYMAN IMPREVEDUTO: So it's just something that's really fantastic, and I'm excited to say yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 34 is the Anderson Creek Marsh, Block 18, Part of Lot 2, in the town of Secaucus, Hudson County. The DEP, on behalf of the Meadowlands Commission, requests approval to dispose of approximately 2.328 acres of land known as the Anderson Creek Marsh to New Jersey Transit for the construction of the Main-Bergen Connection, in exchange for the dedication of 45.01 acres of NJMC land as parkland. As compensation for the transfer of 2.32 acres of the Anderson Creek Marsh to New Jersey Transit, the NJMC will dedicate, for recreation and conservation purposes, four unencumbered properties, totaling 45.01 acres, in the town of Kearny, Hudson County. The appraised value of the area to be disposed of is \$23,500. The value of the replacement land, based on the NJMC's total purchase price, is \$382,585.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

What we can do is, when you retire, Assemblyman, we could name that golf course up there the Assemblyman Anthony Impreveduto--

ASSEMBLYMAN IMPREVEDUTO: I'll just take membership, Mr. Chairman. (laughter)

SENATOR KAVANAUGH: --Memorial--

MR. McGLYNN: How about a lifetime pass?

ASSEMBLYMAN IMPREVEDUTO: With my luck, they'll change it next year to the Continental Golf Course, so I'll just take membership. (laughter)

SENATOR KAVANAUGH: With your luck, we could call it the Anthony Impreveduto Memorial. (laughter)

MR. McGLYNN: Item No. 35, Turkey Swamp Park, Block 99, Part of Lot 1; Block 93, Part of Lot 48, Freehold Township, in Monmouth County. The DEP, on behalf of the County of Monmouth, requests approval to dispose of approximately 1.60 acres of Turkey Swamp Park in connection with the realignment and improvement of the intersection of Nomoco Road and Georgia Road in the Township of Freehold. The value of the disposed property was established at \$27,000. Monmouth County will deposit this amount into the Open Space Trust Fund for the use in future County acquisition projects.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 36 is the White Lake Wildlife Management Area, Block 902, Lot 10, in Hardwick Township, Warren County. DEP, on behalf of the Division of Fish and Wildlife, requests approval to enter into a 20-year lease with the Hardwick Historical Society for the preservation and restoration of the historic Vass Farmstead, located within the White Lake Wildlife Management Area. A lease for the same premises to Warren County was approved by the State House Commission on March 26, 2001; however, the County is no longer interested in being the lessee. Compensation will be in the amount of \$1 dollar per year, plus in-kind services to be provided by the Hardwick Historical Society.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 37, Manasquan Reservoir Properties, Block 49, Part of Lot 20.02, in Howell Township, Monmouth County. The DEP, Division of Parks and Forestry, requests approval to convey 1.3 acres of undeveloped parkland and 4,550-square-foot access easement to the Daisy Garden Center in exchange for 1.6 acres of undeveloped land and other considerations.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

Roll call.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: Item No. 38, Veterans Park and other unnamed/undeveloped open space, Block 2724, Lot 33; Block 2169, Lot 546; Block 2607, Lot 13; Block 2169, Lot 2; Block 2716, Lot 127; and Block 2716.02, Lot 8, Hamilton Township, Mercer County. The New Jersey Department of Environmental Protection requests approval to release Green Acres restrictions on 4.56 acres of underground easements on parkland and to allow the use of an additional 6.86 acres of parkland for temporary work space, in connection with the construction of a new 36-inch diameter natural gas pipeline loop by the Transcontinental Gas Pipeline Corporation. The appraised value of the 4.56 acres of pipeline easements and 6.86 additional acres of temporary construction easements to be conveyed to Transco is \$179,900. As

compensation for these easements and other anticipated project impacts, Transco will contribute \$435,000, at least \$400,000 of which will be dedicated for future acquisition of open space.

SENATOR KAVANAUGH: I understand we have some comments on this. How many are going to testify? Just one.

MR. McGLYNN: Two.

SENATOR KAVANAUGH: Two. Come forward, please. Take the other chair. Was there a representative of the mayor here?

MAYOR GLEN D. GILMORE: Mr. Chairman, I am the Mayor of Hamilton Township.

SENATOR KAVANAUGH: You are. Do you have someone else with you?

MAYOR GILMORE: I had someone else here. He's not here to testify.

SENATOR KAVANAUGH: All right.

Mayor Gilmore.

MAYOR GILMORE: Thank you, Mr. Chairman.

SENATOR KAVANAUGH: Would you identify yourself for the recording?

MAYOR GILMORE: Yes. Glen Gilmore, Mayor of Hamilton Township.

MR. McGLYNN: Would you excuse me? Would you hit the button right there. It will be red when it's on (referring to PA microphone).

MAYOR GILMORE: Sure. Thank you.

Glen Gilmore, the Mayor of Hamilton Township.

Mr. Chairman, members of the Commission, I'm here this morning to urge your rejection of this application. Hamilton Township is a community of 90,000 people, and although we have an existing pipeline through our community, it's been something that we've had to live with as a community for many, many years. The thought of a second pipeline simply compounds the problem. It's a burden that our community should not be asked to undertake. And as a matter of public safety, I urge the rejection of this application.

SENATOR KAVANAUGH: Thank you, Mayor.

Yes, sir.

DOUGLAS E. ANDERSON: My name is Douglas Anderson, and I'm with Transco Pipeline. I'd like to respond.

ASSEMBLYMAN IMPREVEDUTO: Could you bring that -- move it closer to you (referring to PA microphone)? The microphone. There you go.

MR. ANDERSON: My name is Douglas Anderson. I'm with Transco Pipeline. Transco, my company, is doing the best they can to meet the increasing demand for natural gas in this area. Last winter, on several occasions, the pipeline was running at 100 percent capacity. This project that we proposed to build this year will serve a new electric generating plant that's being built to supply electricity to this area.

There's approximately 50 landowners that are impacted by this project, mostly in Hamilton Township, which includes the Township of Hamilton. We've reached an agreement with virtually everyone. This is a project that has been proposed for over a year. We've held public hearings and public houses (*sic*) to inform the public. I've met with the Township on numerous occasions to address their concerns. I felt that we had an agreement with the Township at one point, but that was not approved by the council.

I just wanted to state that Transco has a very good safety record in this state. We've been in business for over 50 years -- have not had a single incident which caused any injury or damage, so we feel it is a safe pipeline.

I think I'll answer questions if--

SENATOR KAVANAUGH: All right. DEP is here also, I believe. Yes, Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: What will happen if you don't do this?

MR. ANDERSON: Well, we have two customers who have entered into contracts with Transco to supply gas as of November 1 of this year, and the Federal Government has reviewed the project, and approved it, and is requiring us, actually, to have this project in place by November of this year. And again, it serves a generating plant that's being built in Bucks County, just across the Delaware River, and we're the only source of supply for them. So it's very important.

ASSEMBLYMAN IMPREVEDUTO: But what would happen if you don't do it?

MR. ANDERSON: Well, I would think that that generating plant would not be able to go on-line. That might be a problem for this year's electric needs. And then there would be penalties, I would think, between all these contracts, that not being -- if it's not followed through, the penalties to the customers involved would be pretty severe, I would think.

ASSEMBLYMAN IMPREVEDUTO: Would the public suffer because of it?

MR. ANDERSON: Well, again, my company, at several occasions last winter, was running at 100 percent capacity, and I don't know that we can go another year without there being a problem with meeting the needs for electric and natural gas supplies in this area.

ASSEMBLYMAN IMPREVEDUTO: And there's no other way to route that pipeline?

MR. ANDERSON: No. In the approval process, we look at all alternatives, and this was judged by the Federal Government and other agencies as the best alternative.

SENATOR KAVANAUGH: This is a natural gas pipeline to supply the turbines in Bucks County?

MR. ANDERSON: Correct.

SENATOR KAVANAUGH: Does it also supply gas to residential customers along the line?

MR. ANDERSON: Well, our pipeline system does supply, not residential customers directly, but we supply the local utility companies which then supply the customers. But this particular seven miles of pipe that we're putting in, basically, will just be the capacity for the electric plant.

SENATOR KAVANAUGH: And what size is the pipeline?

MR. ANDERSON: This is 36-inch diameter.

SENATOR KAVANAUGH: Mayor Gilmore.

MAYOR GILMORE: Mr. Chairman, we have also filed an application to reopen their original grant of permission for this project. During it's initial review, we had asked to be heard on the subject and were not given that opportunity. So we have retained special counsel for that purpose. Hamilton Township is being asked to carry the burden for customers outside of our community. Again, it's a hardship that I would urge this Committee (*sic*) not to impose upon our community. And although we're talking about a pipeline that runs through parkland in Hamilton Township, it also runs through parkland that's adjacent to large residential neighborhoods as well. And for that reason, I question whether or not that is really the best route for this pipeline.

SENATOR KAVANAUGH: Well, Mayor, the State House Commission is to approve, after an agreement or a disagreement between communities or corporations. I would suggest that with, as far as the agreement of the Commission, that you would go back and work with Transco --

possibility of compensation would alleve (*sic*) some of the concerns of Hamilton Township. But if you'd go back and review it with them, and then come back to our next State House Commission. But time is of the essence, I think, to some degree. You're mentioning--

MAYOR GILMORE: Mr. Chairman, respectfully, I would say that for Hamilton Township it's not a question of compensation. It's really an issue of safety. And so, with all due respect, I don't believe that further discussions would be productive.

SENATOR KAVANAUGH: I don't know what you'd say on the safety factor, because there's miles and miles and miles of transportation lines, both fuel lines and natural gas lines, throughout the state. So that if we claimed safety, it would be the fact that we'd have to shut everything down. I know the concern you have, but in the Edison explosion-- I don't think that was Transco that had that.

MR. ANDERSON: No, that was a competitor company.

SENATOR KAVANAUGH: Right. And so there is a risk. There's no question. But with the up-to-date technology that the installers have, I think it's minimal. But that's not for me to say.

Is there any comments from any members of the Commission?

CHIEF DeCOTIIS: I just have a question. What's the status of the FERC petition, and what's your timing on them hearing it?

MAYOR GILMORE: I know that our papers have been accepted, and I understand that we will, at least, have an opportunity to be heard with respect to our objections, but I don't believe that we've been given a date, yet, at this point.

CHIEF DeCOTIIS: But the petition has been filed?

MAYOR GILMORE: Yes, it has.

SENATOR KAVANAUGH: It was noted that there was 10 different alternatives for this, and the FEC made the recommendation for it, this one. So it was a Federal decision.

Ladies and gentlemen, what's your pleasure?

CHIEF DeCOTIIS: I would make a recommendation that we table this item for this month, and let's see how they make out with FERC.

MAYOR GILMORE: Thank you.

SENATOR KAVANAUGH: Motion to table?

ASSEMBLYMAN IMPREVEDUTO: I'll second the motion.

SENATOR KAVANAUGH: Moved and seconded.

Roll call, please?

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: These are always difficult decisions, but -- pipeline has to go through at some point and somewhere. It serves -- and that was my question to you. Nobody wants it, but, unfortunately, we all like to have heat and air conditioning, and light our stoves. I'm going to vote yes, but hopefully, you can make some kind of arrangement.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes, with the same comments as Assemblyman Impreveduto.

MR. McGLYNN: I would just point out that our next scheduled meeting, although we don't have a date, is sometime in September. If there is an emergent matter, I would ask that you work through our Deputy Attorney General, Bob Shaughnessy. And we can convene this group, even if we have to do it telephonically in order to proceed forward.

MAYOR GILMORE: Thank you, Mr. Chairman, and all members of the Commission. Thank you.

MR. McGLYNN: The next item on the agenda concerns our arts inclusion projects. I think we can do them all together.

Item 39, the Department of Treasury, Division of Property Management and Construction, under NJSA 52:16A-29, requires that expenditures for recommendations concerning the inclusion of artistic designs in State buildings shall be approved by the State House Commission.

The first -- the Department of Corrections Project C0626-00, which is the new 134-bed minimum security prison unit at Jones Farm. Landscape art and seating in family visitation grove near ball fields, proposed arts budget of \$43,659.

Number 2, the Department of Human Services Project M1296-00, new classroom space at the Vineland Development Center. Site and program-appropriate artwork, proposed arts budget of \$11,500.

Department of Environmental Protection Project P0905-00, new park office at Voorhees State Park. Site and program-appropriate artwork, proposed arts budget, \$10,170.

Juvenile Justice Commission Project S0461-00, ADA Dining Room addition to Warren Residential Community House. Site and program-appropriate artwork, proposed arts budget of \$2,100.

SENATOR KAVANAUGH: Anyone here to comment? (no response)

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Seconded.

SENATOR KAVANAUGH: Moved and seconded.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

We now move to our position as members of the Pension Division of the Judicial Retirement.

MR. McGLYNN: First we need -- I think Mr. Gorman is here, also from that department -- we need approval of the minutes of the meeting held on March 10, 2003.

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: Moved and seconded.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.
MR. McGLYNN: Deputy Treasurer Smartt.
DEPUTY TREASURER SMARTT: Yes.
MR. McGLYNN: Chief Counsel DeCotiis.
CHIEF DeCOTIIS: Abstain.
MR. McGLYNN: Assemblyman Doherty.
ASSEMBLYMAN DOHERTY: Yes.
MR. McGLYNN: Assemblyman Impreveduto.
ASSEMBLYMAN IMPREVEDUTO: Yes.
MR. McGLYNN: Senator Kenny.
SENATOR KENNY: Yes.
MR. McGLYNN: Chairman Kavanaugh.
SENATOR KAVANAUGH: Yes.
MR. McGLYNN: Confirmation of death claims, retirements,
survivor benefits, and terminations. We need a motion to confirm.
ASSEMBLYMAN IMPREVEDUTO: Moved.
DEPUTY TREASURER SMARTT: Second.
SENATOR KAVANAUGH: It's been moved and seconded.
MR. McGLYNN: Deputy Director Steepy.
DEPUTY DIRECTOR STEEPY: Yes.
MR. McGLYNN: Deputy Treasurer Smartt.
DEPUTY TREASURER SMARTT: Yes.
MR. McGLYNN: Chief Counsel DeCotiis.
CHIEF DeCOTIIS: Yes.
MR. McGLYNN: Assemblyman Doherty.
ASSEMBLYMAN DOHERTY: Yes.
MR. McGLYNN: Assemblyman Impreveduto.
ASSEMBLYMAN IMPREVEDUTO: Yes.
MR. McGLYNN: Senator Kenny.
SENATOR KENNY: Yes.
MR. McGLYNN: Chairman Kavanaugh.
SENATOR KAVANAUGH: Yes.
MR. McGLYNN: Approval of the financial statements as of
January 31, 2003.
SENATOR KAVANAUGH: It's been moved and seconded.
MR. McGLYNN: Deputy Director Steepy.
DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: And you have in your package a proposed readoption of the Administrative Rules governing the Judicial Retirement System, which are too lengthy for me to read in their entirety.

ASSEMBLYMAN IMPREVEDUTO: Moved.

DEPUTY TREASURER SMARTT: Second.

SENATOR KAVANAUGH: It's been moved and seconded.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Yes.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

MR. McGLYNN: And we have two matters for executive session. That shouldn't be very long.

SENATOR KAVANAUGH: Can we have a motion to go to--

MR. McGLYNN: All in favor? (Aye -- all respond in favor)
Opposed? (no response)

Ayes have it.
SENATOR KAVANAUGH: All right.
Thank you, ladies and gentlemen.

EXECUTIVE SESSION

AFTER EXECUTIVE SESSION:

MR. McGLYNN: The motion is to hold in abeyance the decision on whether or not his pension-- No, hold in abeyance until such time as a resolution of the charges are completed. That's the motion.

SENATOR KAVANAUGH: That's a motion.
Is it moved?

CHIEF DeCOTIIS: I move it.

ASSEMBLYMAN DOHERTY: Second.

SENATOR KAVANAUGH: Seconded.

MR. McGLYNN: All in favor? (Ayes respond)
Do you want me to do an individual?

SENATOR KAVANAUGH: You'd better.

MR. McGLYNN: Okay. I'm sorry. I'm going to do the individual.

MR. McGLYNN: Deputy Director Steepy.

DEPUTY DIRECTOR STEEPY: Yes.

MR. McGLYNN: Deputy Treasurer Smartt.

DEPUTY TREASURER SMARTT: Yes.

MR. McGLYNN: Chief Counsel DeCotiis.

CHIEF DeCOTIIS: Yes.

MR. McGLYNN: Assemblyman Doherty.

ASSEMBLYMAN DOHERTY: Yes.

MR. McGLYNN: Assemblyman Impreveduto.

ASSEMBLYMAN IMPREVEDUTO: Abstain.

MR. McGLYNN: Senator Kenny.

SENATOR KENNY: Yes.

MR. McGLYNN: Chairman Kavanaugh.

SENATOR KAVANAUGH: Yes.

Number 42.

PETER J. GORMAN: Do you want me to communicate to the judge what we just said?

MR. SHAUGHNESSY: Yes.

SENATOR KAVANAUGH: It will save us a stamp.

MR. GORMAN: Okay. Thank you.

MR. McGLYNN: I think we have to send everybody out again, because we need legal advice in response to a petition for a declaratory ruling, and then we're done.

Thanks for your patience.

SENATOR KAVANAUGH: You might as well go home, because there's nothing else exciting.

EXECUTIVE SESSION

AFTER EXECUTIVE SESSION:

MR. McGLYNN: Thank you for your time.

(MEETING CONCLUDED)