

SUSSEX COUNTY SOIL CONSERVATION DISTRICT

Board of Supervisors Meeting

March 24, 2010

2:00 PM SCSCD Office – Conference Room

186 Halsey Road, Suite 2, Newton, NJ

NEXT MEETING: April 28, 2010–7:30 PM – SCSCD Office (Conference Room)

SUPERVISORS PRESENT: Barbara Rosko, Phillip Deacon, Fred Hough, Walter Ricker, and Winifred Straub

SUPERVISORS ABSENT: None

OTHERS PRESENT: Clifford R. Lundin-District Manager, Dan Mull- USDA Natural Resource Conservation Service.

Chairman Rosko called the meeting to order at 2:07 p.m. declaring that adequate notice has been provided in accordance with the NJ Open Public Meetings Act.

The members joined in a salute to the flag.

MINUTES

On motion by Mr. Hough, seconded by Mr. Deacon and properly carried, the minutes of the regular meeting of February 17, 2010 were approved.

CORRESPONDENCE

On motion by Mr. Deacon, seconded by Mrs. Straub and properly carried, the correspondence was reviewed and approved for the files. Special attention was given to the highlighted items.

TREASURER’S REPORT

On motion by Mr. Ricker seconded by Mr. Hough and properly carried, the Treasurer’s Report was approved, subject to audit, by Roll Call vote as follows: Mr. Deacon- yes, Mr. Hough – yes, Mr. Ricker – yes, Mrs. Straub- yes, Mrs. Rosko – yes. The Treasurer’s Report included the following: Cash Disbursements-Check Register from February 17, 2010 to March 24, 2010, Cash Receipts Journal from February 17, 2010 to March 24, 2010, Income Statement for the nine month period ending March 31, 2010; Cash Account Balance Report as of March 24, 2010; Consulting Engineering Journal- Cash Disbursements Journal from July 1, 2009 to March 24, 2010, General Ledger Trial Balance as of March 24, 2010 and Balance Sheet dated March 24, 2010. Mr. Lundin reviewed for the Board, the financial condition of the District.

On Motion of Mr. Hough, seconded by Mr. Ricker and the affirmative Roll Call vote as follows: Mr. Deacon- yes, Mr. Hough – yes, Mr. Ricker – yes, Mrs. Straub- yes, Mrs. Rosko – yes, the attached Corporate Resolution was approved, listing Llewellyn- Edison Savings Bank as an approved depository for the District.

On Motion of Mr. Deacon seconded by Mr. Ricker, the attached Resolution relative to stale checks was adopted on the following roll call vote: Mr. Deacon- yes, Mr. Hough – yes, Mr. Ricker – yes, Mrs. Straub- yes, Mrs. Rosko – yes.

OLD BUSINESS

Chapter 251 – On motion by Mr. Deacon, seconded by Mr. Ricker and properly carried the Project Card Summary Sheet dated 3/24/2010, the Project Status Report dated March 24, 2010, and the Performance Bonds Report of March 24, 2010 were approved.

The Board also discussed the following 251 matters:

- a) Problem sites.
 - 1) Eagles Nest. The site experienced a major soil slide event during the rainstorm of March 13 and 14.
 - 2) Partridge Run. Upon request of the Byram Township Manager, Mr. Lundin visited the site and confirmed several minor violations. A letter has been sent to the property owner.
 - 3) 8 Larikat Lane. The Sparta Township Construction Official has questioned the District's issuance of a ROC. Mr. Lundin inspected the site and found the vegetation to be minimally acceptable. The Board directed Mr. Lundin to contact the property owner and encourage him to reseed a portion of the property.
- b) Exempt Municipalities. The Board reviewed the findings of Mr. Lundin's on-site meetings with Andover Township and Green Township. The Board approved the submission of the annual reporting forms to the SSCC on a motion of Mr. Deacon, seconded by Mr. Hough and properly carried.
- c) Performance Bonds. Mr. Lundin reported that he had sent a letter to the Lowe's corporate offices relative to the impending expiration of their CROC bond. We are awaiting their response.

Agriculture-NRCS – The Board congratulated Mr. Mull on his appointment to the position of District Conservationist. Mr. Mull provided the attached report to the Board. The Board approved the report on motion of Mr. Deacon, seconded by Mr. Ricker and properly carried. There was no report available on the status of the soil survey.

SSCC Report: Mr. Minch was not present. .

- a) Chapter 251 Regulations. Mr. Lundin indicated that he had been appointed to an SSCC committee to review the regulations implementing the SESC program. The initial meeting was held on March 15, 2010.
- b) Farm Bill Confidentiality Requirements. Mr. Lundin indicated that he had participated in a meeting on March 23, 2010 relative to the Farm Bill Confidentiality provisions.
- c) Per diem. Mr. Lundin indicated that in light of the state budget situation, the state is considering eliminating the payment of per diem allowances to supervisors. He has inquired of the SSCC as to whether or not the per diem costs could be assumed by the districts.

Education

- a) Flower Show. Mr. Lundin reported that he had helped to man the NJACD exhibit at the NJ Flower Show held on February 18-21 in Edison, NJ.
- b) Envirothon Training: Mr. Lundin indicated that the North Jersey Training Session for the 2010 Envirothon will be held on April 21, 2010 at Swartswood State Park. Mrs. Straub is coordinating the training session.
- c) Envirothon: Mr. Lundin reported that the 2010 NJ Envirothon is scheduled for May 7-8 in Gloucester County. .
- d) New Supervisor Training. The NJACD is sponsoring a training session for new supervisors on April 17, 2010. Mr. Lundin will be teaching a number of the sessions. None of the Supervisors indicated that they were available to attend.

Meetings

- a) Soil Health- Mr. Lundin reported on the Soil Health Conference held in Burlington County on March 9, 2010.
- b) NACD Regional Meeting. The 2010 Northeast Regional NACD Meeting has been scheduled for August 8- August 11, 2010 in Portland Maine.

Lake Owassa Property: Mr. Lundin reported that he is preparing comments on the draft Agreement for consideration by the Board.

Nominating Committee: Mr. Lundin distributed the results of the Nominating Committee meeting held on March 17, 2010. All of the members of the Board expressed concern relative to the nominee chosen by the Committee to be the preferred candidate. The members expressed concern for the need to have someone on the Board familiar with the construction industry and permit approval process. Concern was also expressed relative to the Committee's decision to accept a nomination submitted after the published deadline. On motion of Mr. Deacon, seconded by Mr. Ricker and properly carried, the

Board authorized Mrs. Rosko to send a letter to the SSCC expressing its preference for the candidacy of James Kilduff.

Mr. Hough departed the meeting at this point (3:03 p.m.)

OPRA Request- Thomas Caggiano: Mr. Lundin reported that the District is in receipt of an OPRA request from Thomas Caggiano. The request was submitted directly to the District in violation of the restraining order and has been forwarded to the Board's special counsel, William Haggerty for response.

NEW BUSINESS

Cooperators – The Board is in receipt of a three requests for assistance from the following property owners:

- a) Michael Frascella- Green Township
- b) Wayne Vaughan- Vernon Township and
- c) Jeffrey Crisman- Fredon Township

The requests were approved on motion of Mr. Deacon and Mrs. Straub and properly carried.

New Litigation: Pierson v. SCADB and SCSCD Mr. Lundin reported that the District had been served with a Summons and Complaint by a Hampton resident, David Pierson relative to the construction of the Brodhecker barn between 2006 and 2008. The Complaint alleges that the District should have required a SESC plan for the construction. Mr. Lundin forwarded the Complaint to the Board's insurance carriers who have retained counsel to assist in the defense. Mr. Lundin is scheduled to meet with the attorney in the coming week.

PUBLIC SESSION

Ms. Rosko opened the meeting to the public at 3:10 p.m. Having no one come forward the meeting was closed to the public.

EXECUTIVE SESSION. The Board went into Executive Session at 3:12 p.m. on Motion of Mr. Deacon seconded by Mrs. Straub for the discussion of personnel issues. Roll Call as follows: Mr. Deacon- yes, Mr. Ricker – yes, Mrs. Straub- yes, Mrs. Rosko – yes. The Board returned from executive session at 3: 25 p.m.

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ADJOURN:

The Meeting was adjourned at 3:26 p.m. on motion of Mr. Ricker seconded by Mr. Deacon and properly carried.

Respectfully submitted for Walter C. Ricker, Secretary

By Clifford R. Lundin

Executive Session
SUSSEX COUNTY SOIL CONSERVATION DISTRICT
BOARD OF SUPERVISORS
MARCH 24, 2010

Chairman Rosko opened the Executive portion of the meeting at 3:12 p.m. Present were supervisors: Rosko, Straub, Ricker and Deacon. Absent was Mr. Hough.

Personnel: Mr. Lundin reviewed the financial status of the District as well as the number of active plans. Since March 2009, all Board employees have been working on a reduced shift of 7 hours per day. In addition, Mr. Baysa is working a 3-day workweek. After review of the financial condition of the District, the Board determined to leave the reduced hours in effect.

The Board returned to open session on motion of Mrs. Straub and Mr. Deacon and properly carried.

Respectfully submitted for Walter C. Ricker, Secretary

By Clifford R. Lundin

