

**SUSSEX COUNTY SOIL CONSERVATION DISTRICT**

Board of Supervisors Meeting

May 26, 2010

7:30 PM SCSCD Office – Conference Room

186 Halsey Road, Suite 2, Newton, NJ

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**NEXT MEETING:** June 23, 2010–7:30 PM – SCSCD Office (Conference Room)

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

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**SUPERVISORS ABSENT:** Philip Deacon

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**OTHERS PRESENT:** Clifford R. Lundin-District Manager, Tom Drewes, USDA-NRCS-State Conservationist, and Dan Mull- USDA NRCS- District Conservationist.

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Chairman Rosko called the meeting to order at 7:35 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 Mrs. Straub, seconded by Mr. Ricker and properly carried, the minutes of the regular meeting of April 28, 2010 were approved.

**CORRESPONDENCE**

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

**TREASURER’S REPORT**

On motion by Mr. Hough, seconded by Mrs. Straub and properly carried, the Treasurer’s Report was approved, subject to audit, by Roll Call vote as follows: Mr. Hough- yes, Mr. Ricker – yes, Mrs. Straub- yes, Mrs. Rosko – yes. The Treasurer’s Report included the following: Cash Disbursements-Check Register from April 28, 2010 to May 26, 2010, Cash Receipts Journal from April 28, 2010 to May 26, 2010, Income Statement for the eleven month period ending May 31, 2010; Cash Account Balance Report as of May 26, 2010; Consulting Engineering- Cash Disbursements Journal from July 1, 2009 to May 26, 2010, General Ledger Trial Balance as of May 26, 2010 and Balance Sheet dated May 31, 2010. Mr. Lundin reviewed for the Board, the financial condition of the District. Mr. Lundin indicated that he will be closing the Morgan Stanley Brokerage account when the final CD matures on May 27. He also indicated that he is exploring a Money Market Account to maximize the amount of bank interest we can generate on our dedicated funds.

**OLD BUSINESS**

**Chapter 251** – On motion by Mr. Hough, seconded by Mrs. Straub and properly carried the 251 Project Card Summary Sheet dated May 26, 2010, the Project Status Report dated May 26, 2010, and the Performance Bonds Report of May 26, 2010 were approved.

The Board also discussed the following SESC problem sites:

- 1) Eagles Nest. SP-125, SP-125B, SP-125C. A combined Notice of Violation/Stop Work Order was issued on April 9, 2010. The Notice required the submission of a plan for the remediation of the slide site and the remediation of all exposed slide/slough areas on the project site. Only minor work has been performed to date. The District has contacted the applicant, the applicant's engineer and the applicant's attorney and has requested a status report. The applicant's engineer has contacted the District to report that the stabilization work on the non-slide area will start within the next two days. We have not been provided with a date as to the submission of the plan for the slide site. Mr. Lundin reported that the condition of the slide site continues to deteriorate.
- 2) Sparta Meadows.SP-555A. The District has three bonds for various aspects of the site. The District has previously authorized the use of the bond in conjunction with a Sparta Township action. We are still awaiting the formal action by Sparta.
- 3) Farley FL-125. The District issued a Stop Work Order on January 23, 2008. The developer has apparently walked away from the site and has abandoned the two homes under construction. The developer has not responded to a District letter of March 3, 2010. The developer owes the District \$2,776 in enforcement and other costs. The certification has expired. As directed at the April meeting, Mr. Lundin attempted to contact the lender for the site. However, it appears to be a private loan. The District will continue to monitor the site.
- 4) 284 Aggregates- WT-057M. The District, at its April meeting authorized the issuance of a Stop Work Order. Subsequent to the meeting, the applicant submitted the requested plan. The plan is currently under review by Mr. Sedivy.
- 5) Sussex County Route 620-Sparta Glen Slope Restoration Project- SP-503. At its April meeting, the District authorized a letter (sent May 5, 2010) to the Freeholder Director expressing concern relative to the condition of the slope. No response has been received to date.

Chapter 251 report- continued

- 6) Jobeless site- Hopatcong. The SSCC has generated a letter to Mr. Jobeless and is considering delegating enforcement jurisdiction to the Morris County District.
- 7) Hardyston Soil Removal Site. Mr. Lundin indicated that the District had recently discovered that an abandoned sand and gravel removal operation on Wheatsworth Road in Hardyston had been reactivated. Attempts to reach the owner were unsuccessful. As a result a Stop Work Order has been issued and the site posted.
- 8) Falcon Ridge- HB-039. Mr. Lundin reported that three consecutive inspections by the District had revealed continuing significant violations. A Notice of Violation was issued and the applicant allowed the deadline date to lapse without action. As a result, Mr. Lundin contacted the applicant and indicated that a Stop Work Order would be issued unless the site was in compliance by this meeting. Mr. Eckert visited the site earlier today and reported a significant amount of work in progress. Mrs. Straub moved, seconded by Mr. Ricker to authorize the issuance of a Stop Work Order in the discretion of the Manager and Chairman in the event that adequate progress is not achieved. A roll call vote on the motion was as follows: Mr. Hough- yes, Mr. Ricker- yes, Mrs. Straub- yes and Mrs. Rosko- yes.

**Agriculture-NRCS**

- a) NRCS report- Mr. Mull provided the attached report to the Board. The Board approved the report on motion of Mr. Hough, seconded by Mr. Ricker and properly carried. Mr. Drewes updated the Board on the status of the various Federal Farm Bill programs. He discussed the integration of energy audits and energy conservation into the current NRCS programs. Mr. Drewes also reported on NRCS activities in relation to the cleanup of the Gulf of Mexico oil spill event. Finally, he reported that 2010 is the 75<sup>th</sup> anniversary of the establishment of the Soil Erosion Service (later SCS and NRCS.)
- b) Confidentiality Agreement- Mr. Lundin questioned Mr. Drewes on the status of the Confidentiality Agreement to comply with Farm Bill section 1619. The final agreement should be ready for ratification by the District at the July meeting.
- c) Cooperators- No requests for assistance have been received this month.

**SSCC Report:** Mr. Minch was not present. In his absence Mr. Lundin reported on Assembly Bill A-2501 seeking to amend the Soil Erosion and Sediment Control Act. On Motion of Mrs. Straub, seconded by Mr. Hough and properly carried, Mr. Lundin was authorized to generate comments on the legislation on behalf of the District.

**Education**

- a) NJ Envirothon: Mr. Lundin reported that he, Mrs. Rosko, Mrs. Straub had acted as judges of the oral presentation component at the NJ Envirothon held on May 8, 2010. The winning team was the Marine Academy of Technology and Environmental Science. Of the Sussex County entries, the teams from Kittatinny HS placed 4<sup>th</sup> and 8<sup>th</sup> and the teams from Sparta High School placed 28<sup>th</sup> and 34<sup>th</sup>.
- b) SC Farm and Horse Show/NJ State Fair- August 7-15. Mr. Lundin will be participating in a meeting on June 11 relative to the District's display in the County Building.
- c) Soil Fundamentals. Mr. Lundin reported that Mr. Baysa participated in a training session earlier today on Soil Fundamentals.
- d) Butterfly Gardens: Mrs. Straub indicated that she had been approached by a teacher in the Hardyston Township Elementary School relative to Butterfly Garden activities. The Board authorized her to work with the teacher on the project by motion of Mr. Hough and Mr. Ricker and properly carried.

**Meetings**

- a) NACD Regional Meeting. The 2010 Northeast Regional NACD Meeting has been scheduled for August 8- August 11, 2010 in Portland Maine.
- b) NACD – Urban Committee. August 1-3, 2010. Mr. Lundin has been invited to attend the NACD Urban and Community RPG meeting in Columbus, Ohio from August 1-3, 2010 at NACD expense.
- c) NJACD- The Annual meeting has been scheduled for September 20-21, 2010. It will be in a South Jersey location, either Avalon or Ocean City.

**Lake Owassa Property:** Mr. Lundin reported that he has reached Agreement with the Lake Association on a 10-year renewal of the license agreement. Several changes, favorable to the District have been incorporated. On motion of Mrs. Straub, seconded by Mr. Hough, the Chairman, Secretary and Manager were authorized to execute the attached License Agreement. A roll call vote was as follows: Mr. Hough-yes, Mr. Ricker-yes, Mrs. Straub-yes and Mrs. Rosko-yes.

**Supervisor Vacancy:** Mr. Lundin reported that the Executive Subcommittee of the State Committee had considered the resubmission of the District Nominating Committee and will be recommending to the SSCC that it appoint Mr. Kilduff to the Board at the next SSCC meeting on July 12, 2010. Mr. Deacon will remain on the Board until the nominee is approved.

**Pierson v. SCADB and SCSCD** Mr. Lundin reported that Judge Gannon on May 7, 2010 dismissed the Pierson suit against the District. Mr. Pierson has 60 days to appeal.

### **NEW BUSINESS**

**Salary and Budget Committee.** Chairman Rosko appointed a FY 2011 Salary and Budget committee to consist of Mrs. Straub, Mr. Ricker and herself.

**Employee Health Insurance Deductions.** Mr. Lundin reported that the District is implementing a new State law that become effective May 21, 2010 that requires all covered employees to contribute 1.5% of their gross salary towards their health insurance premiums. The deductions will become effective with the pay period ending June 4, 2010. The funds deducted will be used to offset District health insurance premiums.

**Employee Motor Vehicle Accident.** Mr. Lundin reviewed with the Board the photos and police report of a minor accident involving a District vehicle on May 11, 2010 in Ogdensburg. There were no injuries and no damage to the District vehicle. There was minor damage to a parked boat. No summons was issued.

### **PUBLIC SESSION**

Ms. Rosko opened the meeting to the public at 8:42 p.m. Having no one come forward, the meeting was closed to the public.

### **ADJOURN:**

The Meeting was adjourned at 8:43 p.m. on motion of Mr. Hough seconded by Mr. Ricker and properly carried.

Respectfully submitted for Walter C. Ricker, Secretary

By Clifford R. Lundin