

NEW JERSEY MEADOWLANDS COMMISSION

DATE: January 28, 2009
TIME: 10:00 a.m.
PLACE: Lyndhurst, NJ
RE: MONTHLY MEETING MINUTES

COMMISSIONERS PRESENT:

Joseph V. Doria, Jr., Chairman
James Anzevino (via telephone)
Mia Macri (via telephone)
Eleanore S. Nissley (via telephone)
Arleen Walther (via telephone)

STAFF PRESENT:

Robert R. Ceberio, Executive Director
Edward Bulmer, Deputy Director of Finance
& Management
Thomas Marturano, Director of Natural Resources
Sara Sundell, Director Land Use Management
Francisco Artigas, Director of MERI
Christine A. Sanz, Director of Legal Affairs/Chief Counsel
Adam J. Levy, Assistant Director of Legal Affairs
Christine Piatek, Deputy Attorney General (via phone)
Lilo Stainton, Director of Communications
Fred J. Dressel, HMMC
Lynn Johnson, Executive Assistant

1. Pledge of Allegiance
2. Executive Director Ceberio read the Notice of Meeting required under the Sunshine Law.
3. Roll Call
4. REVIEW OF MINUTES

Minutes of the December 19, 2008 meeting were moved by Commissioner Anzevino, seconded by Commissioner Nissley and carried with Commissioner Macri abstaining.

5. VARIANCE

Resolution No. 09-01 - Resolution issuing a decision on the Variance Application submitted as part of the File No. 08-717, 75 County Ave Corp/Smentkowski Residence - Add. & Alt. - Block 26, Lot 8, in the Town of Secaucus.

Motion to adopt the resolution was made by Commissioner Anzevino, seconded by Commissioner Nissley and unanimously carried.

6. AERIAL PHOTOGRAPHY

Resolution No. 09-02 - Resolution authorizing the Executive Director to enter into an Agreement with WSP Sells for the Acquisition of New Color Orthophotography and Planimetrics of the New Jersey Meadowlands District

Motion to adopt the resolution was made by Commissioner Anzevino, seconded by Commissioner Nissley and unanimously carried.

7. TAX SHARING

Resolution No. 09-03 - Resolution certifying the Intermunicipal Tax Sharing Pool for CY2009.

Motion to adopt the resolution was made by Commissioner Macri, seconded by Commissioner Nissley and unanimously carried.

8. DEP ESCROW ACCOUNT AUDIT

Resolution No. 09-04 - Resolution adopting the DEP Escrow Account Audits.

Motion to adopt the resolution was made by Commissioner Nissley, seconded by Chairman Doria and carried with Commissioner Anzevino abstaining.

9. ZONING

Resolution No. 09-05 - Resolution concerning Notice of Adoption for Rezoning of Block 225, Lot 1 and Block 225, Lot 2 in the Town of Secaucus.

Motion to adopt the resolution was made by Commissioner Anzevino, seconded by Commissioner Nissley and unanimously carried.

Resolution No. 09-06 - Resolution concerning Notice of Adoption for Rezoning of Block 3601, Lot 3 in the Borough of Ridgely.

Motion to adopt the resolution was made by Commissioner Anzevino, seconded by Commissioner Nissley and unanimously carried.

10. SITE SUITABILITY RECOMMENDATION

Resolution No. 09-07- Resolution issuing a decision on the suitability recommendation as required by the NJMC interim policies governing affordable housing development in the Meadowlands District. File No. 08-612, ProLogis/ProLogis Park - New Buildings, Block 57, Lot 3.01, in the Town of Secaucus.

Motion to adopt the resolution was made by Commissioner Nissley, seconded by Commissioner Walther and unanimously carried.

Resolution No. 09-08- Resolution issuing a decision on the suitability recommendation as required by the NJMC interim policies governing affordable housing development in the Meadowlands District. File No. 08-719, Dessert Service/Bindi - New Building - Block 205, Lots 30, 31, 34 and 35A, in the Town of Kearny

Motion to adopt the resolution was made by Commissioner Nissley, seconded by Commissioner Walther and unanimously carried.

11. HOUSING

Resolution No. 09-09- Resolution approving the Interim Policies Governing Affordable Housing Development in the Meadowlands District.

Motion to adopt the resolution was made by Commissioner Anzevino, seconded by Commissioner Walther and unanimously carried

12. SOLID WASTE

Resolution No. 09-10- Resolution approving an Amendment to the New Jersey Meadowlands Commission Solid Waste Management Plan.

Motion to adopt the resolution was made by Commissioner Nissley, seconded by Commissioner Anzevino and unanimously carried

13. FLOOD CONTROL

Resolution No. 09-11- Resolution to authorize the Execution of a Memorandum of Agreement with Morton International, Inc. to Support the Restoration of the West Riser Tide Gates.

Motion to adopt the resolution was made by Commissioner Nissley, seconded by Commissioner Anzevino and unanimously carried.

Resolution No. 09-12- Resolution authorizing a Memorandum of Understanding between the NJMC and the Port Authority of New York and New Jersey for the replacement of the West Riser Tide Gates Project.

Motion to adopt the resolution was made by Commissioner Walther, seconded by Commissioner Nissley and unanimously carried

14. GREEN BUILDING

Resolution No. 09-13- Resolution authorizing the NJMC and its staff to release the NJMC guidelines for Green Development and Redevelopment, Part 2 -Green Building.

Motion to adopt the resolution was made by Commissioner Nissley, seconded by Commissioner Anzevino and unanimously carried

15. COMMUNITY VISIONING

Resolution No. 09-14- Resolution releasing the Community Visioning in the New Jersey Meadowlands Handbook.

Motion to adopt the resolution was made by Commissioner Anzevino, seconded by Commissioner Nissley and unanimously carried

16. LEGAL

Resolution No. 09-15- Resolution authorizing the Executive Director to Execute Orders entering Final Orders of Penalty Assessments in favor of the New Jersey Meadowlands Commission and against Benmark Construction.

Motion to adopt the resolution was made by Commissioner Nissley, seconded by Commissioner Anzevino and unanimously carried

Resolution No. 09-17- Resolution authorizing the Executive Director to enter into a Settlement Agreement with Redrock Land Development LLC to resolve Superior Court Docket No. BER-L-7759-02.

Motion to adopt the resolution was made by Commissioner Anzevino, seconded by Commissioner Nissley and unanimously carried

17. PUBLIC PARTICIPATION - None

18. REPORTS - None

19. NEW BUSINESS - None
20. CLOSED SESSION - None

Motion to adjourn meeting was made by Commissioner Anzevino, seconded by Commissioner Nissley and unanimously carried.



ROBERT R. CEBERIO, SECRETARY

RESOLUTION#	09-01	09-02	09-03	09-04	09-05	09-06	09-07	09-08
Chairman Doria	Y	Y	Y	Y	Y	Y	Y	Y
Comm. Anzevino	Y	Y	Y	A	Y	Y	Y	Y
Comm. Gonnelli	--	--	--	--	--	--	--	--
Comm. Macri	Y	Y	Y	Y	Y	Y	Y	Y
Comm. Nissley	Y	Y	Y	Y	Y	Y	Y	Y
Comm. Walther	Y	Y	Y	Y	Y	Y	Y	Y
RESOLUTION#	09-10	09-11	09-12	09-13	09-14	09-15	09-16	09-17
Chairman Doria	Y	Y	Y	Y	Y	Y	--	Y
Comm. Anzevino	Y	Y	Y	Y	Y	Y	--	Y
Comm. Gonnelli	--	--	--	--	--	--	--	--
Comm. Macri	Y	Y	Y	Y	Y	Y	--	Y
Comm. Nissley	Y	Y	Y	Y	Y	Y	--	Y
Comm. Walther	Y	Y	Y	Y	Y	Y	--	Y

Y = Yes R = Recuse
 A = Abstain N = No