
Commission Meeting

of

STATE HOUSE COMMISSION

LOCATION: Remote

DATE: September 18, 2023
9:00 a.m.

MEMBERS OF COMMITTEE PRESENT:

Assad Akhter, Chair
Senator Bob Smith
Senator Steven V. Oroho
Assemblyman Paul D. Moriarty
Assemblyman John DiMaio
Aaron Binder
Tariq Shabazz



ALSO PRESENT:

Eric D. Brophy
Commission Secretary

Tamara Loatman-Clark, Esq.
Deputy Attorney General for the State House Commission

Brittany Zulla
Acting Secretary
JRS Administrator

Robert E. Kelly
Deputy Attorney General for the Judicial Retirement System

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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ASSAD AKHTER (Chair): I want to call the meeting of September 18 to order.

We are here in a conference room in the Governor's Office, in the Statehouse. I just want to have everybody who is in the room here to introduce themselves for the record.

So, Assad Akhter, representing the Governor as a member of the State House Commission.

MS. ZULLA: Brittany Zulla, JRS Acting Secretary.

MR. BROPHY: Eric Brophy, Secretary of the State House Commission.

MR. KELLY: Robert Kelly, Deputy Attorney General.

MS. BUSSELL: Cindy Bussell, staff of State House Commission.

MR. AKHTER: OK, with that, I will ask Eric to take over.

MR. BROPHY: Thank you.

We are in compliance with the Open Public Meetings Act. Notice of this meeting of the State House Commission was given by way of notice on September 13, 2023, filed with the Secretary of State, and distributed to the State House Press Corps and posted in the offices of the State House Commission, as well as on the State House Commission's website.

Taking roll.

Mr. Akhter.

MR. AKHTER: Here.

MR. BROPHY: Mr. Binder.

MR. BINDER: Here.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Here.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Here.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Here.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Here.

MR. BROPHY: Assemblyman DiMaio.

MR. DiMAIO: Here.

MR. BROPHY: All are accounted for. We have a quorum.

We received no public comment, is that correct, Cindy?

MS. BUSSELL: That is correct.

MR. BROPHY: No public comments.

Going to item Number 1 on the agenda, can we have a motion to approve the minutes from the June 8, 2023 meeting?

UNIDENTIFIED SPEAKER: So moved.

UNIDENTIFIED SPEAKER: Motion.

MR. BINDER: Second.

MR. BROPHY: Can you -- when you make a motion, can you, someone, just identify yourself?

UNIDENTIFIED SPEAKER: So moved (indiscernible).

MR. BROPHY: Thank you.

Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Abstain; I wasn't there.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 2 on the agenda is RPR 14-12, Greystone Psychiatric Hospital, Block 10003, part of Lots 3 and 4, Township of Denville in Morris County.

The State of New Jersey Department of Treasury, on behalf of the Department of Human Services, is requesting approval to lease a portion of the land located on the grounds of the Greystone Psychiatric Hospital to American Tower Corporation for the continued maintenance and operation of a radio transmission tower. This is related equipment and an equipment building, together with access to the site. American Tower Corporation is the current tenant; however, the current lease and all renewal options are expiring and a new lease must be approved. This action was previously approved by the State House Commission at its meeting on June 12, 2017.

The lease will be for a term of five years with three successive five-year renewal options. The annual rent for the first year shall be \$53,000, with a 3% annual rent increase based on the previous year's rent. There will

be a co-location fee, which is subletting tower space to other cell phone companies, of 25% of any fees, rent, and/or other income American Tower Corporation receives from a co-locator. All proceeds from the previous lease have been sent directly to the Greystone Psychiatric Hospital's Patient Welfare Fund. The Department of Human Services has requested that the payments for this new lease continue to be sent to that fund.

Can we have a motion?

MR. BINDER: Motion.

UNIDENTIFIED SPEAKER: Second.

MR. BROPHY: Any questions or comments on that from the members? (no response)

Any public comment on that? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 3 is RPR 23-11, Former DCF Regional Day School, 15 Jean Street, Block 901, Lot 6, in Morris Township, and that's in Morris County.

The State of New Jersey Department of Treasury, on behalf of the Department of Children and Families, is requesting approval for the direct sale of 7.80 acres of land and improvements, including 11,869 square feet of former DCF Regional Day School, located at 15 Jean Street, Morris Township, in the town of Morristown, a government agency.

The property will be sold at the appraised liquidation value of \$580,000. In the event the direct sale does not occur, Treasury will dispose of the property via an internet auction at a minimum bid price determined by an appraisal.

Can we have a motion?

SENATOR OROHO: So moved.

MR. BROPHY: Thank you.

Second?

ASSEMBLYMAN DiMAIO: I'll second, but one point of clarity: This is Morris Township, not the town of Morristown, correct?

MR. BROPHY: I think you're right. I think it was misidentified in the description. I think you're right.

ASSEMBLYMAN DiMAIO: So, one document says Morristown, and the other one says Township of Morris. I just want to make sure that's right in the minutes.

MR. BROPHY: Yes, is anybody from Treasury on that can make that distinction?

UNIDENTIFIED SPEAKER: Hello?

MR. BROPHY: Yes, we're--

R O B E R T T I G H U E: Yes, it's Bob Tighue from Treasury.

Yes, it's the Township of Morris.

ASSEMBLYMAN DiMAIO: Not Morristown?

MR. BROPHY: So, Mr. Tighue, you can confirm that it's the Township of Morris?

MR. TIGHUE: Correct.

MR. BROPHY: OK.

Assemblyman DiMaio, does that satisfy you?

ASSEMBLYMAN DiMAIO: Yes, just so it's reflected correctly in the minutes.

MR. BROPHY: OK.

Mr. Akhter.

MR. AKHTER: Yes.

(indiscernible)

MR. BROPHY: Any other comments from the Committee members? (no response)

Any public comment? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

OK, that concludes old business, so we're moving onto new business. And, these are Department of Treasury requests.

This is Number 4 on the agenda, RPR 23-19, Trenton Psychiatric Hospital, 100 Sullivan Way, Block 36302, part of Lot 1, in the City of Trenton in Mercer County.

The State of New Jersey Department of the Treasury, on behalf of the Department of Human Services, is requesting approval to lease a portion of the water tower located at 100 Sullivan Way, also known as the Trenton Psychiatric Hospital, to DISH Network, LLC, for the installation, operation, and maintenance of a cellular antenna.

The lease shall be for a term of five years for three successive five-year renewal options. The annual rent for the first year shall be \$48,000 for a 3% annual increase based on the previous year's rent. The lessee will be responsible for all improvements, permits, approval of improvements, and real estate taxes if applicable.

Can we have a motion?

MR. AKHTER: I'll move the item.

MR. BROPHY: Mr. Akhter moving.

Can we have a second?

MR. BINDER: Second.

MR. BROPHY: (indiscernible), thank you.

Any questions or comments from the Committee members?

ASSEMBLYMAN DiMAIO: Well, I hate to be redundant here, but there seems to be various -- either West Trenton, Trenton, or Ewing Township on different documents in here.

Do we know for sure which township it's in?

MR. BROPHY: Mr. Tighue, do you have an answer to that?

ASSEMBLYMAN DiMAIO: Or town? Or city?

MR. TIGHUE: Sorry about that.

So, Ewing and West Trenton are -- it's a part of -- Ewing and West Trenton are the same areas.

Honestly, this may cross under both. I believe it's Ewing, but I would have to confirm that, I'm not 100% sure on that.

ASSEMBLYMAN DiMAIO: Well, on the engineers' details on those sheets, it says Ewing, New Jersey. Our page says City of Trenton, and the second page says West Trenton.

So, just make sure it's reflected in (indiscernible) West Trenton.

MR. TIGHUE: (indiscernible) West Trenton, West Trenton in certain areas. But, where this easement lies, I don't know if it's in the -- what municipality -- but we will confirm prior to doing anything.

ASSEMBLYMAN DiMAIO: You said (indiscernible), correct?

C H R I S T I A N C A S T E E L: This is Christian Casteel from the Department of Human Services. I can speak to that, actually.

The Trenton Psychiatric Hospital campus is actually straddling two jurisdictions: One block and lot is in Trenton City, and the other is in Ewing. The tower should be in the Trenton portion. So--

ASSEMBLYMAN DiMAIO: OK--

MR. CASTEEL: --we can certainly have them correct that on the engineering drawings, because they'll need to have that correct prior to their DCA approval.

ASSEMBLYMAN DiMAIO: Thank you.

MR. CASTEEL: You're welcome.

MR. BROPHY: Any other comments from the Committee? (no response)

Any public comments? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 5 is RPR 23-20, Ancora Psychiatric Hospital, 301 Spring Garden Avenue (*sic*), Block 6801, part of Lot 1, in the Township of Winslow in Camden County.

The State of New Jersey Department of the Treasury, on behalf of the Department of Human Services, is requesting approval to lease a portion of the water tower located at 301 Spring Garden Avenue (*sic*), also known as the Ancora Psychiatric Hospital, to DISH Network, LLC, for the installation, operation, and maintenance of a cellular antenna.

The lease will be for a term of five years, with three successive five-year renewal options. The annual rent for the first year shall be \$48,000 with a 3% annual increase based on the previous year's rent. The lessee will be responsible for all improvements, permits, approval of improvements, and real estate taxes if applicable.

Can we have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Any--

MR. SHABAZZ: Second.

MR. BROPHY: Thank you, Mr. Shabazz.

Any questions or comments from the Committee? (no response)

Any public comments? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 6 is RPR 24-01, Edison Motor Vehicle Commission Inspection Station, Block 3.04, part of Lot 1.21, in the Township of Edison, and that's in Middlesex County.

The State of New Jersey Department of Treasury, on behalf of the New Jersey Motor Vehicle Commission, is requesting approval to grant a permanent easement consisting of 241 square feet of land, on the grounds of the Edison Motor Vehicle Commission Inspection Station to the Middlesex Water Company for the construction, operation, and maintenance of the water facilities that are part of MWC's water supply interconnection project.

Since this action directly benefits the State, the easement will be granted for \$1.

Can I have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Second?

ASSEMBLYMAN DiMAIO: Second.

MR. BROPHY: Any questions or comments from the Committee members? (no response)

Any public comment? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 7 is RPR 24-02, Stockton University, Block 875, part of Lot 1.01 in Galloway Township in Atlantic County.

The State of New Jersey Department of Treasury is requesting approval to assign the remaining 48 years of a 99-year lease with Bacharach Institute for Rehabilitation, Inc., formerly known as the Betty Bacharach Home for Afflicted Children, Inc., located on the grounds of Stockton University, to AtlantiCare Health Systems, Inc.

Bacharach is ceasing its operations of the rehabilitation center, leaving the building constructed pursuant to the lease vacant. The lease to Bacharach was originally approved by the State House Commission at its meeting of June 14, 1973, for the construction, maintenance, and operation of a rehabilitation center and related medical and health activities. The lease was approved for 99 years, commencing on July 1, 1973, and terminating December 31, 2071. The assignment would allow AtlantiCare to assume all rights and obligations as a tenant under the current lease with Bacharach.

AtlantiCare, which operates a medical center immediately adjacent and contiguous to Bacharach's existing facility, seeks to have the lease assigned to it and have the lease amended to eliminate certain specified use, building height and coverage restrictions to allow for improvements to or redevelopment of the existing Bacharach structure. All of this is intended to allow AtlantiCare to expand its medical facility into and onto the premises, governed by the lease.

AtlantiCare is requesting modifications to the current lease, which include deleting the limitations restricting the use of the premises to a rehabilitation center and related medical and health activities. In place of the deleted limitations, requiring adherence to all use bulk standards as set forth in the Galloway Township Zoning Ordinance, or as may be amended or varied through the issuance of a variance relief. Deleting the limitations restricting the height of the structure to three stories and limiting building coverage to 25% of the lease premises.

The reassignment and modifications are subject to approval by the State House Commission and by Stockton University's Board of Trustees, who are scheduled to meet on September 20, 2023.

Can I have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter--

SENATOR SMITH: So moved.

MR. BROPHY: Senator Smith on the second.

Any questions or comments from the Committee members? (no response)

Any public comment? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: I just want to double check, there's no public comment? Because I see representatives here. (no response)

OK.

Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 8 -- we are moving to Department of Transportation requests.

Number 8, Route 280, Section 7, Parcel VX90B, Block 1888, Adjoining Lot 10, City of Newark in Essex County.

The NJ DOT requests approval to convey a vacant excess surplus land, identified as Parcel VX90B, of Route 280, Section 7 Project, Block 10 in the City of Newark in Essex County. The property is in the R-3 residential zone and conforms to be a buildable residential home site having an approximate area of 5,754 square feet.

The property will be sold at public auction to the highest bidder. The minimum asking price is \$120,000, which is the appraised value of the property.

Can I have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Ahkter.

Second?

MR. BINDER: Second.

MR. BROPHY: Thank you.

Any questions or comments from the Committee? (no response)

Any public comments? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 9, Route 280, Section 7, Parcels VX212B, VX213B, VX214B, and VX215B, Block 1879, Lots 1, 2, 3, and 4 in the City of Newark in Essex County.

The NJ DOT has declared their property identified as Route 280, Section 7, Parcels VX212B, VX213B, VX214B, VX215B, Block 1879, Lots 1, 2, 3, and 4 in the City of Newark in Essex County to be surplus to the Department's needs and is requesting approval to sell the property. This rectangular area of land, consisting of four contiguous lots, having an area of 8,264 square feet, is located in the R-3 Third Residential Zone at the southwest corner of First Street and Sussex Avenue. The property is buildable and was formerly four residential single-family houses and is now vacant.

The site is deemed to be large enough to accommodate three two-family dwellings. The County of Essex and the City of Newark have expressed no interest in acquiring the parcels for public use.

The property will be sold at public auction with a minimum starting bid of \$455,000, which is the appraised value.

Can I have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Second?

MR. BINDER: Second.

MR. BROPHY: Thank you, Mr. Binder.

Any questions or comments from the Committee members? (no response)

Any public comments? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. AKHTER: Before we move to the next item, we have a member of the staff joining us here.

Please introduce yourself for the record.

TAMARA LOATMAN-CLARK, ESQ.: Good morning, Tamara Loatman-Clark, appearing today on behalf of the Department of the Attorney General.

MR. AKHTER: Thank you.

MR. BROPHY: Number 10 on the agenda is 314 16th Street, Parcels 2R75A and R75B, Block 115, Lots 3 and 4, in the Borough of Carlstadt in Bergen County.

The NJDOT is requesting approval to annul the drainage easement on Parcels 2R75A and R75B, containing approximately .054 acres, located in the Borough of Carlstadt in Bergen County. A right to construct and maintain a subsurface drain, headwall, and appurtenances, was originally established in the 1960s on Parcel 2R75A and R75B by NJDOT for potential road widening. When Paterson Plank Road was eventually widened in 2010, new drainage was installed at a different location but the restrictions on parcels 2R75A and R75B remained in place. This easement is on property owned by Orion IV 314 16th Street, LLC. Orion IV 314 16th Street Holdings, LLC is asking for the removal of this restriction so they can proceed with their distribution and warehousing project.

The easement right is to be annulled at a cost to the property owner, Orion IV 314 16th Street Holdings, LLC. The recommended price is \$4,700, which is the administrative determination of value to annul DOT's right to construct and maintain a subsurface drain, headwall, and appurtenances.

The Department of Transportation has determined that the parcel is no longer required for use by the Department of Transportation in

the improvement, reconstruction, or maintenance of any State highway, and (indiscernible) has invested in the state for more than 10 years.

Can we have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Second?

ASSEMBLYMAN DiMAIO: Second.

MR. BROPHY: Any questions or comments from the Committee? (no response)

Any public comments? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 11 is Route 38, Section 4, Parcels 40, VX45A2, VX52B, Block 42, Lot 1, in the Township of Hainesport in Burlington County.

The DOT is requesting approval for the exchange of DOT-owned excess land located in Hainesport Township in Burlington County, acquired as Route 38 Section 4, now known as the parcels VX45A2 and VX52B, for Parcel 40, which is owned by BTC III Hainesport LC Urban Renewal, LLC. Parcels VX45A2 and VX52B have a combined total of 25,299 square feet and are part of an existing ramp along Route 38 that is being exchanged for Parcel 40, which contains a total of 70,649 square feet.

VX45A2 and VX52B are to be conveyed in fee to BTC, LLC, in exchange for Parcel 40, along with a drainage easement to be maintained by DOT. The exchange will include relocating a jughandle along Route 38, with construction costs paid for by BTC, LLC. The exchange will not occur until construction is complete and the new ramp is in service. The appraised value of DOT-owned parcels VX45A2 and VX52B is \$60,000 total. The appraised value of BTC, LLC-owned Parcel 40 is \$311,600, not including construction costs. The purchaser accepts that there is no cash consideration because of the difference in land values or for construction.

Can we have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Second?

MR. SHABAZZ: Second.

MR. BROPHY: Mr. Shabazz.

Any questions or comments from the Committee? (no response)

Any public comments? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 12, Pemberton Rail Trail Park, Block 787, part of Lot 4, in the Township of Pemberton in Burlington County. These are now DEP requests.

The DEP, on behalf of the Township of Pemberton, requests approval to allow for the diversion of 0.061 acres of the Pemberton Rail Trail Park in connection with the installation of a new 8-inch gravity sanitary sewer line, located in the Township of Pemberton in Burlington County. The proposed diversion is needed to allow for the subsurface installation of a sanitary sewer line to provide service for a new proposed development known as "Four Seasons at Rancocas Creek," located immediately adjacent to the park.

The proposed sanitary sewer line will connect into an existing larger 18-inch gravity sewer main already located within the park. The existing and proposed sewer lines will be owned and maintained by the Township.

To compensate for the proposed major diversion, the Township proposes to accept ownership of, and encumber with Green Acres restrictions, two parcels of replacement land: Block 787, Lot 1, and Block 104, Lot 19, totaling 20,836 acres. The crossing of the Rail Trail Park will require the establishment of an easement for the proposed sewer line that will not encompass -- and *will* encompass -- .061 acres. Although an appraised value was not established for the proposed easement, appraisals of the replacement parcels valued them at \$44,000.

Can we have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Second?

MS. BUSSELL: Judeth Yeany might-- Oh, there she is. She has comments.

MR. BROPHY: We're not there yet.

MS. BUSSELL: OK.

MR. BROPHY: Can I have a second on this?

MR. BINDER: Second.

MR. BROPHY: Thank you, Mr. Binder.

Any questions or comments from the Committee members? (no response)

Any public questions or comments?

J U D E T H Y E A N Y, E S Q.: If I may speak, I just wanted to point out that there's a typo in the agenda. It's not 20,000 acres, it's 20.836 acres.

MR. BROPHY: Thank you, Ms. Yeany.

Ms. Yeany, can you identify who you're with?

MS. YEANY: I'm sorry.

Judeth Yeany from the DEP.

MR. BROPHY: Thank you, we'll make that correction.

Any other questions or comments? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 13, Heislerville Wildlife Management Area, Block 316,
part of Lot 61, in Maurice River Township in Cumberland County.

The DEP requests approval to enter into a lease agreement with East Point Light LLC for the development and implementation of education, cultural, recreational, and interpretive programs for, as well as maintenance and operation of, East Point Lighthouse in Maurice River Township in Cumberland County.

The DEP acquired the East Point Lighthouse from the U.S. General Services Administration through a deed dated April 10, 1956. The lighthouse is administered by DEP as part of the Heislerville Wildlife Management Area. In 1996, the East Point Lighthouse was leased to the Maurice River Historical Society for a nominal fee of \$1 per year. During the 24-year lease term, the Historical Society renovated and maintained the lighthouse and provided a variety of public programming.

After the 1996 lease expired, the Historical Society continued to manage the lighthouse property under a two-year license executed in August 2021, now extended to December 31, 2023, or execution of a new lease -- whichever is sooner. In March 2023, the DEP issued a Request for Proposal to solicit bids for the continued operation and maintenance of the lighthouse. East Point Light, LLC, a subsidiary of the Historical Society, was the only bidder.

The initial term of the lease agreement will be for five years with a five-year renewal term. The proposed rent for the lease is 5% of East Point Light LLC's total gross revenue per year. Since the prior lease was for \$24 in total, and was not based on a revenue percentage, the DEP cannot, at this time, calculate what the total rent should be over the life of the lease. Under the lease, the tenant may receive credit for costs incurred in connection with

completing required improvements, modifications, or repairs to the leased premises undertaken by the tenant and approved by the Department.

Can I have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Second?

MR. BINDER: Second.

MR. BROPHY: Thank you, Mr. Binder.

Any questions or comments? (no response)

Any questions or comments from the public? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 14, Wittingham Wildlife Management Area, Block 1201, Lots 1 and 2, and Block 1401, part of Lot 7 -- that's in Fredon Township in Sussex County -- and Block 5, Lot 3.01, and Block 21, part of Lot 4.01 in Green Township, also in Sussex County.

The DEP requests approval to execute a farm lease agreement on approximately 40.7 acres of land, located in the Wittingham Wildlife Management Area in the townships of Fredon and Green, Sussex County, to Munsee Three Sisters Farm, LLC -- also known as Three Sisters Medicinal Farm, LLC. The proposed lease will allow the tenant to produce and harvest crops and plants, excluding sod, utilizing established organic farming methods or organic management practices.

In February 2023, the DEP and Rutgers University entered into a memorandum of understanding for an organic farming pilot program to determine whether organic farming practices are beneficial to wildlife and can be successfully implemented on wildlife management areas under certain conditions. The MOU identified multiple plots of land within wildlife management areas totaling about 500 acres as potential farm lease sites for the project.

Rutgers University was chosen as the DEP's partner in this pilot program because it has expertise in the field of agriculture and organic farming. Under the MOU, Rutgers selected Munsee Three Sisters Farm, LLC, as the first proposed tenant for the pilot program.

Under the lease, the tenant will not be allowed to graze animals; mine or remove natural resources; plant, produce, or harvest any cannabis products, including hemp; or produce or harvest tree stock. The use of

pesticides or coated seeds that contain (indiscernible) is prohibited under the pilot program.

The initial term of the agreement is for seven years with an option to renew, or two additional three-year terms. Because this lease is part of an organic farming pilot program being conducted by DEP with Rutgers University, no compensation is proposed.

Can we have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

SENATOR OROHO: Second.

MR. BROPHY: Thank you, Senator.

Any questions or comments from the Committee? (no response)

Any public comments? (no response)

Seeing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 15, Delaware and Raritan Canal State Park, Block 52, part of Lots 36.05 and 36.06, in the Borough of Frenchtown in Hunterdon County.

The DEP requests approval to execute a farm lease agreement on approximately 24.42 acres of land located in the Delaware and Raritan Canal State Park in the Borough of Frenchtown in Hunterdon County to the current tenant, Delaware Valley Farms, LLC, which occupies the proposed lease premises under a lease that will expire on December 30, 2023. Delaware Valley Farms LLC has approached DEP about continuing to farm the land.

DEP could not include the proposed leased premises in the public auction of farm leases conducted on August 10, 2023, because there is no direct access to the land from a public road, and the land is not accessible through other lands managed by the DEP. Delaware Valley Farms, LLC, is able to access the proposed lease premises through adjacent privately-owned family property.

The Attorney General's Office has previously advised that it is acceptable for the DEP to enter into a direct lease agreement on properties where access is available by the tenant through their family's own adjacent land.

The initial term of the agreement is for five years, with an option to renew for three additional five-year terms. The proposed annual rent for the initial term of the lease is \$1,150, which was established using soil rental rates set by the Farm Service Agency of the United States Department of Agriculture.

As a result of prior discussions with the New Jersey Department of Agriculture and New Jersey Farm Bureau, the DEP agreed to reduce the FSA rental rate for each parcel by 20% to account for the disadvantages of farming on DEP land. These disadvantages include the requirement that the farmlands be used for public hunting; restrictions on the types of crops that can be grown; and the ability to control wildlife damage using management tools such as deer fencing or wildlife depredation permits. DEP believes that 20% is a reasonable reduction. Although there are some disadvantages to farming on DEP land, the disadvantages do not significantly reduce the productivity of the land.

The rental rate will be increased at the beginning of each renewal term to reflect the current fair market value of the leased premises based on the consumer price index; FSA soil rates; or value of similar real estate rentals. If the CPI and value of similar real estate rentals decrease or remain stable, the rent will not decrease.

Can we have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

ASSEMBLYMAN DiMAIO: Second.

MR. BROPHY: Thank you.

Any questions or comments from the Committee members? (no response)

Any public comments? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Number 16. These are farm lease agreements with various state parks and wildlife management areas.

The DEP requests approval to execute 19 farm lease agreements on wildlife management areas and park lands throughout the state, consisting of 1,061.05 acres.

Ms. Yeany, is that correct?

MS. YEANY: Yes, I believe it is.

MR. BROPHY: OK.

The 19 leases by state park, wildlife management area, and tenant names are High Point State Park in Wantage Township in Sussex County -- that's with George DeGroot; Jenny Jump State Park, and that's in Hope Township in Warren County with Mitchell Jones; Kittatinny Valley State Park, Frankford Township in Sussex County, to High Lands Farms, LLC -- that's Anthony Lentini; Wawayanda State Park in Vernon Township,

Sussex County, to Lowland Farm, LLC, William Brown -- there's two leases, one is to -- William Brown has two leases and John Dayon has one lease; Pigeon Swamp State Park in South Brunswick Township in Middlesex County to Alan Habiak; Round Valley Recreation Area in Hillsborough and Branchburg townships, Somerset County, to Norz Hill Farm and Market LLC -- that's Richard Norz, that's two leases; Spruce Run Recreation Area, Harmony Township in Warren County, Sue Ed Farms, LLC, Alex Ferri, John Tjalma Farms, LLC -- that's two leases -- and Mitchell Jones; Belleplain State Forest in Dennis Township in Cape May County, 828 Tice Farms, LLC -- that's Barry Tice; Stow Creek Park in Stow Creek Township in Cumberland County, 8 Tice Farms LLC -- again, that's Barry Tice; South Branch Wildlife Management Area in Readington Township in Hunterdon County to Cody Zamek; Maskells Mills Wildlife Management Area in Lower Alloways Creek Township in Salem County to Charles Paulatis III; New Sweden Wildlife Management Area in Lawrence Township, Cumberland County, to Sheppard Farms, Inc., Thomas Sheppard; and Thundergut Pond Wildlife Management Area in Alloway Township in Salem County to Mt. Harvey and Sons, LLC,, and that's Myron Harvey.

The initial term for each lease is for five years, with an option to renew for three additional five-year terms. The proposed rental rates were determined through a live auction conducted on August 10, 2023, using minimum bids set by the DEP using soil rental rates set by the Farm Service Agency of the U.S. Department of Agriculture. DEP agreed to reduce the FSA rental rate for each parcel by 20% to account for the disadvantages of farming on DEP land.

Four of the proposed farm leases, LE24-027 -- \$1,900; LE24-028 -- \$2,550; LE24-029 -- \$1,650; and LE24-030 -- \$2,400, all on wildlife management areas, have a monetary payment and in-kind service component. For farm leases with an in-kind services component, the farmer is required to provide land-management services on a separate parcel of DEP land. The services may include mowing, plowing, planting warm season grasses, and other activities that assist DEP in maintaining and protecting wildlife habitat while reducing the strain on DEP resources. The value of the in-kind services is based on data from external sources, including the Farm Service Agency and Natural Resource Conservation Service of the United States Department of Agriculture, and the agricultural colleges within Penn State University and Rutgers University. Each lease sets forth the value of the in-kind services, which will not change from year to year and also requires DEP to notify tenant in writing of the in-kind services to be performed by March 1 of each year.

In addition, three of the leases: LE24-007 -- \$8,304; LE24-009 -- \$5,069; and LE24-011 -- \$4,930, all on State park lands, are eligible for reclamation credits for work necessary to restore land not recently farmed to a productive state. The value of these credits will be deducted from the annual rent during the first two to three years of the lease, depending on the value of the credit compared to the annual rent.

The initial rent rate for each of the parcels was set by the highest bidder in a public auction. The rental rate will be increased at the beginning of each renewal term to reflect the current fair market value of the lease premises, based on the consumer price index; FSA soil rental rates; or value

of similar real estate rentals. If the CPI and value of similar real estate rentals decrease or remain stable, the rent will not decrease.

Can I have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Second?

MR. BINDER: Second.

SENATOR OROHO: Second.

MR. BROPHY: Thank you.

Any questions or comments from the Committee members? (no response)

Any public comment? (no response)

Hearing none, Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All in favor.

Now, we are going to 17, Division of Pension and Benefits requests.

Can we have a motion to sit as the Judicial Retirement System Board of Trustees?

Can we have a motion?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Second?

ASSEMBLYMAN MORIARTY: Mr. Chairman, it's Paul Moriarty.

MR. BROPHY: Yes, sir.

ASSEMBLYMAN MORIARTY: I am very sorry, but I have an engagement I have to get to, and I have to (indiscernible) to it. I can no longer sit for the (indiscernible).

MR. AKHTER: You're cutting out there, Assemblyman, but I get it that you're not going to be able to sit for the Retirement Board portion of this, and we appreciate your time today.

ASSEMBLYMAN MORIARTY: Thank you, I apologize.

MR. AKHTER: No, thank you, sir.

MR. BROPHY: Assemblyman.

UNIDENTIFIED SPEAKER: We have a quorum.

UNIDENTIFIED SPEAKER: (indiscernible) It has to be unanimous. The JRS is unanimous.

UNIDENTIFIED SPEAKER: (indiscernible)

MR. BROPHY: (indiscernible)

UNIDENTIFIED SPEAKER: (indiscernible)

MR. AKHTER: (indiscernible)

UNIDENTIFIED SPEAKER: Can we call them?

MR. AKHTER: Yes, we can call them, but I'm just asking a question. If he's not in attendance, does that count? Or, (indiscernible) Senator Oroho is going to abstain, because he wasn't at the last meeting, that I recall.

UNIDENTIFIED SPEAKER: (indiscernible)

MR. AKHTER: (indiscernible)

UNIDENTIFIED SPEAKER: There's a quorum for the meeting, and everybody is unanimous who is here?

MR. AKHTER: Yes.

UNIDENTIFIED SPEAKER: (indiscernible), then that's enough.

MR. BROPHY: It doesn't have to be all seven. Or, it does?

UNIDENTIFIED SPEAKER: For JRS--

MR. AKHTER: For JRS--

UNIDENTIFIED SPEAKER: --five members of the Commission. State House is different.

MR. AKHTER: So, we have five members?

UNIDENTIFIED SPEAKER: We have five, we have five.

MR. AKHTER: OK.

MR. BROPHY: So, the motion is on the table by Mr. Akhter to move into JRS.

Can I have a second?

MR. BINDER: Second.

MR. BROPHY: Thank you, Mr. Binder.

Let me just get through the roll call.

Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty is out.

Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: All right, all in favor.

Now moving into JRS.

MS. ZULLA: First on the agenda is the approval of the minutes for the meeting held on June 8, 2023.

MR. AKHTER: I'll move it.

MS. ZULLA: Mr. Akhter.

Can I have a second?

Can someone second the motion?

UNIDENTIFIED SPEAKER: (indiscernible)

ASSEMBLYMAN DiMAIO: Yes, second.

Sorry, I couldn't hear, (indiscernible)

MS. ZULLA: All right, Mr. Akhter.

MR. AKHTER: Yes.

MS. ZULLA: Mr. Binder.

MR. BINDER: Yes.

MS. ZULLA: Mr. Shabazz.

MR. SHABAZZ: Yes.

MS. ZULLA: Senator Smith.

SENATOR SMITH: Yes.

MS. ZULLA: Senator Oroho.

SENATOR OROHO: Abstain.

MS. ZULLA: And, Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MS. ZULLA: Number 2 on the agenda is the confirmation of death claims, retirements, and survivor benefits.

Can I have a motion?

MR. AKHTER: So moved.

MS. ZULLA: Mr. Akhter.

Can I have a second?

MR. BINDER: Second.

ASSEMBLYMAN DiMAIO: Second.

MS. ZULLA: Mr. Akhter.

MR. AKHTER: Yes.

MS. ZULLA: Mr. Binder.

MR. BINDER: Yes.

MS. ZULLA: Mr. Shabazz.

MR. SHABAZZ: Yes.

MS. ZULLA: Senator Smith.

SENATOR SMITH: Yes.

MS. ZULLA: Senator Oroho.

SENATOR OROHO: Yes.

MS. ZULLA: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MS. ZULLA: Number 3 on the agenda is receive financial statements for February through May, 2023.

Can I have a motion?

MR. AKHTER: So moved.

MS. ZULLA: Mr. Akhter.

And, second?

MR. SHABAZZ: Second.

MS. ZULLA: Mr. Akhter.

MR. AKHTER: Yes.

MS. ZULLA: Mr. Binder.

MR. BINDER: Yes.

MS. ZULLA: Mr. Shabazz.

MR. SHABAZZ: Yes.

MS. ZULLA: Senator Smith.

SENATOR SMITH: Yes.

MS. ZULLA: Senator Oroho.

SENATOR OROHO: Yes.

MS. ZULLA: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MS. ZULLA: Number 4 on the agenda is the readoption with amendments to N.J.A.C 17:10.

Can I have a motion?

MR. AKHTER: So moved.

MS. ZULLA: Mr. Akhter.

Second?

ASSEMBLYMAN DiMAIO: Second.

MS. ZULLA: Mr. Akhter.

MR. AKHTER: Yes.

MS. ZULLA: Mr. Binder.

MR. BINDER: Yes.

MS. ZULLA: Mr. Shabazz.

MR. SHABAZZ: Yes.

MS. ZULLA: Senator Smith.

SENATOR SMITH: Yes.

MS. ZULLA: Senator Oroho.

SENATOR OROHO: Yes.

MS. ZULLA: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MS. ZULLA: Moving on to Number 5 on the agenda.

SENATOR SMITH: Can I interrupt first?

MS. ZULLA: Sure.

SENATOR SMITH: This is Senator Smith.

Ms. Brady's counsel, at the prior hearing done by the Board, requested that I recuse myself, which I did.

So, for the record, I would like it noted that I am recusing myself from any consideration on Number 5.

(crosstalk)

MR. AKHTER: No, but, Senator Oroho wasn't at the last meeting.

(crosstalk)

MR. AKHTER: (indiscernible)

MR. BROPHY: We have four (indiscernible)

MR. AKHTER: (indiscernible) five?

Apologies, here.

Apologies, we're trying to get Assemblyman Moriarty back if we have a minute here.

UNIDENTIFIED SPEAKER: If we still have the five members, then we're good. It's only if one of them--

MR. AKHTER: No, the problem is that Senator Oroho wasn't at the last meeting--

MR. BROPHY: He has abstained, and Smith has abstained, so now it's four--

MR. AKHTER: Hey, Assemblyman, this is Assad for the State House Commission.

Apologies, is it possible for you to log in for five more minutes to do Carlia Holt's appeal? We need five votes, and there are two abstentions right now.

Well, Senator Smith, due to his previous recusal, and Senator Oroho because he was not at the last meeting. So, I apologize for that.

If you need to log back in, we'll re-take the roll and then make the motion here in regards to her appeal.

I am on the record here, so -- but there is no changing back here, so.

Thank you, sir. Apologies.

Assemblyman Moriarty is calling back into the meeting. Let's just give him a minute, and then we'll need to take the roll again.

ASSEMBLYMAN MORIARTY: Mr. Chairman, Paul Moriarty is back, just briefly.

MR. AKHTER: Thank you, Assemblyman.

The record can note that Assemblyman Moriarty has now joined the meeting of the JRS.

We are discussing the appeal of the Board's determination forfeiting the pension of the Honorable Judge Carlia Brady.

I will ask for a motion to dismiss that appeal, given that there is no change of fact here, and once we'll get that motion made and seconded here, then I'll accept any comments.

So I ask for that motion. Does anyone want to make that motion to reject the appeal?

ASSEMBLYMAN DiMAIO: So moved.

MR. AKHTER: OK, moved by Assemblyman DiMaio.

UNIDENTIFIED SPEAKER: It would be a motion to (indiscernible) decision (indiscernible)

MR. AKHTER: OK.

Is there a second on that motion?

MR. BINDER: Second.

MR. AKHTER: OK.

Is there any discussion here? Any other discussion needed on this? As I've stated, there's no change in material fact from our original hearing, and I am ready to take a vote if there is no other comment. (no response)

Seeing none, proceed with the roll.

MS. ZULLA: Sure.

Mr. Akhter.

MR. AKHTER: Yes to deny the appeal.

MS. ZULLA: Mr. Binder.

MR. BINDER: Yes.

MS. ZULLA: Mr. Shabazz.

MR. SHABAZZ: Yes.

MS. ZULLA: Senator Oroho.

SENATOR OROHO: Abstain.

MS. ZULLA: (indiscernible)

MR. AKHTER: He said abstained.

MS. ZULLA: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MS. ZULLA: And, Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. AKHTER: I now need -- I will now make a motion to (indiscernible)

UNIDENTIFIED SPEAKER: To draft the final decision and consideration for the (indiscernible)

MR. AKHTER: So, I need to -- I will make a motion to ask the Secretary to draft the administrative -- (indiscernible) final administrative decision here in time for the next meeting.

Is there a second to that motion?

MR. BINDER: Second.

MS. ZULLA: Thank you.

Mr. Akhter.

MR. AKHTER: Yes.

MS. ZULLA: Mr. Binder.

MR. BINDER: Yes.

MS. ZULLA: Mr. Shabazz.

MR. SHABAZZ: Yes.

MS. ZULLA: Senator Oroho.

SENATOR OROHO: Abstain.

MS. ZULLA: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MS. ZULLA: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MS. ZULLA: OK.

Now, can we have a motion to return -- to sit as the State House Commission?

MR. AKHTER: I make that motion.

MS. ZULLA: Can I have a second?

MR. BINDER: Second.

MS. ZULLA: Mr. Akhter.

MR. AKHTER: Yes.

MS. ZULLA: Mr. Binder.

MR. BINDER: Yes.

MS. ZULLA: Mr. Shabazz.

MR. SHABAZZ: Yes.

MS. ZULLA: Senator Smith.

SENATOR SMITH: Yes.

MS. ZULLA: Senator Oroho.

SENATOR OROHO: Yes.

MS. ZULLA: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MS. ZULLA: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: Sitting back as the State House Commission,
are there any other matters that the members wish to address at this time?
(no response)

Hearing none, can we have a motion to adjourn?

MR. AKHTER: So moved.

MR. BROPHY: Mr. Akhter.

Can I have a second?

UNIDENTIFIED SPEAKER: Second.

MR. BROPHY: Mr. Akhter.

MR. AKHTER: Yes.

MR. BROPHY: Mr. Binder.

MR. BINDER: Yes.

MR. BROPHY: Mr. Shabazz.

MR. SHABAZZ: Yes.

MR. BROPHY: Senator Smith.

SENATOR SMITH: Yes.

MR. BROPHY: Senator Oroho.

SENATOR OROHO: Yes.

MR. BROPHY: Assemblyman Moriarty.

ASSEMBLYMAN MORIARTY: Yes.

MR. BROPHY: Assemblyman DiMaio.

ASSEMBLYMAN DiMAIO: Yes.

MR. BROPHY: We are adjourned.

Thank you.

MR. AKHTER: Thank you everybody, to the Commission members. We appreciate it.

UNIDENTIFIED SPEAKER: Take care, folks.

(MEETING CONCLUDED)