

School Ethics Commission Meeting Public Session Minutes

July 27, 2021

Chairperson Robert Bender called the meeting of the School Ethics Commission (Commission or SEC) to order at 9:32 a.m.

Notice of the meeting was provided to the State House Press Corps and the Secretary of State and filed as required by the Open Public Meetings Act.

I. Roll Call

Roll Call	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Present	X	X		X	X	X	5
Absent			X				1

Also in attendance were Kathryn Whalen, Director, Offices of School Ethics and Compliance; Jeannine Pizzigoni, staff member; and Jaclyn Frey, Deputy Attorney General (DAG). Everyone in attendance at the meeting participated via telephone/video due to the ongoing COVID-19 pandemic.

II. First Public Comment

At the start of the meeting, Director Whalen explained to the public (who also accessed the meeting by telephone/video due to the ongoing COVID-19 pandemic) how the meeting would be conducted. More specifically, it was explained that the public would be afforded the opportunity to provide public comment regarding his/her case; the Commission would then adjourn to executive session (on a different conference line); the Commission would return to public at approximately 12:00 p.m.; at that time, members of the public would be afforded another opportunity to provide public comment in connection with his/her case; and then the Commission would vote on matters pertinent to its business.

9:34 a.m. Ronnie McDowell, the named Respondent in the matter docketed as C78-20, noted his attendance, and asked whether he was permitted to comment at both public sessions (at the beginning and the end of the meeting), or only at one. After being advised he could offer public comments/statements at both times, Mr. McDowell made the following statement:

“The Complainant has gone to great lengths to make it appear that Respondent’s, myself, act of moving and voting to approve a request by the First Baptist Church to be something nefarious. Complainant’s statement that Respondent’s ‘receipt of monies from First Baptist Church’ is made to give the appearance that this was the reason for making the motion. Nothing can be further from the truth. The error the Respondent, myself, made was not allowing for another Board member to make the motion. In any case, the motion would have been made and approved, which was indicated by its unanimous approval. Respondent believes that the

Complainant's purpose for filing this frivolous Complaint is to create fodder for a negative ad campaign in the upcoming 2021 Board of Education election, in which the Respondent, myself, I am running. With this additional Complaint a negative ad campaign against myself could state, 'Candidate McDowell has two ethics complaints filed against him.' Why else would such a frivolous Complaint be made? In addition, the fact that Respondent was honored for his voluntary work for First Baptist Church did not and would not impair my objectivity. Lastly, Respondent's final statement in his answer to Complainant's Complaint is simply this, 'I am an honest and forthright person who has faithfully served his family, his community, and his school district in the hope of making each better. I am certainly not doing this for money.' That's the end of my public statement."

9:36 a.m. Stacey Garvey-Pennetta, the named Respondent in the matter docketed as C09-21, noted her attendance, but did not offer any comments/statements.

9:36 a.m. Caitlin P. Dettmer, counsel for the East Orange Board of Education and the named Respondents in the matter docketed as C16-21, noted her attendance and informed the Commission that she is available as needed.

9:37 a.m. Tyrone Tarver, the named Complainant in the matter docketed as C08-21, noted his attendance, but did not offer any comments/statements.

III. Executive Session

At **9:37 a.m.**, the following **Resolution** was read:

Whereas, the Open Public Meetings Act (*N.J.S.A. 10:4-6 et seq.*) authorizes the Commission, a public body, to meet in Executive Session under certain circumstances; and

Whereas, the Open Public Meetings Act requires that the Commission adopt a Resolution at a public meeting to go into Executive Session; and

Now therefore be it resolved that, consistent with the provisions of *N.J.A.C. 10:4-12(b)*, the Commission will adjourn to executive session to discuss matters which, by statute, are regarded as confidential and also to discuss matters possibly involving litigation, specifically: C45-19; C78-20; C08-21; C11-21; C12-21; C13-21; C16-21; T07-20 through T11-20; T01-21 through T39-21; D02-21; D04-21 through D08-21; D10-21 through D18-21; C72-19; C03-21; C04-21; C07-21; C09-21; A01-19; A12-19; A19-20 (*Request for Clarification*); A01-21; A03-21; A04-21; A12-21; A13-21; A14-21; A15-21; C14-21; Doctrines of Necessity submitted by the Gloucester City and Long Branch Boards of Education; adoption of resolution of censure in connection with C14-15 and C08-16 (Consolidated); review correspondence from litigants in connection with C39-20; update on the status of Chapter 28 regulations; review correspondence regarding NJSBA Workshop inquiry; and

Now therefore be it further resolved that the Commission will return to open session to conduct business at the conclusion of Executive Session.

Motion was made by Dennis Roberts, and seconded by Richard Tomko, to adjourn to Executive Session to discuss the matters set forth in the foregoing Resolution.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

IV. Return to Public/Second Public Comment

At **12:02 p.m.**, a motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to return to public session for the purpose of receiving public comment/testimony, and to vote on matters discussed in Executive Session (as appropriate).

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

12:03 p.m. Ronnie McDowell, the named Respondent in the matter docketed as C78-20, again noted his attendance and offered the following statement:

“This is in reference to docket number C78-20. The Complainant asserts correctly that Respondent is the deacon at the First Baptist Church of Vauxhall. That position receives no financial benefit whatsoever. However, Respondent also voluntarily serves First Baptist as its unpaid treasurer and bookkeeper and van driver. For those volunteer services, in December of each year, First Baptist gives Respondent a once a year honorarium of \$2,000. This is the basis for the Respondent’s reported [(sic)] in his Disclosure Statement. Respondent does not consider the once a year honorarium as a direct or indirect financial involvement. It is simply First Baptist Church showing appreciation for the time I spend keeping the books and for other duties as transporting the Church members to service. The fact that Respondent receives this small honorarium would not be reasonably expected to impair his objectivity or independence of judgment. Complainant also states in fact 6 of his Complaint, that Respondent made a motion and then voted to approve the request by First Baptist Church to use the Union High School parking lot from 8:00 a.m. to 1:00 p.m. on Sunday, October 25 for an outside worship service and this was because of the pandemic we wanted to use the Church [(sic)] parking lot. The Respondent also feels the Complainant, the Complaint is arbitrary because there was at least one other Board member of the Board who is also a member of First Baptist Church; however, this member’s vote to approve First Baptist’s request is not included in his Complaint. One last statement, I believe that the Complainant’s purpose for filing this frivolous Complaint is to

create a negative ad campaign in the upcoming 20-21 school board election in which I am a candidate, since yesterday. I feel like, why else would such a frivolous Complaint be made. The Church used the high school parking lot, it didn't cost the District anything. We came there, we had our service, all the members were inside their cars, the service was over, we cleaned up and left. As I said, this did not cost the Board of Education any money at all and the fact that I made the motion and voted 'yes' on it, I think has no bearing on, or should have no bearing on your decision on how to treat this matter. Again, I am an honest and forthright person. I faithfully served my family, my community, my Church and my school district in the hopes of making each one better. I was not doing anything for any monetary gain at all. Thank you again. I would like for this to be taken into consideration for C78-20. Thank you for your time. I do appreciate being able to say this. I think you need to hear my voice and understand that to me, this is frivolous and I'm sorry the Commission needs to take up its time dealing with this matter. Thank you.

12:07 p.m. Stacey Garvey-Pennetta, the named Respondent in the matter docketed as C09-21, again noted her attendance, but did not offer any comments/statements.

12:07 p.m. Caitlin P. Dettmer, counsel for the East Orange Board of Education and for the named Respondents in the matter docketed as C16-21, again noted her attendance, but did not offer any comments/statements.

12:07 p.m. Tyrone Tarver, the named Complainant in the matter docketed as C08-21, again noted his attendance, but did not offer any comments/statements.

12:08 p.m. Stephen J. Edelstein, counsel representing the named Complainant in the matter docketed as C07-21, noted his attendance, but did not offer any comments/statements.

12:08 p.m. Jill Mulder, the named Complainant in the matter docketed as C12-21, noted her attendance, but did not offer any comments/statements.

V. Complaints to Review

C45-19 Motion was made by Richard Tomko and seconded by Jude A. Tanella, to draft a decision as discussed.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X			X	X	4
No							0
Abstention				X ¹			1

¹ Commissioner Roberts did not participate in executive session discussion of this matter due to a legal conflict of interest.

C78-20 Motion was made by Jude A. Tanella, and seconded by Richard Tomko, to draft a decision as discussed.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

C08-21 Motion was made by Dennis Roberts, and seconded by Richard Tomko, to draft a decision as discussed.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

C11-21 Motion was made by Richard Tomko, and seconded by Jude A. Tanella, to draft a decision as discussed.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

C12-21 Motion was made by Dennis Roberts, and seconded by Michael Carucci, to draft a decision as discussed.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X		4
No						X	1
Abstention							0

C13-21 Motion was made by Jude A. Tanella, and seconded by Dennis Roberts, to draft a decision as discussed.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

C16-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to draft a decision as discussed.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

VI. Orders to Show Cause

A. Training – Board of Education Members (November election)

T07-20 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T08-20 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T09-20 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T10-20 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T11-20 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

B. Training – Board of Education Members (April election)

T01-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T02-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T03-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T04-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T05-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

C. Training – Charter School Trustees

T06-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T07-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T08-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T09-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T10-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T11-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T12-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T13-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T14-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T15-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T16-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T17-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T18-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T19-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T20-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T21-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T22-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T23-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T24-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T25-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T26-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T27-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T28-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T29-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T30-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T31-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T32-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T33-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T34-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T35-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T36-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T37-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T38-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

T39-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D. 2021 Personal/Relative and Financial Disclosure Statements

D02-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D04-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D05-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D06-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D07-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D08-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D10-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D11-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D12-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D13-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D14-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D15-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D16-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D17-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

D18-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the Order to Show Cause and to mail.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

VII. Decisions to Adopt as Written

C72-19 Motion was made by Jude A. Tanella, and seconded by Dennis Roberts, to adopt the decision as written.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

C03-21 Motion was made by Jude A. Tanella, and seconded by Dennis Roberts, to adopt the decision as written.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

C04-21 Motion was made by Jude A. Tanella, and seconded by Dennis Roberts, to adopt the decision as written.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

C07-21 Motion was made by Jude A. Tanella, and seconded by Dennis Roberts, to adopt the decision as written.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

C09-21 Motion was made by Jude A. Tanella, and seconded by Dennis Roberts, to adopt the decision as written.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

VIII. Advisory Opinions

A01-19 This advisory opinion was on the agenda to make public only. The Commission did not have a sufficient number of Commissioners present to make the advisory opinion public and, therefore, no action was taken.

A12-19 This advisory opinion was on the agenda to make public only. The Commission did not have a sufficient number of Commissioners present to make the advisory opinion public and, therefore, no action was taken.

A19-20 (*Request for Clarification*) Motion was made by Jude A. Tanella, and seconded by Richard Tomko, to adopt the advisory opinion as written.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

A01-21 This advisory opinion was on the agenda to make public only. The Commission did not have a sufficient number of Commissioners present to make the advisory opinion public and, therefore, no action was taken.

A03-21 This advisory opinion was on the agenda to make public only. The Commission did not have a sufficient number of Commissioners present to make the advisory opinion public and, therefore, no action was taken.

A04-21 This advisory opinion was on the agenda to make public only. The Commission did not have a sufficient number of Commissioners present to make the advisory opinion public and, therefore, no action was taken.

A12-21 This advisory opinion was on the agenda to make public only. The Commission did not have a sufficient number of Commissioners present to make the advisory opinion public and, therefore, no action was taken.

A13-21 This advisory opinion was on the agenda to make public only. The Commission did not have a sufficient number of Commissioners present to make the advisory opinion public and, therefore, no action was taken.

A14-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the advisory opinion as written.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

A15-21 Motion was made by Dennis Roberts, and seconded by Jude A. Tanella, to adopt the advisory opinion as written.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

IX. Administrative Dismissals

C14-21 This matter was on the agenda for informational purposes only.

X. Other Business

Doctrines of Necessity: Gloucester City Board of Education and Long Branch Board of Education. These matters were on the agenda for informational purposes only.

Adoption of Resolution of Censure in Connection with C14-15 and C08-16 (Consolidated). Motion was made by Jude A. Tanella, and seconded by Richard Tomko, to adopt the resolution as written.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

Review correspondence from litigants in connect with C39-20. This matter was on the agenda for informational purposes only.

Update on the status of Chapter 28 regulations. This matter was on the agenda for informational purposes only.

Review correspondence regarding NJSBA Workshop Inquiry. This matter was on the agenda for informational purposes only.

XI. Minutes

Motion was made by Dennis Roberts, and seconded by Richard Tomko, to adopt the minutes of the special meeting (public and executive) conducted on June 15, 2021.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

12:18 p.m. Commissioner Roberts commended the Commission's staff for the great job they are doing.

XII. Adjournment

At 12:19 p.m., a motion was made by Jude A. Tanella, and seconded by Dennis Roberts, to adjourn.

Vote

Vote	Robert Bender	Michael Carucci	Mark Finkelstein	Dennis Roberts	Jude A. Tanella	Richard Tomko	Total
Yes	X	X		X	X	X	5
No							0
Abstention							0

Submitted by:

Jeannine Pizzigoni

Approved by:

Kathryn A. Whalen, Director