



**Minutes of the Government Records Council  
December 21, 2010 Public Meeting – Open Session**

The meeting was called to order at 1:07 p.m. at the Department of Community Affairs, Conference Room 126, Trenton, New Jersey. The Open Public Meetings Act statement was read.

The pledge of allegiance was recited while all stood in salute to the American flag.

The meeting notice and fire emergency procedure were read by Ms. Tabakin.

Ms. Hairston called the roll:

Present: Robin Berg Tabakin, Chairwoman, James Requa (designee of Department of Community Affairs Commissioner Lori Grifa) and Denise Parkinson Vetti (designee of Department of Education Acting Commissioner Rochelle Hendricks).

GRC Staff In Attendance: Executive Director Catherine Starghill, GRC Secretary Brigitte Hairston, Communications Manager Dara Lownie, Case Managers: Frank Caruso, Harlynn Lack and Darryl Rhone, Designated Outside Counsel Joseph Maddaloni and Deputy Attorney General Debra Allen.

Ms. Tabakin read the Closed Session Resolution to go into closed session pursuant to N.J.S.A. 10:4-12.b(7) to receive legal advice and discuss anticipated litigation in which the public body may become a party in the following matter:

1. Jesse Wolosky v. Township of Sparta (Sussex) (2009-151) *In-Camera*

A motion was made to go into closed session by Ms. Vetti and seconded by Mr. Requa. The motion was adopted by a unanimous vote. A motion was made by Mr. Requa and seconded by Ms. Vetti to end the closed session. The motion was adopted by a unanimous vote. The Council met in closed session from 1:09 p.m. until 1:14 p.m.

Open Session reconvened at 1:15 p.m. and Ms. Hairston called roll.

Present: Ms. Tabakin, Mr. Requa and Ms. Vetti.

The Council did not vote to approve the open or closed session minutes dated November 30, 2010 due to a lack of quorum.

### **Council Adjudication:**

The following complaints were presented to the Council for summary administrative adjudication:

1. Margaret & Wayne Samgalski v. Public Service Electric & Gas Company (2010-251)
2. Liberon D. Marotta, Esq. v. North Hudson Regional Fire & Rescue (Hudson) (2010-315)

Ms. Tabakin called for a motion to accept the Executive Director's recommendations as written in all of the above Administrative Complaint Dispositions. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

The following complaints requiring individual adjudication were not put to a vote due to the lack of quorum:

1. James D'Andrea v. NJ Department of Community Affairs, Division of Local Government Services (2007-64)
2. William Gettler v. Wantage Regional Schools, Board of Education (Sussex) (2007-105)
3. Joyce Blay v. Jackson Board of Education (Ocean) (2007-177)
4. John Paff v. Borough of Lavallette (Ocean) (2007-209)
5. David Hinchcliffe v. NJ Department of Community Affairs, Division of Local Government Services (2007-306)
6. John Bentz v. Borough of Paramus (Bergen) (2008-89)
7. J.C. v. NJ Department of Education, Deputy Commissioner's Office (2008-91)
8. Robert Verry v. Borough of South Bound Brook (Somerset) (2008-161)
9. Gertrude Casselle v. NJ Department of Community Affairs, Division on Community Resources (2008-248)
10. Ursula Cargill v. NJ Department of Education (2009-9)
11. Ursula Cargill v. State Ethics Commission (2009-10)
12. Jason Alt v. NJ Department of Education (2009-114)
13. Joseph Armenti v. Robbinsville Board of Education (Mercer) (2009-154)
14. William Cimochofski v. NJ Department of Community Affairs, Div of Codes & Standards, Office of Code Enforcement (2009-261)
15. Michael Pushko v. NJ Department of Community Affairs, Division of Housing & Community Resources (2009-269)

### **Thomas Healy v. NJ Department of Labor & Workforce Development (2008-108)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

### **Travis Shelby Moore v. NJ Department of Corrections (2009-144)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Jesse Wolosky v. Township of Sparta (Sussex) (2009-151)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Alyson Librizzi v. Township of Verona, Police Department (Essex) (2009-213)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Martin O'Shea v. Borough of Hopatcong (Sussex) (2009-223)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Robert Verry v. Borough of South Bound Brook (Somerset) (2009-233)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Stephon Downer v. Camden County Prosecutor's Office (2009-235)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Stanley Thomas Baker, Jr. v. NJ Civil Service Commission (2009-253)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Robert F. Edwards v. Plainfield Housing Authority (Union) (2009-259)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Gregory Byrnes v. Essex County Prosecutor's Office (2009-323)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Pauline (Larry) Higgins v. Borough of Caldwell (Essex) (2010-30)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Stephen Gorbe v. Monroe Fire District #3 (Middlesex) (2010-136)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Stephen Gorbe v. Monroe Fire District #3 (Middlesex) (2010-137)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Stephen Gorbe v. Monroe Fire District #3 (Middlesex) (2010-138)**

Ms. Tabakin called for a motion to accept the Executive Director's findings and recommendations as written. A motion was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

**Complaints on Appeal:** None.

**Complaints Adjudicated on NJ Superior Court & NJ Supreme Court:** None.

**Executive Director's Report and New Business:** Ms. Starghill thanked the Council members for another year of service and wished everyone a happy and safe New Year.

Also, Ms. Starghill informed the Council that the GRC is hosting an OPRA Seminar for records custodians of state agencies and colleges on Friday, January 28, 2011 from 9:30 a.m. – 1:00 p.m. at the New Jersey Forensic Science Technology Center in Hamilton, NJ. Ms. Starghill noted that the GRC currently provides Continuing Education Credits through the Division of Local Government Services for Municipal Clerks, Tax Collectors, Public Works, and Financial Officers. Ms. Starghill stated that the GRC applied to the Rutgers Center for Government Services to also provide credits for Registered Public Purchasing Officials and Registered Public Purchasing Specialists.

Finally, Ms. Starghill stated that William Dressel, Executive Director of the NJ State League of Municipalities, invited the GRC to author another article about OPRA in the League's magazine *New Jersey Municipalities*. Ms. Starghill stated that the GRC is currently working on a submission for the March 2011 issue. Ms. Starghill notes that National Sunshine Week is March 13-19, 2011 which is why she selected the March issue of the League's magazine for an article submission. (Sunshine Week is a national initiative to open a dialogue about the importance of open government and freedom of information.)

**Public Comment:** None.

A motion to end the Council's meeting was made by Ms. Vetti and seconded by Mr. Requa. The motion passed unanimously.

Meeting adjourned at 1:25 p.m.

Respectfully submitted,

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Robin Berg Tabakin, Chair

Date Approved: January 25, 2011