



Minutes of the Government Records Council October 25, 2016 – Closed Session

The Council convened in closed session at 1:50 p.m. in Conference Room 129 of the Department of Community Affairs, Trenton, New Jersey. In attendance were: Robin Berg Tabakin, Esq. (Chairwoman), Kim Gatti, Esq. (designee of Department of Education Commissioner David C. Hespe), Jason Martucci, Esq. (designee of Department of Community Affairs Commissioner Charles A. Richman), and Steven Ritardi, Esq. (Public Member).

Also in attendance were GRC Staff: Joseph Glover (Executive Director), Rosemond Bordzoe (Secretary), Frank F. Caruso (Communications Specialist/Resource Manager), John Stewart (Mediator), Samuel Rosado (Staff Attorney), Husna Kazmir (Staff Attorney), and Deputy Attorney General Debra Allen.

Ms. Tabakin called for a motion to go into closed session. Mr. Ritardi made a motion, seconded by Mr. Martucci. The Council adopted the motion by a unanimous vote.

The Council met in 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 matters:

- Michael L. Shelton v. Manasquan Public School District (Monmouth) (2014-183)(KG Recusal)
- Eric M. Aronowitz, Esq. (o/b/o Middlesex County Board of Social Services) v. NJ Department of Human Services, Division of Medical Assistance and Health Services (2015-113)
- Susan R. Fleming v. Greenwich Township (Warren) (2015-65)(SR Recusal)

Mr. Stewart introduced GRC Complaint No. 2014-183 to the Council.¹ DAG Allen provided legal advice, and the Council reviewed the records *in camera*.

Mr. Caruso introduced GRC Complaint No. 2015-113 to the Council. The Council sought and received legal advice. After providing some limited legal advice, DAG Allen stated that her office needed more time to review the pertinent legal issues and asked the Council to table the matter pending further legal advice.

DAG Allen introduced GRC Complaint No. 2015-65 to the Council and provided legal advice.² Ms. Tabakin suggested that the Findings and Recommendations be amended to address an immediate access issue. DAG Allen provided legal advice on that suggestion.

¹ Ms. Gatti left the room during discussion of this complaint based on a recusal.

² Mr. Ritardi left the room during discussion of this complaint based on a recusal.

Ms. Tabakin called for a motion to end the closed session. Mr. Martucci made a motion, seconded by Mr. Ritardi. The Council adopted the motion by a unanimous vote. The closed session meeting concluded at 2:04 p.m.

Respectfully Submitted:

Robin Berg Tabakin, Esq., Chair

Date Approved: November 15, 2016