

**Minutes of the Government Records Council
Closed Session of January 27, 2006**

First Closed Session

The Council convened in closed session at 9:47 a.m. in Room 129 of the Department of Community Affairs, Trenton, New Jersey. In attendance were: Vice Chair Diane Schonyers (designee of Acting Commissioner Davy, Department of Education) Chuck Richman (designee of Commissioner Susan Bass Levin, Department of Community of Affairs), Robin Berg Tabakin, Executive Director Paul Dice, Assistant Executive Director Gloria Luzzatto, In-House Counsel Catherine Starghill, Deputy Attorney General Debra Allen, GRC Staff: Chris Malloy, Kimberly Gardner, Jennifer Arozamena, Colleen McGann, Dara Lownie and Marion Davies.

Absent: Vincent Maltese.

The Council sought legal advice and discussed strategy for anticipated litigation regarding the following item listed in the Resolution for Closed Session:

Robert Tombs v. Brick Township Municipal Utilities Authority (2003-123)

Legal advice provided to Council regarding the modification of the Office of Administrative Law's ("OAL") Initial Decision, the Council's authority to amend the OAL's decision and the OAL's application of the Protected Critical Infrastructure Information status in its determination. Legal advice provided to Council on parties' submissions after receipt of the OAL's decision.

Ms. Schonyers asked for a motion to adjourn the closed session. Ms. Tabakin offered the motion, which was seconded by Ms. Minus-Vincent. All members present approved the motion.

The closed session concluded at 10:00 a.m.

Second Closed Session

The Council convened in a second closed session at 12:05 p.m. in Room 129 of the Department of Community Affairs, Trenton, New Jersey. In attendance were: Vice Chair Diane Schonyers (designee of Acting Commissioner Davy, Department of Education) Chuck Richman (designee of Commissioner Susan Bass Levin, Department of Community of Affairs), Robin Berg Tabakin, Executive Director Paul Dice, Assistant Executive Director Gloria Luzzatto, In-House Counsel Catherine Starghill, Deputy Attorney General Debra Allen, GRC Staff: Chris Malloy, Kimberly Gardner, Jennifer Arozamena, Colleen McGann, Dara Lownie and Marion Davies.

Absent: Vincent Maltese.

The Council sought legal advice on strategy for anticipated litigation on the following item listed in the Resolution for Closed Session:

Robert Tombs v. Brick Township Municipal Utilities Authority (2003-123)

Legal advice and strategy provided to the Council regarding anticipated litigation in this matter.

The Council voted unanimously to conclude the closed session. The Council returned from closed session at 12:10pm.

Respectfully Submitted:

A handwritten signature in cursive script that reads "Robin Berg Tabakin".

Robin Berg Tabakin, Secretary

Dated Approved: April 11, 2006