

Minutes of the Government Records Council
Closed Session of February 17, 2006

The Council convened in closed session at 9:55 a.m. in Room 129 of the Department of Community Affairs, Trenton, New Jersey. In attendance were: Chairman Vincent Maltese, 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, Marion Davies and Brigitte Hairston.

Absent: Diane Schonyers (designee of Acting Commissioner Davy, Department of Education).

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

Division of Law advice on the GRC Advisory Opinion on Use of Form

Legal advice provided to Council for approval and amendment of the Advisory Opinion. Council sought legal advice in applying the Advisory Opinion to current complaints.

John Brennan v. Monmouth County Prosecutor's Office (2005-119)

It was noted that the case was on appeal. Legal advice provided to Council on the issue of criminal investigatory records as it pertained to this case. Discussion of legal strategy regarding litigation.

Election of Officers

Legal advice provided to Council regarding Council members holding two officer positions on the Council.

Tombs v. Brick Township Municipal Authorities (2003-123)

Legal advice provided to Council on Findings and Recommendations of the Executive Director regarding modification of the Office of Administrative Law's initial decision and consideration of the party's additional submissions after the receipt of the initial decision.

Chairman Maltese asked for a motion to adjourn the closed session. Ms. Tabakin offered the motion, which was seconded by Mr. Richman. All members present approved the motion.

The closed session concluded at 10:50 a.m.

Respectfully Submitted:



Robin Berg Tabakin, Secretary
Dated Approved: April 11, 2006