



Minutes of the Government Records Council January 30, 2018 – Closed Session

The Council convened in closed session at 1:46 p.m. in Conference Room 129 of the Department of Community Affairs, Trenton, New Jersey. In attendance were: Robin Berg Tabakin, Esq. (Chairwoman), Christopher Huber, Esq. (designee of Department of Education Acting Commissioner Dr. Lamont Repollet), and Jason Martucci, Esq. (designee of Department of Community Affairs Commissioner, Lt. Governor Sheila Y. Oliver), and Steven Ritardi, Esq. (Public Member)

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

Ms. Tabakin called for a motion to go into closed session. Mr. Martucci made a motion, which was seconded by Mr. Huber. 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 Feaster v. Buena Borough (Atlantic) (2015-308)
- Luis Rodriguez v. Kean University (2016-40)
- Conley v. NJ Dep't of Corr., 2018 N.J. Super. LEXIS 6 (App. Div. 2018) (Approved for Publication)

Mr. Rosado introduced GRC Complaint No. 2015-308 to the Council. The Council reviewed the records *in camera* and agreed with the conclusions as written. Mr. Martucci and Mr. Caruso recused from the matter.

Mr. Caruso introduced GRC Complaint No. 2016-40 to the Council. The Council reviewed the records *in camera*. DAG Allen provided legal advice on the *in camera*. The Council agreed with the conclusions as written.

Mr. Caruso introduced Conley, 2018 N.J. Super. LEXIS 6 to the Council. The Council discussed how the decision would impact the adjudication process. DAG Allen provided legal advice regarding those implications.

Ms. Tabakin called for a motion to end the closed session. Mr. Ritardi made a motion, which was seconded by Mr. Huber. The Council adopted the motion by a unanimous vote. The closed session meeting concluded at 2:44 p.m.

Respectfully Submitted:

Robin Berg Tabakin, Esq., Chair

Date Approved: February 27, 2018