

## **LOCAL FINANCE BOARD**

Local Government Ethics Law

January 9, 2013

The meeting was called to order at 9:19 AM by Thomas H. Neff, Chair. Emma Salay stated that in accordance with the Open Public Meetings Act, C.10:4-6 et seq., proper notice was given to the Secretary of State, the Star Ledger and The Times. A roll call vote was taken; 4 members were present – Neff, Light, Fox and Blee. Ms. Rodriguez and Mr. Avery were absent. A quorum was present. There are two vacancies. Also present were staff members Patricia Parkin McNamara, Eileen Brennen, Nick Bennett and Deputy Attorney's General Donald Palombi and George Cohen.

### **MINUTES**

December 12, 2012

The Minutes of the meeting were passed.

At 9:20 AM a motion was made by Mr. Neff second by Mr. Fox to go into closed session for the purpose of discussing complaints and advisory opinions. A roll call vote was taken; 4 affirmative, 0 negative, 0 abstain, 2 absent (Rodriguez and Avery). Motion passed.

A12-018 – Closed request file, no future activity contemplated

A12-019 – No determination – waiting for information requested

A13-001 – No determination – request additional information

At 10:05 AM a motion was made by Mr. Neff second by Mr. Fox to go into open session. A roll call vote was taken; 4 affirmative, 0 negative, 0 abstain, 2 absent (Rodriguez and Avery). Motion passed.

### **COMPLAINTS**

#### **Considerations:**

Concerning the matter of **C12-099**. A motion was made by Mr. Neff second by Mr. Blee to authorize an investigation to obtain additional information regarding potential violations of N.J.S.A. 40A:9-22.5.d and e under the Local Government Ethics Law. A roll call vote was taken; 4 affirmative, 0 negative, 0 abstain, 2 absent (Rodriguez and Avery). Motion passed.

Concerning the matter of **C09-062**. A motion was made by Mr. Neff second by Mr. Blee to dismiss the complaint as no longer having a reasonable factual basis under the Local Government Ethics Law. A roll call vote was taken; 4 affirmative, 0 negative, 0 abstain, 2 absent (Rodriguez and Avery). Motion passed.

Concerning the matter of **C11-012**. A motion was made by Mr. Light second by Mr. Fox to dismiss the complaint as having no reasonable factual basis under the Local Government Ethics Law. A roll call vote was taken; 4 affirmative, 0 negative, 0 abstain, 2 absent (Rodriguez and Avery). Motion passed.


Concerning the matter of **C12-003**. A motion was made by Mr. Light second by Mr. Fox to dismiss the complaint as having no reasonable factual basis under the Local Government Ethics Law. A roll call vote was taken; 3 affirmative, 1 negative (Neff), 0 abstain, 2 absent (Rodriguez and Avery). Motion carried.

Concerning the matter of **C12-060**. A motion was made by Mr. Neff second by Mr. Blee to uphold the decision of the Marlboro Township Ethics Board (MTEB), as outlined in the Staff report incorporated herein, concerning items numbered 1, 2, 4, 5, 6 & 7 and remand item numbered 3 to the MTEB to provide them the opportunity to determine the Councilwoman's relationship to Inkwell Global Marketing Corporation and whether an FDS reporting violation occurred; and to apply the proper legal standard to the Councilwoman's alleged relationship to Inkwell and the award of work to Inkwell by the municipality. A roll call vote was taken; 4 affirmative, 0 negative, 0 abstain, 2 absent (Rodriguez and Avery). Motion passed.

Concerning the matter of **C10-028**. A motion was made by Mr. Light second by Mr. Fox to dismiss the complaint and find no violation under the Local Government Ethics Law. A roll call vote was taken; 3 affirmative, 1 negative (Neff), 0 abstain, 2 absent (Rodriguez and Avery). Motion carried.

The Board determined at 10:00 AM to break from the Ethics portion of the meeting and take a brief recess. A brief recess was taken. The Board will reconvene to consider applications.

Respectfully submitted,

  
Patricia Parkin McNamara  
Executive Secretary