

OPEN PUBLIC RECORDS ACT (OPRA)

Records Request

Date: June 16, 2016

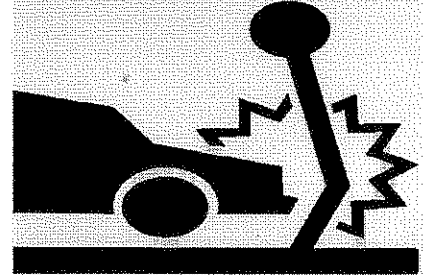
Requestor: Libertarians for Transparent Government, a NJ Nonprofit Corporation

Agency: Jamesburg Borough

Transmitted: jamesburg@jamesburgborough.org

Instructions: Please accept this as our request under the Open Public Records Act (OPRA) and the common law right of access. Please send all responses and responsive records via e-mail to NJTransparency@yahoo.com. If you have any questions on this request please call 732-873-1251.

**BEING A LIBERTARIAN
IS LIKE BEING THE
ONLY SOBER PERSON IN THE CAR**



**AND NO ONE WILL
LET YOU DRIVE!**

Background:

From reading the minutes of the April 20, 2016 Council meeting we noted a concern raised by Tom VandeSande of 2 Fernwood Lane about a possible problem with adequate public notice not having been given of the Council's March 23, 2016 special meeting. While Mr. Jawidzik correctly explained that publication of the notice is not required by law, a question still remains as to whether timely notice was given.

We should not have to make this OPRA request in order to determine whether timely notice of the March 23, 2016 special meeting was given. If the Borough Council's minutes of that meeting complied with N.J.S.A. 10:4-10, the public would be able to read in the meeting's minutes "an accurate statement . . . specifying the time, place, and manner in which such notice was provided." But, the Borough's March 23, 2016 minutes fall far short of the statutory mandate and inform the public only that "[t]his meeting is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act have been met." Clearly, the statement in the minutes violates the statute because it fails to specify "the time, place, and manner in which such notice was provided."

We look to the Borough Council, going forward, to make sure that N.J.S.A. 10:4-10 is strictly obeyed.

Records Requested:

So that we can determine whether the March 23, 2016 special meeting was properly noticed, we would like the following records:

1. The written advance notice of the March 23, 2016 special meeting.
2. Records, such as cover letters or fax cover sheets, showing that the notice responsive to #1 above was transmitted to two newspapers. It is important that these records reflect the date and hour of those transmissions.
3. Records, such as internal logs or memoranda, showing that the notice responsive to #1 above was prominently posted in at least one public place reserved for such or similar announcements.

[Print #1](#) | [Close Window](#)

Subject: Notice

From: jamesburg@jamesburgborough.org

Date: Thu, Mar 17, 2016 12:52 pm

To: "legalnotices" <legalnotices@centraljersey.com>

Attach: SKMBT_60116031711470.pdf

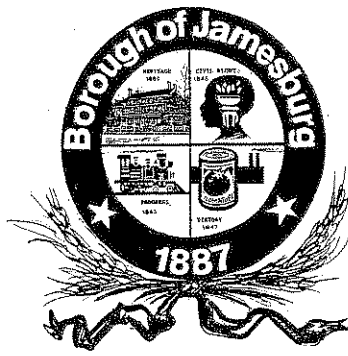
See attached notice.

Thank you

Sue Boulogne
Acting Municipal Clerk/CMR
Borough of Jamesburg
732-521-2222 ext. 100

Copyright © 2003-2016. All rights reserved.

Municipal Building
131 Perrineville Road
Jamesburg, New Jersey 08831



Phone:
(732) 521-2222
Fax: (732) 521-3455
www.jamesburgborough.org

BOROUGH OF JAMESBURG

Please be advised that the Borough of Jamesburg will be holding a Special Meeting Wednesday, March 23, 2016 at 5:00pm at the Jamesburg Borough Hall, 131 Perrineville Road, Jamesburg, New Jersey. The purpose of this meeting is to Appoint a Deputy Tax Collector/Sewer Administrator. Formal action will be taken.

Susan Boulogne
Acting Municipal Clerk