

TOWNSHIP OF LUMBERTON

Resolution 2016-087

RESOLUTION AUTHORIZING THE RELEASE OF CERTAIN EXECUTIVE SESSION MEETING MINUTES

WHEREAS, the Lumberton Township Committee, as permitted by the Open Public Meetings Act, N.J.S.A. 10:4-6, *et seq.*, conducts portions of municipal meetings closed to the public from time to time if permitted by one of the enumerated exceptions in the law; and

WHEREAS, the Township Solicitor previously reviewed the Executive Session minutes from 2010 and determined that certain information should remain redacted; and

WHEREAS, the Township Solicitor has reviewed those minutes again and determined that some can now be released as follows:

| Date | Exemption | Topic | Release |
|---------|-----------------|-----------------------------|-----------|
| 2/16/10 | Attorney-Client | Emergency Squad | Release |
| 3/2/10 | Personnel | Changes to Employee Manual | Release |
| 3/16/10 | Attorney-Client | Emergency Squad | Release |
| 5/4/10 | Negotiations | Emergency Squad | Release |
| 5/18/10 | Attorney-Client | Drainage Issue legal advice | Permanent |
| 6/15/10 | Personnel | Hiring interview | Permanent |
| 7/20/10 | Attorney-Client | 2011 Budget changes | Permanent |
| 9/21/10 | Negotiations | FOP Contract | Temporary |
| | | Redevelopment | Release |
| 11/4/10 | Personnel | FOP Contract | Temporary |

WHEREAS, the Township Solicitor has reviewed all of the closed session minutes from February 2015 through the present and recommends full release with the exception of redactions in the February 24, 2015 and March 24, 2015 minutes to redact the name of the unsuccessful candidate, such redactions are permanent; and

WHEREAS, in accordance with the Open Public Meetings Act, minutes of closed session meetings must be released to the public when:

- With respect to litigation, negotiations, collective bargaining and attorney-client privileged matters, at the conclusion of said litigation or negotiations where, in the opinion of the solicitor, release is appropriate and will not compromise the Township’s ability to engage in future negotiation, reveal litigation tactics or otherwise violate the attorney-client privilege;
- With respect to the acquisition of property at such time as the property is acquired or the acquisition is abandoned;

- With regard to personnel and/or employment relationship matters at such time as the affected employee shall authorize the release of such information, and/or in accordance with South Jersey Pub. Co. v. N.J. Expressway Auth., 124 N.J. 478 (1991);
- With respect to matters required by law to be confidential, public safety, which may affect the receipt of government funds or the imposition of a penalty at such time as the need for confidentiality no longer exists.

WHEREAS, the Township Solicitor reviewed the minutes of closed sessions involving the matters identified above and authorizes release of same, recognizing that certain matters continue to remain confidential for the reasons indicated.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Lumberton, County of Burlington, State of New Jersey that Executive Session Meetings heretofore held on the foregoing subjects be and they are hereby released to the public unless redactions have been identified by the Township Solicitor.

BE IT FURTHER RESOLVED, that the Township Solicitor shall review the above indicated minutes annually unless now marked “permanent” to determine if the need for confidentiality remains and the same shall be released without further action of this Committee if and when the Solicitor determines that release is appropriate.

Adopted: April 26, 2016

CERTIFICATION

I, Brandon E. Umba, Acting Municipal Clerk, hereby certify that the foregoing resolution was duly adopted by the Township Committee at its Regular Business Meeting held on the 26th day of April, 2016.



Brandon E. Umba
Township Administrator/Acting Municipal Clerk