

CLOSED SESSION MINUTES
Government Records Council
February 13, 2003

The Council convened in closed session at 9:35 a.m.

Mr. Pfeiffer briefly explained Complaint 2002-33, Serrano v. South Brunswick Township, which was held over from December's meeting. Ms. Conklin informed the Council that the Middlesex County Prosecutor's Office had filed an appeal of the Council's January 17, 2003 decision and was seeking a stay pending appeal of the portion of the Council's decision requiring production of the 911 tape on January 30th. Ms. Conklin discussed the standards that New Jersey Courts used to decide stay applications.

Mr. Pfeiffer briefly explained Complaint 2002-88, Minuskin v. NJ Department of Transportation. Chair Maltese inquired how the Council could learn more facts about how appraisal reports were used in condemnation proceedings. Ms. Conklin advised the Council of various options available to the Council.

Mr. Pfeiffer briefly explained Complaint 2002-47, Blue v. Wall Township. Ms. Conklin recommended that the Council defer this matter pending additional advice and guidance from the NJ Division of Criminal Justice.

Mr. Pfeiffer briefly explained Complaint 2002-30, Durkin v. NJ State Police. Ms. Conklin explained federal law applicable to the record being sought.

Mr. Pfeiffer briefly explained Complaint 2002-6, Teeters v. DYFS. Ms. Conklin explained the procedural posture of the case and recent submissions by the parties. Mr. Pfeiffer recommended that the Council defer decision in this matter and give DYFS twenty days to produce documents relative to the complainant's original request or explain why the documents were not available, and to address attorney fees, and custodian penalties.

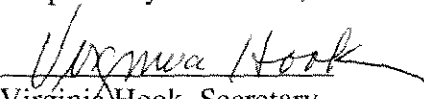
Mr. Pfeiffer briefly explained Complaint 2002-15, Teeters v. DYFS. Ms. Conklin explained the procedural posture of the case and recent submissions by the parties. Mr. Pfeiffer recommended that the Council defer this matter for the same reasons as stated in Complaint 2002-6.

Mr. Caldwell moved to adjourn the Executive Session, with a second by Ms. Hook. The motion was adopted by roll call:

Aye: Mr. Caldwell, Ms. Hook, Mr. Spigner and Mr. Maltese

The Executive Session concluded at 10:40 a.m.

Respectfully Submitted,


Virginia Hook, Secretary