

MINUTES OF THE JUNE 14, 2022 MEETING
OF THE STATE ETHICS COMMISSION
225 E. STATE STREET, 5TH FLOOR EAST
10 a.m.
(*Meeting conducted via teleconference)

Present: Chair Stephanie A. Brown, Vice Chair Patricia C. Morgan, Commissioner B. Sue Fulton, Commissioner Victor J. Herlinsky, Jr., Commissioner Babatunde P. Odubekun, Commissioner Tahesha L. Way, Executive Director Mark T. Holmes, Assistant Attorney General Melissa Dutton Schaffer and members of the Commission staff.

I. CALL TO ORDER BY CHAIR BROWN

The meeting was called to order at approximately 10:05 a.m. by Chair Brown. The Chair announced that adequate notice of the date, time and place of the meeting had been provided to the Office of the Secretary of State on May 2, 2022 to be posted prominently on a board reserved for such announcements. On the same date, identical notices of the meeting date were distributed to two major newspapers in New Jersey.

II. MINUTES OF THE MARCH 22, 2022 MEETING

Commission members had no changes to the March 22, 2022 Minutes.

III. RECESS OF THE OPEN MEETING

Commissioner Way moved that the open session be recessed and that, pursuant to Section 10:4-12(b) of the Open Public Meetings Act, the Commission enter into Executive Session to discuss personnel matters, matters falling within the attorney-client privilege, and investigations of possible violations of the law. Pursuant to Section 10:4-13(b) of the Act, the discussion conducted in closed session may be disclosed to the public when there is no longer a need to maintain the confidentiality of same. Commissioner Herlinsky seconded the motion, which was unanimously carried 6 to 0 (Brown, Fulton, Herlinsky, Morgan, Odubekun and Way).

IV. RECONVENING OF THE OPEN MEETING

Following the Executive Session, Chair Brown reconvened the open meeting.

V. CASES

30-19 Andrew Yosha
Former Vice President of Program Operations and Strategic Planning
Schools Development Authority
Commission Case No. 30-19

Commissioner Way moved that the Commission approve the proposed consent order and authorize the Executive Director and Chair to sign it. Chair Brown seconded the motion, which was passed 5 to 0 (Brown, Fulton, Herlinsky, Odubekun and Way). Vice Chair Morgan recused.

16-20 Report of Preliminary Investigation
Department of Health
Commission Case No. 16-20

Commissioner Herlinsky moved that the Commission table the discussion until more information is provided. Chair Brown seconded the motion, which was passed 5 to 0 (Brown, Fulton, Herlinsky, Odubekun and Way). Vice Chair Morgan recused.

15-22 Report of Preliminary Investigation
Ramapo College
Commission Case No. 15-22

Commissioner Herlinsky moved that the Commission find that the materials submitted by Ramapo support indications of violations of section II, paragraphs 4 and 5 of the UEC and authorize Ramapo to proceed with disciplinary action against the individual for the alleged ethics violations. Commissioner Way seconded the motion, which was passed 6 to 0 (Brown, Fulton, Herlinsky, Morgan, Odubekun and Way).

16-22 Report of Preliminary Investigation
Motor Vehicle Commission
Commission Case No. 16-22

Commissioner Way moved that the Commission find that the materials submitted by MVC support indications of violations of section II, paragraph 5 and section XIII of the UEC and authorize MVC to proceed with disciplinary action against the individual for the alleged ethics violations. Commissioner Odubekun seconded the motion, which was passed 5 to 0 (Brown, Herlinsky, Morgan, Odubekun and Way). Commissioner Fulton recused.

17-22 Report of Preliminary Investigation
Motor Vehicle Commission
Commission Case No. 17-22

Commissioner Herlinsky moved that the Commission find that the materials submitted by MVC support indications of a violation of section II, paragraph 5 of the UEC and authorize MVC to proceed with disciplinary action against the individual for the alleged ethics violations. Chair Brown seconded the motion, which was passed 5 to 0 (Brown, Herlinsky, Morgan, Odubekun and Way). Commissioner Fulton recused.

**19-22 Report of Preliminary Investigation
Department of Corrections
Commission Case No. 19-22**

Vice Chair Morgan moved that the Commission find the materials submitted by DOC support indications of violations of section II, paragraph 5 of the UEC and authorize DOC to proceed with disciplinary action against the individual for the alleged ethics violations. Chair Brown seconded the motion, which was passed 5 to 0 (Brown, Herlinsky, Morgan, Odubekun and Way). Commissioner Fulton Recused.

VI. ADMINISTRATIVE

Appeal of 2022 FDS Penalties

Commissioner Herlinsky moved that the Commission approve Martin Bullock's request for a waiver of the civil penalty incurred due to the late filing of his 2022 Financial Disclosure Statement. Commissioner Fulton seconded the motion, which was passed 6 to 0 (Brown, Fulton, Herlinsky, Morgan, Odubekun and Way).

Casino Waiver Consent

Commissioner Way moved that the Commission approve casino waivers for Figueroa (CRDA), Stewart (CRDA), Valentin (Stockton), Pettus (Stockton), Tate (Stockton), Nguyen (Stockton), Francisco (OPD) and Hilbert (DCF). Commissioner Odubekun seconded the motion, which was passed 6 to 0 (Brown, Fulton, Herlinsky, Morgan, Odubekun and Way).

Cannabis Waiver Consent

Commissioner Herlinsky moved that the Commission approve cannabis waivers for Fausel (SJTA) and Ludwig-Carr (LWD). Vice Chair Morgan seconded the motion, which was passed 6 to 0 (Brown, Fulton, Herlinsky, Morgan, Odubekun and Way).

VII. ADJOURNMENT

There being no further business, Commissioner Herlinsky moved to adjourn the meeting. Commissioner Way seconded the motion, which was unanimously carried.

Respectfully submitted,

Shanna Cook

Shanna Cook, Administrative Assistant
State Ethics Commission
Date: July 11, 2022