

**RESOLUTION AUTHORIZING RELEASE OF CERTAIN  
EXECUTIVE SESSION MINUTES**

**WHEREAS**, the Township Council of the Township of Franklin, County of Somerset and State of New Jersey, as permitted by the Open Public meetings Act (NJSA 10:4-6 et. seq.), conducts meetings closed to the public on matter of:

<b><u>Date</u></b>	<b><u>Type</u></b>	<b><u>Subject(s)</u></b>
01/07/03	Property Acquisition	56 Millstone Road; Negri; Tulipwood; Scott Property
01/28/03	Personnel	SCAP Board of Trustees
	Labor Negotiations	Blue Collar and PBA
	Property Acquisition	Scott Property
02/04/03	Personnel	Township Clerk Search
02/11/03	Tax Appeal	Texas Eastern
	Property Acquisition	Scott Property; Puchalek; Bob Puskas
	Personnel	SCAP Board of Trustees
02/25/03	Tax Appeals	Block 502.02/Lot 38.01
		Block 90/Lot 5
		Block 88.02/Lot 95
		Texas Eastern Transmission
	Property Acquisition	Kingston School; Scott Property; Open Space Acquisitions; Central Jersey Jewish Home for the Aged
03/04/03	Property Acquisition	Tulipwood, Central Jersey Jewish Home; Farmland – Purchase of Development Rights; Open Space Parcels
03/11/03	Labor Negotiations	White Collar Union; White Collar Supervisors Union
02/03/04	Labor Negotiations/Personnel	Department of Public Works/Engineering
06/01/04	Personnel/Negotiations	FMBA Contract
	Property Acquisition	Block 85/Lot 14.05
		Berenyi Farm
07/06/04	Personnel	Constables; FMBA Contract
08/03/04	Personnel	FMBA Association
09/07/04	Personnel	FMBA Local 88 Collective Bargaining Agreement
	Potential Litigation	AFSCME 2426 Senior Managers
11/04/04	Acquisition of Land	Gateway Project
		Open Space Property (Block 507, Lots 63.01 7 64 – Elizabeth Avenue & Open Space Property (Block 36.01, Lot 6.03)
12/04/04	Acquisition of Open Space Property	11 Stephen Drive – Block 9, Lot 47.22
01/11/05	Land Acquisition	Suydam Farm
01/18/05	Potential Litigation	Employment Contract
03/08/05	Contracts	Union Negotiations
04/26/05	Contract Negotiations	Health Insurance
	Personnel	Medical Benefits
	Land Acquisition	Lemantovich and Galdi Farms
05/10/05	Land Acquisition	Lemantovich Property
06/14/05	Potential Litigation-Zoning Matters	Condon Homes – Release of Deed Restriction
09/27/05	Labor Negotiations	Collective Bargaining Issues

	Personnel	Employee Updates
11/10/05	Labor Negotiations	White Collar Union
	Attorney-Client Privilege	Halftime Pub Liquor License
02/28/06	Acquisition of Open Space	Lemantovich Property; West Point Avenue & Warren Street Property
	Collective Bargaining	White Collar Union
	Personnel	Township Manager & Township Clerk Salaries
03/14/06	Litigation	Kings Row
	Pending Litigation	Blackstone Group LLC
	Acquisition of Open Space	Lemantovich Property
04/25/06	Acquisition of Open Space	Lemantovich Property & Riya
05/23/06	Personnel	Tax Assessor
	Litigation	COAH
06/13/06	Acquisition of Open Space	West Point Property
	Personnel	Tax Assessor
07/25/06	Potential Litigation	Franklin Care Center
	Personnel	Animal Control
08/08/06	COAH Litigation	Fair Share Plan
	Personnel	Healthcare Costs
09/12/06	Personnel	FY2007 Budget
10/10/06	Collective Bargaining	Various Units
	Litigation	Tax Court Appeal Settlements
11/28/06	Collective Bargaining	Various Units
02/13/07	Litigation	FRAID Lawsuit; Tax Assessor
05/08/07	Potential Litigation	2007-08 Defeated School Budget
	Personnel	Faulkner Act
05/22/07	Labor Negotiations	AFSCME #2859 White Collar Clerical
		AFSCME #2426 Senior Managers
06/12/07	Personnel	Reduction in Force
08/14/07	Litigation	Settlement of Tax Court Appeals
	Personnel	Tax Assessor Office
	Contract Negotiations	CWA – Local 1034
09/25/07	Personnel	Housing Coordinator; Budget; Finance Department
10/02/07	Personnel	Interview Tax Assessor Candidates
10/09/07	Personnel	Interview Tax Assessor Candidate
	Litigation	Litigation Update
10/23/07	Personnel	Interview Tax Assessor Candidate
11/20/07	Personnel	Interview – Tax Assessor & Director of Revenue 7 Finance
	Land Acquisition	Franklin Inn; Sewer Pump Station Force Main Easement
	Collective Bargaining	Blue Collar Supervisors; PBA
01/08/08	Litigation	FRAID; King's Row; Janho; Approval of Grant Waivers Lawsuits
01/22/08	Litigation	Update of Other Litigation Matters
02/12/08	Labor Negotiations	PBA
02/26/08	Litigation	FRAID; Janho & Kings Row Lawsuits
04/08/08	Personnel	Reduction in Force
	Personnel/Labor Negotiations	SOA/PBA Negotiations
	Litigation	Pending Litigation

	Litigation	Tax Settlements
05/27/08	Litigation	Legal Time Tracking & Pending Litigation
07/08/08	Potential Property Acquisition	Easton Avenue
	Litigation	Pending Litigation
09/02/08	Litigation	Chinese Community Center
09/23/08	Personnel	In relation to Municipal Budget
10/28/08	Litigation	Matson v. Franklin Twp. Board of Adjustment et al
11/10/08	Litigation	Matson v. Franklin Twp. Board of Adjustment et al
12/09/08	Litigation	Update

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

With respect to litigation, negotiation, collective bargaining and Attorney-Client Privilege at the conclusion of said litigation or negotiations;

With respect to 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. NJ Expressway Auth., 124 NJ 478 (1991).**

With respect to matters required by law to be Confidential, Public Safety, receipt of Government Funds or the imposition of a penalty at such time as the need for confidentiality no longer exists.

**WHEREAS**, minutes of closed sessions involving the such matters set forth below have been determined by the Township Attorney to meet the criteria for release to the public as set forth above;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that Executive Session Meetings heretofore held on the foregoing subjects be and they are hereby released to the public.

#### **CERTIFICATION**

I, Ann Marie McCarthy, Clerk of the Township of Franklin, in the County of Somerset, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Township Council at a regular meeting held on the 9<sup>th</sup> day of June 2009.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Township this 10<sup>th</sup> day of June 2009.

Ann Marie McCarthy  
Township Clerk