

MUNICIPAL ETHICS BOARD

April 26, 2013

CALL TO ORDER

Ms. Messineo called the meeting to order at 7:12 p.m. in the Council Chambers in the Municipal Complex. Ms. Messineo read the following statement:

“In accordance with Section 5 of the Open Public Meeting Act, Chapter 231, Public Law 1975, be advised that adequate notice of this Meeting of the Municipal Ethics Board of the Township of Franklin, County of Somerset was made by the posting on the bulletin board at the Municipal Complex and transmitted to the officially designated newspapers indicating that this Meeting would take place at the Municipal Complex, 475 DeMott Lane, Somerset, NJ 08873 at 7:00 p.m. on Friday, April 26, 2013. In addition, a copy of this notice is and has been available to the public and is on file in the Office of the Municipal Clerk.”

ROLL CALL

Present: Catherine Barrier, Agnes Messineo, Shanel Robinson, Cynthia Voorhees

Absent: Patricia Bacon, John Paff

PUBLIC DISCUSSION

A motion was made by Ms. Barrier to open the meeting to the public. Said motion was seconded by Ms. Robinson and carried unanimously upon voice vote.

There being no comments made by the public at this time, a motion was made by Ms. Voorhees to close the public discussion. Said motion was seconded by Ms. Barrier and carried unanimously upon voice vote.

EXECUTIVE SESSION

Ms. McCarthy read the following resolution:

**RESOLUTION APPROVING EXECUTIVE SESSION
FOR THE
FRANKLIN TOWNSHIP ETHIC'S BOARD**

WHEREAS, NJSA 10:4-12 of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances set forth in paragraph (b); and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the Ethics Board of the Township of Franklin, County of Somerset, State of New Jersey, as follows:

1. The public shall be excluded from the Board’s discussions of the hereinafter specified matters.
2. The general nature of the subject matter to be discussed is as follows: **Matters concerning Complaints 10-01A and 10-04** which may result in disclosure of personal and private information, if the public was not excluded, pursuant to NJSA 10:4-12(b)(3) and **Matters concerning pending or anticipated litigation with regard to Complaints 10-01A and 10-04** wherein the Board is or may become a part, pursuant to NJSA 10:4-12(b)(7).
3. It is anticipated at this time that the above matter will be made public at the conclusion of this matter to the extent as permitted by law.
4. This Resolution shall take effect immediately.

The aforesaid resolution was moved by Ms. Barrier, seconded by Ms. Voorhees and carried as follows upon call of the roll:

AYES: Barrier, Messineo, Robinson, Voorhees
 NAYS: None
 ABSENT: Bacon, Paff

The Board went into Executive Session at 7:17 p.m.

A motion was made by Ms. Voorhees, seconded by Ms. Robinson to come out of Executive Session at 7:45 p.m. Said motion carried unanimously upon voice vote.

Motion – Letter to local government agency citing a policy and procedure question regarding Complaint #10-04

A motion was made by Ms. Barrier to draft a letter to the local government agency citing a policy and procedure question regarding Complaint #10-04. Said motion was seconded by Ms. Voorhees and carried as follows upon call of the roll:

AYES: Barrier, Messineo, Robinson, Voorhees
 NAYS: None
 ABSENT: Bacon and Paff

Motion – Second Letter to Local Finance Board in regards to Complaint #10-01A

A motion was made by Ms. Barrier to draft a second letter to the Local Finance Board with a more detailed explanation as to action taken on complaint; statement of members with a conflict and the difficulties of setting a hearing date when a member was ill and then resigned from Board. Said

letter also reiterated a request for the Local Finance Board to take jurisdiction of complaint. Said motion was seconded by Ms. Robinson and carried as follows upon call of the roll:

AYES: Barrier, Messineo, Robinson, Voorhees
NAYS: None
ABSENT: Bacon and Paff

NEXT MEETING

The Board would let the Chair know they are ready to schedule the next meeting.

ADJOURNMENT

A motion to adjourn the meeting at 7:55 p.m. was made by Ms. Voorhees, seconded by Ms. Robinson, and carried unanimously upon voice vote.

Approved: *As Amended*

Date: *June 20, 2013*

Ann Marie McCarthy, Township Clerk