

MINUTES OF SPECIAL COMMISSION MEETING

JUNE 26, 1974

PRESENT

Frank P. Reiche, Chairman  
Sidney Goldmann, Vice-Chairman  
Bartholomew Sheehan  
Mrs. Josephine Margetts  
David F. Norcross, Executive Director

ABSENT

Edward J. Farrell  
Herbert Alexander

- 1) Kramer - In view of the investigating officer's presentation to the Commission, the facts of this case warrant the full development of facts with respect to the transfers in question at a full and formal hearing where testimony will be taken and witnesses may be called. Accordingly, it was moved the Commission reaffirm an earlier vote, taken on June 17, 1974 ordering a hearing and appointment of a Hearing Officer. (Motion-Goldmann, second-Margetts) 3-0, Sheehan absent.

Judge Goldmann was requested by the Chairman to approach a prospective Hearing Officer from one of the individuals listed below:

- 1) Judge Price
- 2) Judge Waugh
- 3) Judge Kingfield
- 4) Judge LaBreque
- 5) Judge Mintz

It was also decided after a full discussion by the Executive Director and all members of the Commission that the Executive Director, in view of his past professional and personal relationship with Mr. Kramer in the last administration should withdraw from further participation in the Paterson case. While no formal action to that effect was taken, it was agreed by all present that that course of action was appropriate and should be followed.

- 2) Olszewski, Council candidate, Keyport - Candidate Olszewski testified, before the Commission sitting in formal hearing, that the municipal campaign manager, Mr. Csik, had indicated to candidates that he would take care of all necessary business with the Commission. Mr. Olszewski testified and offered a document in evidence showing that he returned a certification to the Commission dated February 15, 1974 which he presumes was sent by Mr. Csik on his behalf. Commission records do not reveal the receipt of such a certification from Mr. Olszewski. The records were reviewed during the Hearing by Commission staff without the location of the aforementioned certification. Mr. Olszewski testified that he relied on Csik to discharge all responsibilities.

His finances were filed and reported by another organization. His certification, which was accepted as filed on June 26, 1974, indicated that his final expenditure figure was under \$1,000.

The Commission found the existence of a technical violation, declined to issue a reprimand, but admonished the candidate not to repeat his oversight in any future election campaign and that immediate response to the Commission is essential and further that the matter is the individual candidate's responsibility and not that of someone acting on his behalf. (Motion, Goldmann - Second, Margetts) Vote 3-0, Sheehan not participating.

- 3) Commissioner Goldmann moved, with a second by Commissioner Sheehan, that categories 2(a) and 3(a) of the Summary of Municipal and Charter non-filers be admonished for failure to properly file, but that no reprimand be issued. Vote 4-0 (Summary attached)
- 4) The balance of the meeting was spent with detailed discussion of the regulations as proposed by Legal Counsel. Specific changes as directed by the Commission were duly noted by the Executive Director and made on a copy of the regulations to be transmitted to Legal Counsel for the purpose of submission to the Secretary of State for publication in the New Jersey Register.

Respectfully submitted,

  
David F. Norcross  
Executive Director

SUMMARY OF MUNICIPAL AND CHARTER "NON-FILERS"

1.	FAILURE TO REPLY TO OUR LETTERS:	
	(a) No filing for all three periods	12
	(b) Filed at least one report	28
2.	DID NOT KNOW THEY HAD TO FILE:	
	(a) Replied - Statement made re expenditure of funds	99
	(b) Replied - No mention of expenditures of funds	6
3.	DID NOT FILE DUE TO OVERSIGHT:	
	(a) Replied - expenditure of funds mentioned	80
	(b) Replied - no mention of expenditure of funds	1
4.	SPENT LESS THAN \$1,000.00, OR HAD <u>NO</u> EXPENDITURES:	153
5.	DID NOT RECEIVE CONTRIBUTIONS - NO MENTION MADE OF EXPENDITURES	7
6.	THOUGHT THEY HAD TO FILE ONLY ONCE	153
7.	FILED JOINTLY	239
8.	CLAIMED FILING FORMS - FORMS WERE NOT LOCATED IN FILES:	
	(a) At least one report on file	177
	(b) No reports on file	25
9.	INSUFFICIENT INFORMATION	
	(a) At least one report on file	3
10.	REPORTS FOUND IN FILES	82
11.	Two or three reports were missing in this group. All missing reports were not found. However there is at least one report on file in each case.	56
12.	MISCELLANEOUS:	
	Withdrawals	8
	Moved out of State	2
	Deceased	1
	Not a Candidate	1
	Did not receive reports	1
	Reports filed but not notarized	1
	Did not become a candidate until Oct.26, 1973	1
	Did not receive an answer to her letter	1
	Misplaced forms	1
	One report on file although they state they did not run for office	2
	Illegible signature (no reports on file)	1
	TOTAL NUMBER OF CANDIDATES WITH NO MENTION OF EXPENDITURES	52