



State of New Jersey

ELECTION LAW ENFORCEMENT COMMISSION

ERIC H. JASO
Chairman
STEPHEN M. HOLDEN
Commissioner
MARGUERITE T. SIMON
Commissioner

Respond to:
P.O. Box 185
Trenton, New Jersey 08625-0185

(609) 292-8700 or Toll Free Within NJ 1-888-313-ELEC (3532)

Website: <http://www.elec.state.nj.us/>

JEFFREY M. BRINDLE
Executive Director
JOSEPH W. DONOHUE
Deputy Director
DEMERY J. ROBERTS
Legal Director
STEPHANIE A. OLIVO
Compliance Director
EDWIN R. MATTHEWS
Legal Counsel

PUBLIC SESSION MINUTES

September 26, 2017

Chairman Eric Jaso, Commissioner Stephen Holden, Commissioner Marguerite Simon, Legal Counsel Edwin Matthews, Executive Director Jeffrey Brindle, Deputy Director Joseph Donohue, Legal Director Demery Roberts, Compliance Director Stephanie Olivo, Deputy Legal Director Amanda Haines, Director of Review and Investigation Shreve Marshall, and Assistant Legal Counsel Scott Miccio were present.

A court reporter was available to record the proceedings.

The Public Session Minutes will be available online on the Commission's website at: <http://www.elec.state.nj.us>.

The meeting convened at 11:00 a.m. in Trenton.

1. Open Public Meetings Statement

Chairman Jaso called the meeting to order. Executive Director Brindle announced that pursuant to the "Open Public Meetings Act," N.J.S.A. 10:4-6 et seq., adequate notice of the meeting of the Commission had been filed with the Secretary of State's Office and distributed to the entire State House Press Corps.

It was also posted on the Commission's website.

2. Approval of Public Session Minutes of July 18, 2017

On a motion by Commissioner Holden, seconded by Commissioner Simon, and passed by a vote of 3-0, the Commission approved the Public Session Minutes of July 18, 2017.

3. Executive Director's Report

The Executive Director presented the Executive Director's Report.

Future Meetings Schedule

- October 17, 2017 at 11:00 am in Trenton; and
- November 21, 2017 at 11:00 am. in Trenton.

4. Report on 2017 Gubernatorial Public Financing Program

Compliance Director Olivo presented the gubernatorial public financing report.

5. Proposed Amendments to Implement Inflationary Campaign Cost Adjustments

Assistant Legal Counsel Scott Miccio presented a summary of the proposed amendments to implement inflationary campaign cost adjustments.

On a motion by Commissioner Simon, seconded by Commissioner Holden, and passed by a vote of 3-0, the Commission approved the proposed amendments to implement inflationary campaign cost adjustments and directed staff to file the proposal with the Office of Administrative Law.

6. Public Comments

At this juncture, Assistant Legal Counsel Miccio left the meeting and there were no public comments.

7. Resolution Authorizing an Executive Session

Whereas, there exists a need to hold an Executive Session for the purpose of discussing the following matter/matters, which fall within the exceptions to the Open Public Meetings Act, N.J.S.A. 10:4-12 et seq. to wit.

Matter/Matters (OPMA Exception)

- Discussion of Executive Session Minutes for July 18, 2017;
- Final Decision Recommendations;
- Consent Order and Final Decision Recommendation; and,
- Pending Litigation.

Whereas, it is unknown at this time when such discussion to take place in Executive Session may be disclosed to the public.

Now Therefore Be It Resolved by the Election Law Enforcement Commission as follows:

1. This Executive Session Meeting of the Election Law Enforcement Commission shall be closed to the public for discussion of the aforesaid referenced matters.

2. The matters discussed during this Executive Session Meeting shall be disclosed to the public at such time when reason for discussing and acting on same in Executive Session shall no longer exist.

On a motion by Commissioner Holden, seconded by Commissioner Simon, and passed by a vote of 3-0, the Commission resolved to enter Executive Session to discuss anticipated litigation and current litigation, which will become public as follows:

- A. Final Decision Recommendations in complaint proceedings, which will not become public. However, the Final Decisions resulting from those recommendations will become public not later than seven business days after mailing to the named respondents.
- B. Matters under current litigation, the substance of discussions of which will not become public in order to protect the attorney-client privilege and the deliberative process. However, any litigation in which the Commission is currently a party is a public matter and will become public subject to the above limitations and privileges.

Return to Public Session

8. Executive Session Minutes of July 18, 2017

On a motion by Commissioner Simon, seconded by Commissioner Holden, and passed by a vote of 3-0, the Commission approved the Executive Session Minutes of July 18, 2017.

9. Final Decision Recommendations

On a motion by Commissioner Simon, seconded by Commissioner Holden, and passed by a vote of 3-0, the Commission approved the Final Decision Recommendations, items 1 through 25, as recommended by staff.

10. Consent Order and Final Decision Recommendation

On a motion by Commissioner Holden, seconded by Commissioner Simon, and passed by a vote of 3-0, the Commission approved the Consent Order and Final Decision Recommendation, item 1, as recommended by staff.

Chairman Jaso noted that former Chairman Ronald DeFilippis was in attendance with his wife Patti. Chairman Jaso stated on behalf of the Commission and personally that he was honored to fill big shoes. He mentioned and he and the former Chairman overlapped briefly. He said that it was clear that former Chairman DeFilippis' influence has been profound and that his legacy will continue at the Commission. He said that he will miss his wisdom and most importantly having a non-lawyer on the Commission.

Commissioner Holden expressed his comments and stated that he was fortunate to have been on the Commission with the former Chairman.

Commissioner Simon said that she was very impressed with former Chairman's dedication and lengthy service.

11. Public Comments

No public comments. Meeting adjourned.

12. Adjournment

On a motion by Commissioner Simon, seconded by Commissioner Holden, and passed by a vote of 3-0, the Commission resolved to adjourn at 12:15 p.m.

Respectfully submitted as true
and correct,

Jeffrey M. Brindle
Executive Director

JMB/elz