Salem County New Jersey
Board of Chosen Freeholders

Resolution No. 2020 – 077

Date Adopted
February 19, 2020

Committee
Administrative

RESOLUTION AUTHORIZING EXECUTIVE SESSION COUNTY OF SALEM

Resolution Providing for a Meeting Not Open to the Public in Accordance With the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

WHEREAS, the County of Salem is subject to certain requirements of the *Open Public Meetings Act, N.J.S.A. 10:4-6.*, et seq.; and

WHEREAS, the *Open Public Meetings Act, N.J.S.A. 10:4-12,* provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the County of Salem Board of Chosen Freeholders to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designed below:

_____ **1.** *Matters Required by Law to be Confidential:* Any matter which, by express provision of Federal Law or State statute or rule of court shall be rendered confidential or excluded from the provisions of Open Public Meetings Act.

_____ **2.** *Matters Where the Release of Information Would Impair the Right to Receive Funds:* Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

_____ **3.** *Matters Involving Individual Privacy:* Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

_____ **4.** *Matters Relating to Collective Bargaining Agreements:* Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

_____ **5.** *Matters Relating to the Purchase, Lease of Acquisition of Real Property or the Investment of Public Funds:* Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

_____ **6.** *Matters Relating to Public Safety and Property:* Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

_____ **7.** *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege:* Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

X **8.** *Matters Relating to the Employment Relationship:* Any matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

_____ **9.** *Matters Relating to the Possible Imposition of a Penalty:* Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility; and

WHEREAS, it is necessary to go into closed session to discuss certain matters relating to the items as permitted by N.J.S.A. 10:4-12b

NOW, THEREFORE, BE IT RESOLVED, that the Board of Chosen Freeholders of the County of Salem will go into closed session to discuss the following:

1. Matters relating to the employment relationship.

After which the public meeting will reconvene. It is anticipated that the deliberations conducted in closed sessions may be disclosed to the public upon the determination of the Board of Chosen Freeholders that the public interest will no longer be served by such confidentiality.

BENJAMIN H. LAURY, Freeholder Director
Board of Chosen Freeholders

I hereby certify the foregoing to be a true resolution adopted by the Board of Chosen Freeholders of the County of Salem on February 19, 2020.

STACY PENNINGTON
Clerk of the Board

RECORD OF VOTE

Freeholder	Motion	Second	Aye	Nay	Abstain	Absent
Freeholder Ostrum			✓			
Freeholder Hassler	✓		✓			
Freeholder Ware			✓			
Deputy Director Griscom		✓	✓			
Director Laury			✓			

✓ Indicates Vote

Department Initials _____