

MONTCLAIR CENTER **BID**

Present: Phil Cantor, Michael Gillespie, Lisa Johnson, Michael Lami, Rich McMahon, Sharda Ramharack, Debbie Santiago, Sue Schultz, Robert Weber, Luther Flurry, and Lydia Fantozzi

On Phone: Arlene Carini, Guy Kinley, Diane E Israel, Alicia Robinson, Sean Spiller,

Not Present: Israel Cronk, Maureen Edelson, Renee Baskerville

Present as Counsel: Gerald Sweeney

August 11, 2014

Location: Sweeney Lev Offices

460 Bloomfield Avenue

Montclair NJ 07042

I. Introduction & Welcome: Phil called the meeting to order at 9:05am. He welcomed everyone and introduced everyone in the room and on the phone.

Phil noted that the purpose of the meeting is to decide next steps regarding the Scott Kennedy vs. Montclair Center Corp lawsuit and whether or not we should appeal by filing a Petition for Certification with the New Jersey Supreme Court.

II. OPRA Suit Discussion: Phil gave an overview of the court case, the formation of the BID by our property owners and business, and Open Public Records Act (OPRA).

Jerry provided background on our access policy, the Appellate Division decision, and the specific provisions of OPRA that impose added costs and burdens.

Robert explained the importance of going forward with an appeal.

Phil opened the floor to questions or comments.

Jerry explained our motion for reconsideration filing.

Board expressed frustration by the suit, and determination to continue.

Jerry suggested we consider hiring a new attorney to handle the appeal. The board expressed satisfaction with Jerry as counsel.

The merits of presenting a counter offer and settlement are presented. A motion is made to pursue settlement, but there was no second.

It was unanimously decided to move forward with the appeal to the Supreme Court without a counteroffer.

The meeting ended at 10:15.