

**Township of Gloucester  
Planning Board Agenda Special Meeting  
November 24, 2015**

Salute to the Flag  
Opening Statement  
Roll Call  
General Rules

Meeting will start at 7:30 P. M.

No new applications will be heard after 10:00 P. M.

All persons testifying before the Board must be sworn in.

The Board Chairperson reserves the right to hear applications in any order

**MINUTES FOR MEMORIALIZATION**

**RESOLUTIONS FOR MEMORIALIZATION**

**#151062LIT**

**Litigation #3 October 27, 2015**

**Block: 14003 Lot: 13**

**APPLICATIONS FOR REVIEW**

**Closed Session**

**Pending Litigation**

**Block: 14003 Lot: 13**

**Consideration of Resolutions memorializing Board actions taken to date.**

**Meeting Adjourned**

**RESOLUTION PB-3 AUTHORIZING AN EXECUTIVE SESSION  
FROM WHICH THE PUBLIC IS EXCLUDED**

**WHEREAS**, the Planning Board of Gloucester Township (the “Planning Board” or the “public body”) has been duly created pursuant to applicable laws of the State of New Jersey, and constitutes a “public body” as such term is defined in the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq. (the “Open Public Meetings Act”); and

**WHEREAS**, the Open Public Meetings Act permits a public body, as such term is defined therein, to exclude members of the public from portions of any “meeting”, as such term is defined therein, under certain limited circumstances as set forth in N.J.S.A. 10:4-12(b) et seq., which include but are not limited to (a) discussion of pending or anticipated litigation in which the public body is or may become a party, and (b) a discussion of any matters which fall within the attorney-client privilege; and

**WHEREAS**, the Planning Board has determined that and is of the opinion that such circumstances presently exist that permit the Planning Board to discuss the matters set forth in this Resolution in executive session; and

**WHEREAS**, the matters set forth in this Resolution are within the exceptions and the limited circumstances set forth in N.J.S.A. 10:4-12(b) et seq., the Planning Board desires to conduct a portion of the meeting in an executive session from which members of the public will be excluded.

**NOW THEREFORE, BE IT RESOLVED BY THE PLANNING BOARD OF THE TOWNSHIP OF GLOUCESTER**, in accordance with the provisions of The Open Public Meetings Act, that the Planning Board hereby determines to conduct a portion of the meeting in an executive session from which members of the public will be excluded in accordance with the provisions of Open Public Meetings Act; and

**BE IT FURTHER RESOLVED**, that the aforementioned executive session will be limited to matters relating to the following items and which matters involve, as applicable, pending and anticipated litigation involving or expected to involve the Planning Board, or matters which fall within the attorney-client privilege:

1. Litigation – 1840 P. Cheeseman Road, LLC v. Township of Gloucester Planning Board (State & Federal matters)

**BE IT FURTHER RESOLVED**, that the minutes of each executive session will be prepared and maintained by the Planning Board and with regard to each of the matters discussed in executive session; and

**BE IT FURTHER RESOLVED**, that the minutes relating to a particular matter discussed will be made available to members of the public (a) upon the completion of a pending or anticipated litigation, (b) upon such matter no longer falling within the attorney-client privilege, or (c) as such disclosure may otherwise may be required by the Open Public Meetings Act; and

**BE IT FINALLY RESOLVED**, a motion was duly made by Mr. Dority and duly seconded by Mr. Dintino to authorize an Executive Session as set forth above, and a roll call vote on the motion was recorded as follows:

Those Eligible to Vote	In Favor	Opposed	Abstentions
Chairman Owens	X		
Mr. Dintino	X		
Mr. Dority	X		
Ms. Washington	X		
Ms. Costa	X		

ATTEST:

GLOUCESTER TOWNSHIP  
PLANNING BOARD:

\_\_\_\_\_  
KENNETH LECHNER, SECRETARY

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SCOTT OWENS, CHAIRMAN

CERTIFICATION

I HEREBY CERTIFY that this resolution of memorialization being adopted by action of the Board on this 24th day of November 2015 represents a true and correct copy of a resolution adopted by the Gloucester Township Planning Board at a meeting held on the 27th day of October, 2015.

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KENNETH LECHNER, SECRETARY