

LA CORTE, BUNDY, VARADY & KINSELLA
ATTORNEYS AT LAW

NICHOLAS S. LA CORTE (1911-1978)
GARY A. BUNDY
ROBERT F. VARADY*†
CHRISTOPHER J. KINSELLA*

989 BONNEL COURT
UNION, NJ 07083
(908) 810-0500
FAX: (908) 810-0513

BRIAN J. KANE*

97 APPLE STREET • SUITE 7
TINTON FALLS, NJ 07724

OF COUNSEL
JOHN F. MALONE
ANNE K. FRAWLEY

PLEASE FORWARD ALL MAIL
TO THE UNION OFFICE

E-Mail: RVarady@LBVKlaw.com

*NY BAR

†CERTIFIED CIVIL TRIAL ATTORNEY

June 9, 2022

opra+request-32201-3950d552@requests.opramachine.com

NJPRA

Re: Township of Clark OPRA Request – Employment Conflict

Dear NJPRA:

The Township of Clark received your Open Public Records Act (OPRA) request. This response to your request is being provided to you.

Your OPRA request sought access to the following:

- Records requested:
Name, title position, date of hire, type of relationship and to whom, of all past (2010 to present) and current Clark Township employees of any of the Township's departments/divisions, who is an immediate relative (see reference/definition below) of any Township elected or appointed official (i.e. Mayor, Council Member, Business Administrator, Municipal Clerk), department head, director, manager, supervisory role, regardless if both work in the same or different departments/divisions.

Reference: according to the Township's Employee Manual, "immediate relative: is defined as "spouse or significant other, child, parent, stepchild, sibling, grandparents, daughter-in-law, grandchildren, niece, nephew, uncle, aunt, or any other person related by blood or marriage residing in an employee's household."

Your request is denied since no document is maintained by the Township in regard to:

Name, title position, date of hire, type of relationship and to whom, of all past (2010 to present) and current Clark Township employees of any of the Township's

departments/divisions, who is an immediate relative (see reference/definition below) of any Township elected or appointed official (i.e. Mayor, Council Member, Business Administrator, Municipal Clerk), department head, director, manager, supervisory role, regardless if both work in the same or different departments/divisions.

This response is being transmitted to you electronically via email to following address as per your request:

opra+request-32201-3950d552@requests.opramachine.com

A list of OPRA's exemptions is attached to this response letter.

If your request for access to a government record has been denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision by the [insert name of agency] to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council ("GRC") by completing the Denial of Access Complaint Form. You may contact the GRC by toll-free telephone at 866-850-0511, by mail at P.O. Box 819, Trenton, NJ, 08625, by e-mail at grc@dca.state.nj.us, or at their web site at www.state.nj.us/grc. The Council can also answer other questions about the law. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County.

IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT ME DIRECTLY AT RVARADY@LBVKLAW.COM.

Sincerely,

By: s/Robert F. Varady
Robert F. Varady, Esq.
(Via Email: rvarady@lbvklaw.com)
La Corte, Bundy, Varady & Kinsella
For Municipal Clerk, Township of Clark

RFV/ms
Encl.

Cc: Edith Merkel, Township Clerk (Via Email: clerk@ourclark.com)