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SEP -7 2017

CITY OF NORTH WILDWOOD

OPEN PUBLIC RECORDS ACT REQUEST FORM

CITY CLERK
OF NORTH WILDWOOD

901 Atlantic Avenue
North Wildwood, NJ 08260
Phone: 609-522-2030 FAX: 609-522-6180
W. Scott Jett, City Clerk
sjett@northwildwood.com



Important Notice

The last page of this form contains important information related to your rights concerning government records. Please read it carefully.

Requestor Information - Please Print

First Name Sandra MI M Last Name LeConvey
E-mail Address sandynhook@yahoo.com
Mailing Address 25 Williams St
City Rio Grande State NJ Zip 08242
Telephone 609-425-2913 FAX _____
Preferred Delivery: Pick Up _____ On-Site Inspect _____ Fax _____ E-mail X
If you are requesting records containing personal information, please circle one: Under penalty of N.J.S.A. 2C:28-3, I certify that I HAVE / HAVE NOT been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.
Signature Sandra M LeConvey Date 9/7/17

Payment Information

Maximum Authorization Cost \$ _____
Select Payment Method
Cash _____ Check _____ Money Order _____
Fees: Letter size pages - \$0.05 per page
Legal size pages - \$0.07 per page
Other materials (CD, DVD, etc) - actual cost of material
Delivery: Delivery / postage fees additional depending upon delivery type.
Extras: Special service charge dependent upon request.

Record Request Information: Please be as specific as possible in describing the records being requested. Also, please note that your preferred method of delivery will only be accommodated if the custodian has the technological means and the integrity of the records will not be jeopardized by such method of delivery.

Requesting a list of North Wildwood police officers for 2017. Please include all summer AND part time officers

AGENCY USE ONLY

Est. Document Cost _____
Est. Delivery Cost _____
Est. Extras Cost _____
Total Est. Cost _____
Deposit Amount _____
Estimated Balance _____
Deposit Date _____

AGENCY USE ONLY

Disposition Notes
Custodian: If any part of request cannot be delivered in seven business days, detail reasons here.

In Progress - Open _____
Denied - Closed _____
Filled - Closed _____
Partial - Closed _____

AGENCY USE ONLY

Tracking Information
Tracking # 128-17
Rec'd Date _____
Ready Date _____
Total Pages 2
Final Cost
Total _____
Deposit _____
Balance Due _____
Balance Paid _____
Records Provided
emailed N/C
W. Scott Jett 9/8/17
Custodian Signature Date

128-17

DEPOSITS

The custodian may require a deposit against costs for reproducing documents sought through an anonymous request whenever the custodian anticipates that the documents requested will cost in excess of \$5 to reproduce.

Where a special service charge is warranted under OPRA, that amount will be communicated to you as required under the statute. You have the opportunity to review and object to the charge prior to it being incurred. If, however, you approve of the fact and amount of the special service charge, you may be required to pay a deposit or pay in full prior to reproduction of the documents.

YOUR REQUEST FOR RECORDS IS DENIED FOR THE FOLLOWING REASON(S):

(To be completed by the Custodian of Records – check the box of the numbered exemption(s) as they apply to the records requested. If multiple records are requested, be specific as to which exemption(s) apply to each record. **Response is due to requestor as soon as possible, but no later than seven business days.**)

N.J.S.A. 47:1A-1.1

- ☐ Inter-agency or intra-agency advisory, consultative or deliberative material
- ☐ Legislative records
- ☐ Law enforcement records:
 - ☐ Medical examiner photos
 - ☐ Criminal investigatory records (however, N.J.S.A. 47:1A-3.b. lists specific criminal investigatory information which must be disclosed)
 - ☐ Victims' records
- ☐ Trade secrets and proprietary commercial or financial information
- ☐ Any record within the attorney-client privilege
- ☐ Administrative or technical information regarding computer hardware, software and networks which, if disclosed would jeopardize computer security
- ☐ Emergency or security information or procedures for any buildings or facility which, if disclosed, would jeopardize security of the building or facility or persons therein
- ☐ Security measures and surveillance techniques which, if disclosed, would create a risk to the safety or persons, property, electronic data or software
- ☐ Information which, if disclosed, would give an advantage to competitors or bidders
- ☐ Information generated by or on behalf of public employers or public employees in connection with:
 - ☐ Any sexual harassment complaint filed with a public employer
 - ☐ Any grievance filed by or against an employee
 - ☐ Collective negotiations documents and statements of strategy or negotiating
- ☐ Information that is a communication between a public agency and its insurance carrier, administrative service organization or risk management office
- ☐ Information that is to be kept confidential pursuant to court order
- ☐ Certificate of honorable discharge issued by the United States government (Form DD-214) filed with a public agency
- ☐ Social security numbers
- ☐ Credit card numbers
- ☐ Unlisted telephone numbers
- ☐ Drivers' license numbers
- ☐ Certain records of higher education institutions:
 - ☐ Research records
 - ☐ Questions or scores for exam for employment or academics
 - ☐ Charitable contribution information
 - ☐ Rare book collections gifted for limited access
 - ☐ Admission applications
 - ☐ Student records, grievances or disciplinary proceedings revealing a students' identification
- ☐ Biotechnology trade secrets N.J.S.A. 47:1A-1.2
- ☐ Convicts requesting their victims' records N.J.S.A. 47:1A-2.2
- ☐ Ongoing investigations of non-law enforcement agencies (must prove disclosure is inimical to the public interest) N.J.S.A. 47:1A-3.a.
- ☐ Public defender records N.J.S.A. 47:1A-5.k.
- ☐ Upholds exemptions contained in other State or federal statutes and regulations, Executive Orders, Rules of Court, and privileges created by State Constitution, statute, court rule or judicial case law N.J.S.A. 47:1A-9
- ☐ Personnel and pension records (however, the following information must be disclosed:
 - An individual's name, title, position, salary, payroll record, length of service, date of separation and the reason for such separation, and the amount and type of any pension received
 - When required to be disclosed by another law, when disclosure is essential to the performance of official duties of a person duly authorized by this State or the US, or when authorized by an individual in interest
 - Data contained in information which disclose conformity with specific experiential, educational or medical qualifications required for government employment or for receipt of a public pension, but not including any detailed medical or psychological information N.J.S.A. 47:1A-10

N.J.S.A. 47:1A-1

- ☐ "a public agency has a responsibility and an obligation to safeguard from public access a citizen's personal information with which it has been entrusted when disclosure thereof would violate the citizen's reasonable expectation of privacy."

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Burnett v. County of Bergen, 198 N.J. 408 (2009). Without ambiguity, the court held that the privacy provision "is neither a preface nor a preamble." Rather, "the very language expressed in the privacy clause reveals its substantive nature; it does not offer reasons why OPRA was adopted, as preambles typically do; instead, it focuses on the law's implementation." "Specifically, it imposes an obligation on public agencies to protect against disclosure of personal information which would run contrary to reasonable privacy interests."

Executive Order No. 21 (McGreevey 2002)

- ☐ Records where inspection, examination or copying would substantially interfere with the State's ability to protect and defend the State and its citizens against acts of sabotage or terrorism, or which, if disclosed, would materially increase the risk or consequences of potential acts of sabotage or terrorism.
- ☐ Records exempted from disclosure by State agencies' proposed rules.

Executive Order No. 26 (McGreevey 2002)

- ☐ Certain records maintained by the Office of the Governor
- ☐ Resumes, applications for employment or other information concerning job applicants while a recruitment search is ongoing
- ☐ Records of complaints and investigations undertaken pursuant to the Model Procedures for Internal Complaints Alleging Discrimination, Harassment or Hostile Environments
- ☐ Information relating to medical, psychiatric or psychological history, diagnosis, treatment or evaluation
- ☐ Information in a personal income or other tax return
- ☐ Information describing a natural person's finances, income, assets, liabilities, net worth, bank balances, financial history or activities, or creditworthiness, except as otherwise required by law to be disclosed
- ☐ Test questions, scoring keys and other examination data pertaining to the administration of an examination for public employment or licensing
- ☐ Records in the possession of another department (including NJ Office of Information Technology or State Archives) when those records are made confidential by regulation or EO 9.

Other Exemption(s) contained in a State statute, resolution of either or both House of the Legislature, regulation, Executive Order, Rules of Court, any federal law, federal regulation or federal order pursuant to N.J.S.A. 47:1A-9.a.

(Please provide detailed information regarding the exemption from disclosure for which you are relying to deny access to government records. If multiple records are requested, be specific as to which exemption(s) apply to each record.)

REQUEST FOR RECORDS UNDER THE COMMON LAW

If, in addition to requesting records under OPRA, you are also requesting the government records under the common law, please check the box below.

A public record under the common law is one required by law to be kept, or necessary to be kept in the discharge of a duty imposed by law, or directed by law to serve as a memorial and evidence of something written, said, or done, or a written memorial made by a public officer authorized to perform that function, or a writing filed in a public office. The elements essential to constitute a public record are that it be a written memorial, that it be made by a public officer, and that the officer be authorized by law to make it.

☐ Yes, I am also requesting the documents under common law.

If the information requested is a "public record" under common law and the requestor has a legally recognized interest in the subject matter contained in the material, then the material must be disclosed if the individual's right of access outweighs the State's interest in preventing disclosure.

Please set forth your interest in the subject matter contained in the requested material:

Note that any challenge to a denial of a request for records under the common law cannot be made to the Government Records Council, as the Government Records Council only has jurisdiction to adjudicate challenges to denials of OPRA requests. A challenge to the denial of access under the common law can be made by filing an action in Superior Court.

1. All government records are subject to public access under the Open Public Records Act ("OPRA"), unless specifically exempt.
2. A request for access to a government record under OPRA must be in writing, hand-delivered, mailed, transmitted electronically, or otherwise conveyed to the appropriate custodian. N.J.S.A. 47:1A-5.g. The seven (7) business day response time does not commence until the records custodian receives the request form. If you submit the request form to any other officer or employee of the **City of North Wildwood**, that officer or employee must either forward the request to the appropriate custodian, or direct you to the appropriate custodian. N.J.S.A. 47:1A-5.h.
3. Requestors may submit requests anonymously. If you elect not to provide a name, address, or telephone number, or other means of contact, the custodian is not required to respond until you reappear before the custodian seeking a response to the original request.
4. The fees for duplication of a government record in printed form are listed on the front of this form. We will notify you of any special service charges or other additional charges authorized by State law or regulation before processing your request. Payment shall be made by cash, check or money order payable to the **City of North Wildwood**.
5. **You may be charged a 50% or other deposit when a request for copies exceeds \$25.** The **City of North Wildwood** custodian will contact you and advise you of any deposit requirements. You agree to pay the balance due upon delivery of the records. Anonymous requests in excess of \$5.00 require a deposit of 100% of estimated fees.
6. Under OPRA, a custodian must deny access to a person who has been convicted of an indictable offense in New Jersey, any other state, or the United States, and who is seeking government records containing personal information pertaining to the person's victim or the victim's family. This includes anonymous requests for said information.
7. By law, the **City of North Wildwood** must notify you that it grants or denies a request for access to government records within seven (7) business days after the agency custodian of records receives the request. If the record requested is not currently available or is in storage, the custodian will advise you within seven (7) business days after receipt of the request when the record can be made available and the estimated cost for reproduction.
8. You may be denied access to a government record if your request would substantially disrupt agency operations and the custodian is unable to reach a reasonable solution with you.
9. If the **City of North Wildwood** is unable to comply with your request for access to a government record, the custodian will indicate the reasons for denial on the request form or other written correspondence and send you a signed and dated copy.
10. Except as otherwise provided by law or by agreement with the requester, if the agency custodian of records fails to respond to you within seven (7) business days of receiving a request, the failure to respond is a deemed denial of your request.
11. 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 **City of North Wildwood** 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 PO 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.
12. Information provided on this form may be subject to disclosure under the Open Public Records Act.

RECEIVED
SEP 17 2017
CITY CLERK
CITY OF NORTH WILDWOOD

Scott Jett

From: Scott Jett <sjett@northwildwood.com>
Sent: Friday, September 08, 2017 11:10 AM
To: 'sandynhook@yahoo.com'
Subject: OPRA Request
Attachments: LeConey OPRA Sept 2017.pdf

Dear Ms. LeConey,

Pursuant to your OPRA Request dated the 7th *inst.*, please find attached a list of North Wildwood Police Officers, both permanent and seasonal, for the year 2017.

Please feel free to contact me if I can be of further assistance.

W. Scott Jett, RMC, CMR
City Clerk
City of North Wildwood, NJ
609-522-2030 ext. 1400

Employee Id	Last Name, Suffix	First Name, Middle Initial	Position Id
00189	ETSELL	WILLIAM J	POL LIEUTENANT
00047	STEVENSON	JOHN A	POLICE CAPTAIN
00001	TOLAN	KEVIN T	POLICE CAPTAIN
00073	GALLAGHER	MATTHEW T	POLICE CHEIF
02220	CORWONSKI	ALEX A	POLICE OFFICER
01528	ELLIOTT	MARK L	POLICE OFFICER
00043	FLYNN	PATRICK M	POLICE OFFICER
01387	FLYNN	JAMES R	POLICE OFFICER
02026	GARRIOTT	JERALD W	POLICE OFFICER
01319	GRISER	MICHAEL E	POLICE OFFICER
02039	HARTMAN	DANIEL S	POLICE OFFICER
02044	KOPETSKY	JOSEPH M	POLICE OFFICER
00935	LOFTUS	LAURA A	POLICE OFFICER
01596	MADDEN	RYAN	POLICE OFFICER
00743	MASSIE JR	CLIFFORD R	POLICE OFFICER
01595	MELO	JUSTIN A	POLICE OFFICER
01531	NEVIL	ERIC J	POLICE OFFICER
02144	RANSOM	STEVEN E	POLICE OFFICER
02250	REISER	AMANDA B	POLICE OFFICER
01533	ROBINSON	JUSTIN R	POLICE OFFICER
01359	SANTIAGO	MARK D	POLICE OFFICER
01245	SCHULES	DANIEL R	POLICE OFFICER
01585	SKILL	BRYAN P	POLICE OFFICER
00175	TOLAN JR	KEVIN	POLICE OFFICER
02100	ZALESKI	KYLE T	POLICE OFFICER
00278	HARKINS	BRIAN C	POLICE SERGEANT
01318	MADDEN	KATHERINE C	POLICE SERGEANT
00156	MATTERA	MATTHEW J	POLICE SERGEANT
00744	MC GEE	KEITH J	POLICE SERGEANT
00575	MC GRAW	ADAM B	POLICE SERGEANT
02213	ALTOMARI	CHRIS L	SEAS CLASS I
00948	BLOM	ROBERT L	SEAS CLASS I
02218	BRIGHT III	JAMES J	SEAS CLASS I
02230	MC HALE	RICHARD W	SEAS CLASS I
02232	MIHAL	JOHN N	SEAS CLASS I
02234	MURRAY	ANDREW D	SEAS CLASS I
02237	QUINLAN	MATTHEW C	SEAS CLASS I
02239	SCIBILIA	TY R	SEAS CLASS I
01494	STACHELSKI	MICHAEL P	SEAS CLASS I
02173	SUNDERHAUF	JOHN E	SEAS CLASS I
02212	ADDESSO	SEVERINO J	SEAS POL OFF
02178	BARTOSIEWICZ JR	JOHN	SEAS POL OFF
02187	BATTEN	TODD V	SEAS POL OFF

02216	BATTEN	GEORGEANN L	SEAS POL OFF
02153	BELL	ERIC T	SEAS POL OFF
02219	CAIN	TIMOTHY J	SEAS POL OFF
02221	DE PIANO	NICHOLAS M	SEAS POL OFF
02223	FALKENBERG	LUKE D	SEAS POL OFF
02224	FERREN	JAREL A	SEAS POL OFF
02225	GUGLIELMO	KELLY M	SEAS POL OFF
02207	HERRMANN	RICHARD E	SEAS POL OFF
02226	HOFFMAN	TRAVIS J	SEAS POL OFF
02193	LANIER JR	NICHOLAS R	SEAS POL OFF
02228	LINDE	STEVEN J	SEAS POL OFF
02229	LOYD	MARK A	SEAS POL OFF
02231	MC INTYRE	ALEXA M	SEAS POL OFF
02208	MICOLETTI	LUKAS E	SEAS POL OFF
02140	MILLER	GLENN R	SEAS POL OFF
02233	MITCHELL	MARK J	SEAS POL OFF
02209	NWADIKE	CHUKWUMA	SEAS POL OFF
02198	POWDERLEY	JOSEPH C	SEAS POL OFF
02210	REDFIELD	BRUCE A	SEAS POL OFF
02199	RUSS	CHRISTOPHER	SEAS POL OFF
02200	SCHARFF	DANIEL	SEAS POL OFF
02238	SCHMELCZER	YAKOV	SEAS POL OFF
02240	SIBAJA JR	LUIS	SEAS POL OFF
02241	SINGH	SUKHJINDER	SEAS POL OFF
02242	SKAE	ANDREW R	SEAS POL OFF
02201	SMITH	BRIAN	SEAS POL OFF
02211	TOLAN	STEPHEN	SEAS POL OFF
02243	URSCHEL	LEE J	SEAS POL OFF
02244	VANORE III	FRANCIS J	SEAS POL OFF
02245	VELEZ	JESUS M	SEAS POL OFF
02246	WEIST	BRANDON R	SEAS POL OFF
02247	WILLIAMS	NICHOLAS J	SEAS POL OFF
02248	YOUNG	TIMOTHY J	SEAS POL OFF