



City of Linden
UNION COUNTY, NEW JERSEY

OFFICE OF CITY CLERK
City Hall – 301 North Wood Avenue
(908) 474-8452
Fax: (908) 474-8451

Joseph C. Bodek, RMC, RPPO
City Clerk

Jennifer Honan
Deputy City Clerk

November 29, 2019

Ms. Tracy Birch
Opra+request-7994-5b4b710c@requests.opramachine.com

File Number: 2019-1088

Re: OPRA Request –Personnel Report

Dear Ms. Tracy Birch:

The City of Linden received your Open Public Records Act (OPRA) request on November 19, 2019. The official Records Custodian, Joseph C. Bodek, received your OPRA request on November 19, 2019. As such, the seventh (7th) business day deadline to respond to your request is Friday, November 29, 2019. This response to your request is being provided to you on the 7th business day after the custodian's receipt of said request.

You requested the following: See Attached

The records are now being provided to you as per your request.

If you feel that your request for access to a government record has been improperly denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision of the City of Linden to deny access. I have attached information, from the Government Records Council regarding the process to file a complaint.

Sincerely,

Joseph C. Bodek
Custodian of Records
City of Linden

New Jersey Government Records Council ("GRC")



What to do if your request for a record has been denied

The New Jersey Open Public Records Act (N.J.S.A. 47:1A-1 et seq.) permits a person who believes that he or she has been unlawfully denied access to a public record either to file a complaint with the GRC or to file suit in Superior Court to challenge the decision and compel disclosure. This poster describes the procedures for taking such actions.

To file a complaint with the GRC:

- Visit the GRC's website at www.nj.gov/grc for information and to register your complaint. In the alternative, you may contact the GRC by telephone at 1-866-850-0511 or by e-mail at government.records@dca.nj.gov.
- When you file the written complaint, the GRC will offer both you and the public agency non-adversarial, impartial mediation. If mediation is not accepted or is not successful, the GRC will investigate the complaint.
- In some cases, the GRC can award attorney's fees to a complainant or impose a fine against a records custodian.
- There is no fee to file a complaint with the GRC.

To file a complaint in Superior Court:

- A requestor may start a summary (expedited) lawsuit in the Superior Court. A written complaint and order to show cause must be filed with the court.
- The court requires a filing fee, and you must serve the lawsuit papers on the appropriate parties.
- The court will schedule a hearing to resolve the dispute.
- If you disagree with the court's decision, you may appeal the decision to the Appellate Division of the Superior Court.
- If you are successful, you may be entitled to reasonable attorney's fees.
- You may wish to consult with an attorney to learn about initiating and pursuing a summary lawsuit in the Superior Court.
- Filing suit in Superior Court may result in a faster resolution, because the courts adjudicate cases every day, whereas the GRC only meets once a month.

Government Records Council, P.O. Box 819, Trenton, New Jersey 08625-0819

Talia Pena-Marin

#2019-1088

From: Joe Bodek
Sent: Monday, November 18, 2019 9:24 AM
To: Jennifer Honan; Talia Pena-Marin
Subject: FW: OPRA request - Personnel Report

-----Original Message-----

From: Tracey Birch [mailto:opra+request-7994-5b4b710c@requests.opramachine.com]
Sent: Saturday, November 16, 2019 12:27 PM
To: Joe Bodek
Subject: OPRA request - Personnel Report

Dear Linden City,

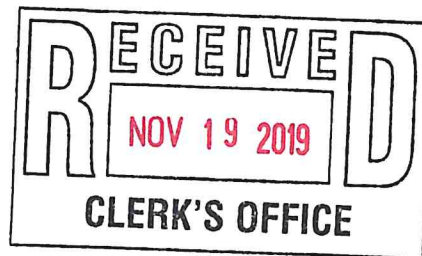
This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

Personnel Report from the 11/12/19 Council Meeting.

Yours faithfully,

Tracey Birch



Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-7994-5b4b710c@requests.opramachine.com

Is jbodek@linden-nj.org the wrong address for OPRA requests to Linden City? If so, please contact us using this form:
https://opramachine.com/change_request/new?body=linden_city

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

<https://opramachine.com/help/officers>

View this OPRA request & responses online:

https://opramachine.com/request/personnel_report

Please note that in some cases publication of requests and responses will be delayed.

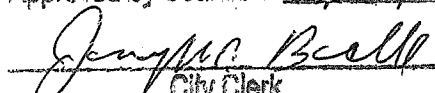
If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's website.

CONFIDENTIAL
PERSONNEL REPORT

Councilman Strano, Chairman
Councilwoman Ormon, Member
Councilman Javick, Member
November 12, 2019

1. Board of Health:
 - a. Reposting Countywide for a Full-time Housing Inspector.
 - b. Hiring of Heather Grillo as Clerk 1 Full-time annual salary of \$34,548 effective December 2, 2019 pending the successful completion of all pre-employment requirements.
2. Fire Department:
 - a. Authorization to file for a waiver of the Fire Chief Examination.
3. Department of Community Services:
 - a. Increase in pay for Joshua Friese, Laborer 1 to \$18.00/hr effective November 13, 2019.
 - b. Amending the hiring date for Martin Washington, Truck Driver to November 6, 2019 from October 28, 2019.
 - c. Approval of Seasonal List (on file in the Clerk's office).
4. Recreation:
 - a. Hiring of Laura Lee Wade and Belinda McGhee as part-time Recreation Leaders at \$12.00/hr, not to exceed 25 hours per week effective November 18, 2019, pending successful completion of all pre-employment requirements.
 - b. Approval of the permanent transfer of Tracey Birch to the Department of Recreation as a part-time Clerk 1 at no change of salary effective November 12, 2019.
 - c. Approval of the permanent transfer of Brad Creanzo to the Department of Recreation as a Recreational Leader at no change of salary effective November 4, 2019.
 - d. Approval of Seasonal List (on file in the Clerk's office).
5. Municipal Court:
 - a. Accepting the resignation in good standing of Giselle Fountain Williams, full-time Clerk 1 effective October 15, 2019.
 - b. Approval of the permanent transfer of Jerry Aquino to the Municipal Court as a Clerk 1 at no change in salary effective November 4, 2019.
6. Personnel:
 - a. FMLA: On file in the Personnel Division.
 - b. Accept the approval of the City's Layoff Plan for the audio video specialists.

Approved by Council on 11/13/19


City Clerk