

**RESOLUTION
TOWNSHIP OF FRANKLIN
RESOLUTION AUTHORIZING SETTLEMENT OF THE LITIGATION ENTITLED
TORRES, ET AL V. FRANKLIN TOWNSHIP UNDER
DOCKET NUMBER 09-CV-6282
R- 86-12**

WHEREAS, the Township of Franklin was made a party defendant in certain litigation entitled Torres, et al v. Franklin Township which alleged, in federal court, inter alia that the Township of Franklin had committed violations of the Federal Fair Housing Act; and

WHEREAS, the matter was assigned to counsel, Allan E. Richardson, Esquire appearing on behalf of the Township by and through its insurance carrier, the Municipal Excess Liability Fund (hereinafter "MEL"); and

WHEREAS, discovery commenced; and

WHEREAS, the Township's insurance carrier has recommended that a settlement be proffered whereby the MEL would offer a sum of \$100,000 to settle with finality all issues between the plaintiffs and the defendant; and

WHEREAS, based upon the uncertainties associated with litigation and the costs associated with a full trial in federal court, the Township Committee believes that it is in the best interest of the residents of the Township of Franklin to allow the MEL to settle the aforesaid litigation for the sum of \$100,000.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey that the Township will not contest the settlement to be proffered by the MEL on behalf of the Township of Franklin in return for a complete release and complete dismissal of the litigation entitled Torres, et al v. Franklin Township bearing Docket Number 09-cv-6282.

ADOPTED at the regular meeting of the Township Committee of the Township of Franklin on Tuesday, April 24, 2012.

ATTEST:

TOWNSHIP OF FRANKLIN

CAROLYN TOY, CLERK

JOSEPH PETSCH, MAYOR

CERTIFICATION

I, Carolyn Toy, Clerk of the Township of Franklin, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting of the Franklin Township Committee held on April 24, 2012.

CAROLYN TOY, CLERK

