

TOWNSHIP OF FRANKLIN

R-90-17

RESOLUTION AUTHORIZING PAYMENT FURTHER TO THE SETTLEMENT OF CERTAIN LITIGATION

WHEREAS, the Township of Franklin (“Township”) was named as a Party/Defendant in certain litigation filed by former/current employees captioned and docketed as Estelle Hughes, et al v. Township of Franklin, United States District Court for the District of New Jersey, Docket No. 13-cv-3761 (JEI/AMD); and

WHEREAS, the Governing Body, in consideration of the ongoing litigation costs and legal fees associated with the defense of the action, and upon the advice of counsel assigned to represent the Township’s interests, adopted R-220-16 authorizing the settlement of said litigation for the total sum of \$95,000.00, including attorney’s fees and costs; and

WHEREAS, a Settlement Agreement and General Release, discharging all claims and causes of action asserted against the Township in the litigation, has been signed by each of the six (6) plaintiffs; and

WHEREAS, because the litigation arises under the Fair Labor Standards Act, court approval of the settlement is required; and

WHEREAS, by way of Order and Opinion issued on May 3, 2017, the Honorable Ann Marie Donio approved the settlement, finding that it is fair and reasonable and in the best interests of the parties, and dismissed the litigation with prejudice;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Franklin, County of Gloucester and State of New Jersey that payment in the amount of \$95,000.00 is hereby authorized; and

BE IT FURTHER RESOLVED that the Township CFO has certified that there are funds available to provide for the aforementioned payment; and

BE IT FURTHER RESOLVED that this Resolution shall become effective upon adoption and that payment in the aforesaid amount shall be issued forthwith.

ADOPTED at a regular meeting of the Township Committee of the Township of Franklin on June 8, 2017.

ATTEST:

TOWNSHIP OF FRANKLIN

Barbara Freijomil, Clerk

David Deegan, Deputy Mayor

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a regular meeting held on June 8, 2017.

Barbara Freijomil, Municipal Clerk

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