

**TOWNSHIP OF FRANKLIN
COUNTY OF GLOUCESTER
R-043-22**

AUTHORIZING SETTLEMENT IN THE MATTER OF *DYLAN DEOLA V. TOWNSHIP OF FRANKLIN, ET AL*, UNDER DOCKET NO. GLO L-678-21

WHEREAS, Plaintiff, Dylan Deola, filed a lawsuit in 2021 against the Township of Franklin and the Franklin Township Department of Public Works alleging various causes of action, including discrimination, in the Superior Court of New Jersey, Gloucester County, Law Division under Docket No. GLO-L-678-21; and

WHEREAS, Franklin Township has denied the claims as asserted by Dylan Deola and otherwise asserted affirmative defenses to same; and

WHEREAS, without admitting or determining any liability whatsoever, and to avoid the uncertainties, expenses, and delay inherent in litigation, the parties desire to resolve the Litigation in order to provide for the dismissal of the same.

WHEREAS, as a result of negotiations with legal counsel for the Township’s insurance carrier representing Franklin Township, a settlement was reached between the parties for alleged damages in the amount of \$89,500, with the portion paid by the Township not to exceed \$50,000, and remaining portion paid by the Township’s Insurance Carrier, subject to the consent of the Franklin Township Committee.

WHEREAS the Chief Financial Officer certifies that funds are available in the 2022 temporary budget under line item 2-01-20-155-211 entitled Special Litigation.

NOW, THEREFORE, BE IT RESOLVED by Township Committee of the Township of Franklin, County of Gloucester, and State of New Jersey, that the governing body hereby authorizes a settlement and consents to said settlement reached by the Township’s Insurance Carrier in the case of *Dylan Deola v. Township of Franklin, et al*, with the Township paying an amount not to exceed \$50,000, and by the Township’s Insurance Carrier paying the remainder.

BE IT FURTHER RESOLVED, that the Township Committee hereby authorizes the Mayor and Clerk to execute the Settlement Agreement and General Release provided by the Township’s Insurance Carrier in this matter and authorizes disbursement of the aforesaid funds from the Franklin Township Insurance Carrier.

Adopted: February 8, 2022

COMMITTEE MEMBER	MOTION	2 nd	YES	ABSTAIN	NO	ABSENT
T. Doyle						
D. Deegan						
M. Petsch-Wilson						
H. Flaim						
J. Bruno						

Attest:

Township of Franklin

Barbara Freijomil, Clerk

John Bruno, 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 meeting held on Tuesday, February 8, 2022.

Barbara Freijomil, Clerk