

**RESOLUTION
TOWNSHIP OF FRANKLIN
RESOLUTION APPOINTING SPECIAL COUNSEL TO DEFEND THE
TOWNSHIP OF FRANKLIN IN CERTAIN LITIGATION ENTITLED
POLK V. FRANKLIN TOWNSHIP
R-180-13**

WHEREAS, the Township has been named a party defendant in certain litigation entitled Polk v. Franklin Township; and

WHEREAS, said litigation has been turned over to the Township's insurance carrier but based upon the allegations set forth therein it is doubtful that the Township has coverage for this claim; and

WHEREAS, an appropriate response, including a frivolous litigation notice, must be filed forthwith; and

WHEREAS, the Township Solicitor has deemed himself in conflict with regard to this particular piece of litigation and may be called as a witness therein;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, that the law firm of Lauletta Birnbaum be and is hereby appointed to represent the Township of Franklin in Polk v. Franklin Township; and

BE IT FURTHER RESOLVED, that Lauletta Birnbaum be and is hereby authorized to issue a frivolous litigation notice and to file a motion to dismiss the case for failure to state claims upon which relief can be granted and all other grounds.

ADOPTED at the regular meeting of the Township Committee of the Township of Franklin on Tuesday, November 12, 2013.

ATTEST:

TOWNSHIP OF FRANKLIN

BARBARA FREIJOMIL, CLERK

MARGE PFROMMER, 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 of the Franklin Township Committee held on November 12, 2013.

BARBARA FREIJOMIL, CLERK