

**RESOLUTION  
TOWNSHIP OF FRANKLIN  
AUTHORIZING THE SETTLEMENT OF CERTAIN LITIGATION**

**R-166-16**

**WHEREAS**, a litigation was initiated by the Township of Franklin against Signature Homes, Inc. a/t/a Signature Homes at Franklin, Deer Meadows at Franklin, Inc., and First Indemnity of America Insurance Company (“FIA”) in the Superior Court of New Jersey, Law Division, Gloucester County Docket No. GLO-L-1149-15; and

**WHEREAS**, the Township Committee has determined that it is in the Township’s best interest to resolve said litigation as to FIA in accordance with the terms and conditions set forth in a Subdivision Takeover Agreement to be executed by and between the parties, with the remainder of said litigation to proceeding as to the remaining parties; and

**WHEREAS**, pursuant to the terms and conditions of the Subdivision Takeover Agreement, FIA has agreed to and will undertake to complete the remainder of the improvements for a subdivision commonly known as Deer Meadows, as set forth in Exhibit A to said Agreement, which were covered by Bond No. S13875 issued by FIA as surety for Signature Homes at Franklin, LLC as principal;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, that the Committee hereby authorizes the settlement of said litigation as to FIA, in accordance with the terms and conditions set forth in Subdivision Takeover Agreement negotiated by and between the Township and FIA and their attorneys, a copy of which is attached hereto.

**ADOPTED** at a special meeting of the Township Committee of the Township of Franklin on August 12, 2016.

**ATTEST:**

**TOWNSHIP OF FRANKLIN**

\_\_\_\_\_  
BARBARA FREIJOMIL, CLERK

\_\_\_\_\_  
SHERYL NEELY, 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 Council of the Township of Franklin at a meeting held on Friday, August 12, 2016.

\_\_\_\_\_  
BARBARA FREIJOMIL, CLERK