

Mr. Urbanski offered the following Resolution and moved its adoption:

R-07-93
RESOLUTION OF SETTLEMENT
EMPLOYMENT DISPUTE

WHEREAS, a dispute has arisen between the Borough of Highlands (“Borough”) and a former employee of the Borough, Deborah McCauley (“McCauley”) concerning entitlement to post-employment benefits; and

WHEREAS, there is presently pending a lawsuit filed in the Superior Court of New Jersey, Monmouth County, Docket Number L-4113-05; and

WHEREAS, representatives of the Borough and McCauley have been engaged in discussions in a good faith attempt to resolve not only this lawsuit but all issues regarding McCauley’s entitlement to post-employment benefits; and

WHEREAS, those negotiations have resulted in a proposed Settlement Agreement that resolves all issues between the parties; and

WHEREAS, the Borough Administrator and the Borough Labor Attorney are satisfied with the terms contained in the aforementioned Settlement Agreement; and

WHEREAS, the Mayor and Borough Council of the Borough of Highlands believe that adoption of this Agreement is in the best interest of the Borough;

NOW THEREFORE BE IT RESOLVED this 16th day of May, 2007 that the Mayor and Borough Clerk are hereby authorized to execute the Settlement Agreement (attached hereto as Exhibit A) on behalf of the Borough of Highlands; and

BE IT FUTHER RESOLVED, that this authorization is contingent upon the signature of McCauley on the settlement agreement and the General Release and Waiver attached to the agreement; and

BE IT FUTHER RESOLVED, that a payment in the amount of \$30,000 is authorized as representing the Borough’s share of the final settlement payment in this matter.

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May 16, 2007

Seconded by Mr. Caizza and adopted on the following roll call vote:

ROLL CALL:

AYES: Mr. Nolan, Miss Thomas, Mr. Caizza, Mr. Urbanski, Mayor O'Neil

NAYES: None

ABSENT: None

ABSTAIN: None

Date: May 16, 2007

NINA LIGHT FLANNERY
Borough Clerk

I hereby certify this to be a true copy of the Resolution adopted by the Governing Body of the Borough of Highlands on May 16, 2007.

BOROUGH CLERK/DEPUTY CLERK