

RESOLUTION NO. 85-15

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

September 28, 2015

A RESOLUTION SETTLING LITIGATION WITH SCOTT J. BUNDY

WHEREAS, the Brick Township Municipal Utilities Authority (hereinafter referred to as the "Authority") has been involved in litigation with Plaintiff, Scott J. Bundy (hereinafter referred to as "S.J.B.") for claims asserted against the Authority and its former Chairman Patrick Bottazzi; and

WHEREAS, the litigation is venued in the Superior Court of New Jersey, Law Division, Civil Part, Ocean County under Docket No. OCN-L-2009-13; and

WHEREAS, the litigation arises out of the employment and termination of S.J.B. with/by the Authority; and

WHEREAS, the Authority's litigation counsel ("Solicitor") in this matter, Dasti, Murphy, McGuckin, Ulaky, Koutsouris and Connors, P.C. advised the Authority of a settlement proposal and the Authority has reviewed the proposed General Release of Claims and Settlement Agreement; and

WHEREAS, the Authority has considered the recommendations of its Solicitor, Insurance Carrier and other professionals representing the Authority in this litigation; and

WHEREAS, the Authority has concluded after reviewing all of the facts that it is in the best interests of the Authority to enter into the settlement agreement with S.J.B.

NOW, THEREFORE, BE IT RESOLVED this 28th day of September, 2015, by the Brick Township Municipal Utilities Authority as follows:

1. The Authority accepts the recommendations of its Solicitor and other professionals with regard to the S.J.B. litigation.
2. The Authority hereby authorizes its Solicitor to execute any and all documents necessary to effectuate the settlement with S.J.B. subject to the terms of the General Release of Claims and Settlement Agreement drafted by the Authority's Solicitor.
3. The Authority authorizes and directs the Chairman, Executive Director, Chief Financial Officer and Secretary to execute any and all necessary documents in order to implement the intent of this Resolution.

4. A copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:

- (a) George Cevasco, Chairman;
- (b) James F. Lacey, CPWM, Executive Director;
- (c) Frank Planko, Chief Financial Officer;
- (d) Jerry J. Dasti, Esquire; and
- (e) Nicholas C. Montenegro, Esquire

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Brick Township Municipal Utilities Authority at a meeting held on the 28th day of September, 2015, a quorum being present and voting in the majority.



Thomas C. Curtis, Asst. Secretary/Treasurer

Prepared by:
**MONTENEGRO, THOMPSON,
MONTENEGRO & GENZ, P.C.**
Brick, NJ 08723