

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

**R-07-205**

**RESOLUTION AUTHORIZING REIMBURSEMENT OF EXPENSES**

**WHEREAS**, a lawsuit entitled “Kovics & Bahrs v. Borough of Highlands and Peter Mullen” was filed challenging the action of the Borough Council in appointing Peter Mullen to the Planning & Zoning Boards of the Borough of Highlands at the January 2007 reorganization meeting, requiring Mr. Mullen to seek independent legal representation; and

**WHEREAS**, in the course of this representation, Mr. Mullen incurred substantial legal expenses in defending this action successfully and retaining his position on both boards; and

**WHEREAS**, it is in the best interests of the Borough of Highlands to safeguard the integrity of its appointments to its respective boards, and to continue to attract talented individuals to serve on a volunteer basis, and therefore wishes to authorize the payment of all reasonable expenses incurred in said defense by Mr. Mullen.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Highlands, that payment of a sum not to exceed \$15,291, be authorized for the aforesaid legal expense, to be paid to Attorney Michael Steib or reimbursed to Peter Mullen in connection with the defense of this matter , subject to review and approval by the Borough Attorney and Chief Financial Officer.

Seconded by Mayor O’Neil and adopted on the following roll call vote:

**ROLL CALL:**

**AYES:** Mr. Nolan, Mrs. Burton, Mr. Caizza, Mr. Urbanski, Mayor O’Neil

**NAYES:** None

**ABSENT:** None

**ABSTAIN:** None

**DATE:** December 19, 2007

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**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 December 19, 2007.

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**BOROUGH CLERK/DEPUTY CLERK**

