

Mr. Francy introduced and offered for adoption the following resolution:

**RESOLUTION NO. R-09-188
BOROUGH OF HIGHLANDS**

**RESOLUTION FOR THE BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH, STATE OF NEW JERSEY
APPROVING SETTLEMENT OF THE MATTER OF
GOLEMAN V. BOROUGH OF HIGHLANDS**

WHEREAS, Mildred Goleman had demanded the removal of a drainage pipe from her property and/or repayment for the services rendered by a contractor for the removal of the drainage pipe; and

WHEREAS, Highlands had agreed to the reimbursement to Goleman for the expense of the removal of the drainage pipe asserted to be part of the Highlands municipal storm water system that was no longer in use; and

WHEREAS, the pipe has been removed, a request for reimbursement made and, in order to avoid the costs of litigation and the inconvenience of pursuing and defending a lawsuit, Goleman and Highlands have agreed to amicably resolve this dispute; and

WHEREAS, the Attorneys for the parties have drafted a Settlement and Release Agreement reflecting the agreement between the parties, and the Agreement has been signed by Goleman;

NOW THEREFORE BE RESOLVED, that the Governing Body of the Borough of Highlands hereby authorizes and directs the Mayor to sign the Settlement and Release Agreement and to have the Chief Financial Officer issue the settlement/reimbursement check to Mildred Goleman.

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

ROLL CALL:

AYES: Mr. Francy, Mrs. Kane, Mr. Caizza, Mr. Urbanski, Mrs. Little

NAYES: NONE

ABSENT: NONE

ABSTAIN: NONE

DATE: October 22, 2009

CAROLYN CUMMINS, 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 October 22, 2009.

BOROUGH CLERK/DEPUTY CLERK

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