

Mr. Gallagher offered the following Resolution and moved on its adoption;

**RESOLUTION AMENDING CONTRACT FOR
PROFESSIONAL LEGAL SERVICES WITH
GREGORY S. BAXTER, ESQ., OF CARUSO & BAXTER, P.A.**

WHEREAS, this Board appointed GREGORY S. BAXTER, ESQ., of Caruso & Baxter, P.A., as the 2008 attorney to the Highlands Zoning Board of Adjustment, and approved his form of contract, all of which actions were taken at the reorganization meeting on January 3, 2008; and

WHEREAS, the State of New Jersey has since directed that attorneys serving governmental entities who are not full-time employees are no longer to be treated as employees for payroll purposes, but rather as independent contractors, as a result of which no deductions (i.e., federal tax, state tax, unemployment, life insurance, pension contribution, or deferred compensation payments) shall be made from the attorneys' salary;

NOW, THEREFORE, BE IT RESOLVED by the Zoning Board of Adjustment of the Borough of Highlands that the attached AMENDMENT TO 2008 ZONING BOARD ATTORNEY CONTRACT be and the same is hereby approved, and the Chairman and Board Secretary are hereby authorized to sign the same;

AND BE IT FURTHER RESOLVED that a copy of this resolution and the attached contract amendment shall be forwarded to the Borough Administrator and CFO to take action in conformance with its terms, effective May 1, 2008.

Seconded by Mr. Francy and adopted on the following roll call vote;

ROLL CALL:

AYES: Mr. Braswell, Mr. Francy, Ms. Ryan, Mr. Fox, Mr. Anthony, Mr. Gallagher,
Mr. Britton

NAYES: None

ABSTAIN: None

DATE: May 1, 2008

CAROLYN CUMMINS, BOARD SECRETARY

I hereby certify this to be a true copy of the Resolution adopted by the Borough of Highlands Zoning Board of Adjustment on a Meeting held on May 1, 2008.

BOARD SECRETARY