

**RESOLUTION 11-24**  
**Commissioners of Fire District No. 1**  
**Franklin Township • Somerset County • New Jersey**  
**Authorizing The Attorney To Execute The Modified Settlement Agreement**

**WHEREAS**, there is currently litigation pending with the Somerset County Superior Court, Law Division, entitled Debra Nelson v. Commissioners of Franklin Township Fire District No. 1, et al., Docket Number SOM-L-2127-09; and

**WHEREAS**, the parties had initially thought they had resolved the matter a few months ago to which the Board of Commissioners authorized the execution of an amicable Settlement Agreement; and



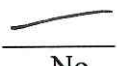
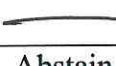








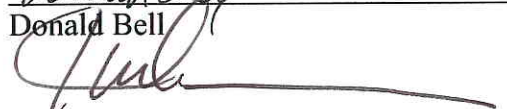

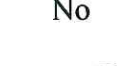
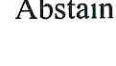
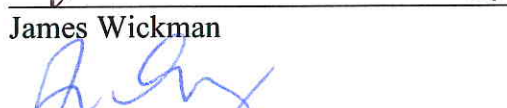
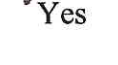
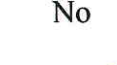

**WHEREAS**, since the authorization of the Board to execute the proposed Settlement Agreement, there has been just one slight modification made to the Agreement; and

**WHEREAS**, based upon this slight modification being made to the Agreement, the Board of Commissioners will now need to formally approve that additional amendment to the subject Settlement Agreement; and

**WHEREAS**, Dominic P. DiYanni, Esq., attorney for this Board, has reviewed the modification to the Agreement, and has reported it to be acceptable; and

**WHEREAS**, the Board is desirous of settling the within action based upon terms and conditions contained in the enclosed Revised Settlement Agreement;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of Franklin Township Fire District No. 1, Somerset County, New Jersey, that it hereby authorizes the appropriate individuals to execute the attached Settlement Agreement on behalf of the Board.

 _____	 Yes	 No	 Abstain
 _____	 Yes	 No	 Abstain
 _____	 Yes	 No	 Abstain
 _____	 Yes	 No	 Abstain
 _____	 Yes	 No	 Abstain

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION APPROVED BY THE BOARD OF FIRE COMMISSIONERS AT ITS PUBLIC MEETING HELD ON JUNE 27, 2011.

  
 \_\_\_\_\_  
 Tim Szymborski, Clerk