

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 21-280**

**A RESOLUTION AUTHORIZING THE SETTLEMENT OF MATTER PENDING
BEFORE THE GOVERNMENT RECORDS COUNCIL ENTITLED
OWOH V. BOROUGH OF RED BANK, GRC NO. 2018-175**

WHEREAS, in or about 2018, the Borough of Red Bank, County of Monmouth, State of New Jersey (the “Borough”), received a request under the Open Public Records Act from Rotimi Owoh, Esq. for the production of certain records pertaining to persons charged with certain violations of law within the Borough; and

WHEREAS, in consultation with the Monmouth County Police Chief’s Association, and the Borough Attorney, and after receiving other outside guidance regarding the potential disruptions to police and court operations arising from the aforementioned OPRA request, the Borough Clerk denied Mr. Owoh’s OPRA request; and

WHEREAS, Mr. Owoh thereafter filed a complaint with the Government Records Council, along with multiple other complaints against Monmouth County municipalities, challenging the municipalities’ denials of his OPRA requests to each of them; and

WHEREAS, Mr. Owoh’s cases were recently adjudicated by the Government Records Council and Mr. Owoh was determined to have been entitled to obtain the requested government records upon submitting his requests to the Borough and all other municipalities; and

WHEREAS, given, the fee-shifting provisions of the Government Records Council regulations, the Borough and Mr. Owoh have compromised and fully and finally settled this matter as to all parties and all issues;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey as follows:

1. That the Governing Body authorizes the full and final settlement of Owoh v. Borough of Red Bank, GRC No. 2018-175, and directs the Borough Administrator and Borough Attorney to administratively execute said settlement; and
2. That the Governing Body does hereby authorize the payment of \$4,275.00 to Rotimi Owoh, Esq. in full and final settlement of Owoh v. Borough of Red Bank, GRC No. 2018-175; and
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Borough Administrator, Borough Attorney, Borough Clerk, and Rotimi Owoh, Esq.

| | Motion | Yes | No | Abstain | Absent |
|------------------------|--------|-----|----|---------|--------|
| Councilman Yassin | Motion | X | | | |
| Councilwoman Triggiano | | X | | | |
| Councilman Ballard | | X | | | |
| Councilman Yngstrom | | X | | | |
| Councilman Zipprich | | X | | | |
| Councilwoman Horgan | Second | X | | | |

Dated: October 20, 2021

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on October 20, 2021.

Pamela Borghi

Pamela Borghi, Municipal Clerk