

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-68**

**RESOLUTION OF THE BOROUGH OF RED BANK, COUNTY OF
MONMOUTH, NEW JERSEY APPROVING AN AMENDMENT TO THE
PROPOSED SETTLEMENT AGREEMENT WITH THE FAIR SHARE
HOUSING CENTER REGARDING THE BOROUGH’S PENDING
DECLARATORY JUDGMENT ACTION**

WHEREAS, on January 25, 2019, by Resolution No.19-25, the Council of the Borough of Red Bank (the “Borough”) authorized approval of a proposed Settlement Agreement between the Borough and the Fair Share Housing Center with respect to the Borough’s Declaratory Judgment Action currently pending before the Monmouth County Superior Court In the Matter of the Application of the Borough of Red Bank, County of Monmouth, Docket No. MON-L-2540, which action was filed in response to the March 10, 2015, New Jersey Supreme Court decision, In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015); and .

WHEREAS, subsequent to Council’s January 25th action, the parties became aware of the need to amend certain language in paragraph 6 of the Settlement Agreement regarding proposed action with respect to the Red Bank Housing Authority, and the Settlement Agreement has been so amended in that regard and presented to Council for review; and

WHEREAS, Council desires to approve the Amended Settlement Agreement to reflect the change to paragraph 6, and authorize its execution and submittal to the Fair Share Housing Center for action.

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

- 1. The Council hereby approves the Amended Settlement Agreement with the Fair Share Housing Center in the pending Declaratory Judgment Action;
- 2. The Mayor, the Borough Administrator, and Borough Clerk, together with all other officers, professionals and employees of the Borough are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Resolution; and
- 3. This Resolution shall take effect immediately.

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

Dated: March 13, 2019

The foregoing resolution is a true and complete copy of a resolution of the Borough adopted at a Governing Body meeting thereof duly called and held on March 13, 2019.

Pamela Borghi

Pamela Borghi, Borough Clerk