

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 19-164**

**A RESOLUTION AUTHORIZING THE SETTLEMENT OF MATTER PENDING
BEFORE THE GOVERNMENT RECORDS COUNCIL ENTITLED
HOPKINS V. BOROUGH OF RED BANK, GRC NO. 2014-46**

WHEREAS, in or about 2014, the Borough of Red Bank, County of Monmouth, State of New Jersey (the “Borough”), received a request under the Open Public Records Act from Shawn Hopkins for the production of certain information and photographs pertaining to the Borough’s required inspections of private properties under the County Tax Board’s Assessment Demonstration Program; and

WHEREAS, in consultation with the Borough’s Tax Assessor, and after receiving the County Tax Board’s county-wide guidance regarding privacy concerns pertaining to the aforementioned OPRA request, the Borough Clerk denied Mr. Hopkins’ OPRA request; and

WHEREAS, thereafter in 2014, Mr. Hopkins 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. Hopkins’ cases were recently adjudicated by the Government Records Council and Mr. Hopkins 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. Hopkins 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 Hopkins v. Borough of Red Bank, GRC No. 2014-46, 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 \$1,320.00 to Shawn Hopkins in full and final settlement of Hopkins v. Borough of Red Bank, GRC No. 2014-46; and
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Borough Administrator, Borough Attorney, Borough Clerk, and Shawn Hopkins.

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

Dated: June 19, 2019