

June 12, 2024

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

RESOLUTION 2024-135

**RESOLUTION AUTHORIZING CONTINUATION OF PENDING LITIGATION
BEFORE THE SUPERIOR COURT OF NEW JERSEY, MONMOUTH COUNTY
ENTITLED IN THE MATTER OF THE BOROUGH OF BRADLEY BEACH, ET AL.,
DOCKET NO. MON-L-1100-21**

Mayor Fox offered the following Resolution and moved its adoption:

WHEREAS, the Borough of Bradley Beach, County of Monmouth, State of New Jersey (the “Borough”) filed a litigation entitled *In the Matter of the Borough of Bradley Beach, et al. – Docket No. MON-L-1100-21* (the “Action”), seeking a Judgement of Compliance and Repose in connection with the Borough’s constitutional obligation to provide reasonable opportunities for the development of affordable housing within the Borough; and

WHEREAS, the Borough has been diligently pursuing the Action with the court-appointed special master, as well as negotiating with Fair Share Housing Corporation in order to obtain a Judgement of Compliance and Repose in the Action; and

WHEREAS, notwithstanding the adoption of new affordable housing legislation by the Legislature, the Borough’s particular circumstances in the Action warrant the continuation of the Action through the entry of a Judgement of Compliance and Repose;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Bradley Beach, County of Monmouth, State of New Jersey that the Governing Body authorizes the continuation of the matter entitled *In the Matter of the Borough of Bradley Beach, et al. – Docket No. MON-L-1100-21* by the Borough’s Affordable Housing Attorney through the entry of a Judgement of Compliance and Repose; and

BE IT RESOLVED that a certified copy of this resolution be forwarded to the Borough Administrator, Borough Attorney, and Borough Affordable Housing Attorney.

Seconded by Councilperson _____ and adopted upon the following vote:

	AYES	NAYS	ABSTAIN	ABSENT
Ms. DeNoble				
Mr. Gubitosi				
Ms. Mahoney				
Mr. Weber				
Mayor Fox				

CERTIFICATION

I, Erica Kostyz, Municipal Clerk, Borough of Bradley Beach, Monmouth County, New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Governing Body at the June 12, 2024 Council Business Meeting.

Erica Kostyz, RMC, CMR
Municipal Clerk