

**BOROUGH OF WEST WILDWOOD
COUNTY OF CAPE MAY**

RESOLUTION 2020-055

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF WEST WILDWOOD, IN THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY, AUTHORIZING THE SETTLEMENT AGREEMENT BETWEEN THE BOROUGH OF WEST WILDWOOD AND FAIR SHARE HOUSING CENTER

WHEREAS, in compliance with the New Jersey Supreme court’s decision in In re Adoption of N.J.A.C. 5:96 and 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015), on or about April 2, 2019, the Borough filed an action with the Cape May County Superior Court of New Jersey, entitled In the Matter of the Application of the Borough of West Wildwood, County of Cape May, Docket No. CPM-L-130-19, seeking a Judgment of Compliance and Repose approving its Affordable Housing Plan in addition to related reliefs; AND

WHEREAS, the Borough of West Wildwood and the Fair Share Housing Center have reached a settlement to resolve the pending litigation, a copy of the Settlement Agreement is incorporated herein as if set forth at length; and

WHEREAS, the Borough of West Wildwood Mayor and Commissioners reviewed the proposed Settlement Agreement, find the settlement to be in the best interest of the Borough of West Wildwood, and recommend that same be accepted and executed.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, State of New Jersey, that the settlement is approved and authorizes the Mayor to execute same; and the Borough Solicitor and the Special Affordable Housing Counsel are authorized to execute any agreements, releases or documents to be filed with the Court and take all actions reasonable and necessary to secure an Order approving the Settlement Agreement; and work towards securing judicial approval of the Borough’s Fair Share Plan.

BE IT RESOLVED, that the Borough hereby authorizes its professionals to take any all actions reasonable and necessary to secure a Final Round 3 Judgment of Compliance and Repose to maintain the Borough’s immunity from any Mount Laurel lawsuits.

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden	X		X			
Commissioner Amy Korobellis		X	X			

I, **Donna L. Frederick, RMC, Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a Resolution adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regular Meeting** held on **July 1, 2020**.



Donna L. Frederick, RMC
Municipal Clerk