



**Borough of Manville
Resolution #2024-47**

**RESOLUTION
AUTHORIZING SETTLEMENT OF LITIGATION
IN THE CASE**

BOROUGH OF MANVILLE, PLAINTIFF v. FRANCIS P. LINNUS, DEFENDANT

WHEREAS, the parties to the Litigation captioned as Borough of Manville, Plaintiff v. Francis P. Linnus, Defendant, Docket # SOM-L-000588-21, New Jersey Superior Court, Law Division, Somerset County, have reached a mutually satisfactory Settlement of that Litigation; and

WHEREAS, the Mayor and Council have previously met in closed session and reviewed the proposed settlement terms, and in consultation with Special Litigation Counsel Peter A. Ouda Esq., the Borough Attorney, and the Labor Attorney, have concluded that acceptance of the proposed Settlement terms is in the best interests of the Borough of Manville;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Manville, in the County of Somerset, State of New Jersey, as follows:

1. That the settlement providing for the payment of \$40,000.00 from Defendant Francis P. Linnus to Plaintiff Borough of Manville is hereby approved, consistent with the terms of the General Release, the terms and provisions of which are hereby incorporated in this Resolution, which General Release is annexed to and made a part of this Resolution; and be it further resolved
2. That upon receipt of said \$40,000.00 sum from Defendant Linnus, the Borough Chief Financial Officer is hereby directed to place the Net proceeds in a budget account to be dedicated to public safety expenses, subject to further action by the Mayor & Council directing the use of said funds; and be it further resolved

2. That the Mayor and Municipal Administrator, in consultation with the Special Litigation Counsel and the Borough Attorney, are hereby authorized and directed to execute the attached General Release, and such other documents as may be necessary to effectuate the intent of this Resolution.

Richard M. Onderko

Richard M. Onderko
Mayor

I HEREBY CERTIFY that the foregoing Resolution was adopted by the Borough Council of the Borough of Manville, County of Somerset, State of New Jersey at a Special Meeting held at 325 No. Main St. Manville, NJ. on February 26, 2024.

ATTEST:

Traci Dillingham
Traci Dillingham
Acting Borough Clerk

Introduced	Seconded	Council	Yes	No	Abstain	Absent
		Agans	✓			
	✓	Camacho	✓			
✓		DeVito	✓			
		Madak	✓			
		Puia	✓			
		Skirkanish	✓			
		Onderko				