**RESOLUTION NO. 2017 – 9.1**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE execution OF A settlement agreement with FLARLAS, LLC IN THE MATTER ENTITLED BOROUGH OF BLOOMINGDALE V. FLARLAS, LLC, Docket No. PAS-L-17-08**

 **WHEREAS**, the Borough of Bloomingdale has been involved in litigation with Flarlas, LLC in the matter entitled Borough of Bloomingdale v. Flarlas, LLC, Docket No. PAS-L-17-08; and

 **WHEREAS**, the Borough of Bloomingdale and Flarlas, LLC have been working toward an amicable resolution of the matter between the parties; and

 **WHEREAS,** the Borough of Bloomingdale and Flarlas, LLC have come to an agreement as to terms and conditions of settlement; and

 **WHEREAS,** the Governing Body has been apprised of the terms and conditions of settlement and have agreed to a settlement of the matter in accordance with those terms and conditions; and

 **WHEREAS,** the Borough of Bloomingdale and Flarlas, LLC hereby acknowledge and agree that the terms and conditions have been reduced to a written Settlement Agreement to be executed by both parties in order to fully effectuate settlement of this matter between the parties.

 **NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey as follows:

1. The Mayor and Borough Council hereby approve of the proposed Settlement Agreement between the Borough of Bloomingdale and Flarlas, LLC.
2. The Borough of Bloomingdale hereby authorizes the Mayor and Borough Clerk to take whatever steps necessary to finalize a Settlement Agreement with Flarlas, LLC in the matter entitled Borough of Bloomingdale v. Flarlas, LLC, Docket No. PAS-L-17-08.

This Resolution shall take effect immediately.

**Record of Council Vote on Passage**

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| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Councilman | aye | nay | Abstain | Absent | Councilman | aye | nay | Abstain | Absent |
| Sondermeyer | X |  |  |  | Dellaripa | X |  |  |  |
| D’Amato | X |  |  |  | Costa | X |  |  |  |
| Hudson | X |  |  |  | Yazdi | X |  |  |  |

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the

Borough of Bloomingdale at an Official Meeting held on Tuesday, September 5, 2017

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Jane McCarthy, R.M.C.

Municipal Clerk, Borough of Bloomingdale