

TOWNSHIP OF MAPLEWOOD



RESOLUTION NO. 110-15

RESOLUTION AUTHORIZING LITIGATION AND THE RETAINING OF AN EXPERT WITH REGARD TO THE TOWNSHIP OF MAPLEWOOD'S AFFORDABLE HOUSING OBLIGATIONS

WHEREAS, the Township of Maplewood ("Township") Affordable Housing Committee ("Committee") met on May 11, 2015; and

WHEREAS, Jeffrey R. Surenian, Esq., Special Counsel on Affordable Housing, ("Mr. Surenian") made a presentation to the Committee; and

WHEREAS, Mr. Surenian gave a detailed analysis of the recent New Jersey Supreme Court decision in the Committee on Affordable Housing Appeal ("COAH"); and

WHEREAS, Mr. Surenian recommended a course of action which included authorizing the filing of a Declaratory Judgment action in the Superior Court of New Jersey, Law Division, Essex County, between June 8, 2015 and July 8, 2015, in order to preemptively deter Builder's Risk lawsuits; and

WHEREAS, Mr. Surenian also recommended that the Township participate in the retention of an expert, Robert W. Burchell, PhD, to develop Affordable Housing calculations; and

WHEREAS, the Committee unanimously voted to authorize Mr. Surenian to file a Declaratory Judgment action and to retain Dr. Burchell.

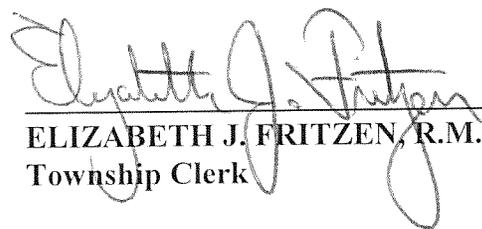
NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey that:

1. Jeffrey R. Surenian, Esq. be and is hereby authorized to proceed with a Declaratory Judgment action as set forth above on behalf of the Township of Maplewood.

2. The Township of Maplewood agrees to retain Robert W. Burchell, PhD as an expert in connection with the proposed litigation at a cost not to exceed \$2,000.00.

I, Elizabeth J. Fritzen, Township Clerk of the Township of Maplewood, in the County of Essex and State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey, at a regular meeting of said Committee held on May 19, 2015.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Township of Maplewood in the County of Essex and State of New Jersey, on this 19th day of May 2015.


ELIZABETH J. FRITZEN, R.M.C.
Township Clerk