

**RESOLUTION 2015-172**

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROVING AND AUTHORIZING EXECUTION OF A CONFIDENTIAL SEPARATION AGREEMENT WITH PETER FRATE, SR.**

**WHEREAS**, Peter Frate, Sr., was suspended by the Township of Barnegat without pay on or about December 19, 2014, pending an investigation; and

**WHEREAS**, Peter Frate, Sr., and the Teamsters Local No. 35 have indicated to the Township of Barnegat that Mr. Frate desires to tender his resignation in good standing to the Township of Barnegat; and

**WHEREAS**, on or about June 4, 2015 the parties did reach an agreement to resolve all matters in difference concerning the employees employment, suspension and separation, the terms of which were reduced to a Confidential Separation Agreement executed by the parties on that date; and

**WHEREAS**, the Confidential Separation Agreement has been made specifically contingent upon the consideration and acceptance of same by the Township Committee of the Township of Barnegat; and

**WHEREAS**, the Township finds that the proposed Confidential Separation Agreement is acceptable and in the long-term best interests of the Township and its taxpayers; and

**WHEREAS**, the form of the Confidential Separation Agreement, has been reviewed by the Township's administrative and professional staff, and found to be acceptable as to form and content:

**NOW, THEREFORE, BE IT RESOLVED**, this 8<sup>th</sup> day of June, 2015, by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

1. The Township accepts the recommendations of its professional staff and approves the Agreement.

2. The Township authorizes and directs the Mayor, Township Administrator and Township Clerk to execute any and all necessary documents, including the Confidential Separation Agreement, in order to implement the intent of this Resolution.

3. A certified copy of this Resolution shall be forwarded by the Township Clerk to the following:

- (a) Honorable Susan McCabe, Mayor;
- (b) David Breeden, Township Administrator;
- (c) Jerry J. Dasti, Esq.;
- (d) Daniel A. Kreiser, President Teamsters Local 35; and
- (e) Mr. Peter Frate, Sr.

**CERTIFICATION**

I certify that the foregoing Resolution was duly adopted by the Township Committee of the Township of Barnegat at a regular meeting held on June 8, 2015, a quorum being present and voting in the majority.

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**MICHELE A. RIVERS**, Township Clerk

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,  
CHERKOS & CONNORS  
Forked River, New Jersey 08731