

RESOLUTION 2018 - 135

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING SOUTH BRUNSWICK CHIEF RAYMOND HAYDUCKA TO SERVE AS HEARING OFFICER WITH REGARD TO CERTAIN EMPLOYMENT MATTERS INVOLVING THE TOWNSHIP OF BARNEGAT.

WHEREAS, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey (hereinafter referred to as the “Township”) has advised an employee of the Township’s intention to discipline the employee; and

WHEREAS, the employee has invoked the provisions of N.J.S.A. 40A:14-147, *et seq.*, which requires an internal hearing before discipline is imposed; and

WHEREAS, the invocation of the employee’s statutory right to an internal hearing requires the Township to appoint a hearing officer to carefully consider all of the evidence; and

WHEREAS, the Township has selected South Brunswick Chief of Police Raymond Hayducka, to serve as the hearing officer in this matter; and

WHEREAS, Chief Hayducka is a municipal Chief of Police in good standing with sufficient credentials and has confirmed his willingness to serve as the hearing officer for this matter.

NOW, THEREFORE, BE IT RESOLVED this 3rd day of April, 2018 by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey as follows:

1. South Brunswick Chief of Police Raymond Hayducka is hereby appointed as hearing officer for the Township of Barnegat at an hourly rate not to exceed

\$175.00 per hour with regard to the pending employment related grievance filed by an employee of the Township.

2. The Township Committee hereby authorizes and directs the Mayor, Township Administrator and Township Clerk to execute any and all necessary documents, including a contract for legal services, to be prepared by Chief of Police Raymond Hayducka.

3. Award of contract is made to Chief of Police Raymond Hayducka based on the merits and abilities of Chief of Police Raymond Hayducka. This contract award is not made through the “fair and open process” pursuant to N.J.S.A. 19:44A-20.4 *et seq.* This contract is not anticipated to exceed \$17,500.00. Should the contract exceed \$17,500.00, then Chief of Police Raymond Hayducka shall certify to the Township that neither he, his subsidiaries, assigns or principals have made any contribution that is reportable pursuant to the Election Law Enforcement Commission, pursuant to N.J.S.A. 19:44A-8 or N.J.S.A. 19:44A-16 within one (1) year preceding the award of this contract.

4. That a copy of the necessary notice shall be published in an official newspaper as required by law within ten (10) days of the date hereof.

5. A copy of this Resolution will be forwarded by the Township Clerk to the following:

- (a) Honorable Frank Caputo, Mayor;
- (b) Martin Lisella, Township Administrator;
- (c) Sean Kean, Esquire;
- (d) Tom Lombarski, CFO, Township of Barnegat; and
- (e) South Brunswick Chief of Police Raymond Hayducka.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on April 3, 2018, a quorum being present and voting in the majority.

MICHELE RIVERS, RMC, TOWNSHIP CLERK

Prepared by:

**THE LAW OFFICES OF
SUSAN MCCABE**

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