

**RESOLUTION NO. 2024 – 71**

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AUTHORIZING SETTLEMENT AGREEMENT  
BETWEEN THE TOWNSHIP, R. WILKINSON &  
SONS CONSTRUCTION, INC. AND THE  
GOLDSTEIN PARTNERSHIP/OMDEX, INC.**

**WHEREAS**, the Township of Barnegat, County of Ocean, State of New Jersey (the “Township”) has had ongoing issues at the Department of Public Works building and finalizing the punch list items at the project; and

**WHEREAS**, the Township has negotiated a Settlement Agreement between the Architect, The Goldstein Partnership and Eliot Goldstein and his sub contracts Omdex, Inc., and the General Contractor, R. Wilkinson & Sons Construction, Inc.; and

**WHEREAS**, the Township has found it necessary and appropriate to authorize settlement without the need for costly litigation; and

**WHEREAS**, the Settlement Agreement is on file in the office of the Township Clerk and can be viewed during normal business hours; and

**NOW, THEREFORE, BE IT RESOLVED** on this 1<sup>st</sup> day of January 2024 by the Mayor and the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey as follows:

1. The Township hereby authorizes execution of the Settlement Agreement with regard to this matter. A copy of same will be on file in the office of the Township Clerk and can be viewed during normal business hours.

2. The Mayor, Township Administrator, Township Clerk, Township Attorney, and any other appropriate individual are authorized to execute any documents necessary 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) Mayor Joseph Marte
- (b) Martin Lisella, Township Administrator
- (c) Tom Lombarski, CFO
- (d) Kurt Otto, PE, Township Engineer
- (e) Christopher J. Dasti, Esq., Township Attorney

**CERTIFICATION**

I, Donna M. Manno, Municipal Clerk, of the Township of Barnegat, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Township Committee at their Reorganization meeting held in the Municipal Complex, 900 West Bay Avenue, Barnegat, NJ on the 1<sup>st</sup> day of January, 2024

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Donna M. Manno, RMC  
Municipal Clerk