

**A RESOLUTION AUTHORIZING A SETTLEMENT AGREEMENT
BETWEEN THE TOWNSHIP OF NORTH BRUNSWICK
AND CENTURY INDEMNITY COMPANY**

WHEREAS, Century Indemnity Company, successor to CCI Insurance Company, successor to the Insurance Company of North America (“Century”) issued liability insurance policy no. GSA 1570 to the Township for the period November 1, 1965 to November 1, 1968; and

WHEREAS, Environmental Contamination has been identified at and in the vicinity of the North Brunswick Township High School property and surrounding property (the “Property”) allegedly due to the past operation of a municipal landfill on the Property; and

WHEREAS, the Township has incurred costs and attorney’s fees for the investigation and remediation of Environmental Contamination at the Property and for claims relating to the Property by the New Jersey Department of Environmental Protection, and claims by and against other potentially responsible parties, including Bristol-Myers Squibb and the North Brunswick Board of Education; and

WHEREAS, The Township sought insurance coverage from Century and other insurers for its liabilities and costs incurred relating to the Property and claims relating to the Property; and

WHEREAS, the Township and Century now desire finally and completely to resolve, compromise, and settle their differences and claims relating to the Property as set forth in the proposed Settlement Agreement; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of North Brunswick, Middlesex County, New Jersey, that the Settlement Agreement between the Township of North Brunswick and Century Indemnity Company in substantially the form of the Settlement Agreement presented thereto, be and is hereby authorized and approved; and

BE IT FURTHER RESOLVED, that the Mayor, and the Township Clerk, are hereby authorized to execute said Settlement Agreement and to execute any and all further documents necessary to effectuate the settlement of this matter.

Justine Progebin
Business Administrator

Jacob S. Grouser, Esq.
Special Environmental Counsel
Certified as to Form

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
MARY HUTCHINSON				
BOB DAVIS				
CARLO SOCIO				
RALPH ANDREWS				
AMANDA GUADAGNINO				
RAJESH MEHTA				
MAYOR WOMACK				

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of North Brunswick at the meeting duly held on the 19th day of August 2024.

Lisa Russo, Township Clerk