

July 1 , 2025

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

RESOLUTION 2025-236

**RESOLUTION AUTHORIZING THE SETTLEMENT OF PENDING LITIGATION
BEFORE THE SUPERIOR COURT OF NEW JERSEY, MONMOUTH COUNTY
ENTITLED HINGSTON v. BOROUGH OF BRADLEY BEACH,
DOCKET NO. MON-L-3790-24**

Mayor Gubitosi offered the following Resolution and moved its adoption:

WHEREAS, on or about November 12, 2024, a Complaint was filed against the Borough of Bradley Beach, County of Monmouth, State of New Jersey (the “Borough”) by Bradley Beach Police Officer Christopher Hingston, entitled *Hingston v. Borough of Bradley Beach – Docket No. MON-L-3790-24* (the “Action”), wherein it is alleged that the Borough’s prior administration failed to pay required military pay differential to plaintiff-employee, and further failed to provide certain benefits to plaintiff-employee, in violation of law; and

WHEREAS, the Borough denied the allegations and claims made in the Action; and

WHEREAS, the Borough’s current administration finds it to be in the best interests of the taxpayers of the Borough and the plaintiff-employee that the Action be fully and finally settled;

WHEREAS, the Chief Financial Officer has reviewed the Settlement Agreement and determined that the proposed back-payment of plaintiff-employee’s military differential pay is true and accurate, and has issued a Certificate of Available Funds therefor;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Bradley Beach, County of Monmouth, State of New Jersey, hereby authorizes the full and final settlement of *Hingston. v. Borough of Bradley Beach – Docket No. MON-L-3790-24*, and directs the Borough Administrator to execute the Settlement Agreement and in accordance therewith, make the back-payment of military differential pay pursuant thereto; and

BE IT FURTHER RESOLVED that a copy of this Resolution, together with the executed Settlement Agreement, shall be filed with the Municipal Clerk, and forwarded to the Borough Administrator, Borough CFO, Borough Attorney, Labor Attorney, and JIF Defense Counsel.

Seconded by Councilperson _____ and adopted upon the following vote:

AYES NAYS ABSTAIN ABSENT

Ms. DeNoble
Ms. Greenblatt
Mr. Nowicki
Mr. Weber
Mayor Gubitosi

**I hereby certify that legally appropriate funds are available in the following account:
5-01-25-240-000-101 for the Settlement of Hingston v. Borough of Bradley Beach – Docket
No. MON-L-3790-24 in an amount of \$122,903.37 (One Hundred and Twenty-Two
Thousand Dollars 37/100).**

CHIEF FINANCIAL OFFICER CERTIFICATION

Jeanette M. Larrison, Interim Chief Financial Officer

CERTIFICATION

I, Erica Kostyz, Municipal Clerk, Borough of Bradley Beach, Monmouth County, New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Governing Body at the July 1, 2025 Council Business Meeting.

Erica Kostyz, RMC, CMR
Municipal Clerk