

BOROUGH OF RARITAN
Planning Board Executive Session
MINUTES
October 25, 2017

The Board motioned into Executive Session at 7:55 p.m. An announcement was made that the session was being held in order to discuss matters of pending litigation.

The Board Attorney explained that a lawsuit had been filed against the Borough, the Planning Board and JMF Developers by the Fair Share Housing Center in an attempt to revoke immunity and void the approval in response to the number of affordable units. She provided an update on the status of negotiations between and among the parties and advised that the Borough and the applicant could settle by way of Consent Order. Ms. Rubright announced that a global settlement had been reached on Tuesday given JMF Developers' agreement to provide twenty affordable units rather than six. She explained that the lawsuit was being dismissed based on several conditions but that it had to come back before the Planning Board for approval on the nature of the settlement.

Mayor McMullin spoke at length to the court proceedings.

Mr. Cunningham asked about the associated costs. A brief discussion ensued about how the FSHC is funded.

Potential dates for a Whispering Woods Hearing were discussed.

Motion by Mayor McMullin, **seconded** by Mr. Gausz and unanimously carried to conclude Executive Session at 8:29.

ROLL CALL

Aye: Mayor McMullin, Councilman Bray, Mr. Cunningham, Mr. Gausz, Ms. Thomas, Mr. DeCicco, Mr. Fortkus, Ms. Goetsch

Nay:

Abstain:

Respectfully submitted,



Nancy Probst, Planning Board Secretary

APPROVED 11.29.17