



Board of Chosen Freeholders

Approved as to Form and Legality

Date Adopted

Committee

February 21, 2018

Administrative

Michael M. Mulligan, Esq.
Salem County Counsel

RESOLUTION RESERVING ALL RIGHTS AND AUTHORIZING A PROPER DEFENSE OF ALL CLAIMS, AND APPOINTMENT OF AN ARBITRATOR, RESPECTING THE SALEM COUNTY COURTHOUSE FACILITY LAWSUIT BROUGHT BY THE NEW JERSEY JUDICIARY, CUMBERLAND/GLOUCESTER/SALEM VICINAGE

WHEREAS, a lawsuit has been brought by the New Jersey Judiciary ("Judiciary") to compel arbitration of its claims respecting the suitability of the Salem County Courthouse facility to serve as a venue for the Judiciary's operations; and

WHEREAS, the Hon. Ronald Bookbinder, A.J.S.C. for Burlington County has lawfully ordered the Board of Chosen Freeholders ("Board") to participate in a summary arbitration proceeding in lieu of the court proceeding according to a lengthy regular method; and

WHEREAS, with advice of legal counsel, the Board determines that the fairest method of resolving the contest at arbitration is to select an arbitrator and task that arbitrator to consult with an arbitrator selected by the Judiciary, in connection with the appointment of a third "neutral" arbitrator; the arbitrators' panel that shall adjudicate the controversy;

WHEREAS, all rights, entitlements and interests are intended not to be waived and they are specifically reserved unto itself by this Board;

NOW, THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Salem as follows:

- a. That John Jordan, Esq., attorney at law in Pennsville, New Jersey is selected as the Board's arbitrator to adjudicate the controversy.
- b. Upon the joint selection of a neutral arbitrator by Mr. Jordan and the arbitrator selected by the Judiciary, the County of Salem shall participate in the arbitration proceeding as ordered by the Hon. Ronald Bookbinder, A.J.S.C.
- c. Any and all of the County's rights, entitlements and interests are not waived and they are specifically reserved unto itself by this Board.

MELISSA L. DECASTRO, Freeholder Director
Board of Chosen Freeholders

I hereby certify the foregoing to be a true resolution adopted by the Board of Chosen Freeholders of the County of Salem on February 21, 2018.


STACY L. PENNINGTON
Deputy Clerk of the Board

RECORD OF VOTE

FREEHOLDER	AYE	NAY	ABSTAIN	ABSENT	RESOLUTION MOVED	RESOLUTION SECONDED
L. Ware	✓					✓
C. Hassler	✓				✓	
B. Laury	✓					
S. Griscom				✓		
M. DeCastro	✓					

✓ Indicates Vote

Department Initials _____