

R2025-24

**A RESOLUTION OF THE TOWN COUNCIL, TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING SETTLEMENT IN THE AMOUNT OF \$5,000.00 IN THE MATTER OF CALDWELL V. TOWN OF PHILLIPSBURG**

**WHEREAS**, the Town is a defendant in a denial of access complaint filed in the Superior Court of New Jersey captioned **Derrick Caldwell v. Town of Phillipsburg and bearing Docket No.: WRN-L-357-24**; and

**WHEREAS**, the litigation commenced pursuant to the New Jersey Civil Rights Act based upon the revocation of the Plaintiff's certificate of occupancy for his home on the grounds that it was an unsafe structure and has been converted from its approved mode of use to that of an illegal boarding house; and

**WHEREAS**, upon being served with the lawsuit, the Town denied the allegations set forth in the complaint and vigorously defended against the same.

**WHEREAS**, the Parties have reached a settlement which will fully and finally dispose of the litigation; and

**WHEREAS**, the Town Council believes it is in the best interest of the town to fully and finally resolve all issues without need for further appeal.

**NOW THEREFORE IT BE RESOLVED** by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that payment in the amount of \$5,000.00 is hereby authorized and directed to be made to Plaintiff or to Plaintiff's Counsel in exchange for a full and complete dismissal of litigation commenced against the Town of Phillipsburg.

**BE IT FURTHER RESOLVED** that the Mayor is hereby authorized and directed to execute a settlement agreement as prepared by the Town's Counsel reflecting same.

**CERTIFICATION**

I, Susan Turner, Acting Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Town Council at their January 13, 2026 meeting.



Susan Turner  
Acting Municipal Clerk

