

RESOLUTION NO. 28-22

COUNTY OFFICIAL'S INDEMNIFICATION SUBJECT TO A RESERVATION OF RIGHTS, PURSUANT TO THE JULY 7, 1982 BOARD OF CHOSEN FREEHOLDERS RESOLUTION

WHEREAS, the OCEAN COUNTY INSURANCE FUND COMMISSION (hereinafter "OCIFC") is duly constituted as an Insurance Commission pursuant to N.J.S.A. 40A:10-6 et seq.; and

WHEREAS, pursuant to N.J.S.A. 59:10-4, the COUNTY OF OCEAN authorized the indemnification of Freeholders, County Officials, appointees or employees of the County of Ocean by way of Resolution dated July 7, 1982, against any claims, losses, expenses, judgments fines and amounts paid in settlements incurred with such actions, subject to a Reservation of Rights; and

WHEREAS, in the matter of Office of Attorney Ethics v. William Scharfenberg, Esq. Docket No. XIV-2022-0136E, Assistant County Prosecutor Scharfenberg is entitled to the benefits of such indemnification and has engaged Fredric L. Shenkman, Esquire, Cooper Levenson, 1125 Atlantic Avenue, Third Floor, Atlantic City, NJ 08401, to represent him in this matter; and

WHEREAS, in the matter of Supreme Court of New Jersey District VII Ethics Investigation Juan Pastrana v. William M. Porter, Docket No. VII-2022-0011E, Assistant Prosecutor William M. Porter is entitled to the benefits of such indemnification and has engaged Fredric L. Shenkman, Esquire, Cooper Levenson, 1125 Atlantic Avenue, Third Floor, Atlantic City, NJ 08401, to represent him in this matter: and

WHEREAS, in the matter Pine v. County of Ocean, et.al., US District Court Docket # 3:22-CV-02760-FLW-DEA, Joseph H. Vicari as a Defendant, is entitled to the benefits of such indemnification and has engaged Albert H. Wunsch, III Esquire, 400 Sylvan Avenue, Englewood Cliffs, NJ 07632 to represent him in this matter; and

NOW THEREFORE BE IT RESOLVED that the Commissioners of the OCIFC hereby acknowledge and agree to indemnify William Scharfenberg, William M. Porter and Joseph H. Vicari in these matters, subject to a Reservation of Rights, pursuant to the July 7, 1982 Board of Chosen Freeholders Resolution.

ADOPTED by THE OCEAN COUNTY INSURANCE FUND COMMISSION at a properly noticed meeting held on June 16, 2022.

ADOPTED:

BY: 

MICHAEL J. FIURE, VICE CHAIRPERSON

ATTEST:

Michelle L. Gunther
MICHELLE GUNTHER, COMMISSIONER