

RESOLUTION NO. 142-2015
AUTHORIZING AN AMENDMENT AND RENEWAL
OF THE SHARED SERVICES AGREEMENT WITH THE
BOROUGH OF OCEANPORT FOR MUNICIPAL COURT FACILITIES

Councilmember Leckstein introduced and offered the following resolution for its adoption; seconded by Councilmember Kelly:

WHEREAS, the "Shared Services and Consolidation Act" at N.J.S.A. 40A:65-1 et. seq. allows a local unit to enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units; and

WHEREAS, N.J.S.A. 2B:12-1 allows two or more municipalities to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts and to agree to appoint the same persons as certified court administrator without establishing a joint municipal court; and

WHEREAS, effective on March 1, 2010, the Borough of Sea Bright entered into an shared services agreement with the Borough of Oceanport for municipal court services; and

WHEREAS, the Borough of Sea Bright is desirous of renewing and amending the existing shared services agreement with the Borough of Oceanport for an additional three (3) year term; and

WHEREAS, the amendment contemplates the extension of the agreement by Resolution for additional terms of three (3) years not to exceed fifteen (15) additional years to the year 2031; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright that they hereby authorize an Amendment to the March 1, 2010 Shared Services Agreement ("agreement") for Municipal Court services between the Borough of Oceanport and the Borough of Sea Bright that incorporates the following additional terms and conditions:

1. The agreement dated November 16, 2009, is hereby extended for a period of three additional years from the original date of termination. The new termination date is February 28, 2019.
2. The annual rate for the services referenced in the original agreement and initial extension had totaled \$78,000. That annual amount shall be reduced to \$73,500 for the first year of this Amendment.
3. For the term of this Amendment and extension, a 2% annual increase shall be added to the base rate from the prior year. This adjustment shall take place on January 1st of each new year during the three year extension referenced in paragraph one.
4. All other terms and conditions contained in the original Shared Services Agreement or any prior extensions thereto not modified by this Amendment shall remain in full force and effect.

BE IT FURTHER RESOLVED, that the Governing Body of the Borough of Sea Bright, State of New Jersey, County of Monmouth, hereby authorize and agree to the above referenced terms and conditions of this Amendment by and between the Borough of Oceanport located at 315 East Main Street, State of New Jersey, County of Monmouth which shall be dated October 6, 2015, and authorize the Mayor to sign said Amendment.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

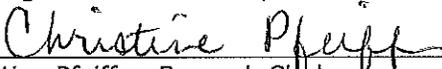
1. Borough of Oceanport
2. Borough of Sea Bright CFO
3. Sea Bright Municipal Court
4. Sea Bright, Chief of Police

Vote:	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	Yes	Yes	Yes	Yes

October 6, 2015

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that this is a true copy of a resolution approved by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on October 6, 2015.



Christine Pfeiffer, Borough Clerk