

RESOLUTION NO. 2009-537

RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING FOUR (4) PERSONS TO SERVE AS THE MEDIATION TEAM PURSUANT TO N.J.A.C. 5:96-4.1 IN RESPONSE TO THE OBJECTIONS FILED TO THE TOWNSHIP'S PETITION FOR SUBSTANTIVE CERTIFICATION WITH THE COUNSEL ON AFFORDABLE HOUSING

WHEREAS, the Township of Barnegat, County of Ocean, State of New Jersey (hereinafter referred to as the "Township") has filed a petition for substantive certification with the Council on Affordable Housing ("COAH"); and

WHEREAS, COAH has received three (3) objections within the 45-day comment period to the petition; and

WHEREAS, pursuant to the provisions of N.J.A.C. 5:96-1.1 the Township must designate representatives to negotiate on behalf of the Township in conjunction with the mediation process, pursuant to the provisions of N.J.A.C. 5:96-3.7:

NOW, THEREFORE, BE IT RESOLVED, this 17th day of August, 2009 by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

1. The Township hereby designates Andrew Bayer, Esquire, Mayor Jeffrey Melchiondo, Ken Matthews, Chairman of the Barnegat Township Planning Board, and Barnegat Township Administrator, David Breeden, to serve as the Mediation Committee in conjunction with the objections filed to the Township's petition for substantive certification with COAH.

**DASTI, MURPHY
McGUCKIN, ULAKY,
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD
P.O. BOX 1057
FORKED RIVER, N.J. 08731

2. The aforementioned Township representatives are hereby authorized to negotiate on behalf of the Township, the Mayor and/or Township Administrator and are authorized to execute any written agreements reached during the mediation, on behalf of the Township.

3. The Township authorizes and directs the Mayor, Township Clerk and Township Administrator to execute any and all necessary documents in order to implement the intent of this resolution.

4. A certified copy of this resolution shall be forwarded by the Township Clerk to the following:

- (a) Honorable Jeffrey Melchiondo, Mayor;
- (b) David Breeden, Administrator;
- (c) Andrew Bayer, Esquire;
- (d) Kenneth Matthews, Planning Board Chairman;
- (e) Cynthia Rahn, Director of Planning;
- (f) John Hess, P.E., P.P., C.M.E.;
- (g) Jerry J. Dasti, Esq.; and
- (h) Counsel on Affordable Housing

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on August 17, 2009, a quorum being present and voting in the majority.

Kathleen T. West, RMC
Municipal Clerk

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,
CHERKOS & CONNORS
Forked River, New Jersey 08731

JJD:caf[Barnegat Resolutions 2009-GL#17982]

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