

## **RESOLUTION NUMBER 2009-546**

### **RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF OCEAN FOR TOWNSHIP IMPROVEMENT WORK ASSOCIATED WITH THE WEST BAY AVENUE (CR 554) ROAD IMPROVEMENT PROJECT**

**WHEREAS**, the governing body of the Township of Barnegat adopted Resolution Number 2009-393 on June 15, 2009, which authorized the execution of an intergovernmental agreement with the County of Ocean for improvement work associated with the West Bay Avenue (CR554) road improvement project, and

**WHEREAS**, there was a needed to establish this intergovernmental agreement because the standard Schedule "C" agreement with the County of Ocean is not sufficient for this work since a portion of the funding for this improvement project was secured from the federal government which requires a separate resolution and related agreement in order to properly document this relationship, and

**WHEREAS**, it was deemed in the best interest of the county and the township that certain work that is the responsibility of the township be performed by county contractors, and

**WHEREAS**, by the Township using county contractors, the work was able to be accomplished in a safe, efficient and cost effective manner, and

**WHEREAS**, work that was performed by the county contractors on behalf of the Township includes, but is not limited to the following items:

- A) Water and sewer utility conflicts
- B) Relocation of township drainage facilities
- C) Relocation of township fire protection infrastructure
- D) Construction of cul-de-sac at Second Street

**WHEREAS**, the Township of Barnegat is responsible to reimburse the County of Ocean for any and all cost of work performed by the County of Ocean on behalf of the Township, and

**WHEREAS**, it has been determined that the cost of the work required to properly construct and complete a cul-de-sac at Second Street (item “D”) is \$23,685.50, and

**WHEREAS**, the Township of Barnegat wishes to formally acknowledge an amendment to the existing intergovernmental agreement with the County of Ocean to recognize the cost of the work in connection with the construction of a cul-de-sec at Second Street

**WHEREAS**, the construction of the cul-de-sec at Second Street will be completed in accordance with plans prepared by the Township Engineer, and

**WHEREAS**, the Township is obligated to reimburse the County of Ocean \$23,685.50 for the construction and completion of the cul-de-sac at Second Street in accordance with the Intergovernmental Agreement, and

**THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, of the following:

1. The Township authorizes and directs the Mayor, Township Administrator, Chief Financial Officer and Township Clerk to execute any and all documents necessary to implement the intent and purpose of this resolution in a timely manner.
2. Once all required invoices, certifications, and approvals from the Township Engineer are received, the Township authorizes the Administrator and Chief Financial Officer to pay in full to the County of Ocean the cost of this work in accordance with applicable laws, regulations and the terms of the intergovernmental agreement.
3. A certified copy of this resolution shall be forwarded by the Township Clerk to the following individuals:

- (a) Honorable Jeffrey Melchiondo, Mayor
- (b) David Breeden, Township Administrator
- (c) Kathleen Janeski, Chief Financial Officer
- (d) Jerry Dasti, Township Attorney
- (e) John Hess, Township Engineer
- (f) Frank Scarantino, Ocean County Engineer

**CERTIFICATION**

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

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Kathleen T. West, RMC  
Municipal Clerk