

**RESOLUTION 2018 - 238**

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN,  
STATE OF NEW JERSEY, CERTIFYING THE GOVERNING BODY HAS  
REVIEWED GENERAL COMMENTS AND RECOMMENDATIONS  
OF THE 2017 AUDIT**

**WHEREAS**, N.J.S.A. 40A:50-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and,

**WHEREAS**, the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body, and,

**WHEREAS**, R.S 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled "General Comments and Recommendations"; and,

**WHEREAS**, the members of the governing body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "General Comments and Recommendations" as evidenced by the group affidavit form of the governing body attached hereto; and

**WHEREAS**, such resolution of certification shall be adopted by the governing body no later than forty-five (45) days after receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS**, all members of the governing body have received and have familiarized themselves with at least the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and,

**WHEREAS**, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

**R.S. 52:27BB-52** – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one (1) year, or both, in addition shall forfeit his office.

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Township of Barnegat, hereby states that it has complied with N.J.A.C 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**CERTIFICATION**

I, Michele Rivers, Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey do hereby certify that the foregoing Resolution was duly adopted by the Township Committee at their meeting held, in the Municipal Complex, 900 W. Bay Avenue, Barnegat NJ on the 3<sup>rd</sup> day of July 2018.

\_\_\_\_\_  
Michele Rivers, RMC  
Municipal Clerk

STATE OF NEW JERSEY }  
TOWNSHIP OF Barnegat }  
COUNTY OF OCEAN }

We, the members of the governing body of the Township of Barnegat, County of Ocean, of full age, being duly sworn to law, upon our oath depose and say:

1. We are duly elected members of the governing body of the Township of Barnegat, County of Ocean;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2017.
3. We certify that we have personally reviewed and are familiar with, at a minimum, the section of the Annual Audit entitled "Comments and Recommendations"

Frank Caputo, Mayor (L.S.) \_\_\_\_\_

Alfonso Cirulli, Deputy Mayor (L.S.) \_\_\_\_\_

Albert Bille, Committeeman (L.S.) \_\_\_\_\_

John Novak, Committeeman (L.S.) \_\_\_\_\_

Joseph Lopes, Committeeman (L.S.) \_\_\_\_\_

**Sworn to and subscribed before me this \_\_\_\_\_ Day of \_\_\_\_\_, 2018**

\_\_\_\_\_  
**Notary Public of New Jersey**

The Municipal Clerk shall set forth the reason for the absence of signature of any member(s) of the governing body.

**IMPORTANT: This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, CM 803, Trenton, NJ 08625**