

## **RESOLUTION 2014-485**

### **RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING AND APPROVING AN AMENDMENT TO THE SHARED SERVICES AGREEMENT WITH THE BOROUGH OF POINT PLEASANT**

**WHEREAS**, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey (hereinafter referred to as "Barnegat"), has entered into a Shared Services Agreement (hereinafter referred to as the "Agreement") with the Borough of Point Pleasant (hereinafter referred to as "Pt. Pleasant") dated June 2, 2014 to share services and reduce costs by working together to provide tax/utility collector services for Point Pleasant; and

**WHEREAS**, pursuant to the terms of the Agreement, Point Pleasant agreed to pay Barnegat for the providing of its employees as defined in the Agreement, a true copy of which is on file at the office of the Municipal Clerk and can be reviewed by the public during normal business hours; and

**WHEREAS**, the number of hours expended by employees of Barnegat on behalf of Point Pleasant, have greatly exceeded the original expectation. However Point Pleasant acknowledges that the services rendered and the hours provided by Barnegat employees to the benefit of Point Pleasant are true and accurate as set forth on the attached Invoice 2014-22 dated November 25, 2014; and

**WHEREAS**, the Amendment to the Shared Services Agreement has been negotiated by and between representatives of Barnegat and Pt. Pleasant.

**NOW, THEREFORE, BE IT RESOLVED**, this 15<sup>th</sup> day of December, 2014, by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

1. The Township approves the Amendment to the Shared Services Agreement dated June 2, 2014, a true copy of which is on file at the office of the Municipal Clerk.
2. The Township authorizes and directs the Mayor, Municipal Clerk, and Township Administrator to execute any and all necessary documents in order to implement the intent of this Resolution.
3. A certified copy of this Resolution shall be forwarded by the Municipal Clerk to the following:
  - (a) Honorable Susan McCabe, Mayor, Barnegat Township;
  - (b) New Jersey Department of Community Affairs;
  - (c) Honorable William Schroeder, Mayor, Pt. Pleasant
  - (d) David Breeden, Administrator, Barnegat Township;
  - (e) David Maffei, Point Pleasant Borough Administrator/Clerk;
  - (f) Kevin Starkey, Esquire, Barnegat Township Solicitor; and
  - (g) Jerry J. Dasti, Esquire.

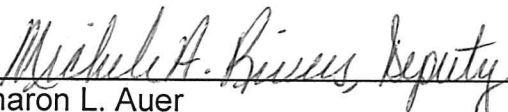
**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

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

## CERTIFICATION

I, Sharon L. Auer, Acting 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 a regular meeting held on the 15<sup>th</sup> day of December, 2014, a quorum being present and voting in the majority.

  
Sharon L. Auer  
Acting Municipal Clerk

Prepared by:

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

DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS

COUNSELLORS AT LAW

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

Z:\CLIENT MATTERS - GL\Point Pleasant\GL-22466 Point-Barnegat Sh Serv Agr (Tax Coll)\Resolution Authorizing Amendment to SSA dated June 2, 2014.doc

Township of Barnegat

900 West Bay Avenue

Barnegat, NJ 08005

(609) 698-0080



Invoice

2014- 22

Borough of Pt. Pleasant

2233 Bridge Avenue

P. O. Box 25

Pt. Pleasant , NJ 08742

Attn: Finance

DATE: 11/25/14

DEPT.

FINANCE OFFICE

Shared Services Agreement

Tax Collection

DATE	Hrs.	Rate	DESCRIPTION	AMOUNT Due
June thru October 2014			Invoice for Shared Services	
	563	48.92	Jennifer Burr- Tax Collector	27,541.96
	63	73.38	Jennifer Burr- Tax Collector	4,622.94
	63	75.99	Kathleen Janeski- Finance	4,787.37
			Tax Collection I Course Reimb.	
			for Gina Schreier	1,084.00
			Invoice Total	\$38,036.27

Make check payable to : Township of Barnegat

Mail to the attention of: Finance Office

  
Kathleen Janeski, CMFO

**AMENDMENT TO**  
**SHARED SERVICES AGREEMENT**  
**BY AND BETWEEN**  
**THE BOROUGH OF POINT PLEASANT BOROUGH**  
**AND**  
**THE TOWNSHIP OF BARNEGAT**  
**OCEAN COUNTY, NEW JERSEY**  
**FOR**  
**CERTIFIED TAX/UTILITY COLLECTOR**  
**FOR THE BENEFIT OF POINT PLEASANT BOROUGH**

**WITNESSETH:**

WHEREAS, the Borough of Point Pleasant Borough, County of Ocean, State of New Jersey (hereinafter referred to as "Point Pleasant"), with a business office located at 2233 Bridge Avenue, Point Pleasant, New Jersey 08742, has previously entered into a Shared Services Agreement with the Township of Barnegat, County of Ocean, State of New Jersey (hereinafter referred to as "Barnegat") with a business office located at 900 W. Bay Avenue, Barnegat, New Jersey 08005; and

WHEREAS, the Shared Services Agreement (hereinafter referred to as the "Agreement") was executed on June 2, 2014, after being approved by Resolutions adopted by each of the Governing Bodies of Barnegat and Point Pleasant; and

WHEREAS, Point Pleasant has found the need to expand the Shared Services Agreement and has relied more heavily on employees of Barnegat to assist in restructuring the Tax and Utility Department; and

WHEREAS, the number of hours requested from Point Pleasant and provided by Barnegat employees has increased greatly because of the need to restructure the Tax and Utility Department, and therefore Point Pleasant agrees that it is appropriate and proper to

DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS

COUNSELLORS AT LAW

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

amend the Agreement in order to provide sufficient funding to Barnegat for all costs and expenses incurred through December 31, 2014; and

WHEREAS, Point Pleasant and Barnegat have discussed and negotiated an Amendment to the Agreement pursuant to the provisions of N.J.S.A. 40A:65-1 et seq. so as to properly compensate Barnegat for all reasonable costs incurred; and

WHEREAS, Point Pleasant is very satisfied with the exemplary service provided by Barnegat and its employees.

NOW, THEREFORE, BE IT AGREED, this 15 day of December, 2014, by and between the Borough of Point Pleasant Borough and the Township of Barnegat, as follows:

1. The parties hereby agree to enter into this Amendment to the Shared Services Agreement dated June 2, 2014 in accordance with the provisions of N.J.S.A. 40A:65-1 et seq. as described herein below.

2. Barnegat has requested and the Borough agrees to reimburse Barnegat the sum of \$38,036.27 pursuant to the invoice which is attached hereto (Invoice No. 2014-22) dated November 25, 2014. Point Pleasant agrees with the number of hours expended by employees of Barnegat assisting Point Pleasant in restructuring and providing needed services to Point Pleasant and the Tax/Utility Department.

3. Other than as modified therein, all of the terms and conditions of the Agreement dated June 2, 2014 shall remain in full force and effect.

DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS

COUNSELLORS AT LAW

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

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written:

ATTEST:

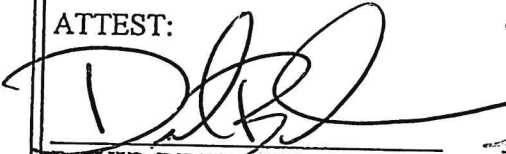
BOROUGH OF POINT PLEASANT BOROUGH

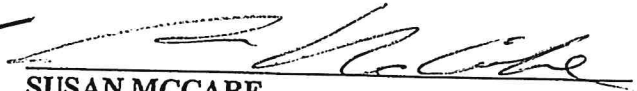
\_\_\_\_\_  
DAVID MAFFEI,  
Administrator/Clerk

\_\_\_\_\_  
WILLIAM SCHROEDER,  
Mayor

ATTEST:

TOWNSHIP OF BARNEGAT

  
\_\_\_\_\_  
DAVID BREEDEN,  
Administrator

  
\_\_\_\_\_  
SUSAN MCCABE,  
Mayor

Z:\CLIENT MATTERS - GLY\Point Pleasant\GL-22466 Point-Barneget Sh Serv Agr (Tax Coll)\Amendment to Agreement for Shared Service of Tax Collector.doc

DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS

COUNSELLORS AT LAW

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

**RESOLUTION NO. 034 - 2015**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH  
OF POINT PLEASANT BOROUGH, COUNTY OF OCEAN, STATE OF  
NEW JERSEY AUTHORIZING AND APPROVING AN AMENDMENT  
TO THE SHARED SERVICES AGREEMENT WITH THE TOWNSHIP  
OF BARNEGAT**

**WHEREAS**, the Borough Council of the Borough of Point Pleasant Borough, County of Ocean, State of New Jersey (hereinafter referred to as "Point Pleasant"), has entered into a Shared Services Agreement (hereinafter referred to as the "Agreement") with the Township of Barnegat (hereinafter referred to as "Barnegat") dated June 2, 2014 to share services and reduce costs by working together to provide tax/utility collector services for Point Pleasant; and

**WHEREAS**, pursuant to the terms of the Agreement, Point Pleasant agreed to pay Barnegat for the providing of its employees as defined in the Agreement, a true copy of which is on file at the office of the Borough Clerk and can be reviewed by the public during normal business hours; and

**WHEREAS**, the number of hours expended by employees of Barnegat on behalf of Point Pleasant, have greatly exceeded the original expectation. However Point Pleasant acknowledges that the services rendered and the hours provided by Barnegat employees to the benefit of Point Pleasant are true and accurate as set forth on the attached Invoice 2014-22 dated November 25, 2014; and

**WHEREAS**, the Amendment to the Shared Services Agreement has been negotiated by and between representatives of Point Pleasant and Barnegat.

**NOW, THEREFORE, BE IT RESOLVED**, this 20<sup>th</sup> day of January, 2015, by the Mayor and Borough Council of the Borough of Point Pleasant Borough, County of Ocean, State of New Jersey, as follows:

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**  
  
COUNSELLORS AT LAW  
  
620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

1. The Borough approves the Amendment to the Shared Services Agreement dated June 2, 2014, a true copy of which is on file at the office of the Borough Clerk.

2. The Borough authorizes and directs the Mayor, Borough Clerk, and Borough Administrator to execute any and all necessary documents in order to implement the intent of this Resolution.

3. A certified copy of this Resolution shall be forwarded by the Borough Clerk to the following:

- (a) Honorable Robert Sabosik, Mayor;
- (b) New Jersey Department of Community Affairs;
- (c) Honorable Susan McCabe, Mayor, Barnegat Township;
- (d) David Breeden, Administrator, Barnegat Township;
- (e) David Maffei, Point Pleasant Borough Administrator/Clerk;
- (f) Kevin Starkey, Esquire, Barnegat Township Solicitor; and
- (g) Jerry J. Dasti, Esquire.


#### **CERTIFICATION**

I certify that the foregoing Resolution was duly adopted by the Borough Council of the Borough of Point Pleasant Borough at a regular meeting held on the 20<sup>th</sup> day of January, 2015, a quorum being present and voting in the majority.

DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS

COUNSELLORS AT LAW

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

  
DAVID MAFFEI, Administrator/Clerk



2014-485

# DASTI, MURPHY, McGUICKIN, ULAKY, KOUTSOURIS & CONNORS

GEORGE F. MURPHY, JR. † ◊  
JERRY J. DASTI  
GREGORY P. McGUICKIN  
ROBERT E. ULAKY † >  
CHRISTOPHER J. CONNORS  
CHRISTOPHER K. KOUTSOURIS Δ  
CHRISTOPHER J. DASTI

A Professional Corporation  
COUNSELLORS AT LAW  
THE CLOCK TOWER BUILDING  
620 WEST LACEY ROAD  
POST OFFICE BOX 1057  
FORKED RIVER, NEW JERSEY 08731

E-MAIL: FORKEDRIVER@DMMLAWFIRM.COM

Fed Id #22-3450668

## TELEPHONE NUMBERS

(609) 971-1010  
(609) 693-4100  
(732) 349-2446  
(732) 295-3000  
(609) 918-1292

## Of Counsel

ELIZABETH MACKOLIN DASTI  
ANGELA M. KOUTSOURIS

WRITER'S E-MAIL: jdasti@dmmlawfirm.com

† CERTIFIED CIVIL TRIAL ATT'Y  
‡ MEMBER, NATIONAL ACADEMY OF  
ELDER LAW ATTORNEYS, INC  
◊ MEMBER NJ AND FLA BAR  
> MEMBER NJ AND PA BAR  
Δ MEMBER NJ AND NY BAR

December 5, 2014

## FACSIMILE NUMBERS

(609) 971-7093  
(732) 349-1590  
Real Estate: (609) 971-6176

## PLEASE REFER TO:

Borough of Point Pleasant  
Point Pleasant-Barnegat Shared Services  
Tax Collector  
GL-22466

## Via Email

David Maffei, Clerk/Administrator  
Borough of Point Pleasant  
2233 Bridge Avenue  
P.O. Box 25  
Point Pleasant, New Jersey 08742

RE: Amendment to Share Services Agreement dated June 2, 2014

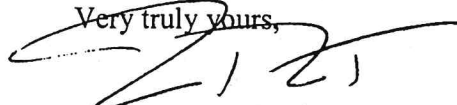
Dear Mr. Maffei:

I enclose a proposed Resolution and Amendment to the Shared Services Agreement which was previously entered into with Barnegat Township. Please be certain that a copy of the invoice from Barnegat Township is attached to both the Resolution and the amended Agreement. Please list this matter for action by the Borough Council at our meeting on December 16, 2014.

By copy of this letter I am forwarding one (1) copy of the documents to the Barnegat Township Solicitor, Kevin Starkey, Esquire, and David Breeden, Township Administrator, for their review.

In the event that any of you has any questions, or I can be of additional assistance, please do not hesitate to contact our office.

Very truly yours,



JERRY J. DASTI

JJD/lh

Enclosures

Cc: David Breeden, Administrator, Barnegat Township (w/enclosures) *via email*  
Honorable Susan McCabe, Mayor, Barnegat Township (w/enclosures) *via email*  
Himanshu Shah, Point Pleasant CFO (w/enclosures) *via email*  
Kevin Starkey, Esquire (w/enclosures) *via email*

From: dbreeden@vzw.blackberry.net  
To: BGT Deputy Clerk Michele Rivers <micheler@barnegat.net>  
CC: BGT Twp Clerk Sharon Auer <sharon@barnegat.net>, BGT Township Attorney Jerry Dasti <jdasti@dmmlawfirm.com>, BGT Twp CFO Kathy Janeski <kathyj@barnegat.net>  
Date: 12/08/2014 - 08:38:19 pm

Michele --

Can you please print the two (2) attachments along with placing this item on the agenda for the December 15, 2014 meeting.

Agenda title should be:

"Resolution authorizing and approving an amendment to the shared service agreement for tax collection services with the Borough of Point Pleasant, New Jersey"

Thanks -- Dave

Sent from my Verizon Wireless BlackBerry

-----Original Message-----

From: Lisa Hummel <lhummel@dmmlawfirm.com>

Date: Mon, 8 Dec 2014 14:07:32

To: Boro Clerk <boroclerk@ptboro.com>

Cc: dbreeden@vzw.blackberry.net <dbreeden@vzw.blackberry.net>; susanc@barnegat.net <susanc@barnegat.net>; hshah@ptboro.com <hshah@ptboro.com>; kstarkey@starkeykelly.com <kstarkey@starkeykelly.com>

Subject: Point Pleasant - Barnegat SS Agreement Tax Collector GL-22466

Please see attached.

Thank you.

Lisa Hummel  
Lisa Hummel  
Administrative Assistant  
to Jerry J. Dasti, Esquire

Dasti, Murphy, McGuckin, Ulaky, Koutsouris & Connors  
620 West Lacey Road, P.O. Box 1057  
Forked River, New Jersey 08731  
Phone: 609-971-1010  
Fax: 609-971-7093

lhummel@dmmlawfirm.com <lhummel AT dmmlawfirm DOT com>  
jdasti@dmmlawfirm.com <jdasti AT dmmlawfirm DOT com>

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THANK YOU.

Maffei 12-5-14.pdf  
Resolution Authorizing Amendment to SSA dated June 2, 2014.doc  
AVG Certification.txt

APPLICATION/PDF  
APPLICATION/MSWORD  
TEXT/PLAIN

426938  
51150  
134

**TOWNSHIP OF BARNEGAT**  
**Municipal Clerk's Office**  
**900 W. BAY AVENUE BARNEGAT, NJ 08005**  
**609-698-0080, EXT. 176 FAX: 609-698-7834**  
**Email: micheler@barnegat.net**

TO: David Maffei, Administrator  
FROM: Municipal Clerk's Office  
DATE: December 22, 2014  
RE: Shared Services Agreement

---

Hello David:

Enclosed is the amendment to the shared services agreement for Tax Collector Services for the Mayor's signature.

Please return one fully endorsed original for our records.

Thank you,

Michele Rivers  
Deputy Municipal Clerk