

## RESOLUTION 2015-231

### RESOLUTION AUTHORIZING AN AGREEMENT WITH OCEAN COUNTY VOCATIONAL SCHOOL DISTRICT, MARINE ACADEMY OF TECHNOLOGY AND ENVIRONMENTAL SCIENCE (MATES) FOR USE OF THE MEADOWEDGE PARK FACILITY FOR CURRICULUM STUDIES

**WHEREAS**, The Marine Academy of Technology and Environmental Science (MATES) which conducts marine science education at the secondary (high school) level which facilitates natural science education and field experiences; and

WHEREAS, The Marine Academy of Technology and Environmental Science desires the use of the Meadowedge Park facility for studies in and around the waterways, and will be able to launch from designated areas on the Edwin B. Forsythe Wildlife Area; and

WHEREAS, the Meadowedge Park facility can provide this environment of study and storage of equipment for the students usage while conducting environmental studies.

THEREFORE BE IT RESOLVED that the Barnegat Township Committee hereby agrees to a one-year agreement with Ocean County Vocational School District, and the Marine Academy of Technology and Environmental Science program to conduct studies on and around the Meadowedge Park Facility Grounds.

**NOW THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Barnegat in the County of Ocean, State of New Jersey, as follows:

1. The Mayor and Clerk of the Township of Barnegat are hereby authorized and directed to enter into and execute a Memorandum of Agreement with the Ocean County Vocational School District, Marine Academy of Technology and Environmental Science program for the use of the Meadowedge Park Facility.
2. A copy of that agreement is on file and available for public inspection at the Township Clerk's Office.
3. This resolution shall take effect immediately upon passage.

#### 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 regular meeting held on the 20<sup>th</sup> day of July 2015 in the Municipal Complex, 900 W. Bay Avenue, Barnegat NJ 08005

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Michele Rivers, RMC  
Municipal Clerk

July 2015

**MEMORANDUM OF AGREEMENT**

**BETWEEN**

**OCEAN COUNTY VOCATIONAL SCHOOL DISTRICT  
MARINE ACADEMY OF TECHNOLOGY AND ENVIRONMENTAL SCIENCE  
195 CEDAR BRIDGE ROAD  
MANAHAWKIN, NJ 08050**

**AND**

**MEADOWEDGE PARK,  
BARNEGAT TOWNSHIP, NJ 08005**

1. The Marine Academy of Technology and Environmental Science (MATES) which conducts marine science education at the secondary (high school) level and Meadowedge Park (MP) which facilitates natural science education and field experiences are in cooperation.

The fields of cooperation will be as follows:

- a) MP agrees to share facilities such as laboratory space, use of the grounds for field classes and storage for kayaks to the extent practicable in matters of education, research, and scientific work with MATES. MATES will notify MP of any use in advance to arrange for the use of the laboratory space. MATES will also notify MP of dates for kayak usage.
  - b) MATES will name a representative to serve as MATES liaison with MP. MP will likewise name a representative liaison with MATES.
  - c) MATES will be able to keep up to 14 kayaks and supporting items (paddles, PFDs) on site at MP, and will be able to launch from designated areas at MP on the Edwin B. Forsythe Wildlife Area. The kayaks, property of MATES may be used by Meadowedge Park for focused programs and such use is at the discretion of MATES. MATES will not assume any liability for such use. MP will not assume any liability for MATES use and/or programs run through MATES.
  - d) MATES will provide any special equipment needed to serve MATES's students and, if possible, MP will provide storage space for MATES's equipment on a temporary basis.
2. An orientation of faculty and students will be provided by MATES to explain MATES objectives, policies, and program information each time an opportunity for MATES students to participate in activities at MP.
  3. MATES will give notice to MP of the number of students it wishes to bring to MP at least one week prior to the activity. A set of dates may be provided by MATES in advance to MP.

4. MATES is responsible for ascertaining that all students are included in a health and accident insurance program. MATES shall be responsible for furnishing liability insurance coverage for any acts or omissions of its officers, trustees, agents, servants, and employees while participating in a designated activity on the MP property. The fact that MATES shall ascertain insurance coverage shall not mean that MP will indemnify, hold harmless, or defend MATES and its respective officers, trustees, agents, servants, and employees from and against any and all damages, claims, suits, liabilities, costs, and expenses involving counsel fees, arising out of acts or omissions by students or staff participants in MATES.
5. This agreement shall become effective immediately and shall renew itself automatically from year-to-year, unless either party gives at least sixty (60) days written notice to the other party that the agreement is to terminate on a given date. All written notices affecting the termination of this agreement must be delivered by certified or registered mail. The date of deposit of any notice in the U.S. Post Office with all postage prepaid shall be deemed the date of delivery thereof.
6. This agreement may be modified or amended by mutual consent of any parties. Any such modifications or amendments shall be in writing, signed by both parties, attached, and become part of this agreement.
7. In consideration of MP's permission to permit MATES to utilize Barnegat Township property, MATES shall agree to hold harmless and indemnify MP and the Township of Barnegat for damages arising from any negligent acts or conditions caused in part or in whole by MATES.

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William P. Hoey  
Superintendent  
Ocean County Vocational School District

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Date

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Alison L. Carroll  
Principal  
Monmouth County Vocational School District  
Marine Academy of Technology and Environmental  
Science

\_\_\_\_\_  
Date

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Susan McCabe  
Mayor  
Barnegat Township, NJ

\_\_\_\_\_  
Date

ATTEST:

(SEAL)

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Michele Rivers, RMC,  
Municipal Clerk, Barnegat Township