

RESOLUTION 2017-155
SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF ALPHA AND
TOWN OF PHILLIPSBURG FOR CONTINUED TEMPORARY USE OF FACILITIES

WHEREAS, the Borough of Alpha previously entered into a shared services agreement in 2014 with the Town of Phillipsburg where it was agreed that Phillipsburg would provide the use of its courtroom, court staff and Municipal Court Judge for the provision of the hearing and adjudication of municipal court matters related to the Borough of Alpha; and

WHEREAS, certain conditions have arisen which adversely affect the habitability of the Phillipsburg courtroom and which necessitate the emergent relocation of the Phillipsburg and Alpha court services until such time as the aforementioned conditions may be alleviated; and

WHEREAS, Alpha has agreed to extend the use of its courtroom facilities to the Town of Phillipsburg for the purposes of hearing and adjudicating both Phillipsburg and Alpha municipal court matters, subject to the terms and restrictions set forth in an Agreement delineating such terms; and

WHEREAS, the Administrative Office of the Courts (hereinafter, "the AOC") and the Assignment Judge of Vicinage XIII (hereinafter, "the Assignment Judge"), have approved the relocation of the Shared Municipal Court on an interim basis; and

WHEREAS, the Governing Bodies of both Alpha and Phillipsburg find that it would be in the best interest of both parties for Phillipsburg to temporarily utilize the facilities located in Alpha for the provision of shared municipal court services under the same terms and conditions of the 2014 Agreement, except as modified in the Agreement recently negotiated between the parties, and agreed to previously in its Resolution February 7, 2017.

NOW, THEREFORE BE IT RESOLVED, by the Council of the Borough of Alpha, County of Warren, State of New Jersey that Alpha agrees to the proposed terms set forth in the Shared Services Agreement between the Borough of Alpha and the Town of Phillipsburg dated February 7, 2017 permitting temporary use of the courtroom facilities in Alpha pursuant to its terms, including the terms as set forth by any subsequent successor Agreement and;

BE IT FURTHER RESOLVED, that during Phillipsburg's utilization of the Alpha facilities, Phillipsburg will remit the sum of \$5,500 in quarterly payments to Alpha.

BE IT FURTHER RESOLVED, that the Mayor, Borough Clerk, and/or Borough Labor Counsel are authorized to execute all necessary documents to effectuate the terms of the above-referenced Shared Services Agreement.

CERTIFICATION

I, Donna L. Messina, Acting Municipal Clerk of the Borough of Alpha, County of Warren, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Common Council at a meeting of said Common Council on December 12, 2017 and that said Resolution was adopted by not less than the legal vote needed of the members of the Council.

Donna L. Messina, Acting Municipal Borough Clerk

*Witness my hand and seal of the Borough of Alpha
this 12th day of December, 2017.*