

Memorandum

Law Department

To: Joseph Bodek, City Clerk

From: Dana Tristao-Law Department

Date: 3/26/2014

Re: Shared Services Agreement-Animal Control Services for the Township of Clark

Attached hereto is a fully executed Agreement regarding the above captioned. Resolution No. 2014-32 approving same was passed at the January 21, 2014 Council Meeting. Date of Agreement is 1/1/2014.

cc: Nancy Koblis, Health Officer

SHARED SERVICES AGREEMENT

WHEREAS the Township of Clark and the City of Linden have, by Resolution, indicated a desire to enter into an agreement for the providing of animal control services and providing for the payment thereof;

It is hereby agreed and understood between the Township of Clark and the City of Linden as follows:

1. The City of Linden has engaged the services of a qualified and certified individual to perform the duties of Animal Control Officer under the jurisdiction of the Linden Board of Health, and will provide the necessary vehicle(s), equipment, facilities and other items necessary to accomplish such purpose.

2. The said Animal Control Officer shall provide such services on a 24 hour basis within the Township of Clark and City of Linden. The precise scope of such services shall be agreed upon by the parties at a subsequent time and shall become part of this Agreement by reference.

3. When performing the contractual duties of animal control in the Township of Clark, the Linden Animal Control Officer(s) shall be under the supervision of the Clark Health Officer in conjunction and consultation with the Linden Health Officer.

4. The Township of Clark shall pay the City of Linden for the aforesaid services the annualized charge of \$23,400.00 for the year 2014 in monthly installments, payable on or before the first day of each month to the Municipal Treasurer.

5. The term of this Agreement shall be January 1, 2014 through December 31, 2014, and shall be deemed reviewed for successive one year periods unless one party hereto advises the other in writing of its desire not to renew within ninety (90) days of December 31st of a given year. The amount to be paid by the Township of Clark as set forth in Paragraph 3, supra, shall be increased each January 1st in an amount to be agreed upon by the parties, but in no event an amount less than the actual increase in costs to the City of Linden attendant to the providing of such services.

6. The Township of Clark shall provide a Certificate of Insurance reflecting liability coverage for all acts, omissions and services rendered by said Animal Control Officer in the amount of One Million Dollars (\$1,000,000.00), and naming the City of Linden as

a named insured thereon, while acting within the scope of their duties on behalf of the Township of Clark.

7. This contract shall be governed and construed in accordance with the laws of the State of New Jersey. Any disputes arising hereunder shall be submitted to binding Arbitration.

WHEREFORE, the parties have hereunto set our hands on the date written.

CITY OF LINDEN

By Richard J. Gerbounka
Richard J. Gerbounka, Mayor

ATTEST: Joseph C. Bodek
Joseph C. Bodek, City Clerk

DATE: March 21, 2014

TOWNSHIP OF CLARK

By Sal Bonaccorso
Sal Bonaccorso, Mayor

ATTEST: Edith L. Merkel
Edith L. Merkel
Township Clerk

DATE: 3/18/14

**RESOLUTION APPROVING A SHARED SERVICES AGREEMENT
FOR ANIMAL CONTROL SERVICES WITH THE TOWNSHIP OF
CLARK FOR 2014**

WHEREAS, as a result of the closing and termination of animal control services by the Union County Society for the Prevention of Cruelty to Animals the Township of Clark has requested to enter into a Shared Services Agreement with the City of Linden; and

WHEREAS, it is in the best interests of the health, safety and welfare of the citizenry that the City of Linden provide such services; and

WHEREAS, the Township of Clark has indicated its willingness to enter into said agreement and share such costs and services as aforesaid;

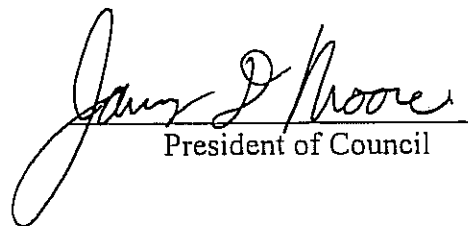
NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LINDEN that the Mayor and City Clerk be and hereby are directed and authorized to execute a Shared Services Agreement with the Township of Clark wherein said services will be provided, and wherein it shall be reflected that the Township of Clark will pay the City of Linden a charge of \$1,950.00 per month, in monthly installments, payable on or before the first day of each month to the Municipal Treasurer, commencing January 1, 2014 and terminating December 31, 2014 and:

BE IT FURTHER RESOLVED that a duly executed copy of this Resolution be forwarded to the Clerk of the Township of Clark; and

BE IT FURTHER RESOLVED that this Resolution be published and take effect pursuant to law.

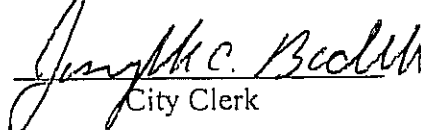
PASSED: January 21, 2014

APPROVED: January 22, 2014


President of Council


Mayor

ATTEST:


City Clerk

