

**DIVISION OF LOCAL GOVERNMENT SERVICES**  
**SHARED SERVICES AGREEMENT**  
**COVER SHEET**

PROVIDER: City of Passaic COUNTY: Passaic County

RECIPIENT: Passaic Board of Education COUNTY: Passaic County

BRIEF DESCRIPTION OF SERVICE:

Resolution No. 17-03-067  
RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT WITH PASSAIC  
BOARD OF EDUCATION FOR SHARING OF ROCK SALT

EFFECTIVE DATE: 7/11/2017

EXPIRATION DATE: 6/30/2022

ESTIMATED COST SAVINGS  
TO BE ACHIEVED OVER THE TERM OF THE AGREEMENT five years.

Please submit this cover sheet with shared service agreement either via email to [EGG@dca.state.nj.us](mailto:EGG@dca.state.nj.us) or hard copies may be mailed to the Division of Local Government Services at PO Box 803, Trenton, NJ 08625-0803. Mailed correspondence should be sent to the attention of Shared Services.

**CITY OF PASSAIC  
RESOLUTION # 17-03-067**

**RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT WITH PASSAIC BOARD OF EDUCATION FOR SHARING OF ROCK SALT**

WHEREAS, City of Passaic and Passaic Board of Education wish to enter into a Shared Services Agreement for the sharing of rock salt pursuant to N.J.S.A. 40A:65-1, et seq.; and

WHEREAS, under the Shared Service Agreement, Passaic shall provide rock salt to the Board as needed for the winter at the rate that Passaic pays for rock salt as per current contract price plus a five percent (5%) administrative fee to Passaic for the cost of administering this contract.

WHEREAS, the term of the Shared Service Agreement shall commence on July 1, 2017 and expire on June 30, 2022.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the City of Passaic is hereby authorized to enter into the a Shared Services Agreement with Passaic Board of Education for the sharing of rock salt subject to the terms and conditions thereof; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk shall execute the Shared Services Agreement attached hereto; and

BE IT FURTHER RESOLVED that copies of this Resolution and a copy of the executed Shared Services Agreement shall be forwarded to Passaic Board of Education to commence the Shared Services Agreement; and

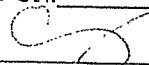
BE IT FURTHER RESOLVED that a copy of this Resolution and a copy of the executed Amended Shared Services Agreement shall be forwarded to the Division of Local Government Services pursuant to N.J.S.A. 40A:65-4.


INTRODUCED BY COUNCILPERSON: Chaim Munk

SECONDED BY COUNCILPERSON: Thania Melo

| Record of Council Vote on Final Passage | Aye | Nay | Abstain | Absent |
|---|-----|-----|---------|--------|
| GARCIA, J.                              |     |     |         | x      |
| MELO, T                                 | x   |     |         |        |
| LOVE, T                                 |     |     | x       |        |
| MUNK, C.                                | x   |     |         |        |
| POLANCO, Z.                             | x   |     |         |        |
| SCHAER, G.                              | x   |     |         |        |
| SCHWARTZ, D.                            | x   |     |         |        |

ADOPTED ON: March 7, 2017

  
\_\_\_\_\_  
Gary S. Schaeer, Council President

  
\_\_\_\_\_  
Amada Curling, City Clerk

RECEIVED  
2017 FEB 28 A 11: 12  
CITY CLERK'S OFFICE  
PASSAIC, N.J.

**SHARED SERVICES AGREEMENT BETWEEN CITY OF PASSAIC AND PASSAIC BOARD OF EDUCATION FOR ROCK SALT**

**AGREEMENT** made on this 4 of June 2018, by and between CITY OF PASSAIC, a Municipal Corporation of the State of New Jersey ("Passaic"), having an office at 330 Passaic Street, Passaic, New Jersey 07055 and PASSAIC BOARD OF EDUCATION, a Public Corporation of the State of New Jersey ("BOE"), having an office at 101 Passaic Avenue, Passaic, New Jersey 07055.

RECEIVED  
2018 MAY -3 A 11:11  
CITY CLERKS OFFICE  
PASSAIC, N.J.

**WITNESSETH**

**WHEREAS**, Passaic and BOE seek to enter into a Shared Services Agreement under and pursuant to N.J.S.A. 40A:65-1 et. seq., the "Uniform Shared Services and Consolidation Act" (hereinafter the "Act"); and

**WHEREAS**, the City Council of the City of Passaic has adopted a Resolution authorizing the City to enter into this Shared Services Agreement; and

**WHEREAS**, this Shared Service Agreement is contingent upon the BOE also passing a Resolution authorizing execution of same.

**NOW, THEREFORE**, in consideration of the terms, covenants, and conditions hereinafter set forth, Passaic and BOE hereby agree as follows:

1. Passaic and BOE agree that Passaic shall provide rock salt to the BOE as needed for the winter at the rate that Passaic pays for rock salt as per current contract price, plus a five percent (5%) administrative fee to Passaic for the cost of administering this Agreement.

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CITY CLERKS OFFICE  
PASSAIC, N.J.

2. The Director of Facilities for BOE and the Director of Public Works for Passaic shall institute written procedures for the sharing of rock salt and shall be responsible for providing, receipt, and inventory of all items requested.

3. The term of the agreement shall be for five (5) years and shall commence on July 1, 2017 and expire on June 30, 2022. Either party can cancel this agreement upon thirty (30) days written notice to the other party.

4. The parties shall comply with the Affirmative Action Requirements set forth in Exhibit "A" attached hereto and incorporated herewith, and shall supply the Municipality with the appropriate evidence of compliance.

5. Passaic and BOE shall indemnify and hold harmless each other and all representatives thereof from and against any and all claims, damages, losses and expenses to the extent caused by the parties' negligent acts, errors, intentional acts or omissions in the performance of their services under this Shared Services Agreement.

6. The parties agree that the consideration set forth in this Agreement shall remain in full force and effect for the entire term of the Agreement, regardless of any and all increases in costs to the City for labor, materials, and equipment, as well as any taxes that may now be, or may be in the future, assessed against the parties in connection with the parties' responsibilities under this Agreement and regardless of whether such increased costs occur as a result of any rule, regulation, statute or requirement of any governmental agency or otherwise.

7. The parties shall keep the work under its control and shall not assign, transfer, sublet or otherwise dispose of this Agreement or any right to responsibility hereunder, without previous consent in writing by the City and BOE. The parties shall not assign, in any way, the monies due or to become due under this Agreement, unless by and with the like consent or

Passaic and BOE. Consent by Passaic and BOE of an assignment of this Agreement shall not, in any way, release the parties from their covenants, conditions and terms of this Agreement and duties imposed hereunder.

8. Any notices required pursuant to the terms of this Shared Service Agreement shall be sent by Certified Mail return receipt requested to the following address:

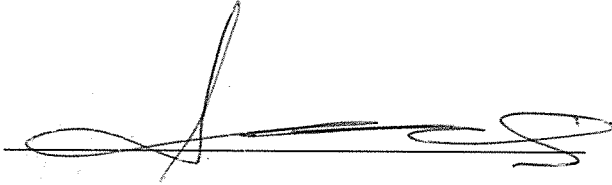
BOE:

City: Ricardo Fernandez,  
Business Administrator  
330 Passaic Street  
Passaic, New Jersey 07055

IN WITNESS WHEREOF, the parties hereto have caused this Shared Services Agreement to be executed the day and year first written above.

WITNESS:

CITY OF PASSAIC



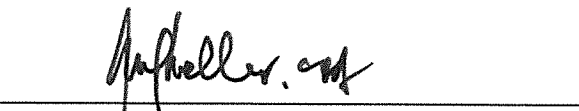
Amada Curling, City Clerk



Hector C. Lora, Mayor

WITNESS:

BOARD OF EDUCATION



Erlinda R. Arellano, CPA, PSA  
School Business Administrator/  
Board Secretary



Peter T. Rosario  
Board President

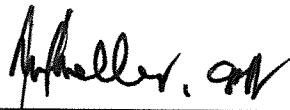
EXTRACT FROM THE MINUTES OF A MEETING OF THE BOARD OF EDUCATION OF THE CITY OF PASSAIC, PASSAIC COUNTY, N.J., AS RECORDED IN THE OFFICIAL MINUTE BOOK

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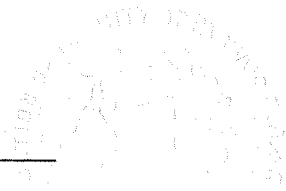
**Approval to Enter into a Shared Services Agreement with the City of Passaic for Rock Salt**

Recommends that the Passaic Board of Education authorizes entering into a Shared Services Agreement with the City of Passaic, 330 Passaic Street, Passaic, NJ, permitting the sharing of rock salt. The rock salt will be shared at current contract price plus a five percent (5%) administration fee. The term of agreement is July 1, 2017 through June 30, 2022.

I, Erlinda R. Arellano, Secretary of the Board of Education of the City of Passaic in the County of Passaic, State of New Jersey, hereby certify that the foregoing extract from the minutes of the meeting of the Passaic Board of Education duly called and held on June 28, 2017 recorded in my office in the minutes book of said Passaic Board of Education is a true, complete copy thereof and of the whole of said original minutes so far as the same related to the subject matter referred to in said extract. I witness I have hereunto set my hand and affixed the corporate seal in the Passaic Board of Education this 6<sup>th</sup> day of June, 2018.



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Erlinda R. Arellano, CPA, PSA  
School Business Administrator/Board Secretary



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Erlinda R. Arellano