

RESOLUTION # 2016-279

RESOLUTION AUTHORIZING EXPENDITURE IN THE AMOUNT OF \$3,000 FOR CONTINUED PARTICIPATION IN MUNICIPAL CONSORTIUM AND FUNDING OF ADDITIONAL EXPERT SERVICES BY ECONSULT SOLUTIONS AND NASSAU CAPITAL ADVISORS, LLC IN ACCORDANCE WITH THE MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT
TOWNSHIP OF MARLBORO, NEW JERSEY

WHEREAS, the Township of Marlboro entered into a Municipal Shared Services Defense Agreement ("MSSDA") for the purpose as set forth therein, which included retaining a common expert in Declaratory Judgment action ("Litigation") that was filed in accordance with In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) ("Decision"); and

WHEREAS, the MSSDA provides for a joint effort among municipalities ("the Municipal Consortium" or "MC") to prosecute common components of the Litigation including among other things to establish a fund to pay for joint litigation expenses and retain an expert to address municipal fair share obligations, prepare associated reports, provide deposition and trial testimony and otherwise provide litigation support services; and

WHEREAS, members of the MC made an initial contribution of \$2,000.00 to fund MC activities including the retention of Econsult Solutions as an expert; and

WHEREAS, on July 7, 2016 (R.2016-238) Marlboro Township contributed an additional \$2,000.00 to continue funding the work; and

WHEREAS, it is necessary to replenish the fund to continue the work of the MC, Econsult Solutions and Nassau Capital Advisors, LLC and the MC request that its members contribute an additional \$3,000.00; and

WHEREAS, funds are available and have been certified as such by the Chief Financial Officer of the Township.

NOW, THEREFORE, BE IT RESOLVED, by the Township of Marlboro, County of Monmouth, State of New Jersey, that the amount of \$3,000 is hereby authorized to be expended by the Township to continue its membership in the Municipal Consortium and fund

additional expert services by Econsult Solutions and Nassau Capital Advisors in accordance with the terms of the MSSDA.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Jeffrey R. Surenian, Esq.
- b. Township Administrator
- c. Chief Financial Officer
- d. DeCotiis, FitzPatrick & Cole, LLP

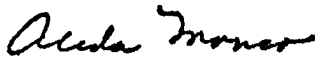
OFFERED BY: METZGER

AYES: 4

SECONDED BY: MARDER

NAYS: 0

ABSENT: CANTOR



ALIDA MANCO,
MUNICIPAL CLERK
09/15/16



CAROL MAZZOLA
COUNCIL PRESIDENT

CERTIFICATION

I hereby certify the above to be a true
and exact copy of a Resolution adopted
by the Township Council of the Township
of Marlboro at a meeting held on 9-15-16



Township Clerk