

DIVISION OF LOCAL GOVERNMENT SERVICES
SHARED SERVICES AGREEMENT
COVER SHEET

PROVIDER: City of Linden COUNTY: Union

RECIPIENT: Borough of Roselle COUNTY: Union

BRIEF DESCRIPTION OF SERVICE:

Shared Service agreement providing tree maintenance and leaf removal

EFFECTIVE DATE: November 6, 2013

EXPIRATION DATE: December 31, 2013

Please submit this cover sheet with shared service agreement either via email to 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.



BOROUGH OF ROSELLE

210 CHESTNUT STREET • ROSELLE, NEW JERSEY 07203
TELEPHONE (908) 245-5600

December 5, 2013

Dana Tristao, Law Clerk
City of Linden
Law Department-City Hall
301 N. Wood Avenue
Linden, NJ 07036

Dear Ms. Tristao

Enclosed you will find four fully executed Shared Services Agreements for Tree Maintenance per your letter dated November 21, 2013.

Take care and best regards.

Sincerely yours,

Lydia Agbejimi
Deputy Municipal Clerk

Enclosure

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2013-391

**AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE
BOROUGH OF ROSELLE AND THE CITY OF LINDEN FOR TREE
MAINTENANCE**

WHEREAS, the Borough of Roselle requires tree maintenance in order to ensure the safety of the Borough's citizenry; and

WHEREAS, the City of Linden has the means to provide said services to the Borough; and

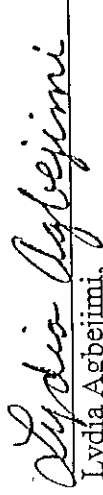
WHEREAS, *N.J.S.A. 40A:65-4 et seq.*, allows the Borough and the City of Linden to enter into a shared services agreement for the City to provide these services to the Borough

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council authorizes the Mayor to execute the Shared Services Agreement with the City of Linden for the aforementioned service, with said Agreement to be annexed hereto and all terms made a part hereof; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified that sufficient funds are available within the CY 2013 Budget in an amount not to exceed \$40,000.00, at the rate of \$1,400.00 per day of service provided for tree maintenance services.

I, Lydia Agbejimi, Deputy Borough Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a regular meeting of said Council held November 6, 2013.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 6th day of November 2013.


Lydia Agbejimi,
Deputy Borough Clerk

SHARED SERVICES AGREEMENT FOR TREE MAINTENANCE SERVICES

BY THIS AGREEMENT, made on this 12th day of November, 2013, by and between the CITY OF LINDEN ("City"), a municipal corporation in the State of New Jersey, having its principal offices at 301 N. Wood Avenue, Linden, New Jersey; and the BOROUGH OF ROSELLE ("Borough"), a municipal corporation in the State of New Jersey, having its principal offices at 210 Chestnut Street, Roselle, New Jersey, it is mutually agreed as follows:

WHEREAS, the Borough requires tree maintenance services, including, but not limited to, tree removal, stump removal and tree pruning, on a regular and emergency basis, in order to ensure the safety of the Borough's citizenry;

WHEREAS, the City has the means to provide said services to the Borough; and

WHEREAS, *N.J.S.A. 40A:65-4 et seq.*, allows the Borough and the City to enter into a shared service agreement for the City to provide said services to the Borough.

NOW THEREFORE, in consideration of the mutual promises herein contained, the parties hereby agree as follows:

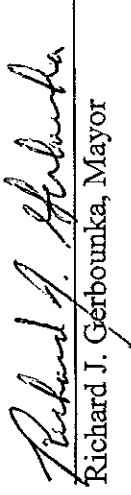
1. The City agrees to provide tree maintenance services, including all vehicles, equipment, labor and other materials necessary to effectively provide said services during the term of this Agreement (November 13, 2013 through December 31, 2013) as needed.
2. For the period November 13, 2013 through December 31, 2013, the Borough shall pay to the City an amount not to exceed \$40,000.00 for tree maintenance services, at the rate of \$1,400.00 per day, to be paid upon submission of an itemized bill of services performed by the City to the Borough.
3. The Borough hereby assumes all risks of, or liabilities for injuries to persons (including death at any time), and damage to the property occurring, or alleged to have occurred, through the Borough's negligent use of the facilities or on account of any condition created by the Borough or occurring during the Borough's negligent use, preparation or maintenance of the facilities, and to the extent of the Borough's liability for same, shall indemnify and hold harmless and defend the City, its elected or appointed officials, and its employees from and against any and all losses and expenses resulting from or in connection with claims, demand, actions, suits, and judgments which may be made, instituted, or recovered against the City, its elected or appointed officers or employees for the use of the aforementioned facilities.
4. The Borough shall provide proof of insurance, reflecting liability coverage for all actions, omissions and services rendered by the City in the amount of One Million Dollars (\$1,000,000), with the City as a named insured.
5. The obligations of this Agreement are material to the public anticipated budget revenues and expenditures of each party and neither party to this Agreement shall assign or transfer

IN WITNESS WHEREFORE, the parties hereto have hereunto set their hands and seals this 2nd
day of November, 2013.

Attest:

CITY OF LINDEN


Joseph C. Bodek, City Clerk


Richard J. Gerbounka, Mayor

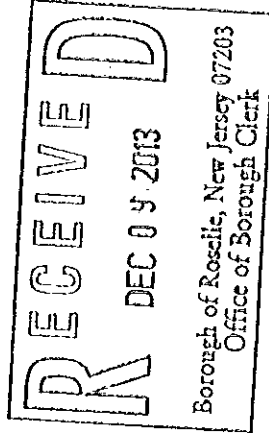
Attest:

BOROUGH OF ROSELLE


Lydia D. Agbejimi,
Deputy Municipal Clerk


Jamel C. Holley, Mayor

APPROVED AS TO FORM BY DANIEL ANTONELLI, ASST. MUNICIPAL ATTORNEY



MEMORANDUM

Law Department
City of Linden
301 N. Wood Avenue
Linden, New Jersey 07036

TO: Lydia Agbejimi, Deputy Municipal Clerk
Borough of Roselle

FROM: Dana Tristao-Law Department

DATE: December 6, 2013

RE: Shared Services Agreement-Tree Maintenance Services

Attached please find a fully executed agreement relative to the above captioned for your records. Also attached is a copy of Resolution No. 2013-404 which was passed at the November 12, 2013 Council meeting.

cc: Joseph Bodek, City Clerk
Walter Fekete, Superintendent of Public Works



City of Linden
Union County, New Jersey
Law Department-City Hall
301 N. Wood Avenue
Linden, New Jersey 07036
(P) (908) 474-8466/(F) (908) 474-0433

JOHN G. HUDAK
Municipal Attorney

DANIEL ANTONELLI
Assistant Municipal Attorney/
Assistant Municipal Prosecutor

November 21, 2013

Rhona C. Bluestein, Borough Clerk
Borough of Roselle
Borough Hall
210 Chestnut Street
Roselle, New Jersey 07203

DANIEL J. MCCARTHY
Assistant Municipal Attorney

NICHOLAS P. SCUTARI
Municipal Prosecutor

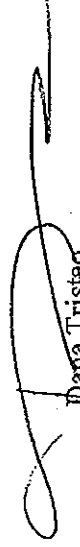
RE: SHARED SERVICES AGREEMENT - TREE MAINTENANCE SERVICES

Dear Ms. Bluestein:

Enclosed herewith please find four Shared Services Agreement relative to the above captioned matter. A copy of the Resolution No. 2013-404, approving same is also attached. Please arrange for the execution of same.

Upon completion, please return all copies to this office for final execution. Your prompt attention to this matter is greatly appreciated. If you have any questions, feel free to contact this office.

Very truly yours,


Dana Tristao
Law Clerk

Enclosures

cc: Walter Fekete, Superintendent of Public Works

RESOLUTION:2013-404

**RESOLUTION APPROVING A SHARED SERVICES AGREEMENT
FOR TREE MAINTENANCE WITH THE BOROUGH OF ROSELLE FOR
ONE YEAR BEGINNING NOVEMBER 13, 2013 THROUGH DECEMBER
31, 2013**

WHEREAS, the Borough of Roselle requires tree maintenance services in order to ensure the safety of the Borough's citizenry; and

WHEREAS, the City of Linden has the ability to provide said services to the Borough;

and

WHEREAS, N.J.S.A. 40A:65-4 et seq., allows the City of Linden and the Borough of Roselle to enter into a shared services agreement for the City of Linden to provide these services to the Borough of Roselle.

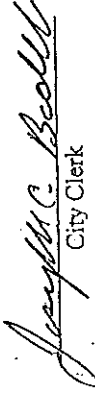
**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE
CITY OF LINDEN** as follows:

1. That the Mayor and City Clerk be and hereby are directed and authorized to execute a Shared Services Agreement with the Borough of Roselle as aforesaid upon approval of the Law Department.
2. The Borough of Roselle shall pay the City of Linden a fee not to exceed \$40,000.00 for said services, as needed, for the period of November 13, 2013 through December 31, 2013.
3. This Resolution shall take effect immediately.
4. This Resolution shall be published as required by law.

PASSED: November 12, 2013

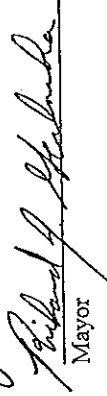
APPROVED: November 13, 2013

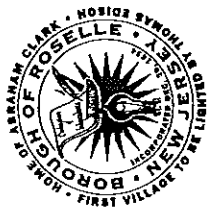
ATTEST:


City Clerk

rsharedsvroselleaves


President of Council


Mayor



BOROUGH OF ROSELLE

210 CHESTNUT STREET • ROSELLE, NEW JERSEY 07203
TELEPHONE (908) 245-5600

February 6, 2013

City of Linden
Law Department-City Hall
301 North Wood Avenue
Linden, NJ 07036

Attention: Dana

I have been filling in for Borough Clerk Rhona Bluestein. Therefore, please find enclosed an original and three copies of a Shared Services Agreement between the Borough of Roselle and the City of Linden for animal control services. I've also attached a resolution of the same.

If you need further assistance, I can be reached at (908) 259-3011

Sincerely yours,

Lydia D. Agbejimi

Lydia D. Agbejimi
Deputy Municipal Clerk

Enclosures

*file in
Contracts drawer*

BOROUGH OF ROSELLE



RESOLUTION NUMBER 2013-094

RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT FOR ANIMAL CONTROL SERVICES WITH CITY OF LINDEN FOR 2013

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 Borough of Roselle has entered into an shared Services Agreement with the City of Linden since 1991 for the provision of such services; and

WHEREAS, it is in the best interest of the health, safety and welfare of the citizenry of the Borough of Roselle that the City of Linden continue to provide such services; and

WHEREAS, the City of Linden has indicated its willingness to continue to provide animal control services; and

WHEREAS, the Chief Financial Officer has certified the availability of funds to pay such agreement (which certification is attached hereto.)

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Roselle, County of Union, that the Mayor and Borough Clerk be and herby are directed and authorized to enter into an Shared Services Agreement with the City of Linden, wherein said services will be continued, and wherein it shall be reflected that the Borough of Roselle will pay the City of Linden, the annualized charges of \$34,080.00 for the year 2013 in monthly installments of \$2, 840.00, payable on or before the first day of each month to the Municipal Treasurer of City of Linden for a term of one (1) year commencing January 1, 2013 and terminating December 31, 2013.

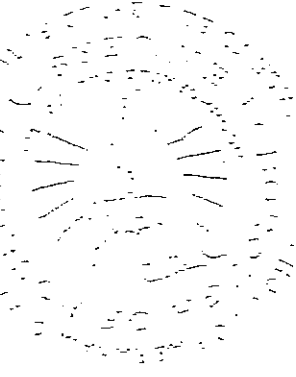
The Chief Financial Officer has certified that sufficient funds in the amount of \$8,520.00 are available within the CY 2013 Temporary Budget in Account# 01-2010-27-3302.

WHEREAS, pursuant to N.J.A.C. 50:30-5.5(e) the award of the contract shall be subject to the availability and appropriation of funds in the CY 2013 budget in account# 01-2010-27-3302; and

WHEREAS, if funds are not available for the contract in the 2013 temporary and permanent budget, the contract will be terminated.

I, Lydia Agbejimi, Deputy Municipal Clerk of the Borough of Roselle, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Roselle, County of Union, State of New Jersey at a Special meeting of said Council held January 22, 2013.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Borough of Roselle in the County of Union and State of New Jersey this 22nd day of January 2013.



Lydia Agbejimi
Lydia Agbejimi, Deputy Municipal Clerk



Karen Lukenda
PRESIDENT

City of Linden

Union County, New Jersey

BOARD OF HEALTH

605 South Wood Avenue
Linden, New Jersey 07036

NANCY KOBLIS
HEALTH OFFICER
(908) 474-8409
FAX: (908) 474-1836

GREGORY IMBRIACO
SR. HOUSING INSPECTOR
(908) 474-8414

October 23, 2012

PUBLIC HEALTH NURSES
(908) 474-8411

Charles Glagola, Health Officer
Borough of Roselle
Municipal Building
210 Chestnut Street
Roselle, New Jersey 07203

Dear Mr. Glagola:

The City of Linden is currently working on the Animal Control Contracts for 2013. The fee for Animal Control Service for your town, Roselle, will be \$34,080.00 per annum, \$2,840.00 per month. There has been no increase in the fee for 2013.

Please notify me by returning the enclosed letter of intent by November 9, 2012.

Thank you.

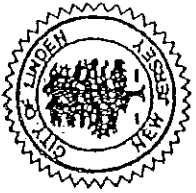
Sincerely yours,

Nancy Koblis
Health Officer

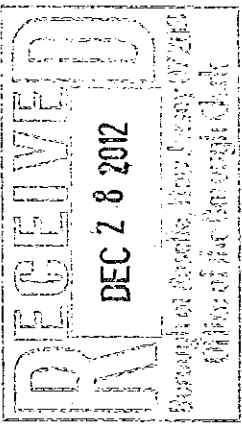
NK:sd

The Borough of Roselle will renew
 will not renew
its contract for Animal Control Services with the City of Linden for 2013.

Date: 11/08/12



City of Linden
Union County, New Jersey
Law Department-City Hall
301 N. Wood Avenue
Linden, New Jersey
(P) 908-474-8466/ (F) 908-474-0433



JOHN G. HUDAK
Municipal Attorney

DANIEL J. MCCARTHY
Assistant Municipal Attorney

DANIEL ANTONELLI
Assistant Municipal Attorney/
Assistant Municipal Prosecutor

NICHOLAS P. SCUTARI
Municipal Prosecutor

December 26, 2012

Rhona C. Bluestein, Borough Clerk
Borough of Roselle
210 Chestnut Street
Roselle, NJ 07203

RE: ANIMAL CONTROL SERVICES FOR YEAR 2013

Dear Ms. Bluestein:

Enclosed herewith please find an original and three copies of a Shared Services Agreement relative to the above captioned matter. Please have the necessary Township Officials sign same and return all copies to this Office for execution on behalf of the City of Linden. We will then forward a fully executed copy to you for your records.

Pursuant to the Agreement, please forward a certificate of insurance noting the City of Linden named as additional Insured in accordance with Paragraph 5 of the Agreement.

Your prompt attention to this matter is greatly appreciated. If you have any questions, feel free to contact my Office.

Very truly yours,

JOHN G. HUDAK
Municipal Attorney

JGH:dt

Enclosures

cc: Nancy Koblis, Health Officer
Alexis Zaack, Chief Financial Officer

SHARED SERVICES AGREEMENT

WHEREAS the Borough of Roselle 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 Borough of Roselle 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 Borough of Roselle 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. The Borough of Roselle way shall pay the City of Linden for the aforesaid services the annualized charge of \$34,080.00 for the year 2013, in monthly installments, payable on or before the first day of each month to the Municipal Treasurer.
4. The term of this Agreement shall be January 1, 2013 through December 31, 2013, 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 Borough of Roselle 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.
5. The Borough of Roselle 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.

6. 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, Mayor

ATTEST: _____
Joseph C. Bodek, City Clerk

DATE: _____

BOROUGH OF ROSELLE

By _____
Janet Holley, Mayor

ATTEST: *Lydia D. Arbezini*, Deputy Clerk
for Rhonda C. Bluestein, Borough Clerk

DATE: 2/4/13

**RESOLUTION APPROVING A SHARED SERVICES AGREEMENT
FOR ANIMAL CONTROL SERVICES WITH THE BOROUGH OF
ROSELLE FOR 2013**

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 Borough of Roselle 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 Borough of Roselle has indicated its willingness to enter into said agreement and share such costs and services as aforesaid;

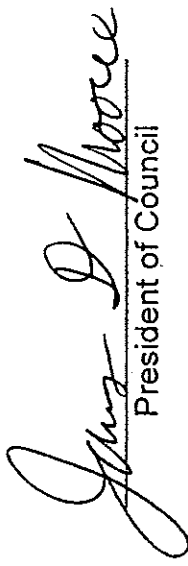
NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LINDEN that the Mayor and City Clerk be and hereby are directed and authorized to execute a Shared Services Agreement with the Borough of Roselle wherein said services will be provided, and wherein it shall be reflected that the Borough of Roselle will pay the City of Linden a charge of \$2,840.00 per month, in monthly installments, payable on or before the first day of each month to the Municipal Treasurer, commencing January 1, 2013 and terminating December 31, 2013 and:

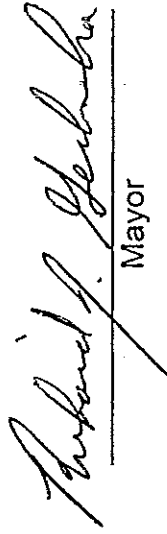
BE IT FURTHER RESOLVED that a duly executed copy of this Resolution be forwarded to the Clerk of the Borough of Roselle; and

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

PASSED: December 18, 2012

APPROVED: December 19, 2012


President of Council


Mayor

ATTEST:


City Clerk