

**EXPLANATION:** This Resolution authorizes and approves the Shared Services Agreement with the Borough of Peapack and Gladstone for the establishment and operation of a shared municipal court.

## **TOWNSHIP OF BEDMINSTER**

### **RESOLUTION NO. 2014-115**

**WHEREAS**, the Township of Bedminster (the “Township”) and the Borough of Peapack and Gladstone (the “Borough”) have reviewed their needs, resources and personnel and have found that they can assist each other at considerable savings to the tax payers of each municipality by establishing and operating a shared municipal court; and

**WHEREAS**, pursuant to N.J.S.A. 40A:65-1, et seq., any municipality of the State of New Jersey may contract with any other municipality for the shared provision within their several jurisdictions of any service that any party to the agreement is empowered to provide within its own jurisdiction; and

**WHEREAS**, pursuant to N.J.S.A. 2B:12-1(c), two or more municipalities, by resolution, may agree jointly to provide for courtrooms, chambers, equipment, supplies and employees for their municipal courts and agree to appoint judges and administrators without establishing a joint municipal court; and

**WHEREAS**, in a Shared Municipal Court, each Court retains its own identity; and

**WHEREAS**, the Shared Municipal Court shall be operated as two separate courts, pursuant to which Bedminster is the host municipality and provides the services described in this Agreement to Peapack and Gladstone; and

**WHEREAS**, the Shared Services Agreement, in the form attached hereto and made a part hereof, was negotiated and agreed to by the Township and the Borough, which establishes a municipal court and provides for the sharing of court facilities and court staff including the municipal judge, court administrators, other court employees, prosecutors, public defenders and security personnel; and

**WHEREAS**, the Township and the Borough have negotiated a Shared Services Agreement, which is attached hereto and made a part hereof; and

**WHEREAS**, the Shared Services Agreement has been reviewed by the Township Attorney, along with representatives of the Township; and

**WHEREAS**, the Shared Services Agreement has been reviewed by the Honorable Yolanda Ciccone, A.J.S.C., and approved same with terms and conditions set forth in a letter dated October 1, 2014; and

**WHEREAS**, the Township Committee of the Township of Bedminster finds it to be in the best interest of the Township and its residents to enter into this Shared Services Agreement with the Borough for the establishment and operation of a shared municipal court.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Bedminster, in the County of Somerset, and State of New Jersey, as follows:

1. There shall be established a shared municipal court servicing the Township of Bedminster and Borough of Peapack and Gladstone, subject to compliance with the terms and conditions of the October 1, 2014 approval of Honorable Yolanda Ciccone, A.J.S.C.
2. The Mayor and Township Clerk are hereby authorized and directed to execute the attached Shared Services Agreement with the Borough of Peapack and Gladstone, which Agreement set forth the terms and conditions for the operation of the shared municipal court, including the sharing of court facilities and court staff including the municipal judge, court administrators, other court employees, prosecutors, public defenders and security personnel.
3. The Township Clerk/Administrator, Township Attorney and other appropriate Township officials are further authorized to take any and all action required to comply with this

Agreement.

4. This Resolution shall take effect immediately upon adoption, and the adoption of the appropriate mechanism approving the Shared Services Agreement adopted by the Borough.

ATTEST:

BEDMINSTER TOWNSHIP  
COMMITTEE:

By: \_\_\_\_\_  
Judith Sullivan, RMC  
Township Clerk

By: \_\_\_\_\_  
Steven E. Parker, Mayor

**CERTIFICATION**

I, Judith Sullivan, Township Clerk of Bedminster, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Township Committee at a Regular Meeting held on October 20, 2014.

\_\_\_\_\_  
Judith Sullivan, Township Clerk

<b>Introduced</b>	<b>Seconded</b>	<b>Township Committee</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
		<b>Steven E. Parker, Mayor</b>				
		<b>Bernie Pane</b>				
		<b>Carolyn Freeman</b>				
		<b>Lawrence F. Jacobs</b>				
		<b>Staci Santucci</b>				