

**TOWNSHIP OF VERONA  
COUNTY OF ESSEX, STATE OF NEW JERSEY**

**RESOLUTION No. 2023-080**

A motion was made by Councilman Tamburro; seconded by Councilman McEvoy that the following resolution be adopted:

**AUTHORIZING THE EXECUTION OF A MUNICIPAL SHARED SERVICE  
AGREEMENT WITH NORTH CALDWELL AND ESSEX FELLS FOR  
MUNICIPAL COURT SERVICES**

**WHEREAS**, the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1, et seq.*, permits contracts by local and county units for shared service projects; and

**WHEREAS**, pursuant to *N.J.S.A. 2B:12-1, et seq.*, a municipality must establish a municipal court and provide for its administration; and

**WHEREAS**, pursuant to *N.J.S.A. 2B:12-1(c)*, two or more municipalities, by ordinance, may enter into an agreement establishing a single shared municipal court and provide for its administration; and

**WHEREAS**, the governing bodies of Essex Fells and North Caldwell have determined that certain economies would be derived from such a partnership; and

**WHEREAS**, at a regular meeting of the Borough Council of Essex Fells held on the 18<sup>th</sup> day of December 1990, an ordinance was duly adopted authorizing the making of the original Shared Municipal Court Services Agreement by Essex Fells for a term on one (1) year; and

**WHEREAS**, at a regular meeting of the Borough Council of North Caldwell held on the 11<sup>th</sup> day of December 1990, an ordinance was duly adopted authorizing the making of the original Shared Municipal Court Services Agreement by North Caldwell for a term of one (1) year; and

**WHEREAS**, the original Shared Municipal Court Services Agreement expired on December 31, 1991, the governing bodies of Essex Fells and North Caldwell consented to operate the shared municipal court on the same terms to the present date; and

**WHEREAS**, the Borough of North Caldwell and the Borough of Essex Fells executed an agreement on August 16, 2022, pursuant to the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1, et seq.* (the "prior Agreement") that the shared proceedings of Essex Fells and North Caldwell Municipal Courts shall be held in the facility of the North Caldwell Municipal Court; and

**WHEREAS**, pursuant to Section 18 of the prior Agreement, no additional municipality shall be added to the shared court without unanimous consent of all participating municipalities; and

**WHEREAS**, Essex Fells and North Caldwell consented to add Verona to the shared court; and

**WHEREAS**, the governing bodies of Essex Fells, Verona and North Caldwell have now determined that certain economies would be derived from the expansion of the existing agreement between Essex Fells and North Caldwell to now include Essex Fells, Verona and North Caldwell; and

**WHEREAS**, the three municipalities desire to set forth the administrative and financial responsibilities of each member for the shared court services; and

**WHEREAS**, the shared court is subject to approval by the Administrative Office of the Courts and the Vicinage Assignment Judge; and

**WHEREAS**, the governing bodies of Essex Fells, Verona and North Caldwell have determined that it would serve the efficient administration of justice to enter into a new Shared Municipal Services Agreement.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Verona, that the Township approves entering into a Shared Municipal Services Agreement with North Caldwell and Essex Fells for Municipal Court services and the Council hereby authorizes the Township Manager, or his designee, to execute an agreement substantially conforming to the attached agreement, after review and approval by the Township Attorney, and take any and all actions necessary to complete and realize the intent and purpose of this resolution.

**ROLL CALL:**

**AYES:** Holland, Tamburro, McEvoy, McGrath, Roman

**NAYS:**

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON APRIL 17, 2023.**

  
JENNIFER KIERNAN  
MUNICIPAL CLERK

