R-161-26

RESOLUTION AMENDING R-68-25 AUTHORIZING A SHARED SERVICES AGREEMENT FOR ANIMAL CONTROL SERVICES WITH THE TOWN OF BOONTON AND THE BOROUGH OF MT. ARLINGTON PURSUANT TO THE UNIFORM SHARED SERVICES AND CONSOLIDATION ACT (N.J.S.A. 40A:65-1 ET SEQ.) TO CORRECT A CLERICAL ERROR REGARDING THE TERM OF THE AGREEMENT

WHEREAS, on March 10, 2025, the Governing Body of the Borough of Wharton adopted Resolution R-68-25, authorizing the execution of a Shared Services Agreement with the Town of Boonton and the Borough of Mt. Arlington for services of animal control, with Wharton serving as the lead agency, pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq.; and

WHEREAS, Resolution R-68-25 contained a provision stating, "This Agreement shall remain in effect through 12/31/25"; and

WHEREAS, the actual, executed Shared Services Agreement correctly reflects the true intent of the participating municipalities, establishing a contract term of five (5) years beginning April 1, 2025, and ending March 31, 2030, with an option to renew for an additional five-year term; and

WHEREAS, it is necessary to formally amend Resolution R-68-25 nunc pro tunc to align the legislative record and authorization with the executed contract terms to ensure continuous legal, statutory, and financial compliance for this shared service.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Wharton, County of Morris, State of New Jersey, as follows:

1. **The duration provision within Resolution R-68-25 is hereby amended and corrected to state that the Shared Services Agreement for Animal Control Services is authorized for a five (5) year term commencing on April 1, 2025, and terminating on March 31, 2030, with the option to renew the agreement for an additional term of five (5) years.**
2. **All other authorizations, terms, and provisions of Resolution R-68-25 not in conflict with this amendment shall remain in full force and effect.**
3. **This resolution shall take effect retroactively to March 10, 2025.**
4. **Certified copies of this resolution shall be forwarded by the Borough Clerk to the Town of Boonton and the Borough of Mt. Arlington for their official records, and a copy shall be filed with the Division of Local Government Services in the Department of Community Affairs as required.**

Adopted: November 9, 2026

BOROUGH OF WHARTON

ATTEST:

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WILLIAM J. CHEGWIDDEN, MAYOR

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Cheryl Muzzillo,
Borough Clerk