

**SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF
NEPTUNE AND THE BOROUGH OF TINTON FALLS FOR THE
CONSTRUCTION OF A PORTION OF ESSEX ROAD INNEPTUNE**

THIS AGREEMENT made on the ___ day of _____ 2024 by and between the **TOWNSHIP OF NEPTUNE**, (hereinafter “Neptune”) with its principal office located at 25 Neptune Boulevard, Neptune, NJ 07753 and the **BOROUGH OF TINTON FALLS**, (hereinafter “Tinton Falls”) with its principal office located at 556 Tinton Avenue, Tinton Falls, NJ, 07727 (collectively referred to as the “Municipalities”)

WITNESSETH

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. authorizes local units of the State to enter into a contact with any other local unit or units for the joint provision within their jurisdictions of any service which either unit is empowered to render; and

WHEREAS, Tinton Falls is moving forward with the 2024 Roadway Improvement Program, which includes improvements to portions of Essex Road within the borders of Tinton Falls and which could include improvements to the southeastern portion of Essex Road that is located within Neptune (the “Neptune Essex Road Improvements Project”); and

WHEREAS, Tinton Falls and Neptune believe it will be beneficial and cost effective to both municipalities to enter into a Shared Services Agreement so that the Neptune Essex Road Improvements Project can proceed as part of the Borough’s 2024 Roadway Improvements Project; and

WHEREAS, pursuant to the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq.), Tinton Falls will procure services to complete the 2024 Roadway Improvements Project through public advertisement; and

WHEREAS, Tinton Falls has agreed to assume lead agency responsibilities and pay for the soft costs connected with the design and oversight of the project; and

WHEREAS, the proper and respective municipal officials were authorized to execute this shared services agreement pursuant to resolutions of their governing bodies.

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

1. Scope of Work: Tinton Falls shall complete the Neptune Essex Road Improvements Project as detailed in the plans prepared by Michael C. MacFarlane, PE, CME, of T&M Associates, dated March 22, 2024, attached hereto as Exhibit A.
2. Bidding Process: Tinton Falls’ request for proposal for services for its 2024 Roadway Improvement Project shall include a separate request for bid proposals to complete the Neptune Essex Road Improvements, as detailed in Exhibit A as Add Alternate No. 2.

3. Payment: Neptune agrees to reimburse Tinton Falls for the total cost of the services for the Neptune Essex Road Improvements as proposed in the winning bid. Such cost shall not exceed \$130,000.00 without written approval by Neptune.
4. Term of Agreement: This agreement shall commence on the date of execution and shall terminate after the Neptune Essex Road Improvements project is completed and all payments due under this agreement are remitted.
5. Termination: Either municipality may terminate this agreement, with or without cause, upon 30 days written notice to the other municipality.
6. Amendments: This agreement may not be amended, altered, or modified without the express written consent of the Municipalities.
7. Indemnification: Each municipality shall be responsible for and agrees to indemnify and hold the other municipality harmless from and against all third-party claims, demands, and causes of action for damages (including reasonable attorney's fees) for personal injuries or damage to tangible property to the extent such damages result from the acts or omissions of the indemnifying party its officers, agents, or employees. The municipality seeking indemnification shall notify the other municipality of any third-party claim, demand, or cause of action for which it will seek indemnification.
8. No Third-Party Beneficiaries: This Agreement is intended for the sole benefit of the Municipalities and their respective successors and permitted assignees and is not for the benefit of, nor may any provision hereof be enforced by, any other person or third-party.
9. Entire Agreement: This agreement including any attachment hereto and documents incorporated by reference shall constitute the entire understanding and agreement between the Municipalities.
10. Agency: Except as provided otherwise herein, neither municipality shall act as the agent of the other and neither shall have the ability to bind the other without express written permission duly authorized by the appropriate governing body.
11. Disputes: If there is a dispute concerning either municipality's performance under this agreement, the Municipalities will attempt to resolve the dispute amicably. If the municipalities cannot resolve the issue amicably, the Municipalities will mediate the dispute before a mutually agreed upon, third-party mediator. The Municipalities will bear their own cost of participating in the mediation and split the costs of the mediator. If the dispute is not resolved through mediation, the Municipalities may then pursue any available legal or equitable remedy.
12. Severability: If any of the provisions contained in this agreement are held illegal, invalid, or unenforceable the remaining provisions shall remain in full force and effect.
13. Enactment Procedures: The Township of Neptune and the Borough of Tinton Falls hereby acknowledge that prior to execution of this agreement, the respective municipal bodies shall authorize the same through and by the procedures and standards for the adoption of ordinances and/or resolutions set forth more fully under the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq.

IN WITNESS WHEREOF, the undersigned have hereto set their hands and seals the day and year first written above,

BOROUGH OF TINTON FALLS

TOWNSHIP OF NEPTUNE

BY: _____
VITO PERILLO, MAYOR

BY: _____
TASSI YORK, MAYOR

DATED: _____

DATED: _____

ATTEST:

MICHELLE HUTCHINSON, RMC

GABRIELLA SIBONI, RMC

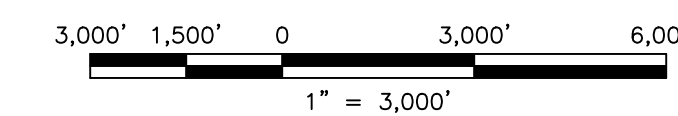
EXHIBIT A PLANS FOR 2024 ROADWAY IMPROVEMENT PROGRAM

BOROUGH OF TINTON FALLS MONMOUTH COUNTY, NEW JERSEY

UTILITY OWNERS	
WATER	
NEW JERSEY AMERICAN WATER 661 SHREWSBURY AVENUE SHREWSBURY, NJ 07701 ATTN: CHARLEY LOWTHER	(732)-933-5911
GAS	
NEW JERSEY NATURAL GAS CO. 1415 WYCOFF ROAD WALL, NJ 07719 ATTN: KENNY CHENN	(732)-684-7352
ELECTRIC	
NEW JERSEY CENTRAL POWER AND LIGHT 331 NEWMAN SPRINGS ROAD RED BANK, NJ 07701 ATTN: JOY BOSTICK	(732)-212-4242
TELEPHONE	
VERIZON COMMUNICATIONS 175 WEST MAIN STREET FREEHOLD, NJ 07728 ATTN: GREG WECKHERLEN	(732)-751-8742
CABLE TV	
COMCAST CABLEVISION CO. 403 SOUTH STREET EATONTOWN, NJ 07724 ATTN: GARY EICKEN	(732)-299-2958
SEWER	
BOROUGH OF TINTON FALLS 556 TINTON AVENUE TINTON FALLS, NJ 07724 ATTN: BUTCH NEIS	(732)-241-4697
LOCATION OF UTILITIES SHOWN ON THESE PLANS ARE NOT WARRANTED AS TO EXACTNESS. CONTRACTOR SHALL DETERMINE EXACT LOCATION AND DEPTH OF UTILITIES PRIOR TO CONSTRUCTION IN ACCORDANCE WITH THE REQUIREMENTS OF THE CONTRACT DOCUMENTS AND OTHER APPLICABLE LAWS.	



KEY MAP



2019 NEW JERSEY DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION, OR LATEST EDITION, SHALL GOVERN.

PREPARED BY
MICHAEL C. MACFARLANE, P.E., C.M.E.
CONSULTING ENGINEER



11 TINDALL ROAD
MIDDLETOWN, NJ 07748
TEL 732-671-4609
FAX 732-671-7365

NEW JERSEY BOARD OF PROFESSIONAL ENGINEERS
AND LAND SURVEYORS
CERTIFICATE OF AUTHORIZATION 24GA27987500

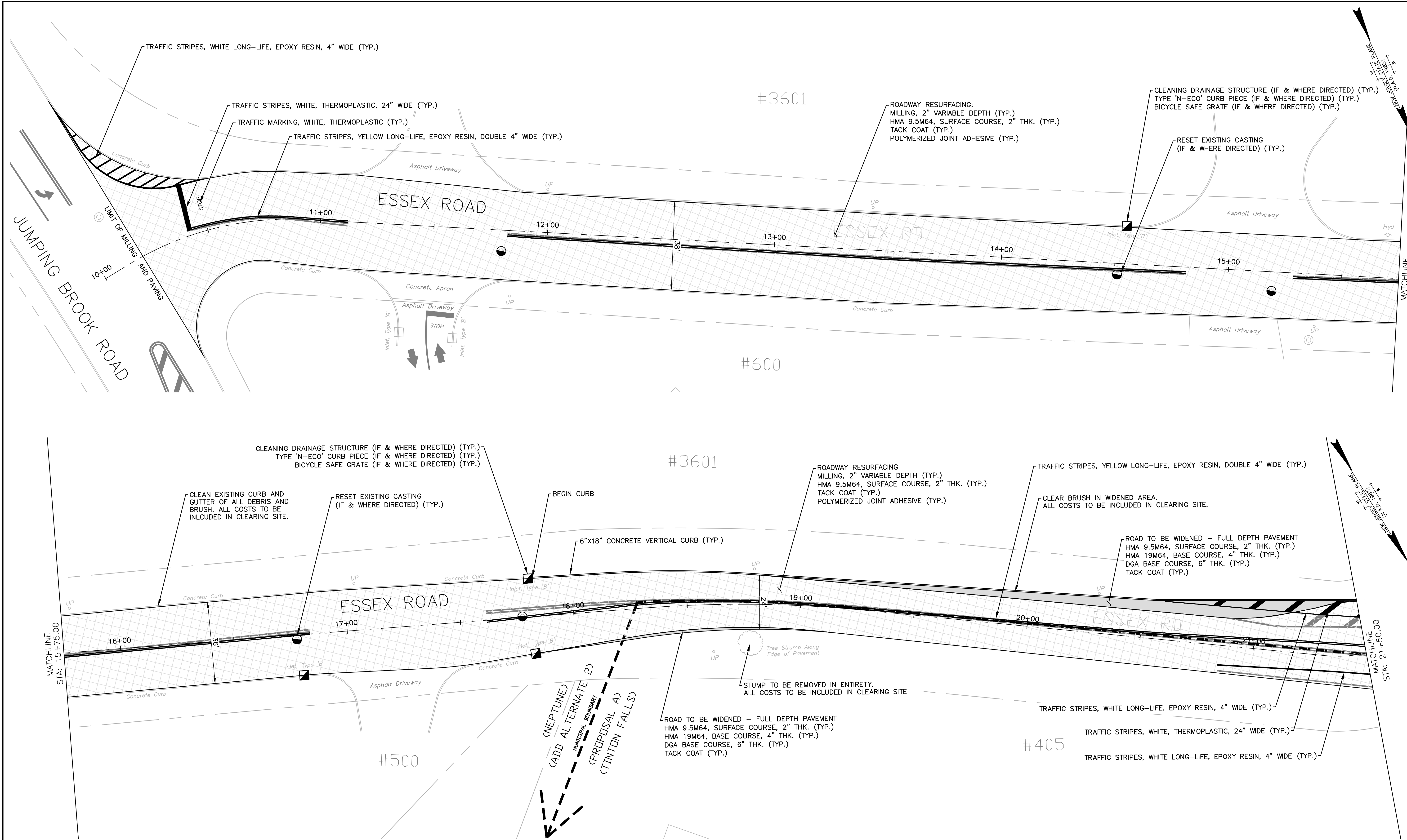
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5	EXISTING CONDITIONS
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PROJECT INFORMATION: \\boromessoc\clients\local\Public\Projects\TFLS\01598 (Plans)\FILE PATH: \\boromessoc\clients\local\Public\Projects\TFLS\01598 (Plans)\LAST SAVED DATE AND TIME: 22 Mar 2024, 2:07PM LAST SAVE BY: P.Montgomery

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PROJECT INFORMATION:
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 FILE NAME: TFLS-01598_Essex_Road_CSP.dwg
 DATE: 03/22/24
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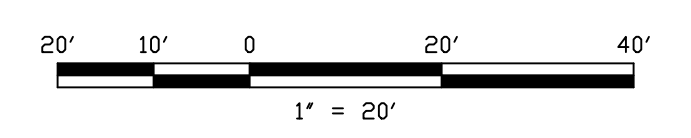


CONSTRUCT ITEMS (ADD ALTERNATE #2) (STATE NOT SPONSORED):

4,010	SY	MILLING, 2" VARIABLE DEPTH
485	TON	HOT MIX ASPHALT 9.5M64 SURFACE COURSE, 2" THK. (TYP.)
215	TON	HOT MIX ASPHALT 19M64 BASE COURSE, 4" THK. (TYP.)
880	SY	DENSE GRADED AGGREGATE BASE COURSE, 6" THK. (TYP.)
390	GAL	TACK COAT
1390	LF	POLYMERIZED JOINT ADHESIVE
370	LF	6"x18" CONCRETE VERTICAL CURB
4	UN	CLEANING DRAINAGE STRUCTURE (IF & WHERE DIRECTED)
4	UN	BICYCLE SAFE GRATE (IF & WHERE DIRECTED)
4	UN	TYPE 'N-ECO' CURB PIECE (IF & WHERE DIRECTED)
5	UN	RESET EXISTING CASTING (IF & WHERE DIRECTED)
1,825	LF	TRAFFIC STRIPES, YELLOW LONG-LIFE, EPOXY RESIN, 4" WIDE
250	LF	TRAFFIC STRIPES, WHITE LONG-LIFE, EPOXY RESIN, 4" WIDE
60	LF	TRAFFIC STRIPES, WHITE, THERMOPLASTIC, 24" WIDE
1	UN	TRAFFIC MARKINGS, WHITE, THERMOPLASTIC
190	SY	BORROW TOPSOIL, 4" THK.
190	SY	FERTILIZING AND SEEDING TYPE "G"
190	SY	STRAW MULCHING

CONSTRUCT ITEMS (PROPOSAL A):

490	SY	MILLING, 2" VARIABLE DEPTH
60	TON	HOT MIX ASPHALT 9.5M64 SURFACE COURSE, 2" THK. (TYP.)
20	TON	HOT MIX ASPHALT 19M64 BASE COURSE, 4" THK. (TYP.)
110	SY	DENSE GRADED AGGREGATE BASE COURSE, 6" THK. (TYP.)
60	GAL	TACK COAT



NO.	DATE	REVISIONS	BY	CHKD

MICHAEL C. MACFARLANE, P.E., C.M.E.
 CONSULTING ENGINEER

03/22/24
 Mike MacFarlane
 LICENSED PROFESSIONAL ENGINEER
 STATE OF NJ LICENSE NO. 2460553400

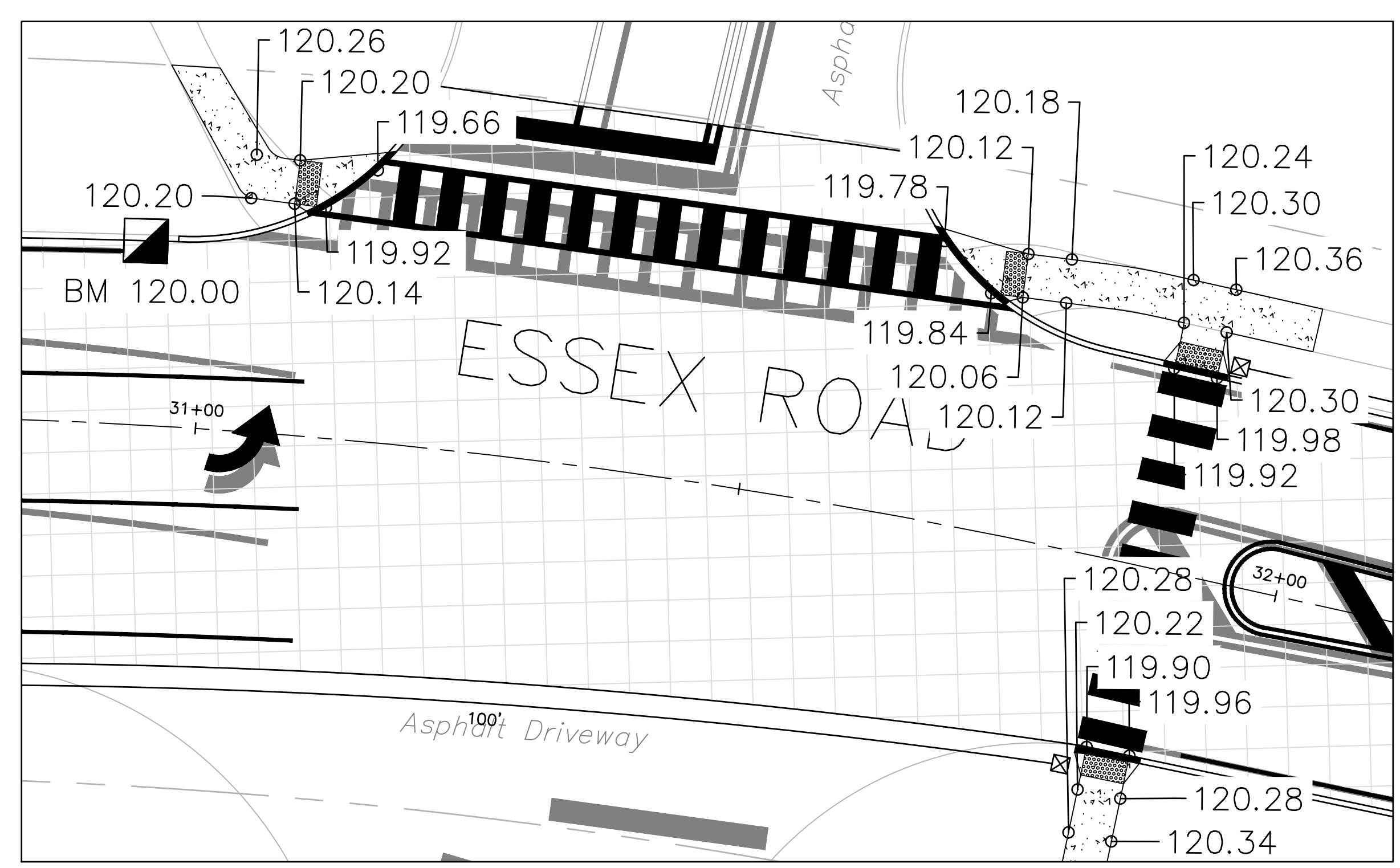
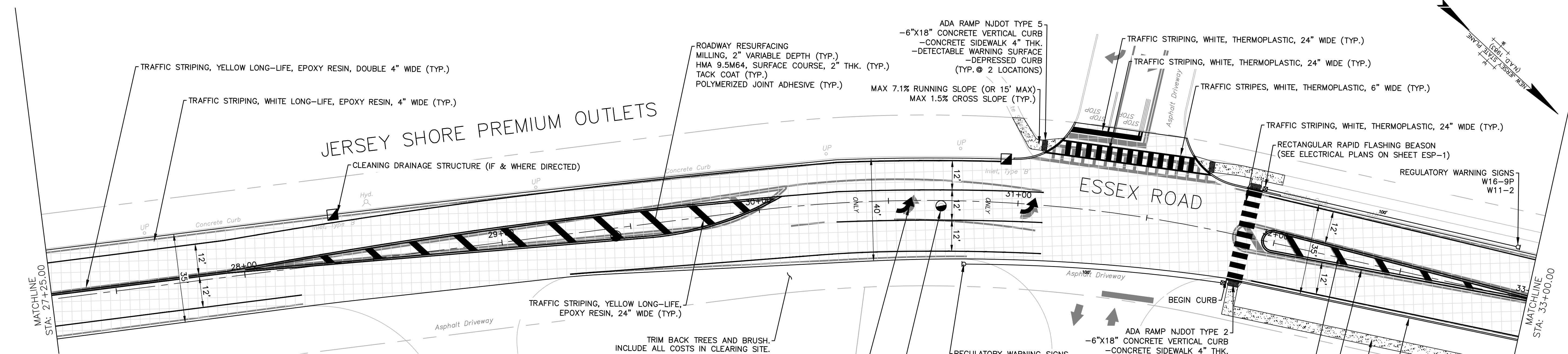
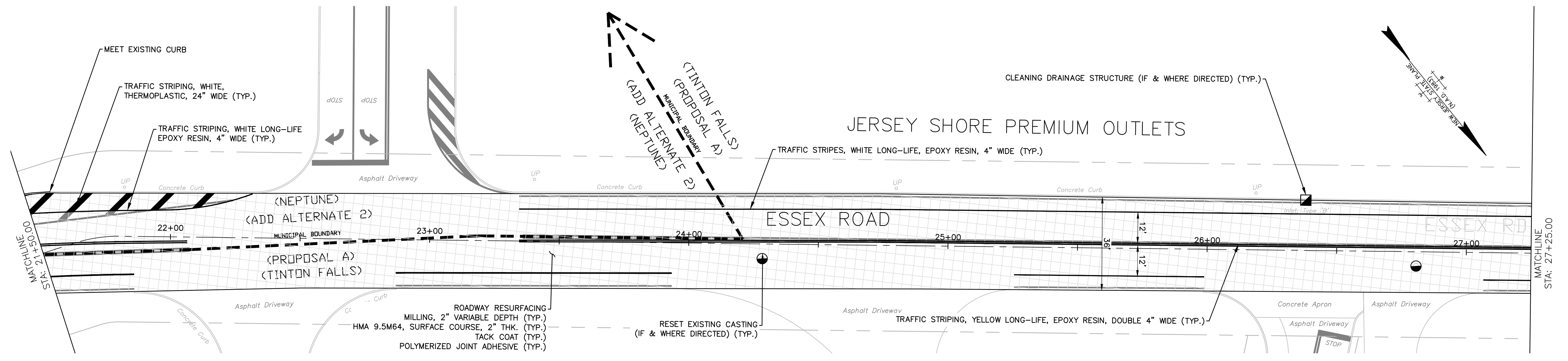
BOROUGH OF TINTON FALLS
2024 ROADWAY IMPROVEMENT PROGRAM
 BOROUGH OF TINTON FALLS, MONMOUTH COUNTY, NEW JERSEY
PROPOSAL A - ESSEX ROAD (NJDOT FY 2023)
CONSTRUCTION PLAN & SOIL EROSION AND SEDIMENT CONTROL

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DATE	03/22/24	OF	66
SCALE	AS SHOWN		

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CURB RAMP GRADING PLAN
ESSEX ROAD & JERSEY SHORE OUTLETS ENTRANCE
 SCALE: 1" = 10'

CONSTRUCT ITEMS (PROPOSAL A):

4,135	SY	MILLING, 2" VARIABLE DEPTH
495	TON	HOT MIX ASPHALT 9.5M64 SURFACE COURSE, 2" THK.
200	TON	HOT MIX ASPHALT 19M64 BASE COURSE, 4" THK.
865	SY	DENSE GRADED AGGREGATE BASE COURSE, 6" THK.
415	GAL	TACK COAT
1,025	LF	POLYMERIZED JOINT ADHESIVE
195	LF	6"x18" CONCRETE VERTICAL CURB
80	SY	CONCRETE SIDEWALK, 4" THK.
3	UN	CLEANING DRAINAGE STRUCTURE (IF & WHERE DIRECTED)
4	UN	RESET EXISTING CASTING (IF & WHERE DIRECTED)
4	SY	DETECTABLE WARNING SURFACE
2,300	LF	TRAFFIC STRIPES, YELLOW LONG-LIFE, EPOXY RESIN, 4" WIDE
1,400	LF	TRAFFIC STRIPES, WHITE LONG-LIFE, EPOXY RESIN, 4" WIDE
160	LF	TRAFFIC STRIPES, WHITE, THERMOPLASTIC, 6" WIDE
145	LF	TRAFFIC STRIPES, WHITE, THERMOPLASTIC, 24" WIDE
125	LF	TRAFFIC STRIPES, YELLOW, THERMOPLASTIC, 24" WIDE
4	UN	TRAFFIC MARKINGS, WHITE, THERMOPLASTIC
1	LS	ELECTRICAL UTILITY SERVICE
2	UN	RECTANGULAR RAPID FLASHING BEACON
25	SF	REGULATORY AND WARNING SIGNS
160	SY	BORROW TOPSOIL, 4" THK.
160	SY	FERTILIZING AND SEEDING TYPE "G"
160	SY	STRAW MULCH

CONSTRUCT ITEMS (ADD ALTERNATE #2) (STATE NOT SPONSORED):

585	SY	MILLING, 2" VARIABLE DEPTH
70	TON	HOT MIX ASPHALT 9.5M64 SURFACE COURSE, 2" THK.
30	TON	HOT MIX ASPHALT 19M64 BASE COURSE, 4" THK.
115	SY	DENSE GRADED AGGREGATE BASE COURSE, 6" THK.
60	GAL	TACK COAT
275	LF	POLYMERIZED JOINT ADHESIVE
200	LF	TRAFFIC STRIPES, YELLOW LONG-LIFE, EPOXY RESIN, 4" WIDE
170	LF	TRAFFIC STRIPES, WHITE LONG-LIFE, EPOXY RESIN, 4" WIDE
55	LF	TRAFFIC STRIPES, WHITE, THERMOPLASTIC, 24" WIDE

NO.	DATE	REVISIONS	BY	CHKD

MICHAEL C. MACFARLANE, P.E., C.M.E.
 CONSULTING ENGINEER

03/22/24

Mike MacFarlane

LICENSED PROFESSIONAL ENGINEER
 STATE OF NJ LICENSE NO. 2460553400

BOROUGH OF TINTON FALLS

2024 ROADWAY IMPROVEMENT PROGRAM

BOROUGH OF TINTON FALLS, MONMOUTH COUNTY, NEW JERSEY

PROPOSAL A - ESSEX ROAD (NJDOT FY 2023)

CONSTRUCTION PLAN & SOIL EROSION AND SEDIMENT CONTROL

T&M AND

YOUR GOALS. OUR MISSION.

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