

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2011-143

Council Meeting Date: 05-23-2011

Date Adopted: 05-23-2011

TITLE: RESOLUTION AUTHORIZING AGREEMENT FOR COST SHARING OF TRAFFIC SIGNAL INSTALLATION, SPRINGFIELD AVENUE AND UNION AVENUE BETWEEN THE BOROUGH OF NEW PROVIDENCE AND THE COUNTY OF UNION

Councilperson Galluccio submitted the following resolution, which was duly seconded by Councilperson Muñoz.

BE IT RESOLVED by the Mayor and Council of the Borough of New Providence, in the County of Union and State of New Jersey, that they do hereby approve and authorize an agreement between the County of Union and the Borough of New Providence, in the form attached hereto, and they do further authorize and direct the Mayor and Borough Clerk to execute same on behalf of the Borough of New Providence.

APPROVED, this 23rd day of May, 2011.

RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
CUCCO	X			
GALLUCCIO	X			
GENNARO	X			
LESNEWICH	X			
MUÑOZ	X			
VYZAS	X			
HERN			TO BREAK COUNCIL TIE VOTE	

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 23rd day of May, 2011

Wendi B. Barry, Borough Clerk



7 MAR '11 AM 10:34

COUNTY OF UNION

OFFICE OF THE COUNTY COUNSEL
Robert E. Barry, Esq., County Counsel

March 3, 2011

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CHOSEN FREEHOLDERS**

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Director of Administrative
Services*

ROBERT E. BARRY, ESQ.
County Counsel

NICOLE L. DIRADO,
C.M.C., M.P.A.
Clerk of the Board

Douglas R. Marvin,
Borough Administrator
Borough of New Providence
360 Eikwood Avenue
New Providence, NJ 07974

RE: Cost Sharing Agreement for Traffic Signal Installation
Springfield Avenue & Union Avenue, New Providence

Dear Mr. Marvin:

Enclosed please find three (3) copies of the Redrafted Agreement which I believe addresses the concerns raised in your January 3, 2011 correspondence.

If the enclosed Agreement meets with approval, please return three (3) executed copies to me.

Should you have any questions or concerns, please feel free to contact me.

Very truly yours,

STEVEN H. MERMAN
Assistant County Counsel

SHM/deb
Enclosure
Cc: Thomas Mineo, County Engineer w/o enc.

ADMINISTRATION BUILDING

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**COST SHARING AGREEMENT FOR MUNICIPAL IMPROVEMENT BETWEEN
THE MUNICIPALITY OF NEW PROVIDENCE
AND THE COUNTY OF UNION FOR INTERSECTION IMPROVEMENTS**

The County of Union, and the Municipality of New Providence have deemed it in their best interest to enter into a Cost Sharing Agreement in order to provide for design, construction, and the costs related to the Improvements at the following intersections:

- **Springfield Avenue (CR 512) and Union Avenue**

WHEREAS the Municipality of New Providence has requested assistance from the County of Union to install a traffic signal system at this unsignalized intersection; and

WHEREAS through a preliminary investigation the County of Union has determined that a traffic signal is warranted at this location; and

WHEREAS the County of Union will be the lead agency to take the project from engineering design through construction of a complete and functioning traffic signal system; and

WHEREAS pursuant to New Jersey Statute the County of Union and the Municipality of New Providence must engage in a cost sharing agreement defining the responsibilities and expectations of all parties hereto.

NOW, THEREFORE, BE IT AGREED AMONG THE PARTIES THAT the County of Union will:

1. Finance the project costs for design and construction with County funds or grants acquired by the County
2. Incorporate the project costs for design and construction into the County Budget.
3. Conduct a project kick-off meeting between the County Engineer, the Municipal Engineer and Traffic Officer and the design engineer to identify the project goals
4. With the Municipality of New Providence's input, prepare construction plans and specifications
5. Obtain all applicable permits and approvals from NJDOT required for the project
6. Advertise and award a construction contract for the project in accordance with Local Public Contract Law
7. Host a preconstruction meeting to discuss the project details prior to the start of construction
8. Supervise the construction contract, including project management and inspection
9. Require a 1-year maintenance bond from the contractor upon final acceptance of the project by the County of Union and the Municipality of New Providence. This bond is to cover the costs associated with defective material or workmanship and does not include routine maintenance or physical damage after initial installation.
10. Provide the Municipality of New Providence a copy of the final as-built plans and timing directive.
11. Provide a supporting resolution to the municipal ordinance approving the installation of the traffic signal system

AND THAT the Municipality of New Providence will:

1. Participate in the design of the project by providing timely reviews and comments on all preliminary and final plans and specifications
2. Purchase, and convey to the County of Union any easements and/or right of ways necessary to complete the project
3. Provide and pay for Police Traffic Directors and Police Vehicles as required during construction or as determined necessary by the Municipality of New Providence Police Department.
4. Participate in the cost of specialty items such as decorative lighting or decorative crosswalk treatments

5. Relocate any and all utilities owned by the Municipality of New Providence that may be required to be relocated by the scope of the project.
6. Inspect any new meter cabinet installation in a timely manner and forward the inspection card to the utility company for electrical service required to operate the signal system
7. Pay the cost of the electricity for the new signal system
8. Assume responsibility for ownership, operation, and maintenance of the new signal system upon final acceptance by the County of Union and Municipality of New Providence.
9. Adopt an ordinance approving the installation of the traffic signal, referencing the as-built plan and timing directive.

IN WITNESS WHEREOF, the parties hereto have executed this agreement with due authorization from their respective governmental body.

BOROUGH OF NEW PROVIDENCE

Wendi B. Barry, Clerk

J. Brooke Hern, Mayor

COUNTY OF UNION

Clerk, Board of Chosen Freeholders

APPROVED AS TO FORM

Robert E. Barry, Esq.
County Counsel

County Manager