

RESOLUTION 101-17

**RESOLUTION AUTHORIZING EXECUTION OF
AGREEMENT BETWEEN THE BOROUGH OF CLAYTON AND CAROL CARR
FOR CERTIFIED RECYCLING PROFESSIONAL (CRP) SERVICES TO PREPARE
ANNUAL RECYCLING TONNAGE REPORT FOR THE BOROUGH OF
CLAYTON**

WHEREAS, the Borough of Clayton and Carol Carr have negotiated an Agreement for Certified Recycling Professional (CRP) to prepare annual recycling tonnage report; and

WHEREAS, the governing body must approve the execution of said Agreement.

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

1. That the governing body does hereby approve the execution of the attached Agreement between Carol Carr and the Borough of Clayton for Certified Recycling Professional (CRP) services to prepare the annual recycling tonnage report for the Borough of Clayton.

2. That the Mayor and/or Borough Administrator be and is hereby authorized to execute said Agreement on behalf of the Borough of Clayton.

ADOPTED, at a regular meeting of the Mayor and Council of the Borough of Clayton, County of Gloucester and State of New Jersey on Thursday, April 13, 2017.

BOROUGH OF CLAYTON



THOMAS BIANCO, Mayor

Attest:



CHRISTINE NEWCOMB, Borough Clerk

CERTIFICATION

I, Christine Newcomb, Clerk of the Borough of Clayton, do hereby certify that the foregoing Resolution was presented and duly adopted by the Borough Council at a meeting of the Borough of Clayton, held on Thursday, April 13, 2017.



CHRISTINE NEWCOMB, Borough Clerk

**AGREEMENT BETWEEN BOROUGH OF CLAYTON
AND CAROL CARR
FOR A CERTIFIED RECYCLING PROFESSIONAL (CRP)
TO PREPARE ANNUAL RECYCLING TONNAGE REPORT**

WHEREAS, beginning 2012, each New Jersey municipality is required by the Recycling Enhancement Act (REA) to have mandatory Annual Recycling Tonnage Reports approved and "signed" by a Certified Recycling Professional (hereinafter "CRP"). Recycling Tonnage Reports will be submitted via email to the New Jersey Department of Environmental Protection (NJDEP) utilizing a spreadsheet compatible with the Microsoft Excel structure provided by the Department; and

WHEREAS, THIS AGREEMENT by and between the Borough of Clayton (Municipality), a Municipal Body Politic having its offices at 125 N. Delsea Drive, Clayton, New Jersey, 08312, and Carol Carr, residing at 107 W. Center Street, Clayton, New Jersey 08312 (hereinafter "CRP"), is dated this 13th day of April, 2017; and

WHEREAS, the Borough of Clayton, by ordinance, has duly enacted a recycling plan for all recyclable materials as designated by the Gloucester County Solid Waste Management Plan and amendments thereto; and

WHEREAS, the Borough of Clayton, is desirous of retaining CRP services from Carol Carr for the review and to sign said Annual Recycling Tonnage Report.

NOW, THEREFORE, in consideration of the terms, conditions, mutual benefits and covenants hereinafter set forth, the Borough of Clayton and Carol Carr do hereby make this agreement.

1. Borough of Clayton shall retain the services of Carol Carr as the the CRP

that will be responsible for preparing the mandatory annual municipal recycling tonnage report, as provided in the Gloucester County Solid Waste Management Plan, and with the State NJDEP.

2. It is understood that the responsibility for the accuracy of all tonnage and materials reported lies with the designated preparer of the Recycling Tonnage Report, regardless if it is a municipal representative, or the aforementioned CRP. Borough of Clayton designates Carol Carr as the preparer of the report. The report preparer is responsible should the NJDEP audit the report submittal.
3. It is Borough of Clayton's responsibility to retain the appropriate documentation for five years in the event of a field review.
4. If applicable, the Borough of Clayton shall pay a fee as agreed upon between the parties for the CRP's service to the Municipality.
5. This agreement is the entire agreement between Borough of Clayton and Carol Carr and supersedes all previous agreements and discussions. Any amendments hereto must be in writing and must be duly executed by Borough of Clayton and Carol Carr to become effective.
6. This Agreement will be entirely performed within the State of New Jersey and it shall be construed in accordance with the laws thereof.
7. If any provision of this Agreement is determined by a court of competent jurisdiction to be illegal, void, ultravires, or unconstitutional, the remainder of this Agreement shall continue in full force and effect.

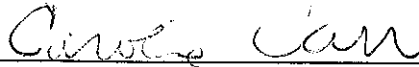
IN WITNESS HERETO the parties hereto have set their hands of the proper

public official as of the date and year first above written.

BOROUGH OF CLAYTON



By: Thomas Bianco, Mayor



Carol Carr, CRP

A copy of this executed agreement shall be forwarded to the NJDEP, either electronically to REATAX@dep.state.nj.us or by mail to:

NJDEP-Solid & Hazardous Waste Management Program
401 E. State Street
Mail Code 401-02C
P.O. Box 420
Trenton, NJ 08625-0420
Attn: Mr. Joe Davis