

2024.10.33

**FIRST AMENDMENT TO SHARED SERVICES AGREEMENT BETWEEN THE  
SAYREVILLE ECONOMIC AND REDEVELOPMENT AGENCY AND THE  
BOROUGH OF SAYREVILLE FOR ADMINISTRATIVE SERVICES**

**THIS FIRST AMENDMENT TO SHARED SERVICES AGREEMENT** (this “First Amendment”) is made this \_\_\_\_ day of October, 2024 by and between the **SAYREVILLE ECONOMIC AND REDEVELOPMENT AGENCY** (“Agency”) and the **BOROUGH OF SAYREVILLE** (“Borough”); and

**WHEREAS**, the Borough and the Agency entered into a certain Shared Services Agreement for Administrative Services in April of 2024 (“Agreement”) which is attached hereto as Exhibit A; and

**WHEREAS**, the Borough and the Agency wish to amend the Agreement to include services relating to Payment-in-lieu of taxes (PILOT) agreements pursuant to the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1, et. seq. (“Long Term Exemption Law”); and

**NOW, THEREFORE**, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, intending to be legally bound hereby, the Borough and the Agency agree as follows:

1. **Services to be provided by the Agency; Payment by Borough.**

The Agency shall assist the Borough with the administrative processing of PILOT requests and applications from redevelopers.

All decisions on financial terms of PILOTS remain with the Mayor, Borough Council or their designee.

Approval of PILOT Agreements remains solely with the Mayor and Borough Council.

For the above services, the Borough shall pay the Agency an amount equal to fifty percent (50%) of the total annual administrative fee (ie: ½ of the 2% Admin fee) received by the Borough pursuant to N.J.S.A. 40A:20-9 on each such Pilot Agreement approved and executed by the Borough.. The Borough shall remit payment to the Agency within 30 days upon the Borough’s receipt of any such administrative fee payment. The purpose of this payment is to compensate the Agency for its general staffing and overhead costs related to the services hereunder.

Nothing herein shall be construed to limit the Agency’s ability to charge a redeveloper’s escrow for the cost of Agency professionals’ work related to the services hereunder.

2. **Counterparts.** This First Amendment may be signed in one or more duplicate original counterparts, each of which shall be an original but all of which together shall constitute one and the same Amendment.

**IN WITNESS WHEREOF**, the parties hereto have hereunto set their hands and seals the day and year first above written.

**WITNESS:**

Jessica Morales

**BOROUGH OF SAYREVILLE**

By: [Signature]  
Name: Kennedy O'Brien  
Title: Mayor

**WITNESS:**

**SAYREVILLE ECONOMIC AND  
REDEVELOPMENT AGENCY**

By: [Signature]  
Name: Himanshu Shah  
Title: Executive Director

This document has been reviewed by the Borough Attorney and is approved as to form and this document satisfies all of the legal requirements for the Mayor's signature.

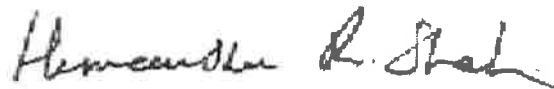
[Signature]  
Borough Attorney

OFFERED BY: Kenneth Scott

SECONDED BY: Donna Roberts

Name	Yes	No	Abstain/ Absent
Robert Davis			X
Robert DeWise	X		
Paula Duffy	X		
Rosetta Fisher	X		
Steve Grillo	X		
Trushar Parikh	X		
Donna Roberts	X		
Kenneth Scott	X		
John Zebrowski	X		

I, Himanshu Shah, Secretary/ Executive Director and certifying agent of the Sayreville Economic and Redevelopment Agency, hereby certify that the foregoing Resolution was adopted at a regular meeting of the Agency held on October 10, 2024.



Himanshu Shah  
Executive Director

2024.10.33

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE APPROVING  
FIRST AMENDMENT TO SHARED SERVICES AGREEMENT WITH  
THE SAYREVILLE ECONOMIC AND REDEVELOPMENT AGENCY  
FOR ADMINISTRATIVE SERVICES**

**WHEREAS**, the Borough of Sayreville ("Borough") and Sayreville Economic and Redevelopment Agency ("Agency") entered into a certain Shared Services Agreement for Administrative Services in April of 2024 ("Agreement"); and

**WHEREAS**, the Borough and the Agency wish to amend the Agreement to include services relating to Payment-in-lieu of taxes ("PILOT") agreements pursuant to the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1, et. seq. ("Long Term Exemption Law"); and

**WHEREAS**, the Agency and Borough wish to enter into a First Amendment to Shared Services Agreement which is attached hereto as Exhibit A and on file with the Agency; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sayreville, in the County of Middlesex, State of New Jersey, that it hereby approves the First Amendment to Shared Services Agreement in substantially similar form, as attached hereto as Exhibit A, and further authorizes the Mayor to sign said First Amendment to Shared Services Agreement.

Dated: October 10, 2024

**EXHIBIT A**

**RESOLUTION #2024-247**

**BE IT RESOLVED**, that the Mayor and Borough Clerk are hereby authorized and directed to execute an amendment to the Shared Services Agreement with Sayreville Economic and Redevelopment Agency (SERA) for Services to be provided by the Agency and payment by the Borough.

/s/ Donna Roberts, Councilwoman  
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Ryan Windels, Borough Attorney

**ATTEST:**


**BOROUGH OF SAYREVILLE**

/s/ Jessica Morelos, RMC  
Municipal Clerk

/s/ Kennedy O'Brien, Mayor  
Mayor

	Balka	Colaci	Onuoha	Roberts	Synarski	Zebrowski
Ayes		X		X	X	X
Nays	X		X			
Abstain						
Absent						

I, Jessica Morelos, RMC, Municipal Clerk of the Borough of Sayreville do hereby certify that the foregoing is a true copy of a Resolution adopted at a Regular Meeting of the Mayor and Borough Council held on the 28<sup>th</sup> day of October, 2024.

  
Municipal Clerk