

**RESOLUTION CONFIRMING COMPLIANCE WITH THE LOCAL FINANCE  
BOARD REGULATIONS CONCERNING THE ANNUAL AUDIT**

**Motion by Commissioner**

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and,

WHEREAS, the Annual Report of Audit for the year 2019 has been filed by Robert W. Hulsart, a Registered Municipal Accountant, and a copy has been received by each member of the Authority; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the Authority shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the Authority have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations," and,

WHEREAS, the members of the Authority have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations," as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, Title 2 U.S. Code of Federal Regulations (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance) and New Jersey OMB Circular 15-08 requires the submission of a corrective action plan relative to any Recommendations contained in the annual audit; and,

WHEREAS, the audit for 2019 contained no Recommendations such that the submission of a corrective action plan is not required; and,

WHEREAS, such resolution of certification shall be adopted by the Authority no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his/her office.

NOW, THEREFORE, BE IT RESOLVED, that the Monmouth County Improvement Authority of the County of Monmouth, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to the Local Finance Board to show evidence of said compliance.

BE IT FURTHER RESOLVED the audit for 2019 contained no Recommendations such that the submission of a corrective action plan is not required.

Seconded by Commissioner

AYES:  
NAYS:  
ABSTAIN:  
ABSENT:

CERTIFICATION

I hereby certify the above to be a true copy of a  
Resolution adopted by the Monmouth County  
Improvement Authority at a meeting held on  
February 6, 2020.

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**GROUP AFFIDAVIT FORM**

**CERTIFICATION OF GOVERNING BODY**

STATE OF NEW JERSEY    }  
  } ss  
COUNTY OF MONMOUTH}

We, members of the governing body of the MONMOUTH COUNTY IMPROVEMENT AUTHORITY, COUNTY OF MONMOUTH, of full age, being duly sworn according to law, upon our oath depose and say:

1. We are duly appointed members of the MONMOUTH COUNTY IMPROVEMENT AUTHORITY of the COUNTY OF MONMOUTH.

2. In the performance of our duties, and pursuant to the Local Finance Board Regulation, we have familiarized ourselves with the contents of the Annual Audit filed with the Secretary pursuant to N.J.S.A. 40A:5-6 for the year 2019.

3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled:

GENERAL COMMENTS  
RECOMMENDATIONS

\_\_\_\_\_ (L.S.) A. RICHARD GATTO

\_\_\_\_\_ (L.S.) GREGORY BUONTEMPO

\_\_\_\_\_ (L.S.) ANDREW MELNICK

\_\_\_\_\_ (L.S.) WILLIAM C. BARHAM

\_\_\_\_\_ (L.S.) ROBERT NICASTRO

Sworn to and subscribed before  
me this 6th day of February 2020

\_\_\_\_\_  
MARION MASNICK, Secretary

The Secretary of the Authority shall set forth the reason for the absence of signature of any members of the governing body.