

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-4-2020-007

ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
AUTHORIZING THE ACQUISITION, BY NEGOTIATED AGREEMENT,
REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 18, LOT 17
ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX
COUNTY, NEW JERSEY, LOCATED ON PERRINEVILLE ROAD FOR OPEN SPACE
AND GOVERNMENTAL PURPOSES

WHEREAS, pursuant to the Local Land and Building Law, N.J.S.A. 40A:12-1, et seq. the Township has the power to acquire real property; and

WHEREAS, pursuant to N.J.S.A. 40A:12-5, the Township has the power to acquire any real property for a public purpose through a negotiated agreement process; and

WHEREAS, the Township desires to purchase certain land known as and designated as Tax Block 18, Lot 17 on the Official Tax Map of the Township of Monroe located on Perrineville Road between Federal Road and Union Valley Road (the "Property") for the purpose of open space and/or other governmental use pursuant to a negotiated agreement for a consideration of \$395,000.00; and

WHEREAS, the Township has previously adopted Ordinance 0-9-2016-032 for the expenditure of public funds for the acquisition of real property including this property; and

WHEREAS, the Chief Financial Officer for the Township has determined that there are sufficient funds toward the acquisition of said property through Ordinance 0-9-2016-032 as a funding source; and

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Monroe, Middlesex County, State of New Jersey:

1. The voluntary acquisition by negotiated agreement of the Property known as Block 18, Lot 17 located on Perrineville Road between Federal Road and Union Valley Road (the "Property") for the purpose of open space and/or other governmental use in the Township of Monroe for a consideration of \$395,000.00 be and is hereby authorized using Ordinance 0-9-2016-032 as a funding source.
2. The Township Attorney and Business Administrator are hereby authorized to take all actions necessary to acquire the Property through negotiation.
3. The Mayor and Clerk are hereby authorized to sign and witness, respectively, any contract of sale or other documents necessary to acquire the Property; and

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and in effect; and

BE IT FURTHER ORDAINED, that any ordinance or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.


SO ORDAINED, as aforesaid.


MIRIAM COHEN, Council President

RECORDED VOTE – INTRODUCTION – April 6, 2020						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin	X		X			
Councilman Dalina			X			
Councilman Dipierro			X			
Council V. President Schneider		X	X			
Council President Cohen			X			

NOTICE

Notice is hereby given that the foregoing Ordinances was introduced and passed on first reading at the regular meeting of the Monroe Township Council held telephonically on April 6, 2020 and will be further considered for final passage after a Public Hearing during the council meeting to be held on May 4, 2020 at 6:30 p.m. in the Monroe Twp. Municipal Building, One Municipal Plaza, Monroe Twp., N.J. 08831 or held telephonically. Due to the current circumstances this has yet to be determined. At said time and place, all persons will be granted the opportunity to be heard concerning this Ordinance prior to its consideration for adoption by Council.



 PATRICIA REID, Township Clerk


RECORDED VOTE – SECOND READING & FINAL ADOPTION– May 4, 2020						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin			X			
Councilman Dalina	X		X			
Councilman Dipierro			X			
Council V. President Schneider		X	X			
Council President Cohen			X			

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MAYORAL APPROVAL

By virtue of the Optional Municipal Charter Law of 1950 and Chapter 3, Section 19 of the Code of the Township of Monroe, my approval of this Ordinance is effected by the affixing of my signature hereto.



 GERALD W. TAMBURRO, Mayor

Date signed: 5/15/2020