

AN ORDINANCE OF THE TOWNSHIP OF NORTH BRUNSWICK IN THE COUNTY OF MIDDLESEX, NEW JERSEY, TO ACQUIRE BY NEGOTIATED AGREEMENT, REAL PROPERTY LOCATED WITHIN THE TOWNSHIP OF NORTH BRUNSWICK FOR OPEN SPACE AND OTHER 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 for a public purpose; and

WHEREAS, pursuant to N.J.S.A. 40:61-1, et seq. the Township may acquire land for open space and conservation purposes; 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 owner of the following block and lots have contacted municipal officials and offered to sell the property to the Township at a percentage of the current assessed value:

Block 160	Lot 4	Blackhorse Lane	50% Assessed Value	\$ 18,850.00
Block 160	Lot 5	Blackhorse Lane	50% Assessed Value	\$ 13,450.00
Block 4.14	Lot 14	Harrison Ave	Assessed Value	\$ 6,500.00
Block 8	Lot 8	Harrison Ave	Assessed Value	\$ 6,700.00

WHEREAS, the Township desires to purchase certain land known as and designated as on the Official Tax Map of the Township of North Brunswick for the purpose of open space and/or other governmental use, pursuant to a negotiated agreement for a consideration price of the 50 percent the 2022 Assessed Value for Block 160 Lots 4 and 5 and the 2022 Assessed Value for Block 4.14, Lot 14 and Block 8, Lot 8; and

WHEREAS, the Chief Financial Officer for the Township has determined that there are sufficient funds toward the acquisition of said property under Open Space Trust Account D-33-56-850-009-999 for land acquisition; and

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of North Brunswick, Middlesex County, State of New Jersey hereby confirms and authorizes the following:

1. The voluntary acquisition by negotiated agreement of the Property listed herein (the "Property") for the purpose of open space and/or other governmental use in the Township of North Brunswick for a total consideration of \$45,500.00 be and is hereby authorized using existing Trust Account funds; and
2. The Township Attorney and Business Administrator are hereby authorized to take all actions necessary to acquire the Property through negotiation; and

3. All outstanding Liens (Municipal and Outside) shall be settled and deducted from the Sellers proceeds of the negotiated sale (approximately \$25,500.00) amount; and
4. The Mayor and Clerk are hereby authorized to sign and witness, respectively, any contract of sale or other documents necessary to acquire the Property.

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.

Approved Yes No
 Rejected Yes No

 Francis "Mac" Womack III, Mayor
 Township of North Brunswick

Reconsidered by Council _____

Override Vote Yes No

 Council President

 Clerk, Township of North Brunswick

ROLL CALL

First Reading 8-1-22

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
MEHTA /	✓			
LOPEZ	✓			
GUADAGNINO	✓			
ANDREWS	✓			
SOCIO 2	✓			
DAVIS	✓			
MAYOR WOMACK				

Second Reading _____

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
MEHTA				
LOPEZ				
GUADAGNINO				
ANDREWS				
SOCIO				
DAVIS				
MAYOR WOMACK				

