TOWNSHIP OF DENVILLE MUNICIPAL COUNCIL
SPECIAL MEETING
December 29, 2015, 7:30 P.M.

- Salute to the Flag
- Compliance with Open Public Meetings Act
- Roll Call:

Council Members:

____ Gabel
____ Lyden
____ Golinski, Council President
____ Kuser
____ Fitzpatrick
____ Smith
____ Scollans

In Attendance:

____ Mayor Andes
____ Township Attorney Jansen
____ Administrator Ward
____ Other: _____________________

Public Portion (Please limit comments to a maximum of three (3) minutes)

ordinances for adoption

#27-15: An Ordinance Authorizing the Acquisition of Certain Real Property Located in the Township of Denville, County of Morris, and State of New Jersey and Providing for the Appropriation of $170,000 from the Open Space Trust Fund

Motion to Adjourn
BE IT RESOLVED that an Ordinance entitled:

An Ordinance Authorizing the Acquisition of Certain Real Property Located in the Township of Denville, County of Morris, and State of New Jersey and Providing for the Appropriation of $170,000 from the Open Space Trust Fund

Be Read by Title on Second Reading and a Hearing Held Thereon:

COUNCIL PRESIDENT: MOTION TO READ BY TITLE
ROLL CALL
OPEN PUBLIC HEARING
CLOSE PUBLIC HEARING

BE IT RESOLVED that an Ordinance entitled:

An Ordinance Authorizing the Acquisition of Certain Real Property Located in the Township of Denville, County of Morris, and State of New Jersey and Providing for the Appropriation of $170,000 from the Open Space Trust Fund

Be passed on Final Reading and that a Notice of Final Passage be Published in the 01-06-2016 issue of The Citizen newspaper.

COUNCIL PRESIDENT: MOTION TO ADOPT
ROLL CALL ON ADOPTION

Dated: 12/29/2015
ORDINANCE # 27-15

AN ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY LOCATED IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, AND STATE OF NEW JERSEY AND PROVIDING FOR THE APPROPRIATION OF $170,000 FROM THE OPEN SPACE TRUST FUND

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-1, et seq., provides that a municipality may, by ordinance, provide for the acquisition of real property or an interest therein by purchase, gift, devise, lease, exchange, or condemnation in the manner provided in the Eminent Domain Act, N.J.S.A. 20:3-1, et seq.; and

WHEREAS, the Municipal Council of the Township of Denville has determined that it is in the interest of the Township to acquire the property known as 501 Openaki Road, Denville, New Jersey, and identified as Block 20203, Lot 13, from the Denville Township Board of Education for the sum of $160,000 for purposes of historic preservation; and

WHEREAS, appropriations from the Township of Denville's Open Space Trust Fund may be authorized by the governing body for historic preservation purposes.

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the Township of Denville, in the County of Morris, and State of New Jersey, as follows:

SECTION 1. The Township of Denville hereby authorizes the acquisition of the property known as 501 Openaki Road, Denville, New Jersey and identified as Block 20203, Lot 13, as shown on the Tax Map of the Township of Denville for historic preservation purposes and public use, which property is to be conveyed to the Township by the Denville Township Board of Education for the sum of $160,000.00.

SECTION 2. There is hereby appropriated the total amount of $170,000 for the purchase price and other closing costs in connection with the purpose set forth in Section 1 from the Township of Denville Open Space Trust Fund.
SECTION 3. The Mayor and Municipal Clerk and all other proper officers and employees of the Township are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this ordinance.

SECTION 4. No debt is to be authorized by the enactment and passage of this ordinance.

SECTION 5. The capital budget of the Township of Denville is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Municipal Clerk and is available there for public inspection.

SECTION 6. All ordinances of the Township of Denville which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 7. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

SECTION 9. This ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

ATTEST:  
KATHRYN BOWDITCH-LEON  
MUNICIPAL CLERK

APPROVED:  
MAYOR THOMAS ANDES  
TOWNSHIP OF DENVILLE

Adoption Date: