

**TOWNSHIP OF HAMILTON
COUNTY OF MERCER, NEW JERSEY**

ORDINANCE

No. **22-024**

ORDINANCE AUTHORIZING A TEMPORARY USE AGREEMENT BY AND BETWEEN THE TOWNSHIP OF HAMILTON AND THE HAMILTON AREA YOUNG MEN'S CHRISTIAN ASSOCIATION, INC. TO ALLOW FOR THE HAMILTON AREA YOUNG MEN'S CHRISTIAN ASSOCIATION, INC. TO CONTINUE TO OCCUPY USE AND OPERATE THE SAWMILL YMCA FACILITY FOLLOWING THE TOWNSHIP'S ACQUISITION OF THE SAME.

3. Execution of the Temporary Use Agreement. The proper officials of the Township be and hereby are directed and authorized, upon satisfaction of all the legal conditions precedent to the execution and delivery by the Township of the Temporary Use Agreement, to execute the Temporary Use Agreement in substantially the forms of the draft attached hereto and with such non-material changes, insertions and omissions thereto as the Business Administrator, after consultation with the Township Attorney, deems in the Business Administrator's sole discretion to be necessary or desirable for the execution thereof, which execution thereof shall conclusively evidence the Township's and the Business Administrator's consent to any such changes thereto.
4. Attestation and Sealing of the Temporary Use Agreement. The Clerk of the Township is hereby authorized and directed, upon the execution of the Temporary Use Agreement in accordance with the terms of Section 4 hereof, to attest to the signature of the proper officials upon such documents and is hereby further authorized and directed thereupon to affix the corporate seal of the Township upon such documents.
5. Implementation of the Temporary Use Agreement. Upon the execution and attestation and placing of the seal on the Temporary Use Agreement as contemplated by Sections 4 and 5 hereof, the Mayor and Business Administrator, together with the necessary staff and professionals of the Township, are hereby authorized and directed to (i) deliver the fully executed, attested and sealed document to the other parties thereto and (ii) perform such other actions as the Business Administrator deems necessary or desirable in relation to the execution and delivery of the Temporary Use Agreement.
6. Severability. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.
7. Availability of The Resolution. A copy of this Resolution and the Temporary Use Agreement approved hereunder shall be available for public inspection at the offices of the Township.

Effective Date. This resolution shall take effect in accordance law.

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Any Ordinance or Ordinances in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

PRESIDENT

MUNICIPAL CLERK

RECORD OF VOTE

First Reading							Second Reading						
COUNCIL	AYE	NAY	NV	AB	ORD	SEC	COUNCIL	AYE	NAY	NV	AB	ORD	SEC
ANTHONY P. CARABELLI, JR.	✓						ANTHONY P. CARABELLI, JR.						
PASQUALE "PAT" PAPERIO, JR.	✓						PASQUALE "PAT" PAPERIO, JR.						
RICHARD L. TIGHE, JR.	✓					✓	RICHARD L. TIGHE, JR.						
CHARLES F. WHALEN	✓				✓		CHARLES F. WHALEN						
NANCY PHILLIPS	✓						NANCY PHILLIPS						

X - Indicates Vote A.B. - Absent N.V. - Not Voting RES. - Moved SEC. - Seconded

REJECTED _____

JEFFREY S. MARTIN, MAYOR

DATE

APPROVED _____

RECONSIDERED BY COUNCIL _____

OVERRIDE VOTE

AYE _____

NAY _____

EXPLANATION: Matter underlined thus in this legislation is new matter.
Matter contained in brackets [thus] is to be omitted from the law.