

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

**ORDINANCE**

No. **21-034**

1ST READING	<u>June 1, 2021</u>	DATE TO MAYOR	_____
2ND READING & PUBLIC HEARING	<u>June 15, 2021</u>	DATE RESUBMITTED TO COUNCIL	_____
WITHDRAWN _____	LOST _____	DATE EFFECTIVE	_____

APPROVED AS TO FORM AND LEGALITY

ACTUAL CONTENTS CERTIFIED TO BY

\_\_\_\_\_  
TOWNSHIP ATTORNEY

\_\_\_\_\_  
TITLE

**AN ORDINANCE AUTHORIZING A MEMORANDUM OF UNDERSTANDING AND AGREEMENT BETWEEN THE TOWNSHIP OF HAMILTON, PLAYERS DEVELOPMENT ACADEMY, INC., URBAN INITIATIVE, LLC (COLLECTIVELY "PDA/UI") AND RWJBARNABAS HEALTH TO ACCEPT A GIFT FOR THE DONATION OF MATERIALS AND LABOR FOR THE CONSTRUCTION OF A FUTSAL COURT IN BROMLEY PARK**

*Whereas* the Players Development Academy, Inc. ("PDA") is a non-profit corporation whose mission includes providing elite youth soccer players with a challenging program that will develop and expose players to the highest level of competition nationally, internationally, at the collegiate and/or professional level, and whose goal is to break the poverty cycle through athletics and academics; and

*Whereas* the Urban Initiative, LLC ("UI") was created by the PDA (collectively "PDA/UI") during the COVID-19 Pandemic, and strives to bring soccer to children who would otherwise be unable to access the sport; and

*Whereas* RWJBarnabas Health ("RWJBH") is a network of independent healthcare providers in New Jersey, whose members include academic centers, acute care facilities, and research hospitals, and whose goal is to include collaboration on educational and research programs; and

*Whereas* in consultation with the Township of Hamilton ("Township"), PDA/UI and RWJBH desire to fund and cause the construction of a futsal court on property owned by the Township that is located between East State Street and Hollywood Drive within Bromley Park (the "Project"); and

*Whereas* PDA/UI and RWJBH have generously offered to provide certain materials and services as part of the Project, at no cost to the Township; and

*Whereas* PDA/UI and RWJBH's donation of said materials and services is worth approximately \$75,000.00, and shall include labor, goods, turfing and fencing; and

*Whereas* the Township wishes to accept the generous gift for the donation of materials and labor from PDA/UI and RWJBH to construct a futsal court located within Bromley Park by authorizing a Memorandum of Understanding and Agreement between the parties; and

*Whereas* N.J.S.A. 40A:12-29 states in relevant part that any municipality may accept donations, by gift, bequest, or devise, of real property, funds, personal property, in-kind items, or services by private persons to the soliciting governmental entity, for the purpose of the maintenance of public parks, and that any solicitation for a donation of \$7,500 or more in value shall be made a matter of public record by the municipality by adoption of an ordinance authorizing the solicitation; and

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*Whereas* the authorization of a Memorandum of Understanding and Agreement between the Township of Hamilton, PDA/UI and RWJBH for the acceptance of this donation is in the best interest of the citizens of the Township; and

*Whereas* construction for the Project is scheduled to commence upon the adoption of this Ordinance and the execution of the Memorandum of Understanding and Agreement;

*Now, Therefore, Be It Ordained* by the Council of the Township of Hamilton in the County of Mercer and State of New Jersey, that the proper officials of the Township of Hamilton be and hereby are authorized to execute a Memorandum of Understanding and Agreement with RWJBarnabas Health to accept its donation of materials and services for the construction of a futsal court within Bromley Park.

\_\_\_\_\_  
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.						
RICHARD L. TIGHE, JR.	✓						RICHARD L. TIGHE, JR.						
CHARLES F. WHALEN	✓					✓	CHARLES F. WHALEN						
NANCY PHILLIPS	✓				✓		NANCY PHILLIPS						
PASQUALE "PAT" PAPERIO, JR.	✓						PASQUALE "PAT" PAPERIO, JR.						

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

REJECTED \_\_\_\_\_

\_\_\_\_\_  
JEFFREY S. MARTIN, MAYOR

\_\_\_\_\_  
DATE

APPROVED \_\_\_\_\_

RECONSIDERED BY COUNCIL \_\_\_\_\_

OVERRIDE VOTE

AYE \_\_\_\_\_

NAY \_\_\_\_\_