

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

ORDINANCE

No. **24-020**

1ST READING	<u>May 7, 2024</u>	DATE TO MAYOR	<u>May 22, 2024</u>
2ND READING & PUBLIC HEARING	<u>May 21, 2024</u>	DATE RESUBMITTED TO COUNCIL	_____
WITHDRAWN _____	LOST _____	DATE EFFECTIVE	_____

APPROVED AS TO FORM AND LEGALITY

FACTUAL CONTENTS CERTIFIED TO BY

TOWNSHIP ATTORNEY

TITLE

ORDINANCE AUTHORIZING THE LEASE OF A PORTION OF HAMILTON TOWNSHIP PROPERTY KNOWN AS HOMEDELL RECREATION CENTER TO THE JAMES R. HALSEY FOUNDATION (BLOCK 2077, LOT 1, 535 EAST FRANKLIN STREET, SPECIFICALLY THE BASEMENT)

Whereas the Council of the Township of Hamilton finds that a portion of certain property owned by the Township of Hamilton known as Homedell Recreation Center, Block 2077, Lot 1, located at 535 East Franklin Street, specifically the basement, is not presently needed for public use pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-14; and

Whereas the James R. Halsey Foundation is a 501(c)(3) nonprofit organization that, in partnership with the community and corporate support, enriches the quality of life for the citizens of the Township of Hamilton, serving 100 persons both within and without of Hamilton Township, and as such consistent with N.J.S.A. 40A:12-15(i), the lease of the basement of Homedell Recreation Center to the James R. Halsey Foundation is in the best interests of the citizens of the Township of Hamilton;

Now, Therefore, Be It Ordained by the Council of the Township of Hamilton, in the County of Mercer and State of New Jersey, that lease of the subject premises to the James R. Halsey Foundation for an initial term of ten (10) years effective June 1, 2024, with Eight (8) mutually agreeable Five (5) year Options to renew at a rent of \$1 per year, be and is hereby authorized, that the Business Administrator of the Township of Hamilton is the municipal official responsible for administration of the lease, and that the proper officials of the Township of Hamilton are authorized to execute lease documents.

Be It Further Ordained that the James R. Halsey Foundation, as a condition of the lease as provided at N.J.S.A. 40A:12-14(c), shall annually submit to the Business Administrator a report as to utilization of the facility, activities undertaken in furtherance of the public purpose designated herein, the value or cost of such activities, and an affirmation of the continued tax-exempt status of the nonprofit organization under federal and state law.

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

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PRESIDENT

MUNICIPAL CLERK

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