

AN ORDINANCE AUTHORIZING THE CONSTRUCTION OF A MAINTENANCE GARAGE ON PROPERTY LOCATED IN THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO BE FUNDED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF WASHINGTON AND AUTHORIZING THE LEASE OF THE MAINTENANCE GARAGE TO THE BOARD OF EDUCATION OF THE TOWNSHIP OF WASHINGTON FOR NOMINAL CONSIDERATION

WHEREAS, the Board of Education of the Township of Washington has requested that the Township construct a maintenance garage facility on property owned by the Township and located at the Department of Public Works facility on Rock Road for the use by the Board to service school vehicles, (buses, vans, cars, trucks, etc.) pursuant to a long-term lease; and

WHEREAS, the Township Committee has determined that it is in the interest of the Township to construct a maintenance garage facility at the Department of Public Works facility on Rock Road; and

WHEREAS, the Board of Education of the Township of Washington has agreed to fully fund the cost of the construction of the maintenance garage facility in exchange for a twenty year lease and has further agreed to deposit with the Township the funds required for the construction of the maintenance garage facility; and

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-14b, provides that a municipality may, by ordinance, provide for the lease of municipally owned property to another public body for nominal consideration.

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

SECTION 1. The Township of Washington hereby authorizes the construction of a maintenance garage facility at the Department of Public Works facility on Rock Road at the cost and expense of the Board of Education of the Township of Washington in an amount not to exceed \$650,000.

SECTION 2. The Mayor and Township 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, including advertising for bids for the construction.

SECTION 3. The Mayor and Township Clerk are hereby authorized to execute an Agreement with the Board of Education of the Township of Washington for the construction and financing of the maintenance garage facility and to execute a Lease for a twenty-year lease term with a ten-year renewal for nominal consideration with the Board of Education of the Township of Washington for the maintenance garage facility.

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

SECTION 5. All ordinances of the Township of Washington, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 6. 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 7. This ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

ATTEST:

TOWNSHIP OF WASHINGTON
COUNTY OF MORRIS
STATE OF NEW JERSEY

Deborah Burd, Acting Township Clerk

By: Kenneth W. Short, Mayor