

19-03

**ORDINANCE OF THE BOROUGH OF
MERCHANTVILLE, COUNTY OF CAMDEN AND STATE
OF NEW JERSEY AUTHORIZING THE PURCHASE OF
CERTAIN PERSONAL PROPERTY FROM THE
TOWNSHIP OF MOUNT LAUREL, AND AUTHORIZING
THE MAYOR AND BOROUGH CLERK TO EXECUTE
ALL DOCUMENTS NECESSARY TO EFFECTUATE THE
PURCHASE**

WHEREAS, the Township of Mount Laurel hereinafter, (“Mt. Laurel”) is the current owner of a trailer with portable stage attached, with Vehicle Identification Number 1XCS24281N3001001; and

WHEREAS, Mt. Laurel has upgraded its trailer with portable stage attached, and no longer is in need of the herein referenced trailer with portable stage attached, rendering it as surplus property; and

WHEREAS, Mt. Laurel wishes to transfer the ownership of the trailer with portable stage attached, with Vehicle Identification Number 1XCS24281N3001001, to Borough of Merchantville; and

WHEREAS, the Borough of Merchantville, (hereinafter, “Merchantville”), shall receive trailer with portable stage attached, with Vehicle Identification Number 1XCS24281N3001001, for One (\$1.00) Dollar and other good and valuable consideration; and

WHEREAS, Merchantville will be responsible for the transport of the portable stage as well as the responsibility to provide insurance coverage; and

WHEREAS, Merchantville will be responsible for maintaining, servicing and insuring the

portable stage in “as-is” condition, with no warranty guaranteed or provided by Mt. Laurel; and

WHEREAS, in the event of a failure to satisfy the conditions set forth above in Paragraphs, the equipment and materials shall immediately be transferred and titled back to Mt. Laurel upon request of the Mt. Laurel, and no longer be utilized by Merchantville with no claim to any ownership interest in the equipment by Merchantville; and

WHEREAS, Merchantville shall hold harmless and indemnify Mt. Laurel from any and all claims relative to its ownership and use of the portable stage; and

WHEREAS, pursuant to N.J.S.A. 40A:12-13(b), personal property of a public entity may be sold privately to any political subdivision, agency, department, commission, board or body corporate and politic of the State of New Jersey; and

WHEREAS, this purchase by Merchantville, and sale by Mt. Laurel, as a bodies politic and municipal corporations of the State of New Jersey, satisfies the terms of N.J.S.A. 40A:12-13(b).

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Merchantville, that the purchase of a trailer with portable stage attached, with Vehicle Identification Number 1XCS24281N3001001, from the Township of Mount Laurel, is approved, upon the terms and amounts as hereinabove set forth; and

BE IT FURTHER ORDAINED that Edward F. Brennan, Mayor of the Borough of Merchantville and Denise Brouse, Borough Clerk of the Borough of Merchantville, be and hereby are authorized to execute any and all documents necessary to facilitate the purchase of the

aforesaid personal property from the Township of Mount Laurel, including, but not limited to, the Memorandum of Understanding attached to this Ordinance as “Exhibit A”; and

BE IT FURTHER ORDAINED that all Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith; and that this Ordinance shall take effect upon passage and publication according to law.

THE BOROUGH OF MERCHANTVILLE

BY: _____
EDWARD F. BRENNAN, MAYOR

ATTEST:

DENISE BROUSE, BOROUGH CLERK

The foregoing ordinance was introduced by Mayor and Council at the regular meeting held on February 25, 2019. This Ordinance will be considered for adoption on final reading and public hearing to be held on March 25, 2019 at 7:30 p.m. in the Council Meeting Room, Merchantville Borough Hall, 1 West Maple Avenue, Merchantville, New Jersey.

The purpose of this Ordinance is to authorize the purchase of certain person property from the Mt. Laurel Township pursuant to N.J.S.A. 40A:12-13(b). A copy of this Ordinance is available at no charge to the general public between the hours of 8:30 AM to 4:30 PM, Monday through Friday (Legal Holidays excluded), at the Office of the Borough Clerk, Merchantville Borough Hall, 1 West Maple Avenue, Merchantville, New Jersey.