

**TOWNSHIP OF UPPER DEERFIELD**

**RESOLUTION 15-204**

**AUTHORIZING AMENDING THE MEMORANDUM OF AGREEMENT WITH THE NATIONAL LAND TRUST AND COUNTY OF CUMBERLAND WHICH ESTABLISHES THE TERMS AND CONDITIONS FOR THE ACQUISITION OF LANDS CONSISTING OF 119 ACRES, MORE OR LESS, IDENTIFIED ON THE UPPER DEERFIELD TOWNSHIP TAX MAP AS LOTS 1 AND 5 OF BLOCK 1601 AND LOT 12 IN BLOCK 1701**

**WHEREAS**, the Natural Lands Trust, Cumberland County, and Upper Deerfield Township, have reached an agreement as to the funding for the acquisition of the purchase of the Lands and the relative responsibilities for the parties to investigate the properties and to share in the costs of acquisition, all as more particularly set forth the Memorandum of Agreement attached hereto in draft form; and

**WHEREAS**, the Natural Lands Trust, has executed a contract for the purchase of the real estate consistent with the agreement of Cumberland County, the Township and the Natural Lands Trust, as more particularly set forth in the Memorandum of Agreement, for a sale and purchase price of \$2,600,000.00; and

**WHEREAS**, there is a need to amend the language in Section 9 of the Memorandum of Agreement to enable other grant sources be sought and secured in addition to the Open Space Institute and to clarify the terminology pertaining to the contribution requirements for the Non-Green Acres funding amounts.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of Upper Deerfield Township as follows:

1. The language in Section 9 of the Memorandum of Agreement language be amended to enable other grant sources be sought and secured in addition to the Open Space Institute and to clarify the terminology pertaining to the contribution requirements for the Non-Green Acres funding amounts
2. Mayor James P. Crilley and Roy Spoltore, Municipal Clerk, be and the same are hereby authorized to execute the amendment to the Memorandum of Agreement attached hereto.
3. All other terms and conditions of the Memorandum of Agreement not expressly amended herein shall remain in full force and effect.

Moved By: Bruce Peterson

Seconded By: John O'Neill, Sr.

VOTING

James P. Crilley  
 John L. Daddario  
 John T. O'Neill, Sr.  
 Bruce T. Peterson  
 Scott Smith

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			
X			

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Township Committee of the Township of Upper Deerfield, in the County of Cumberland, at a meeting thereof held August 6, 2015.

\_\_\_\_\_  
Roy J. Spoltore, Township Clerk