

TOWNSHIP OF UPPER DEERFIELD

RESOLUTION 16-102

**AUTHORIZING THE TOWNSHIP OF UPPER DEERFIELD
TO TAKE SOLE TITLE TO THE SUNSET LAKE PROPERTY
BLOCK 1601, LOTS 1&5 AND BLOCK 1701 LOT 12**

WHEREAS, the Township of Upper Deerfield is a signatory to a Memorandum of Understanding with the County of Cumberland and the Natural Lands Trust dated April, 2015 as modified and amended (the “MOU”), for the purchase of lands and premises within the Township of Upper Deerfield identified as Block 1601, Lots 1 & 5 and Block 1701 Lot 12 and consisting of approximately 119 acres, also sometimes referred to as the “Sunset Lake” property (the “Property”), and

WHEREAS, the MOU provides for a mechanism to purchase the Property from its current owner, Sunset Lake 100, LLC, for the purpose of preserving the Property and also provides for the Natural Lands Trust to enter into a Contract of Sale with Sunset Lake 100, LLC, for such purpose which it has done on or about May 19, 2015 for the purchase price of \$2,600,000.00; and

WHEREAS, the MOU also provides for the utilization of funds from all three parties to the MOU in addition to funding from the Department of Environmental Protection Green Acres Program, and

WHEREAS, it is the intention of the parties to the MOU and the requirement thereunder that ultimately the Township of Upper Deerfield is to take sole title to the Property, and

WHEREAS Green Acres funding requirements obligate all three signatories to the MOU to be named in the deed of conveyance from Sunset Lake 100, LLC as Grantees in order to receive the Green Acres funds; and

WHEREAS, because of this Green Acres requirement it is necessary for the County of Cumberland and the Natural Lands Trust to convey their interests in the Property to the Township after the closing with Sunset Lake 100, LLC for One Dollar (\$1.00) in order to comply with the intent of the MOU with respect to final ownership of the Property, and

WHEREAS, the Township Committee of Upper Deerfield finds and determines that purposes of the MOU and its binding legal requirements require that the Township take sole title to the Property after it is conveyance to all three parties to the MOU, and herein desires to authorize the Township to obtain such title for the sum of One Dollar (\$1.00) and adopts this Resolution for such purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Upper Deerfield Township, the Township finds and determines that the Mayor and the Township Clerk are hereby authorized to attend closing on the Property, execute any and all documents or other papers, and undertake any other actions which may be necessary in order for the Township to obtain sole title to the Property for the sum of One Dollar (\$1.00) from the County of Cumberland and the Natural Lands Trust, and to utilize Township funds for such purpose.

Moved By: John Daddario

Seconded By: Scott Smith

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 April 21, 2016.

Roy J. Spoltore, Township Clerk