

TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 21-244

(Agreement In Lieu of Condemnation - Lot 6 in Block 3104)

WHEREAS, the Township of Washington ("Township") wishes to make certain roadway improvements along Pascack Road and Washington Avenue in conjunction with the County of Bergen (the "Intersection Project") which requires the acquisition of a road widening easement on and along the street frontage of the following property owned by Sharon Tammen (the "Owner"): Lots 6 in Block 3104 as shown on the Tax Map of the Township of Washington (referred to as the "Property"); and

WHEREAS, the Township has proceeded in accordance with the Eminent Domain Act, *N.J.S.A.20:3-1 et seq.*, to cause the road widening easement and the Property to be evaluated; and

WHEREAS, the Township has engaged in bona fide negotiations with the Owner pursuant to the Eminent Domain Act and has made an offer of compensation in compliance with the statute aforesaid to the Owner; and

WHEREAS, the Owner and the Township have agreed to an amicable resolution for the acquisition of the road widening easement on and along the Property by the Township, and have further agreed to memorialize their consent to certain terms and conditions by entering into the Agreement In Lieu of Condemnation attached hereto;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Washington that the Agreement In Lieu of Condemnation be and is hereby approved;

BE IT FURTHER RESOLVED, that the Mayor be and is hereby authorized to execute said Agreement In Lieu of Condemnation and all documents related thereto;

BE IT FURTHER RESOLVED, that authorization is hereby given by the Township Council for the payment of \$37,000.00 to the trust account of the Township Attorney as per the terms of the escrow agreement referenced in the

Agreement in Lieu of Condemnation, and the payment of said sum to the Owner of the Property upon delivery to the Township Attorney of the executed conveyance documents required in accordance with the provisions of the Agreement in Lieu of Condemnation and the escrow agreement referenced therein;

BE IT FURTHER RESOLVED, that this Resolution is approval and authorization for payment of said \$37,000.00 under the Code of the Township.

CERTIFICATION OF AVAILABILITY OF FUNDS

As required by N.J.S.A. 40a:4-57, N.J.A.C. 5:30-14.5 and any other applicable requirements, I, John Corcoran, Chief Financial Officer of the Township of Washington, have ascertained the availability of funds for such services as determined in the Township's Capital account C-04-55-897-101. Total Certified Amount Not to Exceed: \$37,000. John Corcoran, John Corcoran, CMFO

ATTEST:

Susan Witkowski
Susan Witkowski,
Township Clerk

APPROVED:

TOWNSHIP COUNCIL OF THE
TOWNSHIP OF WASHINGTON

BY Stacey Feeney
Stacey Feeney,
Council President

DATED: June 21, 2021

COUNCIL	MOTION	SECOND	AYES	NAYES	ABSTAIN	ABSENT	RECUSE
Cascio		X	X				
DeSena			X				
Feeney	X		X				
Morgan			X				
Sears			X				