

ORDINANCE 2017-03

ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY EXTENDING A LEASE AGREEMENT FOR RENTAL SPACE TO ACCOMMODATE A BILLBOARD ON BLOCK 196, LOT 1 TO INTERSTATE OUTDOOR ADVERTISING

WHEREAS, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, (hereinafter referred to as the "Township") has previously adopted Ordinance 2015-15, which authorized a Lease Agreement to be entered into by and between the Township and Interstate Outdoor Advertising, LP (hereinafter referred to as the "Tenant"); and

WHEREAS, the aforesaid Ordinance authorized a Lease Agreement to be entered into by and between the Township and the Tenant concerning advertising for billboard space on property owned by the Township known and designated as Block 196, Lot 1, Barnegat Township, New Jersey; and

WHEREAS, the Lease Agreement, a copy of which is on file with the Office of the Township Clerk and can be reviewed by the public during normal business hours, has been satisfactorily complied with by the Tenant, but the Township believes that an increase in the rental sum is appropriate and warranted; and

WHEREAS, the Township and the Tenant have agreed to the following amendment to the Lease Agreement concerning compensation, which will be paid as follows:

January 31, 2017	\$4,318.61
January 31, 2018	\$4,361.79
January 31, 2019	\$4,405.41
January 31, 2020	\$4,449.46
January 31, 2021	\$4,493.96

WHEREAS, the Township believes that other than as mentioned hereinabove, no further modifications to the Lease Agreement are necessary, but this amendment to the Lease

Agreement is appropriate and proper, and in long term best interest of the Township and its tax payers.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

SECTION 1. The Township authorizes an amendment to the Lease Agreement, a true copy of which is on file with the office of the Township Clerk and can be reviewed during normal business hours.

SECTION 2. This Ordinance and the proposed amendment to the Lease Agreement are entered into by the Township with Tenant in accordance with the provisions of N.J.S.A. 40A:12-13 et seq.

SECTION 3. The Township authorizes and directs that all appropriate and necessary documents be executed by the Mayor, Township Clerk and Township Administrator, in order to implement the intent of this Ordinance.

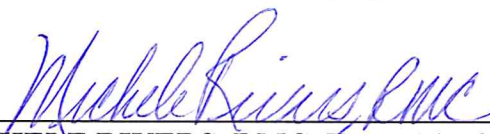
SECTION 4. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

SECTION 5. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 6. This Ordinance shall take effect upon publication in an official newspaper of the Township, as required by and in conformance with law.

NOTICE

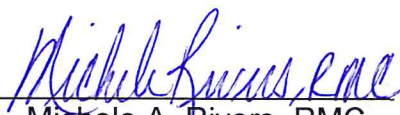
NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on the first reading by the Township Committee of Barnegat, County of Ocean, State of New Jersey on **February 7, 2017 at 6:30 p.m.**, or as soon thereafter as the matter may be reached and considered, at the Barnegat Township Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey. The Ordinance will be considered for second and final reading at a meeting of the Township Committee on **March 7, 2017, at 6:30 p.m.**, or as soon thereafter as the matter may be reached and considered, at the Barnegat Township Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey. At that time the public is invited to ask questions, raise objections or provide public comment with regard to the proposed adoption of this Ordinance.



MICHELE RIVERS, RMC, Township Clerk

CERTIFICATION

I, Michele A. Rivers, Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey do hereby certify by my hand and seal that the foregoing ordinance, was introduced and passed on first reading at a meeting held on the 7th day of February 2017, and finally adopted by the Township Committee of said Township after public hearing at their regular meeting held on the 7TH day of March 2017 at the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey.



Michele A. Rivers, RMC
Municipal Clerk

Prepared by:

**DASTI, MURPHY, McGUCKIN, ULAKY,
KOUTSOURIS & CONNORS**
Forked River, New Jersey 08731