

EXPLANATION: This authorizes an appropriation in the amount of \$270,000.00 from the Open Space Recreation and Farmland and Historic Preservation Trust Fund for its contribution towards the construction of the new facility at Wagner Farm including architectural and structural engineer costs and \$79,229.18 from insurance settlement for a total amount of \$349,229.18

**TOWNSHIP OF WARREN
ORDINANCE NO. 14-23**

AN ORDINANCE AUTHORIZING AN APPROPRIATION IN THE AMOUNT OF \$270,000.00 FROM THE OPEN SPACE RECREATION AND FARMLAND AND HISTORIC PRESERVATION TRUST FUND AND \$79,229.18 FROM INSURANCE SETTLEMENT FOR A TOTAL AMOUNT OF \$349,229.18

WHEREAS, the Township of Warren is the owner of the property known as the Wagner Farm which was acquired in May 2001; and

WHEREAS, the main barn located at the site during the winter of 2010 suffered extensive damage due to heavy winds and snow which moved a 100 foot section of the barn off its foundation; and

WHEREAS, the Township filed a claim with the Garden State Municipal Joint Insurance Fund and Traveler's Insurance Company and pursuant to Resolution No. 2011-74, settled the claim in the amount of \$360,000; and

WHEREAS, the Township is in receipt of check # 81013464 dated March 28, 2011, from Traveler's Insurance Company in the amount of \$312,000 and a payment from the Garden State Joint Insurance Fund check # B004070557 in the amount of \$24,000; said amounts having been deposited into the Capital Fund; and

WHEREAS, the Township Committee has appropriated the sum pursuant to Ordinance No. 11-07 in the amount of \$336,000; and

WHEREAS, the former barn has been demolished; and

WHEREAS, the Township Committee appropriated an additional sum of \$200,000 towards this project by Ordinance No. 12-18; and

WHEREAS, the project architect Heintz, Fiore of Short Hills, NJ, by letter dated May 8, 2013, has estimated that the cost to construct a new facility at this site is \$760,250; and

WHEREAS, by memo dated July 18, 2014, the Township Administrator advised that of the \$536,000 appropriated for the project, \$121,254.08 had been spent on demolition, architect fees sum of \$414,745.92 is available for construction of the barn based upon the architects estimate an additional sum of \$345,254.08 as required; and

WHEREAS, the woodshed at Wagner Farm collapsed in the winter of 2014 and the Township is in receipt of a claim settlement from Garden State Municipal JIF c/o Qual-Lynx in the amount of \$79,229.18 check # 515727 and the Township Committee desires to appropriate this sum for the new building construction at Wagner Farm; and

WHEREAS, the Township Committee desires to appropriate an additional sum of \$270,000 from the Open Space Recreation and Farmland and Historic Preservation Trust Fund (the "Trust Fund") as additional appropriation for the project; and

WHEREAS, the Township Attorney has determined that this project is an authorized use of the Trust Fund pursuant to Section 2-35.1 of the Township General Ordinances as historic preservation of historic properties, structures; and

WHEREAS, the Township Committee finds it in the best interest of the Township, and desires to adopt this Ordinance authorizing the appropriation of funding for this project.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Warren, in the County of Somerset and State of New Jersey, as follows:

1. This Ordinance shall, upon final adoption, authorize the Township of Warren to expend monies from the Open Space Recreation and Farmland and Historic Preservation Trust Fund (the "Trust Fund") for the purpose of the construction of a new facility at the Wagner Farm site to be utilized as determined by the Township Committee including the costs of the septic system and other code required building features and Structural Engineering and Architectural services.

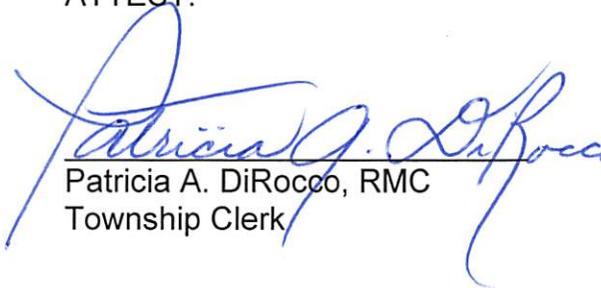
2. The Township of Warren is hereby authorized to utilize Trust Fund monies for this Project in the amount of Two Hundred Seventy Thousand (\$270,000.00) Dollars, for the Project, and any further action regarding this Project may be effectuated and authorized by resolution of the Township Committee.

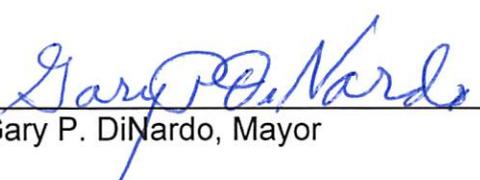
3. An appropriation in the amount of Two Hundred Seventy Thousand (\$270,000.00) Dollars from the Trust Fund is hereby authorized to fund the Project and an appropriation in the amount of \$79,229.18 from the proceeds of the insurance settlement for a total of \$349,229.18. The Township Chief Financial Officer shall certify a statement with the Township Clerk, prior to the effective date of this Ordinance, that sufficient funds are available in the Trust Fund to make this appropriation. The original certification shall be made a part of this Ordinance.

4. The Capital Budget of the Township of Warren is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistencies therewith.
5. The funds utilized by this ordinance shall be in addition to the funds previously authorized by the Ordinance 11-07 and Ordinance 12-18.
6. The facility shall be utilized as determined by action of the Township Committee.
7. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

WARREN TOWNSHIP COMMITTEE


Patricia A. DiRocco, RMC
Township Clerk

By: 
Gary P. DiNardo, Mayor

INTRODUCED August 14, 2014
ADOPTED September 18, 2014
EFFECTIVE September 25, 2014