

BE IT RESOLVED by the Board of Commissioners of the Town of Nutley, in the County of Essex, N.J., that Paragraph 8 in the resolution dated August 16, 1966, approving the agreement between the Town of Nutley and the Nutley Board of Education, which provides for improvements as athletic fields, playgrounds and recreation areas for their joint use and mutual benefit, on contiguous properties between Margaret Avenue and Wilson Street, owned by the Town of Nutley and the Nutley Board of Education, be amended as follows:

8 - Scheduling for the use of the facilities shall be the responsibility of the Department of Parks & Public Property but the Board of Education shall be given preference in order to properly schedule inter-scholastic events and practices.

v

I, Florence E. Rutan, Town Clerk of the Town of Nutley, County of Essex, N. J., hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at its meeting on February 8, 1967.

Florence E. Rutan
Town Clerk

Dated: February 20, 1967

BE IT RESOLVED by the Board of Commissioners of the Town of Nutley, in the County of Essex, N.J., that Paragraph 9 in the resolution dated August 16, 1966, approving the agreement between the Town of Nutley and the Nutley Board of Education, which provides for improvements as athletic fields, playgrounds and recreation areas for their joint use and mutual benefit, on contiguous properties between Margaret Avenue and Wilson Street, owned by the Town of Nutley and the Nutley Board of Education, be amended as follows:

9a This agreement shall remain in full force and effect until December 31, 1991, and from year to year thereafter, provided, however, that either party shall have the right to terminate this agreement as of December 31st of any year on or after 1991, by giving the other party at least one year's written notice of its intent to terminate the same.

9b In the event legal voters of the school district should authorize construction of a school on lots of the Board covered by this agreement, prior to December 31, 1991, the said lands shall thereafter be withdrawn from use under this agreement, provided, however, that if the Town has obtained public funds for the purposes of this project under contractual agreement with the United States Government and/or the State of New Jersey as provided in Paragraph 6 hereof, then such lands may be withdrawn only with the prior written consent of the Secretary of the Interior of the United States and the Commissioner of the Department of Conservation and Economic Development of the State of New Jersey, or the public officials then authorized to furnish such consents. Upon withdrawal of said lands, the Board shall be relieved of all its share of the operating and maintenance costs for all calendar years thereafter, beginning with the calendar year

immediately succeeding such withdrawal, and the only obligation of the Board hereunder shall be payment of its share of the bonds as they mature, and interest thereon as provided in Paragraph 5 hereof, and upon payment of said bonds and interest thereon, this agreement shall terminate.

I, Florence E. Rutan, Town Clerk of the Town of Nutley, County of Essex, N. J., hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at its meeting on February 8, 1967.

Florence E. Rutan
Town Clerk

Dated: February 20, 1967