

**BOROUGH OF WRIGHTSTOWN
COUNTY OF BURLINGTON**

ORDINANCE NO. 2016-07

**AN ORDINANCE OF THE BOROUGH OF WRIGHTSTOWN
AUTHORIZING THE SALE OF A VEHICLE
NO LONGER NEEDED FOR PUBLIC USE**

WHEREAS, the Borough of Wrightstown is the owner of a garbage truck which it no longer needs for public use; and

WHEREAS, the Borough Council determined that the vehicle is not needed for public use and it is in the best interest of the Borough to sell the vehicle to the highest bidder at auction; and

WHEREAS, N.J.S.A. 40A:12-13 a allows the Borough to sell personal property not needed for public use at open public auction to the highest bidder;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Wrightstown, County of Burlington, State of New Jersey does hereby authorize the offering for sale the below trash truck pursuant to the following procedures, terms and conditions:

1. The vehicle offered for sale via auction is listed as follows:

Year	Model	VIN	MILEAGE
1994	Ford F-450 with a New Way 6 cubic yard rear loader	1FDLF47M2REA26977	93,772

2. The following terms and conditions apply to the sale:

(a) The sale of the vehicle is strictly "AS IS". The Borough makes no representations or warranties regarding the condition of the vehicle or its suitability for any purpose.

(b) A ten percent deposit shall be made at the time of the bid. The remainder of the bid price shall be made within thirty (30) days by cash, certified check, money order or wire transfer.

(c) If the above timeline is not met, the ten percent (10%) deposit shall be surrendered to the Borough and the Borough may re-open the auction or re-auction the vehicle.

- (d) Upon proper payment, the Borough shall sign over the title of the vehicle.
 - (e) The purchaser shall tow the vehicle or provide proof of insurance and dealer registration before driving the vehicle.
 - (f) The Borough reserves the right to reject any and all bids as permitted by law.
 - (g) The minimum price for the vehicle shall be \$ 100.00.
3. The vehicle shall be offered at open public auction with the Township Solicitor acting as auctioneer. All bidders shall appear at the appointed time and place to offer their bids. The vehicle will be sold to the highest bidder subject to the terms listed above.
 4. The sale will be held at the Borough of Wrightstown Municipal Building at 4:00 pm on July 27, 2016.
 5. Notwithstanding any provision of this Ordinance or any statement made at the sale, the sale will not be final unless and until the highest bid is accepted and confirmed by action of the Borough Council at a regularly scheduled meeting of the Council within forty-five (45) days after the date fixed for sale. The Borough Council reserves the absolute right to reject any and all bids as permitted by law.
 6. Notice of the sale shall, pursuant to law, be advertised in a newspaper circulating in the municipality by two insertions at least once a week during two consecutive weeks with the last publication to be not earlier than seven days prior to the sale date. The notice of sale shall include notice of the minimum bid price, if any, and the Borough's reservation of the right to reject all bids, and all conditions of sale.
 7. The Mayor and Borough Clerk, Solicitor and such other Borough officials and employees as may prove necessary are hereby authorized to execute any and all documents necessary in the fulfillment of this Ordinance.

NOTICE

The Ordinance published herewith was introduced and passed upon first reading at a regular meeting of the Borough Council of the Borough of Wrightstown, held on May 25, 2016. It will be further considered for final passage after a Public Hearing at the regular meeting to be held on June 22, 2016, at the Borough Hall, 21 Saylor's Pond Road, Wrightstown, New Jersey at 6:30 P.M. at which time and place any persons desiring to be heard upon the same will be given an opportunity to be heard.

FREDA H. GORMAN, RMC
Municipal Clerk

Introduction/First Reading May 25, 2016

Motion: Mr. Bird

Second: Mr. Severns

Roll Call Vote:

Ayes: Mr. Bird, Mr. Grove, Mr. Lownds, Mrs. Knapp, Mr. Severns, Mr. Timberman

Nays: None

Absent: None

Abstain: None

Second Reading/Public Hearing June 22, 2016

Motion: Mr. Severns

Second: Mr. Grove

Roll Call Vote:

Ayes: Mr. Bird, Mr. Grove, Mr. Lownds, Mrs. Knapp, Mr. Severns

Nays: None

Absent: Mr. Timberman

Abstain: None

Thomas E. Harper, Mayor

Dated: June 22, 2016

CERTIFICATION

The aforementioned Ordinance Number 2016-07 was finally adopted by the Borough Council of the Borough of Wrightstown, County of Burlington, State of New Jersey, after Second Reading and Public Hearing at their Regular Meeting held on June 22, 2016.

Freda H. Gorman, RMC
Municipal Clerk

Dated: June 22, 2016

Ord2016-07 Authorize Sale of Garbage Truck