

**BOROUGH OF RED BANK**

**COUNTY OF MONMOUTH**

**RESOLUTION NO. 16-245A**

**A RESOLUTION AUTHORIZING THE AWARD OF THE BID  
FOR 32 MECHANIC STREET THROUGH AN AUCTION PROCESS**

Councilman Whelan offered the following resolution and moved its adoption:

**WHEREAS**, the Borough of Red Bank (the "Borough") is the owner of certain real property and improvements thereon located at 32 Mechanic Street, Block 29, Lot 8 (the Property) within the Borough. The Property, which was formerly used by the Borough as the Fire House for the Independent Engine Fire Company, is no longer needed for public purposes; and

**WHEREAS**, the Property ceases to be suitable, necessary or convenient for the use of by the Borough; and

**WHEREAS**, in accordance with the Local Lands and Buildings Law, the Borough duly advertised for a public sale of the Property to be held at 10:00 on August 30, 2016; and

**WHEREAS**, on August 30, 2016 at approximately 10:00 am, the Borough Administrator opened the bidding for the Property;

**WHEREAS**, the Borough received four bids for the Property with the highest bid in the amount of \$392,587 from David Glassberg; and

**WHEREAS**, after the bidding was closed, Mr. Glassberg paid to the Borough the required deposit and other fees required of the highest bidder at the public sale; and

**WHEREAS**, the sale of the Property was subject to the final approval and confirmation of the Council of the Borough of Red Bank and the Council reserved the right to reject any and all bids at Council's sole discretion; and

**WHEREAS**, the Council finds that it is in the best interests of the Borough to award the bid to highest bidder, David Glassberg, at the public sale in amount of \$392,587.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Red Bank that bid made by David Glassberg for the Property in the amount of \$392,587 at the public sale is hereby accepted and the Property shall be sold to Mr. Glassberg or any other entity designated by him in the amount of \$392,587; and

**BE IT FURTHER RESOLVED**, as set forth in notice of the public sale, the purchaser of the Property takes the property subject to any and all liens for improvements currently on the Property. The Borough makes no representations or warranties regarding the Property and the purchaser takes the property "as is"; and

**BE IT FURTHER RESOLVED** that successful bidder shall enter into a contract of sale within ten (10) days of receiving notice from the Borough of the award of the sale and the parties will close title within thirty (30) days of the execution of the contract of sale;

**BE IT FURTHER RESOLVED** that the Borough Attorney is hereby authorized to prepare the necessary documents to effectuate the sale and transfer of the Property and the Mayor is authorized to execute any and all documents necessary to effectuate the sale of the Property.

Seconded by Councilman Taylor and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilwoman Burnham	( X )	( )	( )	( )
Councilman Zipprich	( X )	( )	( )	( )
Councilwoman Horgan	( X )	( )	( )	( )
Councilwoman Schwabenbauer	( X )	( )	( )	( )
Councilman Taylor	( X )	( )	( )	( )
Councilman Whelan	( X )	( )	( )	( )

Dated: September 14, 2016

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on September 14, 2016.

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Pamela Borghi, Municipal Clerk