

Fire District No. 3

TOWNSHIP OF HANOVER, COUNTY OF MORRIS

SEPTEMBER 21, 2023

RESOLUTION DECLARING SURPLUS ONE 2018 FORD ESCAPE, VIN/1FMCU9GDOJUC87764 AND AUTHORIZING SALE THEREOF

RESOLUTION 23-09-21-112

WHEREAS, the Board of Fire Commissioners, Fire District No. 3, Township of Hanover, County of Morris, State of New Jersey, has certain items of personal property no longer needed, which shall be deemed as surplus by the District; and,

WHEREAS, the Fire District deems that the sale of said items is in the best interest of the Fire District, and

WHEREAS, N.J.S.A. 40A11-36 allows for the sale, without competitive bidding, to a governmental agency recognized by the State of New Jersey, and

NOW THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF FIRE DISTRICT No. 3, TOWNSHIP OF HANOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY as follows:

- 1) The Board of Fire Commissioners, Fire District No. 3, hereby declares that one (1) **2018 FORD ESCAPE, VIN/1FMCU9GDOJUC87764**; has been deemed by the Board to be surplus property, and
- 2) Consistent with the provisions of N.J.S.A. 40A11-36 the Board of Fire Commissioners is desirous of selling said vehicle to the Township of Hanover. A Governmental agency recognized by the State of New Jersey, 1000 State Highway 10, Whippany, New Jersey, and
- 3) this sale shall be commensurate with the determined value of said vehicle being \$13,000.00, and
- 4) The sale shall be executed only upon the District's receipt of a new vehicle currently under contract, and
- 5) The Commissioner Chairman or his designee shall be so authorized to execute the agreement incorporated herein and all documents required for said sale.

It is hereby certified that this resolution is adopted by the Board of Fire Commissioners on this the **21st** day of **September, 2023**.

MaryLou DeSimone, Secretary

MEMORANDUM OF AGREEMENT

An agreement entered into between:

Hanover Township Fire District No. 3

PO Box 511
82 Ridgedale Avenue
Cedar Knolls, New Jersey 07927-0511
Hereinafter referred to as the "Seller"

and

Township of Hanover

PO Box 250
1000 State Highway 10
Whippany, New Jersey 07981-0250
Hereinafter referred to as the "Purchaser"

**FOR THE PURCHASE OF ONE 2018 FORD ESCAPE,
VIN/1FMCU9GDOJUC87764**

WHEREBY IT IS AGREED AS FOLLOWS:

1. Sale and purchase

The Seller hereby sells to the Purchaser, who hereby purchases upon the terms and conditions hereinafter set forth, the motor vehicles described in the following schedule and hereinafter referred to as the "Vehicle".

2. Vehicle

Description/ **Car 36** Make/ **Ford** Model/ **Escape** Year of Manufacture/ **2018**
Chassis VIN/ **1FMCU9GDOJUC87764**

3. Price and manner of payment

The price payable by the Purchaser to the Seller for the Vehicle is the total sum of **Thirteen Thousand Dollars (\$13,000.00)** payable on delivery of the vehicle.

4. Insurance

The purchaser shall continue to insure the Vehicle consistent with all applicable statutes of the State of New Jersey.

5. No warranties, representation

The Purchaser hereby agrees that no warranties or representations have been given or made as to the state, condition or fitness of the Vehicle which they take with all fault, and agrees to accept all risks of whatsoever nature. Any existing Vehicle warranties shall transfer with ownership consistent with applicable manufacturer guidelines.

6. Inspection

The Purchaser hereby acknowledges that the vehicle is used, and that the Purchaser has intimate knowledge as to the condition, usage and maintenance of said Vehicle.

7. Registration

The Seller herein affirms that they own said vehicle as outlined in (2) above outright, and that no liens or encumbrances have been made against these Vehicles. The Seller further agrees to sign such forms and deliver to the Purchaser such documents, as may be necessary to enable the Purchaser to register and title the Vehicles in their name.

8. Indemnification

The Purchaser, hereby agrees to hold harmless and indemnify the Seller from any and all claims and liability concerning use of the vehicle by the purchaser, or any third party. The Purchaser further acknowledges same is being sold to it by the Seller in an "as is" condition.

9. Signed

As the Authorized Agent for the Seller:

Name (Printed)

Title

Signature

Date

Witness (Printed)

Date

Signature

As the Authorized Agent for the Purchaser:

Name (Printed)

Title

Signature

Date

Witness (Printed)

Date

Signature

Fire District No. 3

TOWNSHIP OF HANOVER, COUNTY OF MORRIS

Certification

I, **MaryLou DeSimone** of the Board of Fire Commissioners of Fire District No. 3, Township of Hanover, County of Morris, State of New Jersey, hereby certify that the Commissioners at a meeting held on the **21st day of September, 2023** duly adopted the attached resolution;

23-09-21-112 RESOLUTION DECLARING SURPLUS ONE 2018 FORD ESCAPE, VIN/1FMCU9GDOJUC87764 AND AUTHORIZING SALE THEREOF

This resolution was introduced by Commissioner:

Cornine **DeSimone** **Dugan, Jr.** **Waldron** **Keyser**

and was seconded by Commissioner

Cornine **DeSimone** **Dugan, Jr.** **Waldron** **Keyser**

Record of the Vote

	Cornine	DeSimone	Dugan, Jr.	Waldron	Keyser
Yes	X	X	X	X	X
No					
Abstain					
Absent					

MaryLou DeSimone, Secretary