

# MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION  
COUNSELLORS AT LAW

## MEMORANDUM

To: Mayor and Council of Princeton  
*via e-mail & hand-delivery*

From: Edwin W. Schmierer, Esq.  
Princeton Attorney

Date: May 23, 2013 

Re: **Friends of Princeton Open Space - Estate of Ann Klepper: Acquisition and Preservation of Block 4201, Lot 3, Princeton Tax Map**

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Princeton has been working with representatives of the New Jersey Conservation Foundation ("NJCF"), County of Mercer ("Mercer") and the Friends of Princeton Open Space ("FOPOS") to acquire and preserve the above-referenced property.

The property is commonly known as 102 State Road and consists of approximately 4.30± acres of vacant land. A copy of the property line description is attached. A Contract has been entered into to purchase the property for three hundred seventy-seven thousand five hundred (\$377,500.00) dollars. The funding for this purchase would be as follows:

1. \$175,000.00 Green Acres Non-Profit Grant Award to FOPOS; and
2. \$56,662.50 Mercer County Grant Award to FOPOS; and
3. \$56,662.50 Mercer County Grant Award to NJCF; and
4. \$89,175.00 Contribution from the Princeton Open Space Trust Fund.

Payment vouchers are currently being processed for the above-referenced Green Acres and Mercer County grant funds. Title will be taken by FOPOS and a blanket conservation easement will be placed on the property to prohibit any future development.

In order to officially authorize Princeton's participation in this acquisition, I have prepared and attach hereto a proposed Resolution.

We would appreciate your considering this Resolution at your meeting on May 28, 2013.

EWS:jv  
attach.

cc: Robert W. Bruschi, Administrator - w/attach.  
Kathy Monzo, Assistant Administrator/CFO - w/attach.  
Linda S. McDermott, Clerk - w/attach.  
Robert V. Kiser, P.E., Princeton Engineer - w/attach.  
Lee O. Solow, Planning Director - w/attach.  
Wendy Mager, Esq., FOPOS - w/attach.  
Beth Davisson, NJCF - w/attach.  
Donna L. Fiabane, Mercer County, Planning Division - w/attach.

VALUESET\edwin\PETW\2013 Memo\Mayor & Council - Friends of Princeton Open Space - Estate of Ann Klepper - Acquisition and Preservation of Block 4201, Lot 3 052313.wpd

COUNTY OF MERCER

PRINCETON

STATE OF NEW JERSEY

RESOLUTION NO. 13-

WHEREAS, Princeton wishes to partner with the Friends of Princeton Open Space, Inc., the New Jersey Conservation Foundation and the County of Mercer in order to acquire and preserve approximately 4.3± acres of vacant land within Princeton designated as Block 4201, Lot 3, Princeton Tax Map; and

WHEREAS, the agreed upon acquisition price for said property is \$377,500.00; and

WHEREAS, the partnership referenced hereinabove has agreed to contribute the following sums towards the purchase price:

- A. \$175,000.00 Green Acres Non-Profit Grant Award to Friends of Princeton Open Space, Inc.; and
- B. \$56,662.50 Mercer County Grant Award to Friends of Princeton Open Space; and
- C. \$56,662.50 Mercer County Grant Award to New Jersey Conservation Foundation; and
- D. \$89,175.00 Contribution from the Princeton Open Space Trust Fund; and

WHEREAS, Princeton wishes to authorize the expenditure of the \$89,175.00 in order to participate in the preservation of said property located on the Princeton Ridge.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council as follows:

1. The Princeton Chief Financial Officer is hereby authorized and directed to make available the sum of \$89,175.00 as the Princeton contribution towards the acquisition of Block 4201, Lot 3, Princeton Tax Map for preservation purposes.
2. A certified true copy of this Resolution shall be furnished upon its adoption to the following: Friends of Princeton Open Space, Inc., 57 Mountain Avenue, Princeton,

New Jersey 08540, Attention: Wendy L. Mager, Esq., President; New Jersey Conservation Foundation, Bamboo Brook, 170 Longview Road, Far Hills, New Jersey 07931, Attention: Beth Davisson and to the County of Mercer, Planning Division, 640 South Broad Street, 4<sup>th</sup> Floor, Room 412, Trenton, New Jersey 08611-1822, Attention: Donna L. Fiabane.

CERTIFICATION

I, Linda S. McDermott, Clerk of Princeton, do hereby certify that the foregoing Resolution was considered and adopted by the Princeton Council at its regular meeting held on the 28th day of May, 2013.

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Linda S. McDermott, Clerk  
Princeton