

**RESOLUTION**

**WHEREAS**, the Township of West Orange (the “Township”) owns and maintains an outdoor pool facility, which includes locker room facilities, at the Ginny Duenkel Pool Complex, located at 60 ½ Cherry Street in the Township (the “Pool Facilities”); and

**WHEREAS**, the Montclair YMCA has for many years used the Pool Facilities during limited hours for youth swim practices and for competitive swimming programs; and

**WHEREAS**, the Montclair YMCA has once again requested to use the Pool Facilities for youth swim practices during the summer 2019 season, generally between the hours of 6:00 A.M. and 7:45 A.M. on weekdays from approximately May 1, 2019 through August 31, 2019; and

**WHEREAS**, the Montclair YMCA has agreed to use the Pool Facilities in exchange for the payment of an hourly rental fee, plus payment of various costs and expenses, pursuant to other terms and conditions set forth in the License Agreement annexed hereto as Attachment “A”; and

**WHEREAS**, the Montclair YMCA has agreed that its use of the Pool Facilities will not conflict with the Township’s uses; and

**WHEREAS**, the Montclair YMCA has agreed to comply with all pool regulations and all applicable laws;

**NOW, BE IT HEREBY RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE** that the Mayor be and hereby is authorized to enter into the annexed License Agreement for the Montclair YMCA’s limited use of Pool Facilities and the Municipal Clerk shall be authorized to attest to the Mayor’s signature; and be it further

**RESOLVED**, that the entry of the License Agreement shall be subject to the Licensee's providing proof of adequate insurance with the Township named as an additional insured, subject to approval of the Law Department, prior to the use of the Pool Facilities.

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**KAREN J. CARNEVALE, R.M.C.**  
**MUNICIPAL CLERK**

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**JERRY GUARINO, COUNCIL PRESIDENT**

**Adopted: April 30, 2019**