

R. 40:61-1
LEGISLATIVE HISTORY MATERIALS

40:61-1 it seq

R.S. 40:61-36-41
L. 1937, ch. 172, June 3, 1937.
A 490

Introduced by Proctor. April 5, 1937.

Permits municipalities bordering Atlantic Ocean to lease or hire public parks, recreation grounds and buildings therein.

May 3, —Passed Assembly
3, —Received in Senate
3, —Judiciary Committee
28, —Reported
28, —Read 2nd time
28, —Passed in Senate, 11-0
June 3, —Approved, Ch. 172.

Statement: The purpose of this act is to give municipalities bordering on the Atlantic Ocean the privilege of leasing municipal owned property for a period of not exceeding five years. Fourth-class cities bordering on the Atlantic Ocean at present have the power to enter into such leases for a period of five years even without advertising. The Municipalities Act limits lettings to two years. Such a period might be unattractive to prospective bidders and it seems to be to the advantage of the municipalities to have the letting period extended to five years. The interest of the municipality is protected by requiring that the letting be to the highest responsible bidder after the advertising.

R.S. 40-61-1 sub. g.h.
L. 1933, Ch. 355, June 27, 1933
A 505, May 22, 1933 - Doughty

Permits municipal governing bodies to rent public property for not less than two years nor more than five years.

June 12, —Passed Assembly
June 21, —Passed Senate
June 27, —Approved, ld. 355.

Statement: The purpose of this act is to enable the governing body of municipalities to lease or rent public property for a period of not less than two years and not more than five years.

R.S. 40:176-15 through 18 ✓
L. 1925, Ch. 248, Passed March 21, 1925
Sec. 1-4, pp. 691-692
Original Bill: S 159, Introduced February 2, 1925.

Statement: The purpose of this bill is to place the management and control of shore properties in cities of the fourth class in the governing body thereof.

Preamble:

"An act concerning lands in cities bordering on the Atlantic Ocean, authorizing the acquisition, maintenance, improvement, development and management thereof by such cities, and the issuance of bonds for such purposes".

Actions on Bill:

S. 159. Reeves. February 2, 1925
Places management and control of shore properties in cities of the fourth class in the governing body thereof.

March 3, —Passed Senate
11, —Passed Assembly
18, —Vetoed by Governor
21, —Passed in Senate
21, —Passed in Assembly
21, —Filed, Chapter 248

Press Comment:

Trenton Times, p. 2, Wednesday, March 18, 1925

"In another veto message, the Governor (George S. Silzer) alluded to a suit now pending in which Walter Reade, proprietor of Trenton Theaters, seeks to test the legality of an Asbury Park bathing contract. The message transmitted to the Legislature the executive disapproval of a bill by Senator Reeves of Cumberland, prescribing the method by which fourth-class cities may let bathing beach concessions.

"This bill has for its purpose the granting of these privileges to favored persons, without advertising", declared the Governor. The suit to which the executive referred was instituted recently by Reade, in which he is reviewing the action of the City of Asbury Park in granting the bathing concession at the shore resort to Edward T. Mitchell for \$85,000 a year. Reade contends it was done without advertising in the face of his offer of substantially \$100,000 a year.

At present, under the Home Rule Act of 1917, the Concessions must be awarded after advertising and competitive bidding. Another objection to the bill, said the Governor, is that in the event the decision goes against Asbury Park in the courts, the municipality could immediately re-let the contract to Mitchell, and thus defeat the court's findings.

1925 Journal of the Senate, pp. 557-558. Excerpts:

"The suggestion has been made that in a case of this kind, care must be exercised in selecting the person to whom the privilege is granted.

All of that can be provided for, also, in calling for bids. Those successful can be forced to conduct the business in a manner satisfactory to the municipality.

The bill is therefore disapproved.
Passed over veto.

R.S. 40-179-116

L. 1919, ch. 252

A. 499. Lewis March 19—Amends statute permitting cities on the Atlantic Ocean to lease property for five years and to devote the receipts for their upkeep.

March 19—Judiciary Comm.

25—Favorably Reported

25—Read 2nd time

26—Passed Assembly

31—Received in Senate

31—Senate Municipal Corporation Committee

April 1—Favorably Reported

1—Read 2nd time

7—Passed Senate amended

9—Assembly passed Senate Amendment

17—Approved, Ch. 252.

No statement appended to bill.

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R.S. 40-61-1, sub. g.h.

L. 1917, ch. 152

H. B. 592

General Act for the government of municipalities in the State. It is a bill which was prepared by the Commission appointed to look into and report a "Home Rule Bill".

March 12—Judiciary Comm.

14—Favorably Reported

14—Read 2nd time

14—Passed House

20—Passed Senate

27—Approved, Ch. 152.

No statement appended to bill.

R.S. 40:179—Sec. 113-120

L. 1900, ch. 99, sec. 1-7, p. 285-287

as amended by L. 1902, Ch. 275, Sec. 1, p. 305.

No Legislative Index coverage. We do not have the time, but you may wish to dig through the materials we have.