

**RESOLUTION OF NEW JERSEY INSTITUTE OF TECHNOLOGY ("NJIT")  
APPROVING THE LICENSE AGREEMENT WITH MONTCLAIR STATE  
UNIVERSITY FOR THE USE OF YOGI BERRA STADIUM**

**WHEREAS**, New Jersey Institute of Technology (NJIT) has been without a home field for the Division I baseball program since the sale and demolition of Riverfront Bears/Eagles Stadium in 2019; and,

**WHEREAS**, NJIT desires to practice and play baseball in a location that affords stability for the program and identity to the University; and,

**WHEREAS**, NJIT operates a baseball team that is currently a member of the NCAA Division I and the America East Conference which both require a facility that is appropriate for the level of competition and associated regulations and expectations; and,

**WHEREAS**, Montclair State University is the owner of the real property located within part of Lot 1 in Block 250 as indicated on the tax map for the Township of Little Falls and located within the Montclair State University campus, commonly known as Yogi Berra Stadium; and,

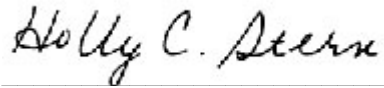
**WHEREAS**, Yogi Berra Stadium has the facilities and associated amenities that will allow for compliance with NCAA Division I and the America East Conference regulations and expectations; and,

**WHEREAS**, NJIT and Montclair State University desire to enter into a License Agreement to establish the terms and conditions of NJIT's use of the Yogi Berra Stadium for baseball games and practices and other NJIT-sponsored events, as well as Montclair State University's right to use the Yogi Berra Stadium for their home baseball games, practices, and other events in a cooperative partnership; and,

**WHEREAS**, NJIT and Montclair State University have agreed to share in the cost to upgrade the field to an artificial surface with the associated drainage and facility improvements with NJIT contributing a not-to-exceed capital contribution of \$2.4M, which will be depreciated over a ten (10) year term along with incidental gameday operating expenses required to facilitate baseball games, practices, and NJIT sponsored events; and,

**NOW THEREFORE IT BE RESOLVED**, that the Board of Trustees hereby authorizes the Administration to execute a License Agreement, as reviewed and approved by counsel, detailing the partnership between NJIT and Montclair State University for the use of the Yogi Berra Stadium for the period of ten (10) years including the capital contribution of

\$2.4M from university funds and the incidental gameday operating expenses required to facilitate baseball games, practices, and NJIT sponsored events.



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General Counsel/Vice President of  
Legal Affairs and  
Secretary to the Board of Trustees  
New Jersey Institute of Technology

June 8, 2023  
Board Resolution No. 2023-32