



Legislation Details (With Text)

**File #:** 16-1905      **Version:** 1      **Name:** Solicitation for Bids Watershed Property in West Milford  
**Type:** Resolution      **Status:** Adopted  
**File created:** 12/9/2016      **In control:** Water Sewer Utility  
**On agenda:** 3/15/2017      **Final action:** 3/15/2017

**Title:** Dept/ Agency: Water and Sewer Utilities  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Bid Contract  
Purpose: Authorizing the Solicitation for Bids-Watershed Property in West Milford  
Entity Name: City of Newark/Department of Water and Sewer Utilities  
Entity Address: 920 Broad Street, Newark, New Jersey 07102  
Contract Amount: \$0.00  
Funding Source: N/A  
Contract Period: N/A  
Contract Basis: ( ) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient (X) n/a  
**Additional Information:**  
Resolution of the City of Newark, County of Essex, State of New Jersey, Authorizing Solicitation for Bids for Lease of Portions of the Premises at the Watershed Property in West Milford, Specifically Block 16908, Lot 1, for a Wireless Communication Facility.

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
3/15/2017	1	Municipal Council	Adopt	Pass

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Resolution of the City of Newark, County of Essex, State of New Jersey, Authorizing Solicitation for Bids for Lease of Portions of the Premises at the Watershed Property in West Milford, Specifically Block 16908, Lot 1, for a Wireless Communication Facility.

**WHEREAS,** the City of Newark is the owner of the property identified as Block 16908, Lot 1, of the

official tax map of the Township of West Milford (“the Property”); and

**WHEREAS**, N.J.S.A. 40A:12-14 authorizes a municipal corporation to lease, to any private person, real property owned by said municipal corporation and not needed for a public use; and

**WHEREAS**, N.J.S.A. 40A:12-14 requires that a lease by a municipal corporation to a private person, except for a lease to a private person for a public purpose, be made to the highest bidder by open public bidding or by submission of sealed bids; and

**WHEREAS**, the City of Newark, Department of Water and Sewer Utilities wishes to solicit proposals through a publicly advertised bidding process for the lease of the Property to the highest bidder through the submission of sealed bids in accordance with N.J.S.A. 40A:12-14(a); and

**WHEREAS**, the Property is not needed for public use, and is highly suitable for such a wireless communications facility; and

**WHEREAS**, the City of Newark, Department of Water and Sewer Utilities believes that a lease of the Property shall operate as a financial benefit to the City of Newark, and shall be in the best interests of the residents of the City of Newark; and

**WHEREAS**, N.J.S.A. 40A:12-14(a) further provides that the Municipal Council may fix a minimum rental with the reservation of the right to reject all bids where the highest bid is not accepted. Notice of such reservation shall be included in the advertisement of the letting of the lease;

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The City of Newark, Department of Water and Sewer Utilities has determined that the property identified as Block 16908, Lot 1, of the official tax map of the Township of West Milford is not needed for public use by the City of Newark, and therefore may be leased to the highest bidder through the submission of sealed bids for a term of five (5) years.

2. In accordance with N.J.S.A. 40A:12-14(a), the City of Newark is hereby authorized and directed to advertise for the receipt of bids for the lease of the Property to the highest bidder through the submission of sealed bids.

3. Advertisement of the bid process specified herein shall be published in a newspaper circulating in the City of Newark and the Township of West Milford by two (2) insertions at least once per week during two (2) consecutive weeks; the lease publication to be not earlier than seven (7) days prior to the letting of the lease.

4. The submission of sealed bids for the subject premises will be accepted and opened by the Department of Water and Sewer Utilities, 920 Broad Street, Room B-31F, Newark, New Jersey 07102 on a specific date which shall be specified in the advertisement referenced herein.

5. Upon completion of the bidding, the City of Newark may accept the highest conforming bid or reject all bids submitted in the sole discretion of the City of Newark, which shall be specified in the advertisement referenced herein.

6. Acceptance or rejection of the bid or bids shall be made not later than at the second regular meeting of the City of Newark following the completion of the bidding and, if the City of Newark shall not so accept such highest bid, or reject all bids, said bids shall be deemed to have been rejected.

7. Any award may be adjourned at the time advertised for not more than one week without re-advertising.

8. There shall be a minimum (rental) bid for the Property in the amount of two thousand four hundred dollars (\$2,400.00) per month for the initial year of the lease, with an increase of 3% for each year thereafter.

9. The subject premises are offered for lease in its entirety only. No bids will be considered which seek to lease a part or a subdivision of the premises or which offers a price less than the minimum monthly rental.

### **STATEMENT**

This Resolution authorizes the Mayor and/or his designee, the Director of the Department of Water and Sewer Utilities, to advertise for the receipt of bids for the lease of the property identified as Block 16908, Lot 1, of the official tax map of the Township of West Milford to the highest bidder, for a period of not less than five years, at a minimum monthly rental of two thousand four hundred dollars (\$2,400.00).