**RESOLUTION NO. 2018-9.\_\_\_
OF THE GOVERNING BODY OF
THE BOROUGH OF BLOOMINGDALE**

**RESOLUTION OF THE BOROUGH OF BLOOMINGDALE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY approving and AUTHORIZING A LAND LEASE FOR THE CO-LOCATION ON A PREVIOUSLY AWARDED, APPROVED AND CONSTRUCTED SELF-SUPPORTING WIRELESS TELECOMMUNICATIONS MONOPOLE AND ANCILLARY WIRELESS TELEPHONE SUPPORT EQUIPMENT**

 **WHEREAS,** on January 1, 2003 the Borough of Bloomingdale, along with the Borough of Butler (“Boroughs”), entered into an Agreement for Lease of Real Property for Construction and Operation of Wireless Telecommunication Tower or Monopole and Related Facilities (“Agreement”) with Sprint Spectrum, LP (“Sprint”) for a portion of the real property located at 23 Brandt Lane, Bloomingdale, New Jersey (“Premises”); and

 **WHEREAS,** the Premises are administered for Sprint by SBA 2012 TC Assets, LLC (“SBA”); and

 **WHEREAS,** the Boroughs were notified by letter dated December 14, 2017, that an Amendment to the Agreement was required; and

 **WHEREAS,** pursuant to authorization by the Mayor and Council of the Borough of Bloomingdale, the Borough received sealed competitive bids for the land lease for the co-location on a previously awarded, approved and constructed self-supporting wireless telecommunications monopole and ancillary wireless telephone support equipment; and

 **WHEREAS**, one sealed bid was received and opened on August 29, 2018, in accordance with the advertised date for acceptance of bids from SBA 2012 TC Assets, LLC; and

**WHEREAS,** said bid has been duly reviewed and analyzed by the Borough Attorney and Borough Engineer of both Boroughs; and

 **WHEREAS,** the bid received from the sole bidder SBA 2012 TC Assets, LLC in the amount of $36,729.24 per year has been found to be in proper form and in compliance with the provisions of N.J.S.A. §40A:11-23.5 and the specifications as written; and

 **NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey as follows:

1. The Borough of Bloomingdale hereby authorizes a lease amendment to SBA 2012 TC Assets, LLC, 8051 Congress Avenue, Boca Raton, Florida 33487 for the land lease for the co-location on a previously awarded, approved and constructed self-supporting wireless telecommunications monopole and ancillary wireless telephone support equipment in accordance with the bid specifications in the total amount of $36,729.24 per year.

2. The Mayor and Borough Clerk are hereby authorized and directed to execute a lease amendment with to SBA 2012 TC Assets, LLC in accordance with its bid for land lease for the co-location on a previously awarded, approved and constructed self-supporting wireless telecommunications monopole and ancillary wireless telephone support equipment.

3. This resolution and lease amendment shall be available for public inspection in the office of the Borough Clerk.

4. This Resolution shall take effect immediately.

**Record of Council Vote on Passage**

|  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Councilman | aye | nay | Abstain | Absent | Councilman | aye | nay | Abstain | Absent |
| Sondermeyer |  |  |  |  | Dellaripa |  |  |  |  |
| D’Amato |  |  |  |  | Costa |  |  |  |  |
| Hudson |  |  |  |  | Yazdi |  |  |  |  |

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the

Borough of Bloomingdale at an Official Meeting held on Tuesday, September 18, 2018.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Breeanna Calabro, R.M.C.

Municipal Clerk, Borough of Bloomingdale