

TOWNSHIP OF MOORESTOWN

ORDINANCE 24-2005

**AN ORDINANCE AUTHORIZING THE LEASE OF
COMMERCIAL ANTENNA SPACE
ON THE KING'S HIGHWAY WATER TANK**

WHEREAS, a wireless communications carrier has expressed interest in leasing space on and around the King's Highway water tank for the purpose of an unmanned wireless communications system; and

WHEREAS, the Township maintains similar leases with wireless carriers on the North Church Street and Westfield Road water tanks; and

WHEREAS, the Township is interested in generating additional rental income from the lease of commercial antenna space on the King's Highway water tank.

NOW, THEREFORE, BE IT RESOLVED by the Township of Moorestown in Burlington County, State of New Jersey as follows:

1. The lease of commercial antenna space is hereby authorized pursuant to N.J.S.A. 40A:12-14.
2. A lease shall be awarded to the highest bidder(s) submitting a sealed bid. The minimum bid shall be \$2,318.55 per month, with a minimum annual rental increase of 5%. The Township reserves the right to reject all bids as may be in the best interest of the Township.
3. Said lease shall be for a term of five (5) years, and may include up to four (4) five (5) year renewal options for a maximum total term of twenty-five (25) years. The successful bidder shall submit such information as the Township Manager shall require to assure the Township Manager that the installation will not cause structural problems or interfere with the operation of the King's Highway water tank.
4. Other bidders desiring to install commercial antennas shall be required to lease space at the same rate as the high bidder, and shall also submit such information as the Township requires to assure the Manager that structural, operational or radio frequency interference problems will not occur.
5. The successful bidder(s) shall be required to escrow sufficient funds with the Township to cover the costs associated with design and structural review as well as inspection costs to review installation and repainting. Unused escrow balances will be returned to the successful bidder.

6. The Township Manager or his designee is hereby authorized to draft specific terms and conditions of said lease and advertise same in accordance with N.J.S.A.40A:12-14.
7. The Township Manager shall report the bid results to the Township Council at the next regularly scheduled Council meeting.
8. All ordinances and resolutions inconsistent with this ordinance are hereby repealed only to the extent of said inconsistency.
9. This ordinance shall take effect upon adoption and publication according to law and shall be cited as Ordinance No. 24-2005.

CERTIFICATION

I hereby certify that Ordinance No. 24-2005 was introduced and adopted on first reading by the Township Council at a meeting held on July 11, 2005. This ordinance was duly adopted by the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey at a meeting of the Township Council held on July 25, 2005.

<u>VOTE:</u>	
ABERANT	YES
ROCCATO	YES
MILLER	YES
SEGAL	YES
ERON	YES

 Patricia L. Hunt, RMC
 Township Clerk