

**RESOLUTION 2016-24
BOROUGH OF FRANKLIN
REJECTING BIDS FOR THE LEASE OF SPACE
ON THE EVANS STREET WATER TANK, 19 EVANS STREET,
FOR THE INSTALLATION OF CELLULAR COMMUNICATION EQUIPMENT**

WHEREAS, the Borough of Franklin sought Bids for a Lease with cellular communication service providers interested in installing cellular communication equipment on the Borough's water tank located at 19 Evans Street (Block 1302, Lot 21) and the bid opening date was January 20, 2016.

WHEREAS, the sole Bidder was Cellco Partnership d/b/a Verizon Wireless ("Verizon") whose bid met the Borough of Franklin's minimum rent amount. However, Verizon's bid reflects that it will not enter into a lease with the Borough of Franklin unless its exceptions to the bid and proposed lease are accepted. The Borough Attorney has advised the Mayor and Council that Verizon's exceptions to the bid and lease materially change the terms and conditions of the bid and the proposed lease.

WHEREAS, the Bid specifications included a reservation of the right to reject all bids by the Borough of Franklin. The Mayor and Council believe that it is in the best interest of the Borough of Franklin to reject Verizon's bid given the material changes to the bid terms and lease requested by Verizon.

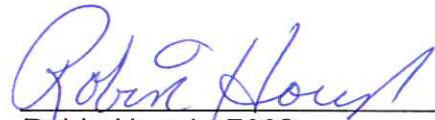
WHEREAS, the Franklin Borough Mayor and Council desire to reject the Bid in accordance with the bid specification and the New Jersey Local Lands and Building Law, N.J.S.A. 40A:12-14, et seq.

NOW, THEREFORE, BE IT RESOLVED by the Franklin Borough Mayor and Council that the Bid submitted by Verizon for leasing space on the Borough's water tank located at 19 Evans Street is hereby rejected and its bid security shall be returned to it.

This resolution shall take effect immediately.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Franklin Borough Mayor and Council at a regular meeting of said Governing Body conducted on Tuesday, January 26, 2016.



Robin Hough, RMC
Borough Clerk