

**BOROUGH OF HILLSDALE  
RESOLUTION 13200**

---

**RESOLUTION OF THE BOROUGH OF HILLSDALE AUTHORIZING  
THE MAYOR AND BOROUGH CLERK TO EXECUTE THE LAND  
LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, L.L.C  
a/k/a AT&T AND ANY AND ALL OTHER DOCUMENTS ASSOCIATED  
WITH THE LAND LEASE AGREEMENT, FOR THE DPW YARD  
CELLPHONE TOWER PROJECT**

**WHEREAS**, the Borough of Hillsdale promulgated requests for proposals for the construction of a cellphone tower to be located at the Borough of Hillsdale Department of Public Works, 371 Washington Avenue, Hillsdale, County of Bergen, State of New Jersey, commonly known as Block 1107, Lot 9 on the tax map for the Borough of Hillsdale, County of Bergen, State of New Jersey; and,

**WHEREAS**, the all-inclusive best and final offer for cellphone tower construction was submitted by New Cingular Wireless PCS, L.L.C. a/k/a AT&T (hereinafter referred to as "AT&T"); and,

**WHEREAS**, AT&T has agreed to lease one thousand four hundred seventy (1,470) square feet of land located at 371 Washington Avenue, Hillsdale, County of Bergen, State of New Jersey, from the Borough of Hillsdale for Twenty-Five Thousand Five Hundred Dollars (\$25,500.00) per year plus any and all annual increases pursuant to the Consumer Price Index (hereinafter referred to as the "CPI"); and,

**WHEREAS**, the Borough of Hillsdale has agreed that AT&T will own the cellphone tower and all rights to receive tower rent from any and all other carriers that may enter into a co-location agreement with AT&T; and,

**WHEREAS**, the Borough of Hillsdale will be entitled to receive ground rent from AT&T, as set forth above, and from any and all other cellphone carriers utilizing the cellphone tower; and,

**WHEREAS**, AT&T has also agreed to make a one (1) time payment of Ten Thousand Dollars (\$10,000.00) toward the Borough of Hillsdale's communications systems; and,

**WHEREAS**, AT&T has also met all of the specifications for the provision of the construction and subsequent leasing of a cellphone tower.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that the contract for the construction and subsequent leasing of a cellphone tower is hereby awarded to New Cingular Wireless PCS, L.L.C. a/k/a AT&T and the Mayor and Borough Clerk are hereby authorized, on behalf of the Borough, to execute any and all documents with New Cingular Wireless PCS, L.L.C. a/k/a AT&T for the construction of a cellphone tower and the subsequent leasing of the cellphone tower for Twenty-Five Thousand Five Hundred Dollars (\$25,500.00) per year plus CPI and a one (1) time payment of Ten Thousand Dollars (\$10,000.00). A copy of the executed Agreement shall be on file in the office of the Borough Clerk.

Council member	Motion	Second	Yes	No	Absent	Abstain
DeGise, Jason					X	
Frank, Douglas	X		X			
Kelley, Thomas		X	X			
Looes, Chrisoula			X			
Meyerson, Lawrence			X			
Pizzella, Frank			X			

Adopted: October 8, 2013

  
 \_\_\_\_\_  
 Susan Witkowski  
 Municipal Clerk

  
 \_\_\_\_\_  
 Max Aronowitz  
 Mayor