

Town of Georgetown, Indiana

Resolution ^RG09- 20

A RESOLUTION TO SELL NON-SURPLUS PROPERTY BROADBAND EQUIPMENT

WHEREAS, this Town Council of the Town of Georgetown, Indiana (hereinafter this "Town Council") is the legislative body of the Town of Georgetown, County of Floyd, State of Indiana (the "Town"); and,

WHEREAS, the Indiana Code provides for the disposal of non-surplus utility property pursuant to IND. CODE 8-1.5-2-4 et. Seq.

WHEREAS, Georgetown has held a duly noticed public hearing regarding the sale of the Broadband Equipment and there were no objections to the sale.

WHEREAS, Georgetown has approved the sale of broadband equipment in Resolutions R-09-14 and R-09-17.

WHEREAS, the broadband equipment, and appurtenant rights, including service contracts and rights to use three broadcast tower facilities have appraised at \$92,000.00.

WHEREAS, Georgetown also has three tower locations, which are currently used by the broadband services and may be useful as broadcast towers in various applications.

WHEREAS, this Town Council hereby adopts this Resolution to establish the procedure for the sale of the broadband equipment.

NOW, THEREFORE, BE IT RESOLVED BY THIS TOWN COUNCIL OF THE TOWN OF GEORGETOWN, INDIANA, AS FOLLOWS:

SECTION 1: This Town Council resolves to sell non-surplus broadband equipment owned by the Town by a sealed bid procedure.

SECTION 2: The solicitation of sealed bids, by publication and other lawful means, for the purchase of non-surplus broadband equipment is hereby authorized.

SECTION 3: A notice that sealed bids will be accepted shall be published twice with at least one week between publications with the last publication at least three days before the last day to accept sealed bids according to IC 5-3-1-2(j).

SECTION 4: The sale may include rights to enter into negotiated lease agreements for the use of Georgetown's rights in and to certain broadcast tower facilities.

SECTION 5: Sealed bids will be opened at the office of the Public Utilities Office upon the date specified in the notice of the sale.

SECTION 6: The sale and right to enter into negotiations for open tower rights shall go to the highest responsible bidder, and will be confirmed by subsequent resolution.

SECTION 7: Bidders must be persons or parties who have or may hold a certificate of territorial authority under Ind. Code 8-1.5-32.5.


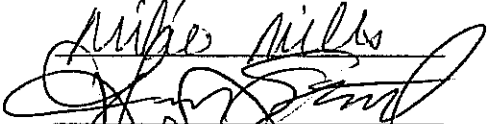
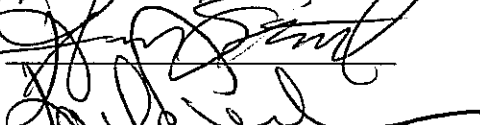

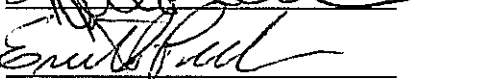
SECTION 8: The highest responsible bidder must deposit the full purchase price into escrow within thirty (30) days of acceptance.

SECTION 9: Bidder is responsible for providing any and all notices as required by Ind. Code 8-1-32.5-13.

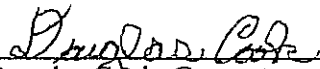
SECTION 10: All bids must be at least \$92,000.00.

SECTION 11: copies of the appraisal and information concerning appurtenant rights shall be kept on file at the office of the Director of Public Utilities.

So ADOPTED by the Town Council this 16 day of November 2009.

YEA	NAY
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 _____	_____
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 _____	_____

ATTEST:



Douglas Cook, Georgetown Clerk/Treasurer