

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2013-372

Council Meeting Date: 12-16-2013

Date Adopted: 12-16-2013

TITLE: RESOLUTION AUTHORIZING THE DISPOSITION BY PUBLIC SALE OF CERTAIN SURPLUS PROPERTY NOT NEEDED FOR A PUBLIC PURPOSE

Councilperson Galluccio submitted the following resolution, which was duly seconded by Councilperson Muñoz.

WHEREAS, the Borough of New Providence is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough Council is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of New Providence, County of Union, as follows:

- (1)The sale of the surplus property shall be conducted through Alfred's Auctions pursuant to State Contract 78936/T1954 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with Alfred's Auctions is available online at alfredsauctions.com and also available from the Borough of New Providence.
- (2)The sale will be conducted online and the address of the auction site is alfredsauctions.com.
- (3)The sale is being conducted pursuant to Local Finance Notice 2008-9.
- (4)A list of the surplus property to be sold is as follows:

Year & Make	1995 Ford	Year & Make	1996 Ford
Model:	Crown Vic	Model:	Crown Vic
Serial Number:	2FALP71W85X193710	Serial Number:	2FALP71W2TX213144
Mileage:	95,513	Mileage:	80,372
Minimum Bid:	0.00 FIRE DRILL	Minimum Bid:	\$250.00

Year & Make	1997 ODB	Year & Make	1997 Ford
Model:	30 YD Leaf Vacuum	Model:	Crown Vic
Serial Number:	897-2256	Serial Number:	2FALP71WVX185774
Mileage:	2,463 hours	Mileage:	83,898
Minimum Bid:	\$ 100.00	Minimum Bid:	\$250.00

Year & Make	1999 Ford	Year & Make	1999 Ford
Model:	Crown Vic	Model:	Crown Vic
Serial Number:	2FAFP71WXXX164102	Serial Number:	2FAFP71W8XX200367
Mileage:	100,315	Mileage:	102,261 still in use
Minimum Bid:	\$100.00	Minimum Bid:	\$500.00

Year & Make	2000 Chevy	Year & Make	2000 Ford
Model:	C-8500 Dump	Model:	F-350 Pick-Up Diesel
Serial Number:	1GBP7H1C2YS525900	Serial Number:	1FTSF31F6YED40991
Mileage:	36,498 still in use	Mileage:	80,399
Minimum Bid:	\$7,000.00	Minimum Bid:	\$1,000.00

Year & Make	2001 Ford	Year & Make	2003 Chevy
Model:	F-350	Model:	Impala
Serial Number:	1FTSF31F41ED00303	Serial Number:	2G1WF52E539455220
Mileage:	107,904	Mileage:	81,786
Minimum Bid:	\$1,000.00	Minimum Bid:	\$1,500.00

Year & Make	2003 Ford	Year & Make	2004 Ford
Model:	Crown Vic	Model:	Crown Vic
Serial Number:	2FAFP71W03X106056	Serial Number:	2FAFP71W54X131441
Mileage:	87,589	Mileage:	113,796
Minimum Bid:	\$1,000.00	Minimum Bid:	\$100.00

Year & Make	2008 Ford	Year & Make	2008 Ford
Model:	Crown Vic	Model:	Crown Vic
Serial Number:	2FAFP71V88X118812	Serial Number:	2FAFP71V48X118810
Mileage:	80,625	Mileage:	94,997
Minimum Bid:	\$2,000.00	Minimum Bid:	\$1,000.00

Year & Make	2008 Dodge	Year & Make	2010 Dodge
Model:	Charger	Model:	Charger
Serial Number:	2B3KA43H28H320170	Serial Number:	2B3AA4CT7AH116535
Mileage:	71,476	Mileage:	82776 still in use
Minimum Bid:	\$2,000.00	Minimum Bid:	\$2,000.00

Year & Make		Year & Make	1985 Henderson
Model:	Police Message Board	Model:	Salt Spreader
Serial Number:		Serial Number:	
Mileage:	N/A	Mileage:	N/A
Minimum Bid:	Scrap	Minimum Bid:	\$200.00

Make	Federal Sign and Signal	Make	Comdial Phone
Model:	Fire Siren	Model:	Voice Express
Pieces	3	Pieces	
Minimum Bid:	\$100.00 each	Minimum Bid:	\$20.00 each

(5)The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6)The Borough of New Providence reserves the right to accept or reject any bid submitted.

APPROVED, this 16th day of December, 2013.

RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
GALLUCCIO	X			
GENNARO	X			
KAPNER	X			
MADDEN	X			
MUÑOZ	X			
ROBINSON	X			
HERN			TO BREAK COUNCIL TIE VOTE	

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 16th day of December, 2013.

Wendi B. Barry, Borough Clerk



Alfred's Auctions Inc.

Tel: 609-448-7653

Fax: 609-443-4479

alfred@alfredsauctions.com

ONLINE AUCTION CONTRACT

This agreement is between:

AND

(Auctioneer)

(Seller)

Description of Service: Alfred's Auctions will list all property (items) the Seller has for sale and solicit potential buyers to bid upon these items via an Internet based auction system.

Auctioneer Responsibilities:

In addition to the Internet Auction, the auctioneer will provide the following services:

1. Will come to your facility and take digital photos of each item, lot each item and prepare descriptions.
2. Load all items on the internet auction site and handle all aspects of the online auction.
3. Post online all Terms and Conditions of the sale.
4. Provide customer service via telephone or email.
5. Marketing of the Online Auction – Email blasts will be sent to over 6,000 potential online buyers at no cost to the Seller.
6. Keep accurate records of the sale and allow seller to examine the records.

Client Responsibilities:

1. Seller agrees to have all items for auction available at least one week prior to said auction so the Auction Company may photograph, lot and catalog said items.
2. Seller shall not withdraw any item to be sold once it has been contracted and advertised.
3. Seller agrees not to interfere, prevent, or prohibit the Auctioneer in any manner from carrying out duties and obligations under this agreement prior to or during the auction.
4. Seller agrees to cooperate with the Auctioneer in order to provide a successful auction.

Compensation to Auctioneers:

1. Auctioneer shall receive as compensation for promoting and conducting the online auction **\$125 or 4% commission which ever is greater**, payable by the Seller. This amount does not include any allocation for advertising. This is the compensation given to the Auctioneer for the performance of their duties as defined herein. Seller agrees that the Auctioneer will retain an Internet fee from the buyer.
2. At the conclusion of the sale the Auctioneer will collect all monies and pay the Seller with an Alfred's Auctions Inc. check within 10 business days.

Liquidated Damages:

1. In the event that Auction does not take place through no fault of the Auctioneers, the Client agrees to pay to the Auctioneers as liquidated damages the sum of \$125.00
2. The Auctioneer will not be held responsible for any interruption in service and does not guarantee continual, uninterrupted or error free services or use of the web site. The Seller acknowledges that the auction is conducted electronically and relies on hardware and software that may malfunction without warning.
3. The Auctioneer in his sole discretion may void any sale, temporarily suspend bidding and re-sell any property/items that were affected by any malfunction. The decision of the Auctioneer is final.
4. Auctioneer will not be held liable for bidders that do not complete their bid obligations.

Attorney's Fees:

1. Both parties agree to arbitration in the event of a dispute.

Seller represents that they own the property free of all liens, encumbrances and that the property can sell without violation of federal, state or other laws or regulations. Seller agrees to provide proper documentation or titles for items.

Seller's Initials:

Dates for Online Auction: (Typically a one week period)

Auction START DATE: Auction START TIME: (ex 9:00am)

Auction STOP DATE: Auction STOP TIME: (ex 6:00pm)

Date(s) for Inspection (Preview): (Date, Time and Location for public viewing of items)

DATE: Address:

TIME OPEN:

TIME CLOSED:

The online auction will be conducted at: www.alfredsauctions.com

The above contract is accepted and agreed to:

Auctioneer: Alfred's Auctions Inc. Seller:

Signature: _____ Signature: _____

Name: Alfred J. Finocchiaro Name:

Title: President Title:

Date: _____ Date: _____

Primary Contact for Seller:

Name: Phone:

Email: Fax: