

**THE COMMISSIONERS OF FIRE DISTRICT NO. 1
IN THE TOWNSHIP OF DEPTFORD, COUNTY OF GLOUCESTER**

Resolution 2012-26

**For a Shared Services and Consolidation Agreement Between the Deptford Township
Municipal Utilities Authority and the Deptford Township Fire District No. 1 for Rental
Space at the Deptford Township Municipal Utilities Authority Covered Garage**

WHEREAS, the Deptford Township Board of Fire Commissioners (the “District”) has been using, and has a need to lease, real property for the purpose of storing fire apparatus as part of its general powers and duties pursuant to the provisions of N.J.S.A. 40A:14-81; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4 it is certified that there are funds budgeted and available for said lease; and

WHEREAS, N.J.S.A. 40:A11-1, *et seq*, including but not limited to sections 11-2(4) and 11-2(24), allows the District to lease real property without competitive bids; and

WHEREAS, as part of its duties and responsibilities, the District has historically utilized eight fire stations within the Deptford, New Jersey geographical area for the performance of its duties, and has historically entered into real estate leases for the operation of its fire stations, and specifically, long-term rental agreements with volunteer fire organizations that own the real estate and also own the existing structures, consisting of fire station buildings and related improvements; and

WHEREAS, the District has entered into such regular lease agreements with New Sharon Volunteer Fire Company (“New Sharon”), for the property located at 1830 Delsea Drive, Deptford, New Jersey 08096; however, as a result of a fire that occurred at this real estate address, which resulted in the complete destruction of the building, the District has been unable to utilize this structure, and therefore is not currently providing New Sharon with lease payments; and

WHEREAS, the Deptford Township Municipal Utilities Authority (“MUA”) has allowed the District to use its Covered Garage, instead of the New Sharon facility, since the time of said fire; and

WHEREAS, the MUA and the District desire to enter into a lease agreement for the use of said Covered Garage, to compensate the MUA for the past use of said Covered Garage in accordance with the terms of the proposed lease agreement attached hereto as Exhibit “A”, and for the future use of said Covered Garage at a comparable rental rate to that previously paid to New Sharon, until such time as New Sharon constructs a new facility, all as set out more specifically in Exhibit “A”.

NOW THEREFORE, be it RESOLVED, by the Commissioners at Fire District No. 1 in the Township of Deptford, County of Gloucester, at a duly-authorized and noticed public work session held on March 14, 2012, as follows:

1. The District agrees to enter into a lease agreement with the MUA for said Covered Garage, according to the specific terms and conditions set forth in the agreement attached as Exhibit “A”.
2. The Commissioners hereby authorize Michael White, Chairman, or his designee, to execute the lease agreement attached hereto as Exhibit “A”.