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RESOLUTION OF THE TOWNSHIP COUNCIL, TOWNSHIP OF TOMS RIVER, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE SALE OF A PLENARY RETAIL DISTRIBUTION LICENSE FOR THE SALE OF ALCOHOLIC BEVERAGES IN THE TOWNSHIP

December 28, 2022

WHEREAS, by Ordinance 4750-22 the Township provided for an additional plenary retail distribution alcoholic beverage license based on the 2020 census; and

WHEREAS, the Township Council has determined this additional plenary distribution license be sold at a public sale through competitive bidding pursuant to N.J.S.A. 33:1-19.3:


NOW, THEREFORE, BE IT RESOLVED by the Township Council, Township of Toms River, Ocean County, New Jersey:


1. The public sale of the additional plenary retail distribution license provided for under Ordinance 4750-22 is hereby authorized. The license shall be offered for sale through competitive public bidding pursuant to N.J.S.A. 33:1-19.3.

2. The Township Clerk shall publish notice of the sale in accordance with N.J.S.A. 33:1-19.1. In addition to conventional publication, notice shall also be posted on the Township's official website and social media platforms. The public notice is attached and incorporated herein by reference.

3. The minimum bid price for this plenary retail distribution license is \$700,000. A deposit in the amount of 10% of the bid shall be submitted with the bid proposal. The successful bidder shall submit the balance within 30 days following the acceptance of the bid by the Township Council.

4. The Township Council reserves the right to reject any and all bids.

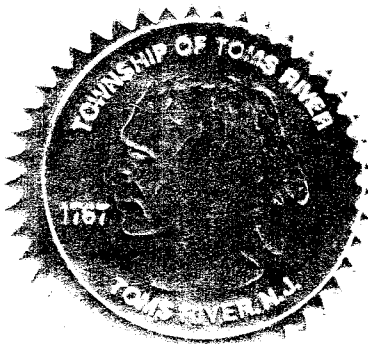
Michael Cruglio, Deputy Municipal Clerk


APPROVED AS TO LEGAL FORM
Anthony Mehind

Assistant Township Attorney

5. A certified copy of this resolution shall remain on file in the Office of the Township Clerk and provided to the following parties:

- a. Mayor
- b. Business Administrator
- c. Chief Financial Officer
- d. Township Attorney
- e. Purchasing Agent

L-Dec 28, 2022-30



I, MICHAEL CRUOGGIO, DEPUTY MUNICIPAL CLERK OF THE TOWNSHIP OF TOMS RIVER, IN THE COUNTY OF OCEAN, HEREBY CERTIFY THAT THIS IS A TRUE AND EXACT COPY OF A RESOLUTION APPROVED BY THE TOWNSHIP COUNCIL AT THEIR REGULAR MEETING ON 12/28-22


Michael Cruoggio, Deputy Municipal Clerk

PUBLIC NOTICE

TOWNSHIP OF TOMS RIVER

**NOTICE OF THE SALE OF AND SOLICITATION OF BIDS
FOR A PLENARY RETAIL DISTRIBUTION LICENSE FOR THE SALE
OF ALCOHOLIC BEVERAGES**

1. By resolution dated December 28, 2022, the Township Council of the Township of Toms River authorized the sale of one (1) plenary retail distribution license for the sale of alcoholic beverages in the Township of Toms River.

2. This sale will take place through public bidding pursuant to N.J.S.A. 33:1-19.1.

3. The minimum bid price is \$700,000, and the Township Council reserves the right to reject any and all bids.

4. The successful bidder must under be duly qualified under the applicable New Jersey statutes and the rules and regulations promulgated by the New Jersey Alcoholic Beverage Commission (“ABC”).

5. The bidding process shall follow the following schedule:

- Authorizing Resolution: December 28, 2022
- Public Advertisement Dates: December 31, 2022
January 7, 2023
- Application Deadline: February 7, 2023
- Eligibility Announcements: February 27, 2023
- Bidding Period: March 6, 2023 through
March 10, 2023
- Bidding Opens: 8:00 am on March 6, 2023
- Bidding Closes: 5:00 pm on March 10, 2023
- Bid Opening: March 13, 2023
- Final Payment Due: 30 days following bid
acceptance by the Township Council

6. This will be an Internet-based auction. Public bidding will be conducted through www.usgovbid.com. Prospective bidders can access the auction through that site by using the designated portal.

7. Prospective bidders must complete and file with the Township Clerk application documents no later than 4:30 pm on February 7, 2023. Application materials may be obtained from either www.usgovbid.com or the Township Clerk's office, but in either case must be submitted directly to the Township Clerk. Applications submitted after that deadline will not be considered.

8. Prospective bidders determined to be qualified will be publicly announced by the Township Clerk at 9:00 am on February 27, 2023. The announcement shall take place at the Toms River Municipal Building, L. Manuel Hirshblond Meeting Room, 33 Washington Street, Toms River, New Jersey, 08753.

9. Qualified bidders must thereafter promptly register with www.usgovbid.com to participate in the auction. Only those bidders that have been qualified by the Township Clerk may participate.

10. The bidding period opens at 8:00 am on Monday, March 6, 2023, and closes at 5:00 pm on Friday, March 10, 2023. No bids will be received after the bidding period closes. All bids must be submitted on-line through www.usgovbid.com.

11. Bids will be publicly opened at 11:00 am on Monday, March 13, 2023, at the Toms River Municipal Building, L. Manuel Hirshblond Meeting Room, 33 Washington Street, Toms River, New Jersey, 08753, and also announced on www.usgovbid.com.

12. The successful bidder must, within 30 days following acceptance of the bid by the Township Council, submit to the Township Clerk, the balance of the amount of the bid. No extensions will be granted. Any deposits will be forfeited if the successful bidder does not comply with this requirement. The successful bidder

must also promptly complete and file all documents necessary for the issuance of this license with the New Jersey ABC.

**MICHAEL CRUOGLIO
DEPUTY TOWNSHIP CLERK
TOWNSHIP OF TOMS RIVER**