

RESOLUTION

Councilmember offered the following Resolution and moved its adoption;
seconded by Councilmember

WHEREAS, the Township of Ocean Board of Education is desirous to utilize fiber optic cable to enhance telecommunication capabilities for the Board of Education; and

WHEREAS, Sunesys, who has been hired by the Township of Ocean Board of Education, is seeking to obtain a right of way and use agreement with the Township of ocean, pursuant to N.J.S.A. 48:17-10, et seq., which would allow it to install fiber optic cabling on existing poles owned by Verizon and/or JCP&L and in underground conduit already installed in the public rights of way; and

WHEREAS, Sunesys does not anticipate installing or placing any new poles or underground conduit as part of this installation; and

WHEREAS, the Township of Ocean will be entitled to compensation from Sunesys calculated on a \$250.00 per mile basis, as well as the payment of \$1,500.00 as reimbursement for the Township's legal and engineering review costs;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Ocean, County of Monmouth that authorization is hereby given for the appropriate Township Officials to execute the Right of Way and Use Agreement, as prepared by Sunesys, LLC, for the installation of fiber optic cable on existing poles and in underground conduit owned by Verizon and JCP&L located on the Township right if ways; and

BE IT FURTHER RESOLVED that, as part of the execution of the Right of Way and Use Agreement, the Township of Ocean will hereby receive compensation in the amount of \$250.00 per mile, as well as the payment of \$1,500.00 as reimbursement for the Township's legal and engineering review costs.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

1. Township of Ocean Board of Education
2. Township Engineer
3. Director of Public Works

ROLL CALL: Garofalo, Hiers, Schepiga, Siciliano, Larkin

CERTIFICATION

*I hereby certify that this is a true copy of a resolution passed by the Township of Ocean Governing Body at their meeting held on **October 19, 2009**.*

Vincent Buttiglieri, RMC/CMC
Township Clerk