

**MAYOR and COUNCIL of the
BOROUGH of HO-HO-KUS
BERGEN COUNTY, NEW JERSEY**

Resolution No. 16-33

Subject: Cell Tower

Dated: Jan 26, 2016

WHEREAS, there is an existing Lease between the Borough of Ho-Ho-Kus (Landlord) and New York SMSA Limited Partnership/Bell Atlantic Mobile Systems of Northern New Jersey, Inc. (Tenant), involving the Cellular Tower (monopole) located at the DPW Site in the Borough;

WHEREAS, Tenant is proposing to remove three (3) panel antennas and replace with six (6) panel antennas and add six (6) remote radio heads on the monopole (equipment upgrade); and

WHEREAS, the Tenant has requested permission of the Borough for such equipment upgrades; and

WHEREAS, Section 2(c) of the Lease requires that the Tenant obtain Landlord's written consent to make "subsequent improvements, alterations or additions, not to be unreasonably withheld or delayed, upon submission of new plans to Landlord and subject further to any zoning or municipal approvals which may be required"; and

WHEREAS, Tenant has submitted certain plans which have been reviewed by the Municipal Engineer; and

WHEREAS, the Municipal Engineer has reported that he is satisfied that the monopole and foundation can support the proposed antennas;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body, for good cause, that it does hereby authorize the equipment upgrades sought by the Tenant subject to any permits and/or zoning approvals that may be required, if any; and

BE IT FURTHER RESOLVED, that the Mayor is authorized to sign a consent form of the Tenant which shall be reviewed by the Municipal Attorney.

I, Laura Borchers, Clerk of the Borough of Ho-Ho-Kus, Bergen County, New Jersey do hereby certify the attached to be a true copy of a resolution adopted by the Mayor and Council on January 26, 2016.

Laura Borchers, RMC/CMR
Borough Clerk

	Moved	Second	Ayes	Nays	Absent	Abstain
Mayor Randall						
Councilmember Troast	X		X			
Councilmember Shea			X			
Councilmember Rorty		X	X			
Councilmember Shell			X			
Councilmember Iannelli			X			
Councilmember Fiato						X