

**MAYOR AND COUNCIL  
BOROUGH OF HO-HO-KUS  
BERGEN COUNTY, NEW JERSEY  
Resolution # 13-35**

**SUBJECT:** Right of Way Agreement- Sunesys

**DATE:** January 22, 2013

**WHEREAS**, Sunesys LLC was approved by the New Jersey Board of Public Utilities to provide local exchange and inter exchange telecommunications services throughout the State of New Jersey by order of approval in docket no. T-E-0040261 on May 9, 2001; and

**WHEREAS**, pursuant to such authority granted, Sunesys LLC, desires to enter into a Rights-of-Way Use Agreement which would allow it to install its fiber optic cabling on poles owned by Verizon and/or PSE&G and in underground conduit already installed in the public rights of way;

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Ho-Ho-Kus, that it does hereby grant consent to Sunesys, LLC for the purpose of owning, constructing, installing, operating, repairing and maintaining the telecommunications system pursuant to the terms of the Rights-of-Way Use Agreement currently on file with the office of the Municipal Clerk and incorporated herein; and

**BE IT FURTHER RESOLVED** that the Mayor and Municipal Clerk are authorized to execute the Rights-of-Way Use Agreement which shall be subject to review and approval of the Municipal Attorney.

I, Laura Borchers, Clerk of the Borough of Ho-Ho-Kus, Bergen County, New Jersey do hereby certify the above to be a true copy of a resolution adopted by the Mayor and Council on January 22, 2013.

	Moved	Second	Ayes	Nays	Absent	Abstain
Mayor Randall						
Council Member Mongelli						
Council Member Troast						
Council Member Crossley						
Council Member Lennon						
Council Member Shea						
Council Member Rorty						