

RESOLUTION

WHEREAS, on or about July 22, 2014, the Township Council for the Township of West Orange (the "Township") adopted Resolution 133-14, a resolution authorizing the execution of a lease agreement, annexed hereto as Exhibit "**A**" (the "Lease") between New York SMSA Limited Partnership d/b/a Verizon Wireless ("Verizon") and the Township allowing Verizon to utilize certain space on the roof of the Township of West Orange (the "Township") administrative building located at 66 Main Street ("Town Hall") for the installation, operation and maintenance of small network nodes, antennas, wires, conduits and pipes; and

WHEREAS, on or about September 23, 2014, the Township Council adopted resolution 185-14 authorizing the amendment to the first page of the Lease to correct an error as to the square footage of the space on the roof being leased, a copy of the Amended First Page of the Lease is annexed hereto as Exhibit "**B**;" and

WHEREAS, on or about February 10, 2015, the Township Council adopted resolution 57-15 authorizing a formal amendment of to the Lease to re-design the location of the roof equipment and the conduits to be installed on the roof of Towns Hall in response to a request by the West Orange Historic Preservation Commission by way of execution of a First Amendment to Lease Agreement (the "First Amendment"), a copy of the First Amendment is annexed hereto as Exhibit "**C**;" and

WHEREAS, Verizon has submitted a proposed Second Amendment to Amendment to Lease Agreement, annexed hereto as Exhibit "**D**," which would allow Verizon to install a meter to measure the electricity being utilized by its equipment on the roof and to pay all required fees and costs for the electricity directly to the public utility rather than reimbursing the Township for electricity being utilized by its equipment; and

WHEREAS, the Township Engineer having reviewed and approved the Second Amendment to Amendment to Lease Agreement having been satisfied that all fees and costs for the electricity being utilized will be paid by Verizon.

NOW, BE IT HEREBY RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Mayor shall be and hereby is authorized to execute the Second Amendment to Amendment to Lease Agreement annexed hereto as Exhibit **“D”**, and the Municipal Clerk shall be and hereby is authorized to attest to the Mayor’s signature; and

BE IT FURTHER RESOLVED, that the original fully executed copy of this Resolution and the executed Second Amendment to Amendment to Lease Agreement with the initial executed copy of the original Lease Agreement between the Township and Verizon.

Karen J. Carnevale, R.M.C.
Township Clerk

Jerry Guarino
Council President

Adopted: May 29, 2019