

ORDINANCE NO. 3836

AN ORDINANCE AMEND THE CODE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET, STATE OF NEW JERSEY, MORE PARTICULARLY CHAPTER 13, BOARDS, COMMISSIONS AND COMMITTEES, ARTICLE VI, CABLE TELEVISION COMMITTEE

SUMMARY

Ordinance amending Chapter 13, Boards and Commission. Article VI, Cable Television Committee by expanding its role regarding statewide franchise services; eliminating its role regarding receipt and response to complaints; specifying voting rights and timeframe the committee may operate.

BE IT ORDAINED by the Township Council of the Township of Franklin in the County of Somerset and State of New Jersey as follows:

SECTION I.

The Municipal Code of the Township of Franklin, County of Somerset, New Jersey is hereby amended as follows:

ARTICLE VI,
Cable Television Advisory Committee
[Adopted 2-23-1999 by Ord. No. 3031EN (Ch. 9 of the 1990 Code)]

§ 13-20 Definitions.

All definitions shall be the same as set forth in Chapter A402, Cable Television Franchise, of the Code of the Township of Franklin.

§ 13-21 Creation and duties.

There shall be created a Cable Television Advisory Committee whose purpose shall be to:

- A. Survey the needs of the community in relation to cable ~~television~~ telephone, FiOS, internet and any other related needs and desires and make recommendation to the Township Council of survey results in conjunction with the ~~cable television franchise~~ these services provided by all companies licensed to operate in the Township;
- B. Participate in the franchise process in conjunction with the Township Council;
- C. Monitor progress of the cable provider and any other franchise to ensure compliance with franchise requirements and state regulations ~~during the franchise period~~; and
- D. ~~Receive questions and complaints of residents and make recommendations to the Township Council on corrective actions if required.~~ Compile and forward complaints to Office of Cable Television as per NJSA 48:5A-1 or applicable office.

§ 13-22 Membership. [Amended 12-10-2002 by Ord. No. 3342]

- A. The Cable Television Advisory Committee shall consist of:
 - (1) One Board of Education representative.
 - (2) One Township Library representative.
 - (3) One Township staff representative.
 - (4) Five general public members.

B. In addition to the above members, there shall be one Council liaison member to be appointed by the Township Council for one-year terms expiring December 31 of each year.

C. All members listed above shall each have one equal vote on all policy decisions.

§ 13-23 Appointment of members.

The Township Council shall appoint all members of the Committee.

§ 13-24 Term of office.

Membership of the Cable Television Advisory Committee shall be appointed for two-year terms, with the initial appointments to provide staggered expiration dates.

§ 13-25 Officers.

The Cable Television Advisory Committee shall elect, out of its own number, a Chairperson and Secretary.

**SECTION II.
Severability.**

If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

**SECTION III.
Inconsistent Ordinances Repealed.**

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies.

**SECTION IV.
Effective Date.**

This Ordinance shall take effect immediately upon final adoption and publication in the manner prescribed by law.

ORDINANCE NO. 3836

This is a true copy of an ordinance adopted by the Township of Franklin, County of Somerset, State of New Jersey.

Introduced: June 23, 2009
Public Hearing: July 14, 2009
Adoption: July 14, 2009
Published: July 27, 2009
Effective: August 3, 2009

Ann Marie McCarthy, Township Clerk