

**RESOLUTION AUTHORIZING REMEDIAL INVESTIGATION
ACTIVITIES AND REPORTING TO THE PHASE II
ENVIRONMENTAL SITE ASSESSMENT FOR
PROPERTIES IN THE DOWNTOWN**

WHEREAS, on or about June 1, 2018, the Township of West Orange (the “Township”) entered into an Amended and Restated Redevelopment Agreement (the “Redevelopment Agreement”) with PRISM Green Associates IV, LLC (“Prism”) governing the terms and conditions for the Downtown Redevelopment consistent with the Redevelopment Plan for the Downtown Redevelopment; and

WHEREAS, on May 25, 2021, the Township declared default under the Redevelopment Agreement which lead to Prism’s filing of a lawsuit in the Superior Court of New Jersey, Law Division, Essex County, Docket No. ESX-L-5706-21 (the “Lawsuit”); and

WHEREAS, on September 14, 2021, the Council approved a settlement agreement between Prism and the Township to resolve the Lawsuit whereby the Township’s acquired certain properties (the “Properties”); and

WHEREAS, the closing of the Properties occurred on February 28, 2022 and the Township now holds title to these Properties; and

WHEREAS, the Township required the performance of various environmental review, evaluation Site Assessments for the Properties as part of the due diligence to acquire the Properties; and

WHEREAS, the redevelopment plan has been amended; and

WHEREAS, the Township owns 25 Lakeside Avenue, Block 115, Lot 16 which is the subject of various outstanding environmental issues (“DPW Site”); and

WHEREAS, the Township requires the performance of Remedial Investigation Activities and Reporting for and 25 Lakeside Avenue, Block 115, Lot 16 and 55 Lakeside Avenue, Block 115, Lots 15 and 17; and

WHEREAS, Matrix New World Engineering, Land Surveying and Landscape Architecture, P.C. with offices at 26 Columbia Turnpike, Florham Park, New Jersey 07932 (“Matrix”) provided the Township a proposal to perform the Remedial Investigation Activities and Reporting concerning 55 Lakeside Avenue and 25 Lakeside Avenue annexed hereto as Exhibit “A” (the “Proposal”); and

WHEREAS, the Proposal provides that Matrix will perform the Remedial Investigation Activities and Reporting for a total of \$388,690.00.

NOW, BE IT HEREBY RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Township authorizes the retention of Matrix for the Remedial Investigation Activities and Reporting for 55 Lakeside Avenue and 25 Lakeside Avenue pursuant to the Proposal annexed hereto as Exhibit “A;” and be it further

RESOLVED, that Mayor Robert D. Parisi is hereby authorized to execute the agreement and any related document required to effectuate the retention of Matrix consistent with the Proposal annexed hereto as Exhibit “A;” and be it further

RESOLVED, that the Township Clerk is authorized to attest to the Mayor's signature.

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

Susan McCartney
Council President

Dated:
Adopted:

I hereby certify funds are available from:

Account No.

John O. Gross, CFO