

RESOLUTION

WHEREAS, Public Service Electric & Gas Company (“PSE&G”), has submitted a Petition with the New Jersey Board of Public Utilities (“BPU”) for a determination under N.J.S.A. 40:55D-19, that the proposed 230 kV North Central Reliability Project (“the Project”) is reasonably necessary for the service, convenience or welfare of the public; and

WHEREAS, such Petition remains pending before the BPU; and

WHEREAS, the Project will span fifteen municipalities within the State of New Jersey, including the Township of West Orange; and

WHEREAS, PSE&G has proposed a Settlement Agreement to resolve any and all issues between the parties in connection with the Petition for the Project, a copy of which Settlement Agreement (“the Agreement”) is annexed hereto; and

WHEREAS, the Project includes the upgrading of the transmission lines from the West Orange substation on Prospect Avenue and Mt. Pleasant Avenue, to the substation on Laurel Avenue in Livingston, and to the Roseland substation in Roseland, N.J., increasing the service capacity/voltage for those municipalities; and

WHEREAS, the Project includes two transmission lines in the Township, an average increase of 15' in the height of the transmission towers, replacement of the current lattice towers with monopoles pursuant to the modern practice, such poles being sturdier and less visible; and

WHEREAS, the proposed Agreement in summary provides that the Township of West Orange, agrees not to oppose the application before the BPU, agrees to cooperate with PSE&G during construction, including closing roads when needed, coordinating with the Police Department regarding traffic control arrangements, etc., in exchange for payment in stages of the sum of \$111,608 for equipment and costs associated with the mitigation of construction of the project, and the sum of \$33,970 for the planting of trees and other vegetation species for purposes of mitigating visual impacts of the Project; and

WHEREAS, the Township Council of the Township of West Orange has reviewed the proposed settlement agreement and determined that it is satisfactory and wishes to authorize the appropriate Township officials to execute the agreement;

NOW, THEREFORE, BE IT, AND IT IS HEREBY, RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Mayor shall be and hereby is authorized to execute, and the Municipal Clerk to attest to his signature, the Settlement Agreement between Public Service Electric & Gas Company and the Township of

West Orange with respect to the proposed 230 kV North Central Reliability Project, the application for which is pending with the New Jersey Board of Public Utilities (“BPU”) for a determination under N.J.S.A. 40:55D-19, all as referred to in the foregoing recitals and attached hereto, a copy of the fully executed Agreement to be kept on file in the Municipal Clerk’s Office.

Patricia Spango, Council President

Karen J. Carnevale, Municipal Clerk

Adopted: August 30, 2011