

**RESOLUTION AUTHORIZING APPLICATION AND RECEIPT OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION SITE REMEDIATION PROGRAM HAZARDOUS DISCHARGE SITE REMEDIATION FUNDS TO BE UTILIZED FOR THE COST OF THE REMEDIAL INVESTIGATION WORKPLAN, REMEDIAL INVESTIGATION, REMEDIAL ACTION WORKPLAN, AND UNDERGROUND STORAGE TANK REMEDIAL ACTION AT 18 CENTRAL AVENUE, BLOCK 9, LOT 36 AND 4 TOMPKINS STREET, BLOCK 7, LOT 22**

**WHEREAS**, the Township of West Orange (the “Township”) desires to make application for and receive funds from the New Jersey Department of Environmental Protection (the “DEP”) Site Remediation Program through the Hazardous Discharge Site Remediation Funds (the “HDSRF”) Program for funding the cost for: (1) the Remedial Investigation Workplan (the “RIWP”), (2) Remedial Investigation (the “RI”), (3) Remedial Action Workplan (the “RAWP”), and (4) the Underground Storage Tank (the “UST”) Remedial Actions (collectively the “Plan”) for 18 Central Avenue, Block 9, Lot 36, and 4 Tompkins Street, Block 7, Lot 22 (the “Selecto-Flash Properties”); and

**WHEREAS**, the Plan is necessary to investigate and remediate the Selecto-Flash Properties including the removal of two (2) USTs; and

**WHEREAS**, pursuant to Resolution 121-16, the Township has appointed Matrix New World (“Matrix”) as its LSRP for the Selecto-Flash Properties; and

**WHEREAS**, Matrix has prepared the application for the HDSRF grant, annexed hereto as Exhibit “A;” and

**WHEREAS**, the actual costs of the Plan have not yet been determined, but Matrix has provided an estimated not to exceed amount as set forth in the application including: (1) \$375,000 for the Brownfield Development Area Grant for the Plan related to the property at 18 Central Avenue, which includes \$38,000 towards to the removal of an UST; and (2) \$21,000 for the Recreation and Conservation Grant for removal of an UST at 4 Tompkins Square; and

**WHEREAS**, the HDSRF grant covers 100% of the costs related to the RIWP, RI, and RAWP included in the HDSRF grant application; and

**WHEREAS**, the HDSRF grants cover 75% of the remedial action costs related to the removal of USTs leaving the Township to cover the remaining 25% of the remedial action costs related to the removal of the USTs, including the following estimated amounts: (1) \$9,500 towards the costs for removing the UST at 18 Central Avenue; and (2) \$5,250 towards the costs for removing the UST at 4 Tompkins Square; and

**WHEREAS**, there is a \$500.00 fee payable to the DEP for the application for the subject HDSRF grants if the grants are awarded.

**NOW, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE** that that Matrix is hereby authorized to make and file the attached application for the subject HDSRF grant on behalf of the Township; and it is further

**RESOLVED**, that the Business Administrator is hereby authorized to execute any and all necessary documents or forms necessary to complete the application for the subject HDSRF grant; and it is further

**RESOLVED**, that Matrix is hereby authorized to provide additional application information and furnish such documents as may be required; and it is further

**RESOLVED**, that Matrix is hereby authorized to act as the authorized correspondent on behalf of the Township for the application for the subject HDSRF grant; and it is further

**RESOLVED**, that the Township Council authorizes the expenditure of the 25% of the costs associated with removal of the USTs located at the Selecto-Flash Properties up to a maximum of \$14,750; and it is further

**RESOLVED**, that the Township Council authorizes the expenditure of \$500.00 payable to the DEP for the application fee related to the application for the subject HDSRF grant in the event that the grant is awarded; and it is further

**RESOLVED**, that a copy of this Resolution shall be made available in the Clerk's office to the extent required with applicable law.

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**Karen J. Carnevale, R.M.C., Municipal Clerk**

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**Susan McCartney, Council President**

**Adopted: January 9, 2018**

**I hereby certify funds are available from:** \_\_\_\_\_

**Account No.**

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**JOHN O. GROSS, CFO**