

RESOLUTION

WHEREAS, on September 11, 2020, the Appellate Division reversed the designation of Essex Green and Executive Drive consisting of approximately seventy (70) acres as an area in need of redevelopment; and

WHEREAS, the Appellate Division Decision reflected certain new statutory provisions of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12-5, and the issues which it found existed in the earlier redevelopment process; and

WHEREAS, on September 22, 2020, the Township Council adopted Resolution No. 178-20 which referred to the Planning Board consideration of a smaller area consisting of less than approximately thirty (30) acres on Executive Drive with regard to whether it meets the current criteria to be deemed an area in need of redevelopment; and

WHEREAS, the Planning Board has requested that a lawyer specializing in redevelopment matters be present when the redevelopment study is presented; and

WHEREAS, Susan Gruel of Heyer Gruel & Associates has prepared the new redevelopment study; and

WHEREAS, the Planning Board has scheduled its meetings for November 18 and 19, 2020 to consider these matters; and

WHEREAS, the firm of Windels Marx Lane & Mittendorf, LLP (“Windels Marx”) has substantial redevelopment experience and knowledge to assist the Planning Board in its consideration; and

WHEREAS, Windels Marx has had no prior involvement in this matter; and

WHEREAS, Windels Marx’s hourly rate for this matter is \$300;

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that Windels Marx Lane & Mittendorf, LLP may be retained at a rate of \$300 per hour not to exceed \$3,000 for the purposes of assisting the Planning Board in this matter; and be it further

RESOLVED, that this retention is below the bid threshold amount and is not being conducted through a fair and open process.

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

Michelle Casalino
Council President

Adopted: November 10, 2020