

## RESOLUTION

**WHEREAS**, the Township of West Orange needs to replace a deteriorated storm drain system that runs through properties at 24 Curtis Avenue, 30 Curtis Avenue and 2 Roosevelt Avenue; and

**WHEREAS**, this drainage system serves portions of Roosevelt Avenue, Garfield Avenue and Cleveland Terrace; and

**WHEREAS**, no record of an easement exists for this storm drain system; and

**WHEREAS**, the Township Engineer determined new easements will allow for a better alignment of the replacement storm sewer system through 30 Curtis Avenue, Block 175.19, Lot 28 and 2 Curtis Avenue, Block 175.19, Lot 3; and

**WHEREAS**, the new alignment and easements will avoid the costs associated with the removal and replacement of existing shade trees on private property; and

**WHEREAS**, the consideration offered for these easements will at least be partially offset by the costs avoided by not removing and replacing trees; and

**WHEREAS**, the Township Engineer prepared two Easement Agreements and Deeds of Easement between Bessie Kra, 30 Curtis Avenue, West Orange, N.J. Block 175.19, Lot 28 and the Township and Mindy Schwartzman, 2 Curtis Avenue, West Orange, N.J. Block 175.19, Lot 3 and the Township; and

**WHEREAS**, the considerations and other fees associated with these Easement Agreements are \$4,545.00 and \$1,360.00 respectively; and

**WHEREAS**, these Easement Agreements and Deeds of Easement are acceptable to Mrs. Bessie Kra, Mrs. Mindy Schwartzman and the Township Engineer; and

**WHEREAS**, the Township Engineer recommends the Township Council authorize the execution of these Agreements; and

**WHEREAS**, the Township Council concurs in the foregoing.

**NOW, THEREFORE BE IT RESOLVED** by the Township Council of the Township of West Orange that the Easement Agreements and Deed of Easements between Bessie Kra, 30 Curtis Avenue, West Orange, N.J., Block 175.19, Lot 28 and the Township for a consideration of \$4,545.00 and Mindy Schwartzman, 2 Roosevelt Avenue, West Orange, N.J. Block 175.19, Lot 3 for a total consideration of \$1,360.00 are hereby approved and Mayor Robert Parisi is authorized to sign the Agreements and the Municipal Clerk, Karen Carnevale, shall attest his signature.

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**KAREN J. CARNEVALE, MUNICIPAL CLERK  
PRESIDENT**

**SUSAN McCARTNEY, COUNCIL**

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

**\$4,545.00 Bessie Kra**  
**Account No. 03-221-22-5072-003**  
**Easements Mayfair District**

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**JOHN GROSS, CHIEF FINANCIAL OFFICER**

**\$1,110.00 Mindy Schwartzman**  
**Account No. 03-221-22-5072-003**  
**Easements Mayfair District**