

RESOLUTION

WHEREAS, on or about June 1, 2018, the Township of West Orange (the “Township”) entered into an Amended and Restatement 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, the Township and Prism have entered into a tentative settlement agreement to resolve the Lawsuit which includes the Township’s acquisition of certain property within the Downtown Redevelopment (the “Properties”); and

WHEREAS, the Township requires the performance of Phase II Environmental Site Assessments for the Properties as part of the due diligence to acquire the Properties; 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 Phase II Environmental Site Assessments for the Properties, annexed hereto as Exhibit “A” (the “Proposal”); and

WHEREAS, the Proposal provides that Matrix will perform the Phase II Environmental Site Assessment for the Properties for a lump sum fee of \$60,300.

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 preparation and performance of the Phase II Environmental Site Assessments for the Properties 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

Cindy Matute-Brown
Council President

Adopted: December 14, 2021

I hereby certify funds are available from:

Account No.

John O. Gross, CFO