

CITY OF CAMDEN REDEVELOPMENT AGENCY
RESOLUTION SUMMARY

Economic Development / Brownfields

Resolution No.:11-15-17B

Resolution Title:

Resolution Amending Resolution 09-14-16A and Authorizing a Second Amendment to Site Access Agreement with the New Jersey Department of Environmental Protection and Authorizing a Memorandum of Understanding with the New Jersey Department of Environmental Protection Office of Natural Resource Restoration Regarding Implementation of Shoreline Protection, Natural Resource Restoration, Landfill Closure, and Park Construction on Portions of the Harrison Avenue Landfill Designated as Block 809 Lots 7 and 13 on the City of Camden Tax Map

Project Summary:

- The CRA previous provided the New Jersey Department of Environmental Protection (DEP) access to a 62 acre portion of the Harrison Avenue Landfill to conduct the investigation, design and construction of a project then described as “river bank and freshwater wetlands restoration, landfill closure and waterfront access”.
- DEP has completed the investigation and design phase of what is now described as “shoreline protection, natural resource restoration, landfill closure, and park construction”.
- In order to implement the construction, the DEP requires that the CRA grant and convey to the DEP a temporary, assignable, easement and right of entry over the property.
- The CRA and DEP have also determined that there is a need for a Memorandum of Understanding in order to establish the respective roles and responsibilities of the parties for the construction of the Project and for maintenance and operation of the priority after completion of the Project.

Purpose of Resolution:

To authorize an amendment to an access agreement and to authorize a Memorandum of Understanding.

Award Process:

N/A

Cost Not To Exceed:

TBD

Total Project Cost:

Estimated construction cost: \$27.0 million (pending bidding)

Source of Funds:

New Jersey Natural Resource Restoration Funds and New Jersey Hazardous Discharge Site Remediation Fund

11-15-17B

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WHEREAS, Resolution 11-13-13D authorized an Access and Construction Agreement (the "Agreement") between the City of Camden Redevelopment Agency ("CRA") and the New Jersey Department of Environmental Protection ("DEP") that permitted DEP access to a portion of the Harrison Avenue Landfill designated on the City of Camden Tax Map as Block 809 Lot 7 for purposes of investigating, designing and constructing a wetlands restoration project; and

WHEREAS, Resolution 09-14-16A expanded the property subject to the Agreement to include the adjacent lots designated as Block 809 Lots 13-17 (currently known as Block 809 Lot 13) on the City of Camden Tax Map (collectively the "Property"); and

WHEREAS, DEP has completed the investigation and design phase of the project, which now encompasses shoreline protection, natural resource restoration, landfill closure and park construction (the "Project") and has determined that it feasible to proceed with the construction phase of the Project; and

WHEREAS, in order to proceed with construction, DEP has requested that the CRA grant and convey to DEP a temporary, assignable, easement, and right-of-way over the Property; and

WHEREAS, the DEP and CRA have mutually determined that it is in the best interest of both parties to execute a Memorandum of Understanding ("MOU") defining the roles and responsibilities of the parties for the construction of the Project and for maintenance and operation of the property following completion of the Project; and

WHEREAS, the MOU will provide that DEP at its cost and expense will construct the Project including work needed for the closure of the Harrison Ave. Landfill; and

WHEREAS, the MOU will further provide that CRA will utilize HDSRF grant funds for the removal of hazardous substances from the Property; will take such actions that are needed to obtain a Response Action Outcome for the Property and will be responsible for operation and maintenance of the Property after completion of the Project.

NOW THEREFORE BE IT RESOLVED, by the governing body of the City of Camden Redevelopment Agency that Resolution 09-14-16A is hereby amended to authorize and direct the Interim Executive Director, its duly authorized representative, to enter into a Second Amendment to Site Access Agreement with the New Jersey Department of Environmental Protection, which Second Amendment includes the obligation of the CRA to grant and convey to DEP a temporary, assignable, easement, and right-of-way over Block 809 Lots 7 and 13 of the City of Camden Tax Map; and

11-15-17B (cont'd)

BE IT FURTHER RESOLVED, that the Interim Executive Director is hereby authorized and directed to negotiate and execute a Memorandum of Understanding with the New Jersey Department of Environmental Protection regarding the shoreline protection, natural resource restoration, landfill closure, and park construction Project that includes the terms set forth in this Resolution and such additional terms and conditions that are approved by the Interim Executive Director that are not inconsistent with the terms of this Resolution ; and

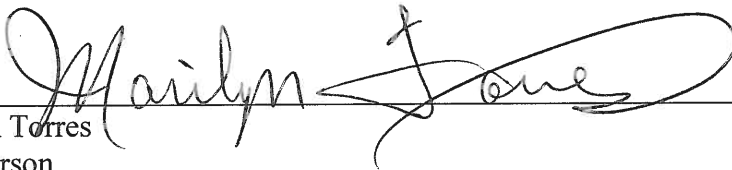
BE IT FURTHER RESOLVED that the Interim Executive Director, or her designee, is authorized and directed to take all actions and execute all documents necessary to carry out the purposes of this resolution.


ON MOTION OF: Jose Javier Ramos

Maria Sharma

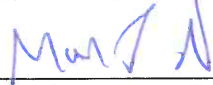
SECONDED BY:

COMMISSIONER	AYES	NAYS	ABSTENTIONS
Marilyn Torres	✓		
Sheila Davis	✓		
Vance Bowman			
Ian Leonard	✓		
Javier Ramos	✓		
Maria Sharma	✓		


Marilyn Torres
Chairperson

ATTEST: 
Olivette Simpson
Interim Executive Director

The above has been reviewed and approved as to form.


Mark P. Asselta, Esq., Board Counsel