



Legislation Details (With Text)

**File #:** 14-0754      **Version:** 1      **Name:** Jesse Allen Park - Pass Through Agreement - TPL  
**Type:** Resolution      **Status:** Filed  
**File created:** 5/14/2014      **In control:** Administration  
**On agenda:** 8/6/2014      **Final action:** 8/6/2014  
**Title:** Dept/ Agency: Administration/Office of Business Administrator  
Action:  Ratifying    Authorizing    Amending  
Type of Service: Pass Through Agreement  
Purpose: Amend Resolution 7R1-g 121912 and authorize Fourth Amended Agreement with the Trust for Public Lands to extend the expiration date of the Agreement from August 31, 2013 through January 31, 2015  
Entity Name: The Trust for Public Land  
Entity Address: 20 Community Place, Morristown, New Jersey 07960  
Grant Amount: \$3,400,000.00  
Funding Source: Capital Budget - 6S&Fa(S-2)102307 and 6PSF-n 090209  
Contract Period: Extended from August 31, 2013 to January 31, 2015  
Contract Basis: ( ) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant  Agreement ( ) n/a  
List of Property: (if applicable)  
(Address/Block/Lot/Ward)  
Additional Information:  
Previously adopted Resolution - 7R1-bh (AS) 080608, 7R1-a(S) 122209, 7R1-F 090811, and 7R1-G 121913

**Sponsors:**

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
8/6/2014	1	Municipal Council	Adopt	Pass

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**WHEREAS**, pursuant to Resolution 7R1-BH(AS), adopted on August 6, 2008, the City of Newark (the "City") executed and entered into an Agreement with The Trust for Public Land ("TPL"), 20 Community Place, Morristown, New Jersey 07960, for funding in an amount not to exceed \$2,100,000.00 for equipment, materials, supplies, and services related to the rehabilitation, improvement, and renovation of Jesse Allen Park, for the period commencing on August 6, 2008 and terminating on December 31, 2009; and

**WHEREAS**, pursuant to said Agreement, TPL and the City agreed that the development of Jesse Allen Park was to be completed in 3 phases: Phase I (park entry, pedestrian corridors, basketball court, tennis courts, skate park, landscaping, lighting, and site furnishings), Phase II (park entry, pedestrian corridors, basketball courts, playground, lighting, sports lighting, landscaping, and site furnishings), and Phase III (multi-use synthetic turf athletic field); and

**WHEREAS**, TPL and the City have completed Phase I and Phase II of Jesse Allen Park; and

**WHEREAS**, pursuant to Resolution 7R1-A(S), adopted on December 22, 2009, the City executed and entered into a First Amended Agreement with TPL for additional funding in the amount of \$1,300,000.00 for the redevelopment of Jesse Allen Park for total funding in the amount of \$3,400,000.00 and extending the term of the agreement for a period commencing on August 6, 2008 and terminating on August 31, 2011; and

**WHEREAS**, pursuant to Resolution 7R1F, adopted on September 8, 2011, the City of Newark executed and entered into a Second Amended Agreement with TPL for additional time for redevelopment of the Jesse Allen Park, extending the term of the agreement to August 6, 2008 through August 31, 2012; and

**WHEREAS**, pursuant to Resolution 7R1-G, adopted on December 19, 2012, the City of Newark executed and entered into a Third Amended Agreement with TPL for additional time for redevelopment of the Jesse Allen Park, extending the term of the agreement to August 31, 2012 through August 31, 2013 and

**WHEREAS**, additional time is needed in order to complete Phase III redevelopment of Jesse Allen Park; and

**WHEREAS**, the City of Newark is committed to working with TPL to ensure the redevelopment of Jesse Allen Park is successful and completed pursuant to an approved remedial action plan; and

**WHEREAS**, the City of Newark and TPL wish to amend the terms of the Agreement such that it terminates no later than January 31, 2015;

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The Agreement between the City of Newark and the Trust for Public Land is hereby amended to extend the term of the Agreement so that it terminates no later than January 31, 2015;
2. The Mayor and/or his designee, the Business Administrator, are hereby authorized to enter into and execute a Fourth Amended Agreement with the Trust for Public Land, 20 Community Place, Morristown, New Jersey 07960, for the redevelopment of Jesse Allen Park, for a period commencing on August 6, 2008 and terminating no later than January 31, 2015;
3. This Resolution is hereby ratified from August 31, 2013 to the date of the authorizing resolution;
4. All other terms and conditions of the Agreement, authorized by the Newark Municipal Council pursuant to Resolution 7R1-BH(AS), adopted on August 6, 2008, as amended by the First Amended Agreement and Resolution 7R1-A(S), adopted on December 22, 2009, by the Second Amended Agreement and Resolution 7R1F and adopted on September 8, 2011, and by the Third Amended Agreement and Resolution 7R1-G, adopted on December 19, 2012, remain the same;
5. A fully executed copy of the Fourth Amended Agreement herein authorized shall be filed in the Office of the City Clerk by the Business Administrator.

#### **STATEMENT**

This resolution authorizes the Mayor and/or his designee, the Business Administrator, to enter into and execute a Fourth Amended Agreement with the Trust for Public Land, 20 Community Place, Morristown, New Jersey 07960, for the redevelopment of Jesse Allen Park, for a period commencing on August 6, 2008 and terminating no later than January 31, 2015.