



## Legislation Details (With Text)

**File #:** 20-1087      **Version:** 1      **Name:** Resolution: Apply and Accept Grant Funds for Preliminary Assessments, Site Investigations, and Site Cleanup (USEPA) of 38-42 Bay Avenue (East Ward)  
**Type:** Resolution      **Status:** Adopted  
**File created:** 9/3/2020      **In control:** Economic and Housing Development  
**On agenda:** 10/7/2020      **Final action:** 10/7/2020

**Title:** Dept./ Agency: Economic and Housing Development  
Action: ☒ Ratifying ☒ Authorizing ☐ Amending  
Type of Service: Application/Acceptance of Grant Funds  
Purpose: To provide Preliminary Assessments (PAs), Site Investigations (SIs) and Site Cleanup.  
Entity Name: City of Newark, Department of Economic and Housing Development  
Entity Address: 920 Broad Street, Newark, New Jersey 07102  
Grant Amount: \$200,000.00  
Funding Source: United States Environmental Protection Agency  
Total Project Cost: \$240,000.00  
City Contribution: \$40,000.00  
Other Funding Source/Amount: \$0.00  
Contract Period: October 1, 2018 through September 30, 2021  
Contract Basis: ☐ Bid ☐ State Vendor ☐ Prof. Ser. ☐ EUS  
☐ Fair & Open ☐ No Reportable Contributions ☐ RFP ☐ RFQ  
☐ Private Sale ☒ Grant ☐ Sub-recipient ☐ n/a  
List of Property: (if applicable)  
(Address/Block/Lot/Ward)  
38-42 Bay Avenue/5088/30/East  
Additional Information:

**Sponsors:** Augusto Amador, Carlos M. Gonzalez

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
10/7/2020	1	Municipal Council	Adopt	Pass

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**(Address/Block/Lot/Ward)**

38-42 Bay Avenue/5088/30/East

**Additional Information:**

**WHEREAS**, the United States Environmental Protection Agency (USEPA) Brownfields Program provides grants and technical assistance to communities, states, tribes and others to assess, safely clean up and sustainably reuse properties which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminants; and

**WHEREAS**, the City of Newark has determined that there has been, or it suspects that there has been, a discharge of hazardous substances or other pollutants or contaminants on the property located at 38-42 Bay Avenue, Block 5088, Lot 30 (East Ward) (the "Property") and funding is needed to conduct Preliminary Assessments (PAs), Site Investigations (SIs) and site cleanup; and

**WHEREAS**, on November 16, 2017, on behalf of the City of Newark, the Deputy Mayor/Director of the Department of Economic and Housing Development submitted an application to the USEPA in response to the competitive Catalog of Federal Domestic Assistance Number announcement 66.818, Brownfields Assessment and Cleanup Cooperative Agreements requesting grant funding in the estimated amount of Two Hundred Thousand Dollars and Zero Cents (\$200,000.00) to conduct Preliminary Assessments (PAs), Site Investigations (SIs), and site cleanup; and

**WHEREAS**, as a result of this application, the USEPA has awarded the City of Newark a grant in the amount of Two Hundred Thousand Dollars and Zero Cents (\$200,000.00) for Preliminary Assessments (PAs), Site Investigations (SIs), and site cleanup for the period commencing October 1, 2018 and terminating on September 30, 2021; and

**WHEREAS**, the City must execute a grant agreement with the United States Environmental Protection Agency in order to obtain the grant award with Forty Thousand Dollars and Zero Cents (\$40,000.00) City funds required.

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

1. The Mayor and/or his designee, Deputy Mayor/Director of the Department of Economic and Housing Development are hereby authorized to submit an application to the USEPA in response to the competitive Catalog of Federal Domestic Assistance Number announcement 66.818, Brownfields Assessment and Cleanup Cooperative Agreements requesting grant funding in the estimated amount of Two Hundred Thousand Dollars and Zero Cents (\$200,000.00) to perform Preliminary Assessments (PAs), Site Investigations (SIs), and site cleanup with Forty Thousand Dollars and Zero Cents (\$40,000.00) City funds required (a copy of the application is attached hereto and made a part hereof).
2. The Municipal Council hereby ratifies its authorization of this application from the date of application submission to the date of adoption of this authorizing resolution.

3. The grant award in the amount of Two Hundred Thousand Dollars and Zero Cents (\$200,000.00) from the USEPA is hereby accepted (a copy of the award letter is attached hereto and made a part hereof).
4. The Mayor and/or his designee, the Deputy Mayor/Director of the Department of Economic and Housing Development are hereby authorized to enter into and execute grant documents with the USEPA to receive and expend the grant award in the amount of Two Hundred Thousand Dollars and Zero Cents (\$200,000.00) for Preliminary Assessments (PAs), Site Investigations (SIs), and site cleanup on the property located at 38-42 Bay Avenue, Block 5088, Lot 30 (East Ward) (the "Property") for the period commencing October 1, 2018 and terminating on September 30, 2021 (a copy of the agreement is attached hereto and made a part hereof).
5. The agreement between the City of Newark and the USEPA is hereby ratified from November 16, 2017 to the date of this authorizing resolution.
6. Matching city funds in the amount of Forty Thousand Dollars and Zero Cents (\$40,000.00) shall be provided from the following line appropriation: Business Unit: NW027, Dept. A15, Div/Proj. EC5D0, Account #72090, Budget Ref: B2015.
7. The Deputy Mayor/Director of the Department of Economic and Housing Development shall file a fully-executed copy of the grant application, the grant award letter, the grant agreement, and a copy of the Certification of Funds for any required matching funds in the Office of City Clerk.

### **STATEMENT**

This resolution ratifies and authorizes the actions taken by the Deputy Mayor/Director of the Department of Economic and Housing Development to submit an application for grant funding from the United States Environmental Protection Agency (USEPA) to perform Preliminary Assessments (PAs), Site Investigations (SIs), and site cleanup, and furthermore, ratifies and authorizes the Mayor and/or his designee, the Deputy Mayor/Director of the Department of Economic and Housing Development to enter into and execute an agreement with and accept grant funds in the amount of \$200,000.00 from the United States Environmental Protection Agency (USEPA) to perform Preliminary Assessments (PAs), Site Investigations (SIs), and site cleanup on the property located at 38-42 Bay Avenue, Block 5088, Lot 30, Newark, New Jersey 07114 (East Ward). Matching City funds in the amount of \$40,000.00 shall be provided from the City budget.