



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

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File #: 14-2027, Version: 1

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**Dept/ Agency:** Economic & Housing Development

**Action:** (X ) Ratifying (X) Authorizing ( ) Amending

**Type of Service:** Application/Acceptance of Grant Funds

**Purpose:** Preliminary Assessment (P/A), Site Investigation (S/I) and Remedial Investigation (R/I)

**Entity Name:** City of Newark/Department of Economic & 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:** \$0.00

**Other Funding Source/Amount:** State Urban and Rural Centers Unsafe Buildings Demolition Bond Loan Program /\$40,000.00

**Contract Period:** October 1, 2013 through September 30, 2016

**Contract Basis:** ( ) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS

( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ

( ) Private Sale (X ) Grant ( ) Sub-recipient ( ) n/a

**List of Property:** (if applicable)

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

980-990 Frelinghuysen Avenue Rear/Block 3773/Lot 53/South Ward

**Additional Information:**

Former Orbis Products Site

**WHEREAS**, the United States Environmental Protection Agency Brownfields Program which is funded under the American Recovery and Reinvestment Act of 2009, assists state, local, and tribal governmental agencies, redevelopment agencies and nonprofit organizations for the purpose of financing remediation activities for sites, at which there is, or suspected of being a discharge of hazardous substances or hazardous wastes, 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 identified on the Official Tax Map of the City of Newark as Block 3773, Lot 53, more commonly known and identified by the street address of 980-990 Frelinghuysen Avenue Rear, Newark, New Jersey (the "Property") and funding is needed to conduct Preliminary Assessment (P/A), Site Investigation (S/I), and Remedial Investigation (R/I) work; and

**WHEREAS**, on June 27, 2013, on behalf of the City of Newark, the Director of the Department of Economic and Housing Development submitted an application to the United States Environmental Protection Agency (USEPA) in response to the competitive Catalog of Federal Domestic Assistance Number announcement 66.818, Brownsfields Assessment and Cleanup Cooperative Agreements requesting grant funding in the estimated amount of \$200,000.00 to conduct Preliminary Assessment

(P/A), Site Investigation (S/I), and Remedial Investigation (R/I) work; and

**WHEREAS**, as a result of this application, the USEPA has awarded the City of Newark a grant in the amount of \$200,000.00 for Preliminary Assessment (P/A), Site Investigation (S/I), and Remedial Investigation (R/I) work for the period commencing October 1, 2013 and terminating on September 30, 2016; and

**WHEREAS**, the City must execute a grant agreement with the United States Environmental Protection Agency in order to obtain the grant award with no 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, the Director of the Department of Economic and Housing Development is hereby authorized to submit an application to the United States Environmental Protection Agency (USEPA) in response to the competitive Catalog of Federal Domestic Assistance Number announcement 66.818, Brownsfields Assessment and Cleanup Cooperative Agreements requesting grant funding in the estimated amount of \$200,000.00 to perform Preliminary Assessment (P/A), Site Investigation (S/I), and Remedial Investigation (R/I) work with no 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 \$200,000.00 from the United States Environmental Protection Agency is hereby accepted (a copy of the award letter is attached hereto and made a part hereof).
4. The City relies on a loan from the State Urban and Rural Centers Unsafe Buildings Demolition Bond Loan Program to provide a \$40,000.00 match.
5. The Mayor and/or his designee, the Director of the Department of Economic and Housing Development are hereby authorized to enter into and execute grant documents with the United States Environmental Protection Agency (USEPA) to receive and expend the grant award in the amount of \$200,000.00 for Preliminary Assessment (P/A), Site Investigation (S/I), and Remedial Investigation (R/I) work on the property identified on the Official Tax Map of the City of Newark as Block 3773, Lot 53, more commonly known and identified by the street address of 980-990 Frelinghuysen Avenue Rear, Newark, New Jersey (the "Property") for the period commencing October 1, 2013 and terminating on September 30, 2016 (a copy of the agreement is attached hereto and made a part hereof).
6. The agreement between the City of Newark and the United States Environmental Protection Agency (USEPA) is hereby ratified from June 27, 2013 to the date of this authorizing resolution.

7. No municipal funds are required for receipt or acceptance of this grant award.
8. Matching funds of \$40,000.00 shall be provided from the State Urban and Rural Centers Unsafe Buildings Demolition Bond Loan Program.
9. The 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 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 Assessment (P/A), Site Investigation (S/I), and Remedial Investigation (R/I) work, 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 Assessment (P/A), Site Investigation (S/I), and Remedial Investigation (R/I) work on the property identified on the Official Tax Map of the City of Newark as Block 3773, Lot 53, more commonly known and identified by the street address of 980-990 Frelinghuysen Avenue Rear, Newark, New Jersey (South Ward). Match of \$40,000.00 shall be provided from the State Urban and Rural Centers Unsafe Buildings Demolition Bond Loan Program.