

CITY OF CAMDEN REDEVELOPMENT AGENCY
RESOLUTION SUMMARY

Economic Development

Resolution No.: 10-10-18C

Resolution Title:

Resolution Authorizing a Professional Services Agreement with Greenbaum Rowe Smith & Davis, LLP for the provision of Legal Services for the Negotiation of an Agreement with The Salvation Army for the Submission of a Joint Title V Operating Permit Application for the Permanent Operation and Monitoring of the Landfill Gas Passive Venting Systems at the Former Harrison Avenue Landfill in the Cramer Hill Redevelopment Area

Project Summary:

- The environmental remediation of the Harrison Avenue Landfill involves the construction of a clean fill cap and the installation of sub-surface landfill gas passive venting system.
- A passive gas venting system was installed under the Kroc Center Site and a separate system will be constructed under the Cramer Hill Waterfront Park Site currently under construction.
- New Jersey Department of Environmental Protection (DEP) is requiring that The Salvation Army (TSA) and CRA submit one joint permit application for the permanent operation and monitoring of the venting system.
- Since TSA and CRA will share this obligation for many years until it is determined that the level of landfill gas is negligible, it is in the best interest of the CRA to enter an Agreement that specifies roles, responsibilities, and funding formulas.
- The CRA requires the services of an attorney with appropriate expertise in environmental issues and knowledge of the project to represent the CRA in the negotiation of the necessary agreement.

Purpose of Resolution:

To authorize a professional services agreement.

Award Process:

Green Baum Rowe Smith and Davis LLP is on the CRA's current Pre-Qualified List of Attorneys.

Cost Not To Exceed:

\$25,000.00

Total Project Cost:

TBD

Source of Funds:

US Environmental Protection Agency Brownfield Cleanup Grants for Harrison Avenue Landfill

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WHEREAS the City of Camden Redevelopment Agency (CRA) is charged with the duty of redevelopment throughout the City of Camden; and

WHEREAS the Cramer Hill Redevelopment Plan designated the CRA to implement the Plan, including the environmental remediation and redevelopment of the former Harrison Avenue Landfill; and

WHEREAS the environmental remediation requires the installation of two Landfill Gas Passive Venting Systems beneath the constructed clean fill cap; one system associated with the Kroc Center Site, redeveloped and owned by The Salvation Army (TSA) and one associated with the Cramer Hill Waterfront Park Site currently being redeveloped by the New Jersey Department of Environmental Protection- Office of Natural Resource Restoration (DEP-ONRR) under an Access Agreement and Memorandum of Understanding with the City of Camden Redevelopment Agency (CRA), owner of the Cramer Hill Waterfront Park Site; and

WHEREAS, the New Jersey Department of Environmental Protection (DEP) requires TSA and CRA to submit a single, joint application for a Title V Operating Permit for the permanent operation and monitoring of the two Landfill Gas Passive Venting Systems; and

WHEREAS, because the joint submission requires close cooperation between the two entities, it is in the best interest of the CRA to enter into an agreement with TSA which sets forth the roles and obligations relative to the submission of the Title V Operating Permit application and the permanent operation and monitoring of the Landfill Gas Passive Venting Systems; and

WHEREAS, the CRA is in need of professional legal services from a firm with specific expertise in environmental matters and knowledge of the project; and

WHEREAS, Greenbaum Rowe Smith & Davis, LLP (Greenbaum Rowe) is on the CRA's current Pre-Qualified List of Attorneys and has previously represented the CRA in the negotiation of the Redevelopment Agreement and a Remedial Work Management Agreement with TSA in connection with the Kroc Center Redevelopment; and

WHEREAS it is deemed necessary and in the best interest of the CRA to engage the services of Greenbaum Rowe as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 and or 20.5 and as a professional services contract pursuant to N.J.S.A. 40A;11-5 (1) (a) as appropriate; and

WHEREAS, the funds are available to pay for these services in the existing US Environmental Protection Agency Brownfield Cleanup Grants for the Harrison Avenue Landfill.

NOW THEREFORE BE IT RESOLVED, by the governing body of the City of Camden Redevelopment Agency, that the Interim Executive Director, a duly authorized representative of the Agency, is hereby authorized and directed to enter into a professional services agreement with Greenbaum Rowe Smith & Davis, LLP in connection with the negotiation of an agreement with The Salvation Army for the matters set forth in this resolution for an amount not to exceed \$25,000.00 on an hourly basis for a term of one year; and

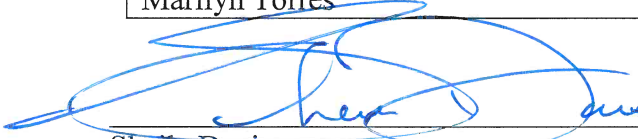
BE IT FURTHER RESOLVED that the Interim Executive Director, or her designee, is hereby authorized and directed to take all actions and execute all documents necessary to carry out the purposes of this resolution.

10-10-18C (cont'd)


ON MOTION OF: Jose Javier Ramos

SECONDED BY: Maria Sharma

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

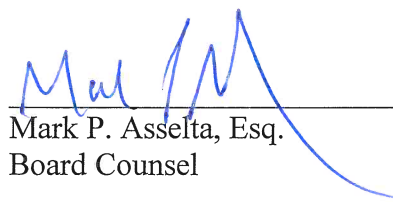


Sheila Davis
Vice-Chairperson

ATTEST: 

Olivette Simpson
Interim Executive Director

The above has been reviewed and approved as to form.



Mark P. Asselta, Esq.
Board Counsel