

CITY OF CAMDEN REDEVELOPMENT AGENCY
RESOLUTION SUMMARY

Resolution No.: 10-13-21E

Resolution Title:

Resolution Authorizing an Amendment to Resolution No.: 11-18-20C to Extend the Term of a Professional Services Agreement with Greenbaum Rowe Smith & Davis, LLP for Legal Services Related to an Agreement with The Salvation Army for Submission of a Joint Title V Operating Permit Application and the Permanent Operation and Monitoring of the Landfill Gas Passive Venting Systems at the Former Harrison Avenue Landfill

Project Summary:

- CRA by Resolution 11-18-20C authorized the extension of the term of the professional services agreement with Greenbaum Rowe Smith & Davis LLP for legal services for the Harrison Avenue Landfill for an additional year to November 15, 2021.
- Due to the pandemic DEP has been delayed in issuing a Title V Operating Permit for the permanent operation and monitoring of the two gas venting systems at the landfill. DEP advises that the final permit may be issued prior to June 2022.
- The environmental remediation of the Harrison Avenue Landfill involves the installation of sub-surface passive gas venting systems. A passive gas venting system was installed under the Kroc Center Site and a separate system is constructed under the Cramer Hill Waterfront Park Site.
- As required by the New Jersey Department of Environmental Protection (DEP), CRA and The Salvation Army (TSA) submitted one joint permit application for the permanent operation and monitoring of these passive gas venting systems.
- The CRA and TSA agree that a final agreement that sets forth the roles, responsibilities, and cost share funding formulas cannot be finalized until DEP issues the Title V Operating Permit.
- The CRA continues to require legal services of counsel with appropriate expertise in environmental issues, knowledge, and experience of the project to represent CRA in the negotiation of the necessary final agreement.

Purpose of Resolution:

To extend the term of a professional services agreement for one additional year

Award Process:

Authorized by Resolution No.: 11-18-20C

Cost Not To Exceed:

\$25,000.00

Total Project Cost:

TBD

Source of Funds:

US EPA Brownfield Cleanup Grants for Harrison Avenue Landfill

10-13-21E (cont'd)

Resolution Authorizing an Amendment to Resolution No.: 11-18-20C to Extend the Term of a Professional Services Agreement with Greenbaum Rowe Smith & Davis, LLP for Legal Services Related to an Agreement with The Salvation Army for Submission of a Joint Title V Operating Permit Application and the Permanent Operation and Monitoring of the Landfill Gas Passive Venting Systems at the Former Harrison Avenue Landfill

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

WHEREAS the Cramer 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); and

WHEREAS, the New Jersey Department of Environmental Protection (DEP) has required that CRA and TSA submit a single, joint 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, the CRA and TSA have deemed it necessary to enter into an agreement which sets forth the roles and obligations of the CRA and TSA as to the regulatory requirements of the Title V Operating Permit for the permanent operation and monitoring of the Landfill Gas Passive Venting Systems; and

WHEREAS, the DEP has advised that due to the pandemic the issuance of the Title V Operating Permit has been unduly delayed but may be issued prior to June 2022; and

WHEREAS, the CRA and TSA cannot finalize their agreement until DEP issues the Title V Operating Permit; and

WHEREAS, Greenbaum Rowe Smith & Davis, LLP (Greenbaum Rowe) was previously awarded a contract for professional services by CRA through a competitive process but legal services continue to be necessary to complete the Title V Operating Permit process and to complete negotiations with TSA both of which require a firm with specific expertise in environmental matters and experience and knowledge of the project; and

WHEREAS, CRA by Resolution 11-18-20C authorized the extension of the term of the professional services agreement with Greenbaum Rowe until November 15, 2021; and

WHEREAS, this resolution seeks to further extend the term of the agreement with Greenbaum Rowe until November 15, 2022.

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.

10-13-21E (cont'd)

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 an amendment to the professional services agreement with Greenbaum Rowe Smith & Davis, LLP for the matters set forth in this Resolution by extending the term of the professional services agreement until November 15, 2022; 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.

10-13-21E (cont'd)

ON MOTION OF: **Maria Sharma**


SECONDED BY: **Gilbert Harden, Sr.**

COMMISSIONER	AYES	NAYS	ABSTENTIONS
Derek Davis	X		
Gilbert Harden, Sr.	X		
Ian K. Leonard	X		
Jose Javier Ramos	X		
Maria Sharma	X		
Marilyn Torres			

Ian K. Leonard

Ian K. Leonard
Vice Chairperson

ATTEST:



Olivette Simpson
Interim Executive Director

The above has been reviewed and approved as to form.

Mark P. Asselta

Mark P. Asselta, Esq.
Board Counsel