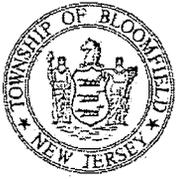


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Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

<http://www.bloomfieldtwpnj.com>

Meeting: 05/07/12 07:00 PM

2012 RESOLUTION AGREEMENTS

RESOLUTION OF THE TOWNSHIP OF BLOOMFIELD, IN THE COUNTY OF ESSEX APPROVING AN AMENDMENT TO THE REDEVELOPMENT AGREEMENT AMENDING EXHIBIT "A", THE CONCEPT PLAN FOR PHASE II FOR THE OAKES POND REDEVELOPMENT AREA

WHEREAS, by resolution duly adopted on May 19, 2008, the Township of Bloomfield (the "Township") designated a portion of the Township, consisting of the properties identified as Block 544, Lots 40 and 61 on the Township's tax map (collectively, the "Oakes Pond Redevelopment Area"), as an area in need of redevelopment pursuant to the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.* (the "Redevelopment Law"); and

WHEREAS, by ordinance finally adopted on August 10, 2009, the Township approved and adopted a Redevelopment Plan for the redevelopment of the Oakes Pond Redevelopment Area (the "Redevelopment Plan"); and

WHEREAS, Bloomfield Belleville Associates Urban Renewal, LLC, with offices located at 820 Morris Turnpike, Short Hills, New Jersey 07078 ("BBAUR") is the record owner of a portion of the Oakes Pond Redevelopment Area and the contract purchaser of the balanced thereof; and

WHEREAS, on September 19, 2011, the Township and BBAUR entered into that certain redevelopment agreement for the redevelopment of the Redevelopment Area (the "Redevelopment Agreement"); and

WHEREAS, upon the execution of the Redevelopment Agreement, the Township approved Concept Plans for Phase I and Phase II (as each term is defined in the

APPROVED AS TO FORM AND PROCEDURE
ON BASIS OF FACTS SET FORTH

Diana J. Alou
Director of Law - Township Attorney

Redevelopment Agreement) of the redevelopment of the Oakes Pond Redevelopment Area, which Concept Plans are attached to the Redevelopment Agreement as Exhibit A; and

WHEREAS, a wireless communication facility is currently located on the portion of the Redevelopment Area consisting of Block 544, Lot 40; and

WHEREAS, the parties always contemplated that the redevelopment of the Redevelopment Area would include the relocation of such wireless communication facility to a less conspicuous location within the project; and

WHEREAS, BBAUR has completed engineering work to determine the least conspicuous location for such facility within the scope of the previously-approved project; and

WHEREAS, in accordance with Section 3.3.4.1 of the Redevelopment Plan, the Mayor and Council hereby approve an amendment to the Redevelopment Agreement amending Exhibit "A" to the Concept Plan for Phase II (the "Amended Phase II Concept Plan"), a copy of which is attached hereto as Exhibit 1, to provide for the relocation of the wireless communication facility as depicted therein.

WHEREAS, BBAUR has consented to this amendment to the Redevelopment Agreement.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Mayor and Council of Township of Bloomfield, in the County of Essex and the State of New Jersey, as follows:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Amended Phase II Concept Plan is hereby approved.

......*...*

I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on May 07, 2012.

Louise M. Gallego

 Municipal Clerk of the Township of Bloomfield

Raymond J. Curran

 Mayor of the Township of Bloomfield

| ✓ Vote Record - Resolution 1743 | | | | | | |
|--|-----------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|--|
| | | Yes/Aye | No/Nay | Abstain | Absent | |
| <input checked="" type="checkbox"/> Adopted | | | | | | |
| <input type="checkbox"/> Adopted as Amended | | | | | | |
| <input type="checkbox"/> Defeated | | | | | | |
| <input type="checkbox"/> Withdrawn | | | | | | |
| <input type="checkbox"/> Tabled | | | | | | |
| <input type="checkbox"/> Approved | | | | | | |
| <input type="checkbox"/> Approved by Consensus | | | | | | |
| <input type="checkbox"/> Not Discussed | | | | | | |
| <input type="checkbox"/> Tabled with No Vote | | | | | | |
| <input type="checkbox"/> Discussed | | | | | | |
| <input type="checkbox"/> Veto by Mayor | | | | | | |
| | Elias Chalet | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| | Nicholas Joanow | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| | Carlos Bernard | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| | Michael Venezia | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| | Peggy O'Boyle Dunigan | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| | Bernard Hamilton | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| | Raymond McCarthy | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |