

**TOWNSHIP OF WARREN
RESOLUTION NO. 2018-71**

**FIRST AMENDMENT TO LETTER OF AGREEMENT WITH PREMIER
DEVELOPMENT L.L.C. AND K. HOVNANIAN NORTH JERSEY ACQUISITIONS
FOR PROFESSIONAL ENGINEERING SERVICES BY BOHLER ENGINEERING**

WHEREAS, the Township of Warren has the need for professional engineering services (the "Professional Engineering Services") to study sewer feasibility in connection with the redevelopment of certain properties for affordable housing purposes within the Township of Warren; and

WHEREAS, by Resolution No. 2017-276 adopted on November 16, 2017, the Township authorized the execution of a Professional Services Contract ("Contract") with Bohler Engineering ("Bohler") for Professional Engineering Services; and

WHEREAS, the fees for the Contract are paid through an escrow account (the "Escrow Account") established by the Township and funded equally by Premier Development, LLC, K. Hovnanian North Jersey Acquisitions, LLC and the Township (collectively, the "Parties"); and

WHEREAS, the Parties entered into a Letter Agreement (the "Letter Agreement") memorializing the rights of the Parties with respect to the Professional Services Agreement; and

WHEREAS, the Parties now desire to execute a First Amendment to Letter Agreement to provide for additional services for a total fee of Seventeen Thousand (\$17,000) Dollars as set forth in a proposal from Bohler dated February 16, 2018, revised February 27, 2018; and

WHEREAS, the fees for the First Amendment to the Letter Agreement shall be funded equally by the Parties through the Escrow Account.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Warren, in the County of Somerset, State of New Jersey, that the Mayor and Township Clerk are hereby authorized to execute the First Amendment to Letter Agreement among the Parties, a copy of which is filed in the Township Clerk's Office.

INTRODUCED	SECONDED	COMMITTEE	AYE	NAY	ABSTAIN	ABSENT
		LAZO				X
		MARION	X			
X		GARAFOLA	X			
	X	DINARDO	X			
		SORDILLO	X			

CERTIFICATION

I, Cathy Reese, Township Clerk of the Township of Warren, in the County of Somerset, New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted at a meeting of the Township Committee held on March 15, 2018.


Cathy Reese, RMC
Township Clerk