

RESOLUTION  
APPROVING A SECOND SUPPLEMENTAL PROFESSIONAL  
SERVICES AGREEMENT WITH  
MILLER PORTER MULLER & GAYNOR, P.C.  
TO ASSIST IN THE FORMULATION OF THE  
PRINCETON JUNCTION REDEVELOPMENT PLAN

WHEREAS, Miller Porter Muller & Gaynor, P.C., with a business address of One Palmer Square, Suite 540, Princeton, New Jersey 08542 (hereinafter "Muller"), has served as the Planning Board Attorney for the West Windsor Township Planning Board and is thoroughly familiar with Township's land use and other planning issues; and

WHEREAS, At the request of the Township Administration, Muller submitted a proposal on February 5, 2009 to assist the Township and work in conjunction with the Township's other consultants in the formulation of the Princeton Junction Redevelopment Plan, which proposal is identified as Exhibit A to the attached Agreement; and

WHEREAS, The services to be performed by Muller are permitted to be and have been obtained without the need for public advertising for bids pursuant to the Local Public Contract Law, *N.J.S.A. 40A:11-1 et seq.* as the services to be performed are professional in nature; and

WHEREAS, The funds have been certified as available by the Township Chief Financial Officer in "Princeton Junction Redevelopment Plan" - Account No. 405-2007-25-001.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor as follows:

1. The Mayor and Clerk are hereby authorized to execute, on behalf of the Township, a Professional Services Agreement which is attached hereto, with Miller Porter Muller & Gaynor, P.C., for the performance of services in an amount not to exceed thirty-two thousand five hundred dollars (\$32,500.00).
2. This Agreement shall be effective immediately for the term until December 31, 2009.
3. The Agreement so authorized shall require Muller to provide services in accordance with the Professional Services Agreement and the proposal dated February 5, 2009.
4. This Agreement shall be awarded without competitive bidding as authorized by the Local Public Contracts Law pursuant to *N.J.S.A. 40A:11-1 et seq.* because the services are professional in nature.

5. A notice of this action shall be published in a legal publication as required by law within ten (10) days of its passage.
6. An executed copy of the contract between the Township and Muller and a copy of this Resolution shall be on file and available for public inspection in the Office of the Township Clerk.

Adopted: March 2, 2009

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 2nd day of March 2009

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Sharon L. Young  
Township Clerk  
West Windsor Township