

**BOROUGH OF PENNINGTON
RESOLUTION 2022-12.7**

**RESOLUTION AUTHORIZING AMENDMENT OF PROFESSIONAL SERVICES AGREEMENT
WITH CGP&H LLC FOR AFFORDABLE HOUSING SERVICES**

WHEREAS, Pennington Borough has entered into an agreement with CGP&H LLC for the performance of professional services relating to administration of the Borough's Affordable Housing program ("Agreement");

WHEREAS, the Agreement provides in Schedule A, which is attached to the agreement, the following Scope of Services and Compensation:

"For services rendered by the Consultant, the Consultant shall be Compensated as follows;

Administrative Agent Advisory Services paid the Borough

CGP&H shall provide the Borough of Pennington advisory services on the development of the Borough's affordable housing plan and affordable housing matters regarding the eventual resale/turnover of the 16 affordable housing units at the American Properties development and 8 units at Pennington pointe. For these services, CGP&H will bill hourly at \$145 per hour for senior staff and \$100 per hour for all other staff."

WHEREAS, an amendment to the Agreement is now proposed with the intent that Schedule A shall be amended to provide that CPG&H will charge the Borough a flat fee of \$2,000.00 for services in connection with the resale of a property, provided it is understood that (1) this fee will be paid by the Borough in advance and retained by CPG&H whether or not the resale is thereafter effectuated, (2) CGP&H will also charge the seller a fee equal to three percent (3%) of resale price paid at closing and (3) if the sale fee comes in less than the minimum, the Borough will pay CGP&H the difference.

WHEREAS, a copy of the proposed new Schedule A is attached to this Resolution, providing additional explanation;

WHEREAS, CGP&H has provided a form of "Amendment #1 to Contract (Dated August 1, 2022 through July 31, 2023," which is also attached;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington, that the Mayor is hereby authorized to sign and enter into the attached Amendment #1 with revised Schedule A subject to approval as to form by the Borough Attorney.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on December 5, 2022.

Elizabeth Sterling, Borough Clerk