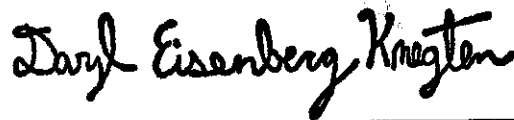


**BOROUGH OF WATCHUNG
RESOLUTION: R1**

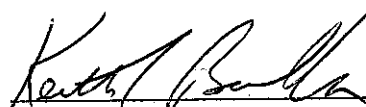
BE IT RESOLVED that Ordinance OR:21/04 entitled:

“BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS ROADWAYS, BY AND IN THE BOROUGH OF WATCHUNG, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY; APPROPRIATING \$1,100,000 THEREFOR (INCLUDING GRANTS RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$675,000) AND AUTHORIZING THE ISSUANCE OF \$1,100,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF” can now be adopted after public hearing.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey, that the Borough Clerk is hereby authorized to publish notice of adoption in accordance with law. This ordinance shall become effective after final passage, adoption and publication in accordance with law.



Daryl Eisenberg Knegten, Council Member



Keith S. Balla, Mayor

Adopted: May 20, 2021
Index: Code, Misc., Roads
C: General Code

**BOROUGH OF WATCHUNG
ORDINANCE 21/04**

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS ROADWAYS, BY AND IN THE BOROUGH OF WATCHUNG, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY; APPROPRIATING \$1,100,000 THEREFOR (INCLUDING GRANTS RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$675,000) AND AUTHORIZING THE ISSUANCE OF \$1,100,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF WATCHUNG, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Watchung, in the County of Somerset, State of New Jersey (the "Borough"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$1,100,000, which sum includes a grant in the amount of \$675,000, expected to be received from the New Jersey Department of Transportation (the "DOT Grant"). No down payment for said improvements or purposes is required pursuant to Section 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), as said improvements or purposes involve a project funded by a State of New Jersey grant.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$1,100,000 appropriation, negotiable bonds of the Borough are hereby authorized to be issued in a principal amount not exceeding \$1,100,000 pursuant to and within the limitations prescribed by the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$1,100,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and the purposes for which said bonds or notes are to be issued are for improvements to and resurfacing of Hill Hollow Road, Nottingham Drive, Elsinore Drive (from Valley Road to Sherwood Drive), Friar Lane (from NW

**BOROUGH OF WATCHUNG
ORDINANCE 21/04**

terminus to SE terminus), Johnston Drive (from Woodledge Road to the PSE & G row, and a portion east of Grandview Drive), Sherwood Drive (a portion south of Elsinore Drive) and the Elsinore Drive Culvert and such other roadways as needed, all as on file with the Borough. Such improvements or purposes are to include, but are not limited to, as applicable, demolition and excavation, paving, resurfacing and reconstruction of the roadways, roadway painting and striping, replacing the castings on catch basins and manholes, the repairing and/or removal and installation of sidewalks, driveway aprons, curbing, retaining walls and curb ramps, guardrails, and concrete and culvert improvements, and all other related improvements, design work, preparation of plans and specifications, permits, bid documents, contract administration, work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,100,000.

(c) The estimated cost of said improvements or purposes is \$1,100,000.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Somerset make a contribution or grant in aid to the Borough, for the improvements and purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Somerset. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Somerset, shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder

**BOROUGH OF WATCHUNG
ORDINANCE 21/04**

may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Borough may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$1,100,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

**BOROUGH OF WATCHUNG
ORDINANCE 21/04**

(d) An aggregate amount not exceeding \$170,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

SECTION 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the principal of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Borough reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough, which are authorized herein, and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of

**BOROUGH OF WATCHUNG
ORDINANCE 21/04**

a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

INTRODUCED:	EISENBERG KNEGTE
PASSED:	MAY 6, 2021
PUBLISHED:	May 13, 2021
ADOPTED:	May 20, 2021

**ADOPTED ON FIRST READING
DATED: May 6, 2021**




**Edith G. Gil
Clerk of the Borough of Watchung**

**ADOPTED ON SECOND READING
DATED: May 20, 2021**



**Edith G. Gil
Clerk of the Borough of Watchung**

APPROVAL BY THE MAYOR ON THIS 20th DAY OF MAY, 2021.



**Keith S. Balla, Mayor
Borough of Watchung**

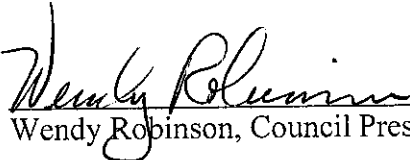
ADOPTED:	MAY 20, 2021
INDEX:	FINANCE-BONDS, ROADS, MISC.
C:	B. HANCE, BOND COUNSEL, GENERAL CODE

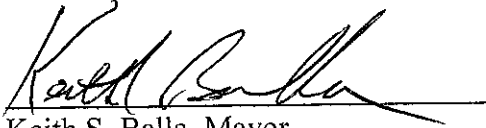
**BOROUGH OF WATCHUNG
RESOLUTION: R2**

WHEREAS, Section 2-25.13 of the Code of the Borough of Watchung requires that contracts for purchases or services involving more than two thousand dollars be awarded by a resolution of the Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey, that the Purchasing Agent be authorized to issue Purchase Orders as follows:

Vendor: PowerDMS, 101 S. Garland Avenue, Ste 300, Orlando, FL 32801
Item: 50 PowerDMS Professional (Police Accreditation Software)
Total Price: \$4,672.55
Charged to: 1-01-190-276


Wendy Robinson, Council President


Keith S. Balla, Mayor

ADOPTED: MAY 20, 2021
INDEX: PURCHASES
C: FINANCE


**BOROUGH OF WATCHUNG
RESOLUTION: R3**

**RESOLUTION OF INTENT TO PROVIDE LOCAL MATCHING FUNDS FOR LIBRARY
CONSTRUCTION GRANT**

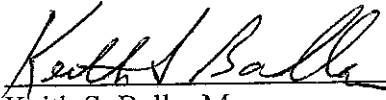
WHEREAS, the Governing Body of the Borough of Watchung, County of Somerset, State of New Jersey previously authorized resolution R10 adopted on April 1, 2021 authorizing the submission of a grant application to the State of New Jersey for the project entitled the New Jersey Library Construction Bond Act; and

WHEREAS, the grant application requires the applicants to identify the funding source of the required local matching funds and the Governing Body wishes to express its intent to authorize a bond ordinance in the amount of the cost of the project, an authorize bond in an amount of at least \$3,662,452.00 to reflect and authorize funds sufficient to construct and equip the new library.

NOW THEREFORE BE IT RESOLVED BY the Mayor and Council of the Borough of Watchung, County of Somerset that in connection with the grant application to the State of New Jersey, pursuant to the New Jersey Library Construction Bond Act, that upon receipt of an award of the grant in the amount of \$2,937,105.00, the Governing Body expresses its intent to authorize matching funds via a bond ordinance to construct and equip the New Library and issue debt in the amount of at least \$3,662,452.00 for a total project cost of \$6,599,557.00.



Wendy Robinson, Council President



Keith S. Balla, Mayor

CERTIFICATION

I, Edith G. Gil, Clerk of the Borough of Watchung, County of Somerset, State of New Jersey, DO HEREBY CERTIFY that this resolution is a true, complete, and correct copy of a resolution duly adopted by the Borough Council at a meeting dully called and held on May 20, 2021, in full compliance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., at which meeting a quorum was present and acting throughout and which resolution has not been repealed, amended or rescinded but remains in full force and effect on and as of the date hereof. I

IN WITNESS THEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough this ____ day of _____, 2021.

Edith G. Gil
Clerk of the Borough of Watchung

ADOPTED: MAY 20, 2021
INDEX: FINANCE-BONDS, BOROUGH PROPERTIES
C: FINANCE, SCLS

**BOROUGH OF WATCHUNG
RESOLUTION: R4**

WHEREAS, the Borough of Watchung (“Watchung” or “Borough”) has determined, after consultation with the Acting Chief of Police, that there is a need to hire additional patrol officers for the Borough’s Police Department (“PD”); and

WHEREAS, the Borough has conducted interviews and reviews of interested applicants for the position of Patrol Officer; and


WHEREAS, as authorized by Borough Code, Section 3-2.5, the Police Committee Chair has submitted to the Mayor, her recommendations for the appointment of Michael Bahadourian to the position of Patrol Officer for the PD; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that:

1. The Mayor and Council hereby authorize a conditional offer of employment to Michael Bahadourian as a Patrol Officer with the Borough Police Department.
2. The appointment to a full-time patrol officer is contingent and conditioned upon the successful completion and approval of a background check, along with physical and psychological evaluations.
3. Michael Bahadourian shall be compensated in accordance with the terms and conditions set forth in the Collective Bargaining Agreement between the Borough and PBA Local 193.



Wendy Robinson, Council President



Keith S. Balla, Mayor

DATE: MAY 20, 2021
INDEX: POLICE, PERSONNEL
C: FINANCE, POLICE DEPT.,

**BOROUGH OF WATCHUNG
RESOLUTION: R5**

RESOLUTION DESIGNATING STERLING WATCHUNG, LLC AS THE CONDITIONAL REDEVELOPERS OF THE BONNIE BURN ROAD PROPERTY AND AUTHORIZING THE ENTRY INTO AND EXECUTION OF A CONDITIONAL DESIGNATION AND INTERIM COSTS AGREEMENT

WHEREAS, Karka Investments, Inc. (“Karka”) and Phillips Properties, Inc. (“Phillips”) are the owners of the property (“Property Owners”) known as 291 Bonnie Burn Road, Watchung, New Jersey, and identified as Block 7403 Lots 5 and 10 and Block 7402 Lots 19.01 and 19.02 on the tax maps of the Borough of Watchung (collectively referred to as “the Property”), specifically Karka is the owner of the portion of the Property designated as Block 7402, Lots 19.01 and 19.02 and Block 7403 Lot 5 and Phillip is the owner of the portion of the Property designated as Block 7403, Lot 10; and

WHEREAS, on December 6, 2018, the Borough of Watchung Council adopted an Ordinance titled, “AN ORDINANCE ADOPTING A ‘REDEVELOPMENT PLAN’ FOR A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT CONSISTING OF BLOCK 7402, LOTS 19.01 AND 19.02 AND BLOCK 7403, LOTS 5 AND 10 AND FURTHER IDENTIFIED AS THE ‘BONNIE BURN ROAD REDEVELOPMENT AREA’, AS SHOWN ON THE BOROUGH OF WATCHUNG TAX MAP IN ACCORDANCE WITH N.J.S.A. 40A:12A-7”; and

WHEREAS, on April 18, 2019, the Borough of Watchung Council adopted an Ordinance amending the Redevelopment Plan titled, “AN ORDINANCE TO AMEND ORDINANCE OR:18/20, ADOPTING A ‘REDEVELOPMENT PLAN’ FOR A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT CONSISTING OF BLOCK 7402, LOTS 19.01 AND 19.02 AND BLOCK 7403, LOTS 5 AND 10 AND FURTHER IDENTIFIED AS THE ‘BONNIE BURN ROAD REDEVELOPMENT AREA’, AS SHOWN ON THE BOROUGH OF WATCHUNG TAX MAP IN ACCORDANCE WITH N.J.S.A. 40A:12A-7”; and

WHEREAS, by way of Resolution No. R9:12/06/18, the Borough Council conditionally selected and designated BNE-Watchung, LLC as the Redeveloper of the Bonnie Burn Road Redevelopment Area (the “Project”) conditioned upon the Borough and BNE-Watchung, LLC entering into a Redevelopment Agreement and a Financial Agreement; and

WHEREAS, on or about May 9, 2019 BNE filed a site plan application for the Property with the Planning Board, which was subsequently deemed complete and the Planning Board hearings related to the application commenced thereafter; and

WHEREAS, prior to the conclusion of the Planning Board hearings on or about May 5, 2020, BNE’s counsel advised the Watchung Planning Board that BNE terminated its contract with the Property Owners; and

WHEREAS, the Borough of Watchung and BNE did not enter into a Redevelopment and/or a Financial Agreement for the Project; and

WHEREAS, at the request of Karka and Phillips on November 19, 2020, by way of Resolution R8:11/19/20, the Borough Council conditionally designated Karka and Phillips as Redeveloper for purposes of the application and approval process; and

**BOROUGH OF WATCHUNG
RESOLUTION: R5**

WHEREAS, at the request of Karka and Phillips, on December 17, 2020, the Borough of Watchung Council adopted an Ordinance further amending the Redevelopment Plan titled OR 20/06 entitled: "AN ORDINANCE TO AMEND ORDINANCE NOS.OR:19/015 and OR: 18/20, ADOPTING A "REDEVELOPMENT PLAN" FOR A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT CONSISTING OF BLOCK 7402, LOTS 19.01 AND 19.02 AND BLOCK 7403, LOTS 5 AND 10 AND FURTHER IDENTIFIED AS THE "BONNIE BURN ROAD REDEVELOPMENT AREA", AS SHOWN ON THE BOROUGH OF WATCHUNG TAX MAP IN ACCORDANCE WITH N.J.S.A. 40A:12A-7."; and

WHEREAS, in or about March, 2021, Karka and Phillips requested an introductory meeting between the Borough and Sterling Watchung, LLC an affiliate of the contract purchaser of the Property which occurred on April 7, 2021; and

WHEREAS, by way of correspondence dated April 12, 2021, Karka and Phillips and Sterling Watchung, LLC requested that the Borough of Watchung conditionally designate Sterling Watchung, LLC as Conditional Redevelopers of the Bonnie Burn Road Redevelopment Area; and

WHEREAS, on April 22, 2021, Karka and Phillips and Sterling Watchung, LLC appeared and provided a public presentation to the Mayor and Council at a Special Meeting of the Mayor and Council; and

WHEREAS, the Mayor and Council of the Borough of Watchung have determined that it is in the best interest of the Borough of Watchung to designate Sterling Watchung, LLC as Conditional Redevelopers of the Bonnie Burn Road Redevelopment Area and enter into a Conditional Designation and Interim Costs Agreement in order to confirm the within designation and to provide for an escrow account to defray the Borough's actual costs and expenses of the review, analysis, preparation and negotiations of proposed agreements, application, plans, reports, studies, models, proposals, and other documentation relating to the Bonnie Burn Redevelopment Area.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey, as follows:

1. Sterling Watchung, LLC are hereby designated as conditional Redevelopers of the Bonnie Burn Road Redevelopment Area.
2. The designation is conditioned upon the execution of a Conditional Designation and Interim Costs Agreement and the Borough entering into a Redevelopment Agreement and Financial Agreement (Payment in Lieu of Taxes Program), including the adoption of any authorizing Resolution or Ordinance, acceptable to both parties within ninety (90) days of the adoption of this Resolution.
3. Sterling Watchung, LLC shall not be permitted to assign the selection and designation as Conditional Redeveloper without the express written consent of the Council of the Borough of Watchung, except that Sterling Watchung, LLC shall be permitted to assign the selection and designation as Conditional Redeveloper to an urban renewal entity

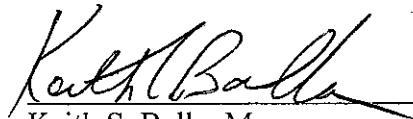
**BOROUGH OF WATCHUNG
RESOLUTION: R5**

controlled by Sterling Watchung, LLC, to act as the Redeveloper in the Redevelopment Agreement.

4. The Mayor and Borough Clerk are hereby authorized to execute a Conditional Designation and Interim Costs Agreement with Sterling Watchung, LLC.
5. This Resolution shall take effect immediately.



Pietro Martino, Council Member



Keith S. Balla, Mayor

Adopted: May 20, 2021
Index: Finance-Misc.; Planning Board
C: B. Hance, Planning Board Secretary,

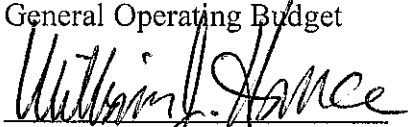
**BOROUGH OF WATCHUNG
RESOLUTION: R6**

WHEREAS, it is necessary to retain the services of the Professional listed below for a one-year contract and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. provides for the Borough of Watchung to solicit proposals through the fair and open process; and

WHEREAS, the Borough received solicited proposals on December 18, 2020 and said proposals were reviewed by the Mayor, Administrator, and CFO/QPA and the Mayor has recommended Spatial Data Logic for Website Redevelopment for one-year term upon approval; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account: General Operating Budget



William J. Hance, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that the Mayor and Borough Clerk are hereby authorized and directed to execute individual contracts for the services of the following Professionals in their area(s) of expertise, in accordance with the proposals submitted:

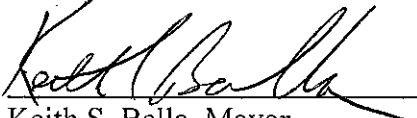
Award to: Spatial Data Logic, 285 Davidson Avenue, Suite 302, Somerset, NJ 08873
Amount: Not to exceed \$20,000.00

BE IT FURTHER RESOLVED that these contracts have been awarded upon recommendation by the Administration, after review and based on the merits and abilities of these professionals to provide the goods or services as described herein. These contracts are being awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of these contracts within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).



Ronald Jubin, Council Member



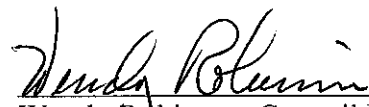
Keith S. Balla, Mayor

Adopted: May 20, 2021
Index: Awards - Professional Contracts
C: W. Hance

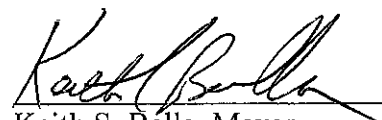
**BOROUGH OF WATCHUNG
RESOLUTION: R7**

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that it hereby appoints **Andrew P. Hart** as Chief of the Department of Police of the Borough of Watchung for a term commencing on June 1, 2021 and ending on May 31, 2023 at an annual salary as negotiated and agreed upon by all parties and consistent with the Salary Ordinance of the Borough of Watchung; and

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Watchung that it hereby authorizes the Mayor and other Borough Officials and employees to take all actions necessary to effectuate this Resolution, including but not limited to the execution of an agreement reflecting the negotiated terms and conditions of employment.



Wendy Robinson, Council President



Keith S. Balla, Mayor

ADOPTED: MAY 20, 2021
INDEX: APPOINTMENTS, POLICE, SALARIES
C: B. HANCE, E. HORSFALL, A. HART

**BOROUGH OF WATCHUNG
RESOLUTION: R8**

WHEREAS, in accordance with the "New Jersey Local Unit Pay to Play" law, public law 2004, chapter 19 (NJS.A. 19:44A-20.4-5 et seq), the Borough of Watchung solicited proposals for the professional services of an Engineer for the year 2021; and

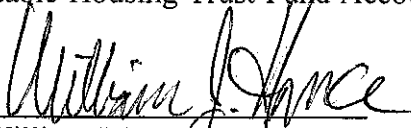
WHEREAS, proposals were received and opened on December 10, 2020; and

WHEREAS, after review by Borough Officials and based on their merits and abilities, a contract was awarded on January 7, 2021 to CME Associates, 1460 Route 9 South, Howell, NJ 07731 to perform all of the duties of Engineer in the Borough including special assignments that may arise during the course of performing these duties; and

WHEREAS, CME Associates as part of its services to the Borough during 2021 can provide Affordable Housing Administration Services; and

WHEREAS, the need exists for CME Associates to provide Affordable Housing Administration services as the needs arise during the continued implementation of the Borough's affordable housing compliance plan and affordable housing programs; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account: Affordable Housing Trust Fund Account # H-06-100-101




William J. Hance, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that CME Associates is hereby authorized to provide Affordable Housing services as listed on the attached proposal, dated May 13, 2021, in an amount not to exceed \$10,000.00; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the contract amendment within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) concerning the award of contracts for professional services.



Ronald Jubin, Council Member



Keith S. Balla, Mayor

ADOPTED: MAY 20, 2021
INDEX: AWARDS
C: W. HANCE, ENGINEERING

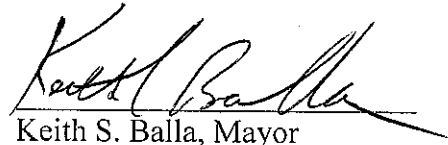
**BOROUGH OF WATCHUNG
RESOLUTION: R9**

BE IT HEREBY RESOLVED, by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that the Governing Body hereby authorizes the Watchung Historical Committee to participate in Somerset County's 2021 Journey Through the Past program, set to take place on October 9-10, 2021.

BE IT FURTHER RESOLVED, that the Governing Body hereby authorize the Historical Committee and its members to execute a Hold Harmless Agreement with the County of Somerset for participation in this program.



Freddie Hayeck, Council Member



Keith S. Balla, Mayor

ADOPTED: May 20, 2021
INDEX: Misc.
C: Historical Committee

I, Edith G. Gil, Municipal Clerk of the Borough of Watchung, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Mayor and Council at a meeting held on May 20, 2021

Edith G. Gil, RMC

**BOROUGH OF WATCHUNG
RESOLUTION: R10**

AUTHORIZING RELEASE OF PERFORMANCE SURETY BOND

WHEREAS, Seritage SRC Finance LLC is the owner of 1660 Route 22, also known as Block 6201/ Lot 1 and as part of Seritage's redevelopment of the property, it placed performance bond #SUR0045218 on file in October 2017 with the Borough of Watchung and Argonaut Insurance Company; and

WHEREAS, Seritage has completed its scope of work and has requested the release of the performance bond; and

WHEREAS, the Borough Engineer has approved and recommended the release of the Performance Surety Bond subject to the statements listed below.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey, that

- 1) The Borough of Watchung hereby accepts the municipal site improvements
- 2) The Borough Clerk is authorized and hereby directed to return Performance Surety Bond #SUR0045218 previously posted in the amount of \$1,086,423.00 and shall be returned to Seritage Growth Properties, 500 Fifth Avenue, Suite 1530, New York, NY 10110 upon the posting of a Maintenance Bond in the amount of \$181,070.55, such maintenance bond to be valid for two (2) years from the date of adoption of this resolution.
- 3) Performance Bond #SUR0045218 shall be released upon payment of any outstanding engineer inspection fees or other borough fees.

BE IT FURTHER RESOLVED that a true copy of this resolution shall be forwarded to Argonaut Insurance Company, the Borough Attorney, Borough Engineer and Seritage Growth Properties.



Ronald Jubin, Council Member



Keith S. Balla, Mayor

Adopted: May 20, 2021
Index: Bonds
C: Engineering, Finance

**BOROUGH OF WATCHUNG
RESOLUTION: R11**

WHEREAS, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12(b)(1-9)) permits the exclusion of the public from a meeting in certain circumstances; and

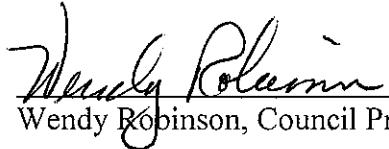
WHEREAS, the Governing Body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Watchung, County of Somerset, State of New Jersey, as follows:


1. The public shall be excluded from discussion of the closed session of May 20, 2021.
2. The general nature of the subject matter to be discussed is as follows:

Personnel Matters
Anticipated Litigation Matters

3. Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.
4. The Borough Council may take official action on those items discussed in executive session upon completion of the executive session.



Wendy Robinson, Council President



Keith S. Balla, Mayor

ADOPTED: MAY 20, 2021
INDEX: MISC.
C: