

**RESOLUTION NO. 11-2022**  
**AWARD OF A FAIR AND OPEN CONTRACT**  
**SUSAN L. SOLDA DE SIMONE, ESQ.**  
**ALTERNATE BOROUGH PROSECUTOR**

Councilmember Keeler introduced and offered the following Resolution for its adoption; seconded by Councilmember Bieber:

**WHEREAS**, pursuant to N.J.S.A. 2B:25-4, there exists a need to appoint a qualified individual to serve as Alternate Borough Prosecutor in the Borough of Sea Bright to provide services that cannot be addressed by the Borough Prosecutor; and,


**WHEREAS**, while the Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for such professional services, the Borough nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

**WHEREAS**, three proposals were received on December 10, 2021 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

**WHEREAS**, the proposal received from Susan L. Solda De Simone, Esq. is being considered for the term of one year commencing January 1, 2022 through December 31, 2022 at the rate of \$350.00 per session; and

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2022 appropriation for this contract will not exceed \$6,500.00, subject to unforeseen decreases or increases in litigation and other legal matters. Funds will be provided for in the 2022 Temporary Budget and in the Budget for the year 2022, when finally adopted, in the appropriation entitled Court #2-01-43-490-228.

  
MICHAEL J. BASCOM, CFO

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to Susan L. Solda De Simone, Esq. to serve as the Alternate Borough Prosecutor for (1) one-year term commencing January 1, 2022 through December 31, 2022 at the rate \$350.00 per session pursuant to the rates and term set forth in the submitted proposal; and

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional services, a copy of which shall be maintained by the Borough Clerk; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

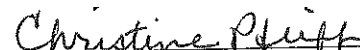
1. Susan L. De Simone, Esq.
2. Finance Manager
3. Certified Court Administrator

Roll Call:	Bieber,	Birdsall,	Booker,	Catalano,	Keeler,	Lamia
	Yes	Yes	Yes	Yes	Yes	Yes

January 8, 2022

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council meeting held on January 8, 2022.

  
Christine Pfeiffer, Borough Clerk