

**RESOLUTION NO. 12-2024**  
**AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT**  
**ALTERNATE BOROUGH PROSECUTOR**  
**SUSAN L. SOLDA DE SIMONE, ESQ.**

Councilmember Leckstein introduced and offered the following Resolution for its adoption; seconded by Councilmember Catalano:

**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**, a request for proposals for Alternate Borough Prosecutor was posted and advertised in the Asbury Park Press to be received on December 8, 2023; 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**, proposals were received 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 (January 1, 2024 - December 31, 2024) at the rate of \$500.00 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 2024 appropriation for this contract will not exceed \$10,000.00, subject to unforeseen decreases or increases in litigation and other legal matters. Funds will be provided for in the 2024 Temporary Budget and in the Budget for the year 2024, when finally adopted, in the appropriation entitled Court #4-01-43-490-228.

  
**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 authorize the Mayor and Borough Clerk to execute a professional service contract with **Susan L. Solda De Simone, Esq.** to serve as the Alternate Borough Prosecutor for one year commencing January 1, 2024 through December 31, 2024 pursuant to the rates and term set forth in the submitted proposal, a copy of which is maintained in the Borough Clerk's office; 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:

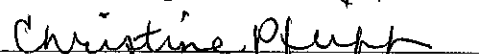
1. Susan L. De Simone, Esq.
2. Finance Manager
3. Court Administrator

<b>Roll Call:</b>	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Yes	Yes

January 6, 2024

**CERTIFICATION**

I, Christine Pfeiffer, 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 6, 2024.

  
Christine Pfeiffer, Borough Clerk