

**BOROUGH OF BRADLEY BEACH**

**RESOLUTION 2023-45**

**PROFESSIONAL CONTRACT APPOINTMENT FOR PUBLIC DEFENDER**

Mayor Fox offered the following resolution and moved its adoption:

**WHEREAS**, there exists a need for professional services for a **Public Defender** for the calendar year 2023 pursuant to provisions **N.J.S.A. 19:44A-20.5**; and

**WHEREAS**, funds are available for this purpose and the Local Public Contracts Law (**N.J.S.A. 40A-11-1 et seq.**) required that the resolution authorizing the appointment through the non-fair and open process without competitive bidding must be publicly advertised.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Bradley Beach that:

- 1. **Clifford P. Yannone, Esq.**, is hereby appointed the **Borough Public Defender** and directed to engage the services for a period of one year effective January 1, 2023 through December 31, 2023.
- 2. These appointments are being made without competitive bidding since the appointments involve members of recognized professions that are registered by law, therefore exempt under **N.J.S.A. 40A:11-5**.
- 3. Services rendered shall be in compliance with the State of New Jersey.
- 4. A copy of this resolution and the contract shall be placed on file with the Municipal Clerk.
- 5. A copy of this resolution shall be published in the newspaper as required by law within ten (10) days of its passage.
- 6. This award is being made subject to the above-named professional/firm’s execution of the Professional Services Contract Addendum setting forth the assignment and reporting requirements of all professionals working for the Borough.

Seconded by Councilperson \_\_\_\_\_ and adopted on roll call by the following vote:

**AYES    NAYS    ABSTAIN    ABSENT**

- Ms. DeMarco
- Ms. DeNoble
- Mr. Gubitosi
- Mr. Weber
- Mayor Fox

## **CERTIFICATION**

I, Erica Kostyz, Municipal Clerk, Borough of Bradley Beach, Monmouth County, New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Governing Body at the January 25, 2023 Council Business Meeting.

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Erica Kostyz, RMC, CMR  
Municipal Clerk