



BOROUGH OF HIGHLANDS  
COUNTY OF MONMOUTH

## RESOLUTION 18-007

### RESOLUTION APPOINTING BOROUGH PROSECUTOR AS A NON-FAIR AND OPEN CONTRACT

WHEREAS, N.J.S.A. 2B:25-1 et seq., requires each municipal court in this State to have at least one municipal prosecutor, who shall be an attorney-at-law of this State in good standing, be appointed by the governing body of the municipality, for a term of one year from the date of his or her appointment, in accordance with applicable laws, ordinances and resolutions; and

WHEREAS in accordance with applicable laws, ordinances and resolutions, a municipality may appoint additional municipal prosecutors as necessary to administer justice in a timely and effective manner in its municipal court subject to N.J.S.A. 2B:25-1 et. seq.; and

WHEREAS any municipal court having two or more municipal prosecutors shall have a "chief municipal prosecutor" who shall be appointed by the governing body of the municipality and shall have authority over other prosecutors serving that court with respect to the performance of their duties; and

WHEREAS, James Butler, Esq. and Patrick Healy, Esq. are attorneys-at-law licensed by the State of New Jersey and who are experienced with municipal law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highlands as follows:

1. James Butler, Esq. is hereby appointed Chief Municipal Prosecutor of the Borough of Highlands for the one (1) year term to expire December 31, 2018 for an amount not to exceed \$15,246.00.
2. Patrick Healy, Esq. is hereby appointed Alternate Municipal Prosecutor for the one (1) year term to expire December 31, 2018.
3. These appointments are made without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a) because it is for services performed by persons authorized by law to practice a recognized profession.
4. A copy of this Resolution shall be placed on file with the Clerk of the Borough of Highlands.

BE IT FURTHER RESOLVED that a copy of this resolution be published in an official newspaper of the Borough within ten days of its passage.

Motion to **Approve** R-18-007:

	INTROUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRASWELL			X			
BROULLON			X			
D'ARRIGO			X			
RYAN		X	X			
O'NEIL	X		X			

I, Bonnie Brookes, Municipal Clerk of the Borough of Highlands, in the County of Monmouth, State of New Jersey, hereby certify this to be a true copy of the action of the Governing Body, at its Council Meeting, held January 1, 2018. WITNESS my hand this 2<sup>nd</sup> day of January 2018.



Bonnie Brookes, RMC  
Municipal Clerk