

**Mayor and Common Council**

38 Park Avenue  
Flemington, NJ 08822

Meeting: 01/04/21 05:00 PM  
Department: Clerk of the Borough  
Category: Appointments  
Prepared By: Sallie Graziano  
Initiator: Sallie Graziano  
Sponsors:

**SCHEDULED**

**RESOLUTION 2021-16**

DOC ID: 3364

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**Appointing Maleski, Eisenhut and Zielinski, LLC as  
Prosecutor, 2021**

**BOROUGH OF FLEMINGTON, COUNTY OF HUNTERDON**

**WHEREAS**, 2B:25-4a, provides that every municipal court must have a Municipal Prosecutor, approved and appointed by the governing body; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a Resolution authorizing the award of a contract for professional services without competitive bidding must be publicly advertised and an agreement to retain the services of a prosecutor is a professional service as defined in said statute; and

**WHEREAS**, the Borough of Flemington has a need to acquire the services of a prosecutor as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 as appropriate; and

**WHEREAS**, Maleski, Eisenhut and Zielinski, LLC, has indicated it will provide the services of a prosecutor at the rate of \$135 per hour; and

**WHEREAS**, Hyun J. Lee, Esq., of the firm Maleski, Eisenhut and Zielinski, LLC, has completed and submitted a Business Entity Disclosure Certification which certifies that she has not made any reportable contributions to a political or candidate committee in the Borough of Flemington in the previous one (1) year, and that the contract will prohibit Maleski, Eisenhut and Zielinski, LLC, from making any reportable contributions through the term of the contract;

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, as follows:

- 1) Hyun J. Lee, Esq., of the firm Maleski, Eisenhut and Zielinski, LLC, 169 Main St., Flemington, NJ, be appointed as Municipal Prosecutor for the Borough of Flemington Municipal Court as of January 1, 2021 for a period of one year.
- 2) Adam Eisenhut, Esq., of the firm Maleski, Eisenhut and Zielinski, LLC, 169 Main St., Flemington, NJ, be appointed as Assistant Municipal Prosecutor/Alternate for the Borough of Flemington Municipal Court as of January 1, 2021 for a period of one year.

Adopted: January 4, 2021

Attest:

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Sallie Graziano, Borough Clerk

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Betsy Driver, Mayor