

RESOLUTION AUTHORIZING EXECUTIVE SESSION

RESOLUTION NO. 108-2015

RESOLUTION PROVIDING FOR EXECUTIVE SESSION IN ACCORDANCE WITH  
THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT

**WHEREAS,** the Plainfield Municipal Utilities Authority is subject to the requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq.; and

**WHEREAS,** the Open Public Meetings Act provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

**WHEREAS,** it is necessary for the Plainfield Municipal Utilities Authority to discuss in Executive Session certain matters authorized by N.J.S.A. 10:4-12(b) with respect to:

- a. Personnel; and/or
- b. Contracts

**NOW, THEREFORE, BE IT RESOLVED** by the Plainfield Municipal Utilities Authority as follows:

1. The Plainfield Municipal Utilities Authority assembled in public session during a **Special Meeting** held on **Tuesday, October 27, 2015** and determined that an Executive Session closed to the public should be held for the discussion of the matters designated above.

2. It is anticipated that the deliberations conducted in Executive Session may be disclosed to the public upon the determination of the Plainfield Municipal Utilities Authority that the public interest will no longer be served by such confidentiality.

RECORDED VOTE:

REGULAR MEMBERS	YES	NO	ABSTAIN	NOT PRESENT	ALTERNATE PRESENT NOT VOTING
Carol Ann Brokaw	X				
Jacinth Clayton-Hunt	X				
Michelle Graham-Lyons	X				
Henry V. Robinson	X				
Charles W. Tyndale	X				
<b>ALTERNATE MEMBERS</b>					
Robin Bright (#1)					X
Pedro Estevez					X

The following Resolution is a true and complete copy of a Resolution of the Plainfield Municipal Utilities Authority adopted at a **Special Meeting** thereof duly called and held on **Tuesday, October 27, 2015.**

  
HENRY V. ROBINSON, SECRETARY

SEAL

RESOLUTION NO. 109-2015

RESOLUTION OF THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY  
AWARDING A CONTRACT TO LOCKE LORD, LLP FOR  
LABOR COUNSEL SERVICES

**WHEREAS**, the Plainfield Municipal Utilities Authority (the "Authority"), is a public body corporate and politic of the State of New Jersey and was created by the Plainfield City Council pursuant to Ordinance MC-1995-19 and in accordance with the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., and was given the responsibility to implement and operate a municipal utilities authority which will provide certain solid waste and sewerage services to the inhabitants of the City of Plainfield; and

**WHEREAS**, the Authority has a need to appoint Labor Counsel at this time; and

**WHEREAS**, the Authority has undertaken a "fair and open" process in accordance with the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.1 et seq.; and

**WHEREAS**, based on the "fair and open" process undertaken by the Authority, the Authority desires to appoint Locke Lorde, LLP as its Labor Counsel for a one year term; and

**WHEREAS**, Locke Lorde, LLP has submitted a fee proposal that consists of an annual retainer for all non-litigation advice and representation, including labor negotiations, of \$25,000.00, to be paid in equal monthly installments, and an hourly rate for all litigation of \$300.00; and

**WHEREAS**, the amount of the contract shall not exceed the Authority's Annual Budget for such services; and

**WHEREAS**, the Authority's Acting Chief Financial Officer has certified that funds are available for this purpose.

**NOW, THEREFORE, BE IT RESOLVED** by the Plainfield Municipal Utilities Authority as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Authority hereby awards a contract to Locke Lorde, LLP for Labor Counsel Services.

3. Labor Counsel Services shall be provided based on an annual retainer for all non-litigation advice and representation, including labor negotiations, of \$25,000.00, to be paid in equal monthly installments, and an hourly rate for all litigation of \$300.00 per hour.

4. A copy of this Resolution shall be available for public inspection at the offices of the Plainfield Municipal Utilities Authority.

5. This Resolution shall take effect immediately.

**RECORDED VOTE:**

<b>REGULAR MEMBERS</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>NOT PRESENT</b>	<b>ALTERNATE PRESENT NOT VOTING</b>
Carol Ann Brokaw		X			
Jacinth Clayton-Hunt	X				
Michelle Graham-Lyons	X				
Henry V. Robinson	X				
Charles W. Tyndale			X		
<b>ALTERNATE MEMBERS</b>					
Robin Bright (#1)					X
Pedro Estevez (#2)					X

The following Resolution is a true and complete copy of a Resolution of the Plainfield Municipal Utilities Authority adopted at a Special Meeting thereof duly called and held on Tuesday October 27, 2015.

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**HENRY V. ROBINSON, SECRETARY**

**SEAL**