

The Board met in Executive Session on Wednesday, July 11, 2012 at 7:41 p.m. with the following members present: Freeholder Everett Chamberlain, Freeholder Richard Gardner, Freeholder Jason Sarnoski, County Counsel Joseph J. Bell and County Administrator Steve Marvin. They were joined by Buildings and Grounds Superintendent Alex Lazorisak.

Brief discussion was held on each of the following matters:

Mr. Lazorisak briefed the Board on the status of construction at Village Square II. The owner's recent attempt to mitigate the mold problem was found to be unsuccessful in a round of testing performed by our consultant, RK Environmental. As discussed, the owner has agreed with Mr. Lazorisak's requirement that he bring his contractor back in for another round of cleanup which our consultant will continue to monitor. In addition, Mr. Van Volkenburg is seeking a substantial change order as documented in the memo distributed to the Board at this meeting. Mr. Lazorisak reviewed previously approved change orders and credits, etc. which to date, total approximately \$70,000. After some discussion, it was the Board's decision to have Mr. Lazorisak advise Mr. Van Volkenburg that they would not accept his request for the additional \$191,000 change order without further information. It was also noted that the Board has incurred additional expenses for the services of RK Environmental, Ray O'Brien and Dave Strunk in monitoring the owner's progress and answering questions concerning design and construction. Mr. Lazorisak departed Executive Session at approximately 8:00 p.m.

(1) *Matters Relating to Litigation:* Items to be discussed include: Court Room #2 dispute and status of appeal and result of County's Motion to Vacate Arbitrator's Award in re: PBA 331-Prosecutor's Detectives-retirement health benefits.

Mr. Bell noted for the Board that despite numerous letters, we have yet to obtain a schedule for a hearing on the Court Room #2 dispute with Assignment Judge Francis in Middlesex County. Mr. Bell will continue to reach out to obtain a date.

Mr. Marvin noted for the Board that we recently received a favorable decision from Judge O'Connor on the County's Motion to Vacate the Arbitrator's Award concerning PBA 331-Prosecutor's Detectives. Although Judge O'Connor focused solely on the grievance procedure's underlying dispute and did not address the facts in the dispute itself, it was a favorable decision in the County's favor and the arbitration award has been vacated subject to appeal.

(2) *Matters Relating to Collective Bargaining:* Items to be discussed include: Results of negotiation meetings with CWA 1071-PHNA, CWA 1032-Prosecutor's Clerical, AFSCME 3287 and status of negotiations with FOP 171-Corrections Officers.

PERMANENTLY REDACTED AS TO SUBJECT: COLLECTIVE
BARGAINING PER N.J.S.A. 10:4-12b(4): 



Mr. Marvin reviewed for the Board, the recommendation from Nursing Home Administrator Laura Decker for the appointment of Janet Mahoney as Assistant Administrator. The Board will take action upon return to Open Session.

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the Board returned to open session at 8:14 p.m.

Recorded Vote: Mr. Sarnoski yes, Mr. Gardner yes, Mr. Chamberlain yes