

The Board met in Executive Session on Wednesday, July 25, 2012 at 8:13 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. The Board was joined by Buildings and Grounds Superintendent Alex Lazorisak.

Brief discussion was held on each of the following matters:

Mr. Lazorisak brought a number of matters to the Board's attention concerning the Village Square II project. The owner's work to mitigate the indoor air quality problems relative to mold have been found to be deficient by our consultant, RK Environmental. Mr. Lazorisak reviewed the methods that the owner's contractors undertook. The samplings done by the owner's professional consultant and by RK and the dispute over the results of those samplings are currently being debated. Mr. Marvin noted for the Board, a meeting of this date where RK was directed to develop further recommendations and analysis. Mr. Lazorisak was directed by the Board to continue to explain to the Village Square II owner his responsibilities for providing us a property which meets the standards that the County requires. Mr. Marvin stated that in fact, we could tell Mr. Van Volkenberg that the liability will remain with him up to and including potentially jeopardizing closing on the Contract of Sale should we not be able to obtain clean surface and air samples prior to closing.

Mr. Lazorisak then reviewed matters concerning change orders approved by Architect Ray O'Brien. These change orders total approximately \$97,000 which have to be approved by resolution. Mr. Marvin suggested and the Board concurred that a resolution amending the original amount of the Contract for Sale be prepared for approval at the next regular meeting of August 22, 2012 but that payment of these change orders not be made until closing of the contract when this and any other adjustments will have to be made in the final accounting. Mr. Lazorisak and Mr. Marvin also confirmed with the Board that they wish to retain the stockpiled topsoil on the site rather than take the credit of \$20,000 for Mr. Van Volkenburg's removal. It was noted that some amount of this will be necessary for final landscaping which County forces will need to do likely in the spring of 2013. Mr. Lazorisak also brought to the Board's attention that we are awaiting information from Mr. Van Volkenburg concerning the plans for site lighting and especially the lighting fixtures specifications meeting requirements of the White Township site plan approval.

(1) *Matters Relating to Litigation:* Items to be discussed include: Court Room #2 dispute and status of appeal.

PERMANENTLY REDACTED AS TO SUBJECT: LITIGATION,
NEGOTIATIONS AND ATTORNEY-CLIENT PRIVILEGE PER N.J.S.A. 10:4-12b(7):

[REDACTED]

[REDACTED]

(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 671, PBA 280-Sheriff's Officers and review of Memorandum of Agreement for FOP 171-Corrections Officers.

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

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

On motion by Mr. Gardner, seconded by Mr. Sarnoski, the Board returned to open session at 8:50 p.m.

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