

The Board met in Executive Session on Wednesday, June 12, 2013 at 8:30 p.m. with the following members present: Freeholder Jason Sarnoski, Freeholder Edward Smith, Freeholder Richard Gardner, 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:

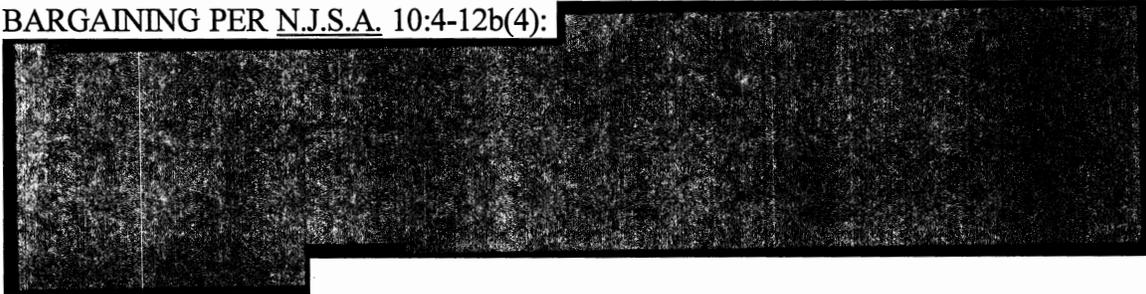
(1) *Matters Relating to Litigation:* Items to be discussed include: Court Room #2 dispute and the status of various litigation matters and Traveler's Insurance invoices re: Doherty litigation.

Considerable discussion was held concerning the status of the Court Room #2 dispute. Mr. Lazorisak distributed copies of a construction budget estimate that he had recently prepared detailing the costs for construction of a prisoner transport elevator to service Court Room #1. This estimate of \$475,000 does not account for any premium time pay which may be necessitated by day to day Court operations and also does not account for any swing space requirements. Mr. Bell will be providing this estimate to Judge Francis as he continues to pursue some closure to the initial complaint in this matter. While Mr. Bell believes that Judge Francis has some "settlement authority" from Trenton in this matter, he also believes that it is likely that the County will need to follow through on the tort claim to the State and litigate this matter to conclusion.

Mr. Bell provided a brief status report to the Board concerning the Aire Enterprises matter and the "W.M." litigation. In Aire Enterprises, all documentation has been submitted by the parties to the Appellate Division. In the "W.M." matter, nothing substantial has been heard from our initial meeting with defense counsel. Mr. Bell will be following up.

(2) *Matters Relating to Collective Bargaining:* Items to be discussed include: Status of open collective bargaining negotiations, grievances, etc. and discussion of proposed settlement with PBA 280-Sheriff's Officers.

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



Mr. Marvin told the Board of a meeting he had had with Health Officer Pete Summers and PHNA Director Judy Leone concerning the future of the home healthcare services provided by PHNA. In brief, they are extremely concerned with the ability of PHNA to function in the home healthcare field as a result of circumstances outside of the County's control; notably, the Certificate of Need for home healthcare previously held by Karen Ann Quinlan was recently sold to Atlantic Health Systems. There is a strong likelihood that Atlantic Health Systems, as reported in the press recently, will acquire Hackettstown Community Hospital and if that happens, all referrals from Atlantic Health Systems' hospitals would obviously be retained in house under their home healthcare, effectively shutting PHNA out of business. In addition, Ms. Leone wanted the Board to know that she has continued to advocate for a change in the "Metropolitan Statistic Area" designation and she has not been successful thus far. PHNA home healthcare services is also in the midst of a 2% across the board reimbursement reduction as a result of the Federal Sequestration of funds in Medicare. Both Mr. Summers and Ms. Leone are recommending that the Board should pursue a sale of the home healthcare portion of the PHNA at the earliest possible opportunity as failure to do so could leave the County with a valueless asset. The Board agreed to begin preparation of the necessary groundwork to consider this recommendation.

On motion by Mr. Smith, seconded by Mr. Gardner, the Board returned to open session at 9:48 p.m.

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