

MINUTES OF MEETING  
NEW JERSEY PUBLIC EMPLOYMENT RELATIONS COMMISSION  
March 26, 2015  
10:00 a.m.  
495 West State Street  
Trenton, New Jersey

The meeting was called to order by Chair P. Kelly Hatfield.

Present were:

Commissioners:

John Bonanni  
Paul Boudreau  
John Eskilson  
David Jones  
Paula Voos  
Richard Wall

Also present were:

David N. Gambert, Deputy General Counsel  
Don Horowitz, Acting General Counsel  
Frank Kanther, Deputy General Counsel  
Kellie Hullfish, who acted as Stenographer

At the commencement of the meeting, Chair Hatfield, pursuant to Section 5 of the Open Public Meetings Act, entered this announcement into the minutes of the meeting:

Adequate notice has been provided by the dissemination of a written "Annual Notice of Meeting." On December 18, 2014 a copy of such notice was:

(a) prominently posted in a public place at the offices of the Public Employment Relations Commission;

(b) sent to the business offices of the Trenton Times and the Courier Post, as well as to the State House press row addresses of 25 media outlets;

(c) copies e-mailed to the Secretary of State for filing; and

(d) posted on the agency's web site.

Furthermore on March 19, 2015, copies of an additional written "Notice of Meeting" were posted and sent in a similar manner.

It is with profound sadness that the Public Employment Relations Commission mourns the passing of its General Counsel, Martin R. Pachman. "Marty," as he was known to everyone, died on March 10, 2015 after a long illness. He was 70. Services and interment occurred March 12 in Freehold.

Marty's 45-year career as a labor relations attorney started and ended with positions on the staff of public sector labor relations agencies. Following law school graduation, he served as Assistant General Counsel to the New York Public Employment Relations Board (PERB) and then as a Hearing Officer and Mediator with the Commission. From 1972 until his return to the Commission in 2011 as General Counsel, Marty was in private practice. He primarily represented public sector management including numerous school districts and both small and large municipalities, among them, the City of Jersey City. Marty was a skilled and persuasive advocate both at the bargaining table and in court. He was highly regarded and respected by representatives of management and labor as well as neutrals and was an effective and entertaining public speaker at seminars and conferences.

The Chair announced that Don Horowitz would be Acting General Counsel until further notice.

The Chair reminded the Commissioners that their 2015 Financial Disclosure Forms are due.

The first item on the agenda was the minutes of the February 13, 2015 special Commission meeting. A motion to adopt the minutes was made by Commissioner Voos and seconded by Commissioner Bonanni. The motion to adopt the minutes was approved by a vote of five in favor (Chair Hatfield, Commissioners Bonanni, Boudreau, Voos and Wall) and one opposed (Commissioner Jones).

The next item on the agenda was the minutes of the February 26, 2015 regular Commission meeting. A motion to adopt the minutes was made by Commissioner Bonanni and seconded by Commissioner Boudreau. The motion to adopt the minutes was approved by a vote of four in favor (Chair Hatfield, Commissioners Bonanni, Boudreau and Wall) and one opposed (Commissioner Jones). Commissioner Voos recused herself because she was not present at the February 26, 2015 meeting.

The Counsel's Office distributed a monthly report.

The first case for consideration was Township of Pemberton and Pemberton PBA Local No. 260, Docket No. SN-2014-091. Commissioner Voos moved the draft decision and Commissioner Bonanni seconded the motion. The motion to adopt the draft decision was approved by a vote of four in favor (Chair Hatfield, Commissioners Bonanni, Boudreau and Voos) and two recusals (Commissioners Eskilson and Jones). Commissioner Eskilson recused himself from voting on this case because Archer & Greiner is bond counsel and special counsel to the County of Sussex.

Commissioner Jones recused himself from voting on this case because the PBA has dealings with the Sciarra Catrambone law firm.

Commissioner Eskilson arrived at the meeting at this time.

The next case for consideration was Howell Township Board of Education and Howell Township Administrators Council, Docket No. SN-2014-071. Commissioner Boudreau moved the draft decision and Commissioner Eskilson seconded the motion. The motion to adopt the draft decision was approved by a vote of five in favor (Chair Hatfield, Commissioners Boudreau, Eskilson, Voos and Wall), one opposed (Commissioner Jones) and one recusal (Commissioner Bonanni). Commissioner Bonanni recused himself because the Board is represented by the Cleary, Giacobbe, Alfieri & Jacobs law firm.

The next case for consideration was Madison Board of Education and Madison Education Association, Docket No. SN-2014-093. Commissioner Eskilson moved the draft decision and Commissioner Boudreau seconded the motion. The motion to adopt the draft decision ended in a tie vote; three voted in favor (Chair Hatfield, Commissioners Boudreau and Eskilson), three opposed (Commissioners Jones, Voos and Wall) and one recusal (Commissioner Bonanni). Commissioner Bonanni recused himself because the Board is represented by the Cleary, Giacobbe, Alfieri & Jacobs law firm.

The next case for consideration was Elizabeth Board of Education and Elizabeth Education Association, Docket No. SN-

2014-107. Commissioner Jones moved the draft decision and Commissioner Voos seconded the motion. The motion to adopt the draft decision was unanimously approved (Chair Hatfield, Commissioners Bonanni, Boudreau, Eskilson, Jones, Voos and Wall).

The next case for consideration was Elizabeth Board of Education and Elizabeth Education Association, Docket No. SN-2015-004. Commissioner Eskilson moved the draft decision and Commissioner Bonanni seconded the motion. The motion to adopt the draft decision was unanimously approved (Chair Hatfield, Commissioners Bonanni, Boudreau, Eskilson, Jones, Voos and Wall).

The next case for consideration was Middle Township Board of Education and Middle Township Education Association, Docket No. SN-2015-013. Commissioner Eskilson moved the draft decision and Commissioner Boudreau seconded the motion. The motion to adopt the draft decision was unanimously approved (Chair Hatfield, Commissioners Bonanni, Boudreau, Eskilson, Jones, Voos and Wall).

The next case for consideration was City of Millville and Millville Administrators Association, Docket No. SN-2015-017. Commissioner Jones moved the draft decision and Commissioner Voos seconded the motion. The motion to adopt the draft decision was unanimously approved (Chair Hatfield, Commissioners Bonanni, Boudreau, Eskilson, Jones, Voos and Wall).

Commissioner Jones made a motion to adjourn the meeting and Commissioner Voos seconded the motion. The motion was unanimously approved. The meeting was then adjourned.

The next regular meeting is scheduled to be held on  
Thursday, April 23, 2015.