

MINUTES OF MEETING
NEW JERSEY PUBLIC EMPLOYMENT RELATIONS COMMISSION
February 23, 2017
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
John Eskilson
David Jones
Paula Voos
Richard Wall

Also present were:

Robin T. McMahon, General Counsel
David Gambert, Deputy General Counsel
Don Horowitz, Senior Deputy General Counsel
Frank Kanther, Deputy General Counsel
Christine Lucarelli-Carneiro, Deputy General Counsel
Annette Thompson, 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 22, 2016 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 February 16, 2017, copies of an additional written "Notice of Meeting" were posted and sent in a similar manner.

The Counsel's Office distributed a monthly report.

The first item on the agenda was the minutes of the January 26, 2017 regular Commission meeting. A motion to adopt the minutes was made by Commissioner Eskilson and seconded by Commissioner Bonanni. The motion to adopt the minutes was unanimously approved by a vote of five in favor (Chair Hatfield, Commissioners Bonanni, Eskilson, Voos and Wall), and one opposed (Commissioner Jones).

The Counsel's Office distributed a monthly report.

Deputy General Counsel Christine Lucarelli-Carneiro stated that according to her ethics training schedule, unless she has had a sidebar otherwise, Commissioners are only due for an ethics briefing this year to satisfy their annual ethics training requirements. She sent them electronic mail correspondence with a link to the online module for the ethics briefing, and instructed them to complete the training at their earliest convenience.

Ms. Lucarelli-Carneiro also informed the Commissioners that financial disclosure statements ("FDS") are due soon. The filing date is May 15, 2017 and there is a \$50 dollar late filing fee per day. Ms. Lucarelli-Carneiro advised that if any Commissioner has any questions about the ethics training or the FDS process to feel free to contact her.

General Counsel Robin McMahon left the meeting at this time because she is recused from the first case on the agenda.

The first case for consideration was the draft decision in Board of Trustees of Ocean County College and Faculty Association of Ocean County College, CO-2011-137. Commissioner Eskilson moved the draft decision and Commissioner Jones seconded the motion. Commissioner Bonanni was recused from voting because the law firm of Cleary, Giacobbe, Alfieri & Jacobs serves as counsel for Morris County. Commissioner Wall was recused from voting because the law firm of Detzky, Hunter & DeFillippo represents the PBA. The motion was unanimously approved (Chair Hatfield, Commissioners Eskilson, Jones and Voos).

The next case for consideration was the draft decision in Board of Education of the Town of West Orange and IUOE Local 68-68A-68B, AFL-CIO, Docket No. CO-2014-223. Commissioner Eskilson moved the draft decision and Chair Hatfield seconded the motion. Commissioner Bonanni was recused from voting because the law firm of Cleary, Giacobbe, Alfieri & Jacobs serves as counsel for Morris County. The motion was not approved with a vote of two in favor (Chair Hatfield and Commissioner Eskilson), and three opposed (Commissioners Jones, Wall and Voos).

Ms. McMahon returned to the meeting at this time.

The next case for consideration was the draft decision in Wayne Township Board of Education and Wayne Education

Association, Docket No. SN-2016-057. Commissioner Bonanni moved the draft decision and Commissioner Jones seconded the motion. The motion was unanimously approved (Chair Hatfield, Commissioners Bonanni, Eskilson, Jones, Voos and Wall).

The next case for consideration was the draft decision in County of Passaic, Preakness Health Care Center and AFSCME Council 52, Local 2273, AFL-CIO, Docket No. SN-2017-018.

Commissioner Eskilson moved the draft decision and Commissioner Bonanni seconded the motion. The motion was approved by five in favor (Chair Hatfield, Commissioners Bonanni, Eskilson, Voos and Wall), and one opposed (Commissioner Jones). Commissioner Jones stated he favored allowing the entire grievance to go to arbitration.

The last case for consideration was the draft decision in Essex County Sheriff's Office and PBA Local 183, Docket No. SN-2017-017. Commissioner Eskilson moved the draft decision and Commissioner Bonanni seconded the motion. Commissioner Wall recused himself because of his affiliation with the PBA. The motion was approved by a vote of three in favor (Chair Hatfield, Commissioners Bonanni and Eskilson), and two opposed (Commissioners Jones and Voos).

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

The next regular meeting is scheduled to be held on
Thursday, March 30, 2017.