

MINUTES OF MEETING
NEW JERSEY PUBLIC EMPLOYMENT RELATIONS COMMISSION
October 31, 2019
10:00 a.m.
495 West State Street
Trenton, New Jersey

The meeting was called to order by Chair Joel M. Weisblatt.

Present were:

Commissioners:

John Bonanni
David Jones
Pasquale Papero
Paula Voos

Also present were:

Christine Lucarelli-Carneiro, General Counsel
Don Horowitz, Senior Deputy General Counsel
Frank Kanther, Deputy General Counsel
John Boppert, Deputy General Counsel
Ramiro Perez, Deputy General Counsel
Kellie Hullfish, who acted as Stenographer

At the commencement of the meeting, Chair Weisblatt, 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 20, 2018 a copy of such notice was:

- (a) prominently posted in a public place at the offices of the Public Employment Relations Commission;
- (b) e-mailed to the business offices of the Trenton Times and the Courier Post;
- (c) posted on the agency's web site.

Furthermore on October 25, 2019, copies of an additional written "Notice of Meeting" were posted and sent in a similar manner.

The first item for consideration was the minutes of the September 26, 2019 meeting. Commissioner Jones moved the minutes and Commissioner Bonanni seconded the motion. The motion to adopt the minutes was unanimously approved (Chair Weisblatt, Commissioners Bonanni, Jones, Papero and Voos).

The next item for consideration was the minutes of the October 10, 2019 special phone meeting. Commissioner Papero was not present for this meeting. The motion to adopt the minutes was unanimously approved (Chair Weisblatt, Commissioners Bonanni, Jones and Voos).

Chair Weisblatt began his report stating that the agency continues to be in a very active period, in nearly all phases of our operations. Settlement of disputes remains our primary focus and this keeps the caseload more manageable. The agency has been able to respond to some more recent difficult bargaining impasses with successful results.

The court matters that affect us are constantly monitored by counsel staff. The agency expects some results in the not too distant future but it does not predict the actual pace of court operations and decisions.

The interest arbitration panel annual training will be held next week. The agenda is prepared and should lead to appropriate discussions of interest arbitration issues and events.

The agency continues to have a presence, where invited, to major labor relations gatherings. Most recently, PERC participated in a large workshop at the New Jersey School Boards Association convention. The date for next spring's annual PERC-New Jersey State Bar Labor Law Section conference will be April 24, 2020. As usual, it is expected to be the premier public sector labor relations gathering of the year.

The Counsel's Office distributed a monthly report.

General Counsel Lucarelli-Carneiro reported that the three most recently filed Janus-related federal lawsuits are on a 90-day administrative hold pending the outcome of the Smith and Thulen matters.

She reminded the Commission that the next meeting will be held on Tuesday, November 26, 2019.

The first case for consideration was Borough of Carteret and FMBA Local 67, Docket No. SN-2019-043. The draft was previously sent as Agenda Item #7 for the September 26, 2019 Commission meeting. Commissioner Bonanni moved the draft decision and Chair Weisblatt seconded the motion. A discussion ensued. Commissioner Jones made a motion to table this draft until the next meeting and Commissioner Voos seconded the motion. The motion to table this draft was unanimously approved (Chair Weisblatt, Commissioners Bonanni, Jones, Papero and Voos).

The next case for consideration was South Orange Village Township and Teamsters Local 125, Docket No. AC-2019-002. Commissioner Jones moved the draft decision and Commissioner Voos seconded the motion. The motion to adopt the draft decision was unanimously approved (Chair Weisblatt, Commissioners Bonanni, Jones, Papero and Voos).

The next case for consideration was City of Jersey City and Jersey City Police Officers Benevolent Association, Docket No. CO-2018-001. 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 Weisblatt, Commissioners Bonanni, Papero and Voos) and one opposed (Commissioner Jones).

The next case for consideration was City of Elizabeth and Elizabeth Superior Officers Association, Docket No. SN-2019-024. Commissioner Voos moved the draft decision and Commissioner Bonanni seconded the motion. Commissioner Papero is recused from voting because he is a PBA member. The motion to adopt the draft decision was approved by a vote of three in favor (Chair Weisblatt, Commissioners Bonanni and Voos). Commissioner Jones abstained from consideration.

The next case for consideration was Rutgers, The State University of New Jersey and Office Professional Employees International Union, Local 153, Docket No. SN-2019-051. Commissioner Bonanni moved the draft decision and Commissioner

Jones seconded the motion. Commissioner Voos is recused from voting because she is employed by Rutgers, The State University. The motion to adopt the draft decision was approved by a vote of four in favor (Chair Weisblatt, Commissioners Bonanni, Jones and Papero).

The next case for consideration was Lyndhurst Board of Education and Lyndhurst Education Association, Docket No. SN-2019-056. Commissioner Bonanni moved the draft decision and Commissioner Voos seconded the motion. The motion to adopt the draft decision was approved by a vote of four in favor (Chair Weisblatt, Commissioners Bonanni, Papero and Voos) and one opposed (Commissioner Jones).

The last case for consideration was Warren Hills Regional Board of Education and Warren Hills Regional Education Association, Docket No. CO-2019-021. Commissioner Voos moved the draft decision and Commissioner Papero seconded the motion. Commissioner Bonanni recused himself because the law firm Schenck, Price, Smith & King, who represent the Respondent in this case, represents him. The motion to adopt the draft decision was approved by a vote of four in favor (Chair Weisblatt, Commissioners Jones, Papero and Voos).

The Commission was presented with a Resolution recognizing former Commissioner Paul Boudreau for his service. Commissioner Bonanni moved the resolution and Commissioner Voos seconded it.

The motion to adopt the Resolution was unanimously approved (Chair Weisblatt, Commissioners Bonanni, Jones, Papero and Voos).

The Chair asked for a motion to adjourn the meeting. Commissioner Bonanni made a motion to adjourn the meeting and Commissioner Jones seconded the motion. The motion was unanimously approved. The meeting was then adjourned.

The next meeting is scheduled to be held on Tuesday, November 26, 2019.