

MINUTES OF MEETING
NEW JERSEY PUBLIC EMPLOYMENT RELATIONS COMMISSION
April 28, 2005
10:00 a.m.
495 West State Street
Trenton, New Jersey

The meeting was called to order by Chairman Lawrence Henderson.

Present were:

Chairman: Lawrence Henderson

Commissioners:

Donald J. Buchanan
Peter J. DiNardo
Cheryl G. Fuller
Matthew U. Watkins

Also present were:

Robert E. Anderson, General Counsel
Susan Galante, Special Counsel to the Chairman
Don Horowitz, Deputy General Counsel
Timothy Hundley, Director of Conciliation & Arbitration
Ira Mintz, Special Assistant to the Chairman
Annette Thompson, who acted as Stenographer

At the commencement of the meeting, the Chairman, 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, 2004 a copy of such notice was:

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

(b) mailed to the business offices of the Trenton Times, the Bergen Record, and the Camden Courier Post, as well as to the State House press room addresses of 25 media outlets; and

(c) mailed to the Secretary of State for filing.

Furthermore on April 21, 2005, copies of an additional written "Notice of Meeting" were posted and mailed as aforesaid.

Chairman Henderson called the meeting to order. The first item for consideration was the minutes of the March 31, 2005 meeting. A motion to adopt the minutes was made by Commissioner Fuller and seconded by Commissioner Buchanan. The motion was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller and Watkins).

Chairman Henderson reported that the annual PERC conference held on April 15, 2005 was a great success and an enjoyable celebration of the 25th anniversary of the PERC conference. He extended thanks to all participants. He further reported that the agency, in conjunction with Rutgers University, has commenced a training seminar in labor relations which begins today. There are two other classes scheduled in the near future and there will be ongoing classes starting in the fall.

The General Counsel distributed his monthly and supplemental reports.

The first case for consideration was Middlesex County Educational Services Commission and Middlesex County Educational Services Commission Education Association, Docket No. CO-2004-370. Commissioner Watkins moved the draft decision and Commissioner Buchanan seconded the motion. The motion was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller and Watkins).

The next case for consideration was Old Bridge Board of Education and Old Bridge Township Education Association, Docket No. TO-2005-002. Commissioner Watkins moved the draft decision and Commissioner DiNardo seconded the motion. The motion to adopt the decision was approved by a vote of four in favor (Chairman Henderson, Commissioners DiNardo, Fuller and Watkins), and one opposed (Commissioner Buchanan).

The next case for consideration was Orange Township Board of Education and Orange Education Association, Docket No. SN-2005-027. Commissioner Watkins moved the draft decision and Commissioner Buchanan seconded the motion. The motion was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller and Watkins).

The next case for consideration was Passaic Valley Water Commission and C.W.A. Local 1032, AFL-CIO, Docket No. SN-2005-039. Commissioner Buchanan moved the draft decision and Commissioner DiNardo seconded the motion. The motion was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller and Watkins).

The next case for consideration was Borough of Belmar and Belmar P.B.A. Local No. 50, Docket No. SN-2005-056. Commissioner Fuller moved the draft decision and Commissioner DiNardo seconded the motion. Commissioner Watkins noted that one of the parties in this matter is represented by an attorney in the same law firm that represents the Township of South Brunswick. Commissioner

Watkins serves that township as its Administrator. However, the attorney appearing in this case does no work for the Township. Commissioner Watkins further stated that he had asked the General Counsel if he could participate in this case and was told he could. The motion to approve the draft decision was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller and Watkins).

The next case for consideration was Borough of Emerson and Emerson P.B.A. Local 206, Docket No. SN-2005-044. Commissioner Buchanan moved the draft decision and Commissioner Watkins seconded the motion. The motion was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller and Watkins).

The next case for consideration was Borough of Bernardsville and Bernardsville P.B.A. Local No. 365, Docket No. SN-2005-060. Commissioner Buchanan moved the draft decision and Commissioner DiNardo seconded the motion. The motion was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller and Watkins).

The Commission then turned to the reappointment of the arbitrators on the Special Panel of Interest Arbitrators. Commissioner Watkins moved that the Commission go into executive session to discuss this personnel matter and Commissioner DiNardo seconded the motion. The Commission then voted unanimously to go

into executive session. The minutes of that session are recorded separately.

After the public meeting resumed, Commissioner Buchanan moved to reappoint the Special Panel of Interest Arbitrators for three-year terms and Commissioner DiNardo seconded the motion. The motion to reappoint the panel was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller and Watkins).

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

The next meeting is scheduled to be held on Thursday, May 26, 2005 at 10:00 a.m.