

MINUTES OF MEETING
NEW JERSEY PUBLIC EMPLOYMENT RELATIONS COMMISSION
April 27, 2006
10:15 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
Carla A. Katz
Matthew U. Watkins

Also present were:
Robert E. Anderson, General Counsel
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 15, 2005 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 20, 2006, copies of an additional written "Notice of Meeting" were posted and mailed in a similar manner.

Chairman Henderson called the meeting to order. The first item for consideration was the minutes of the March 30, 2006 meeting. A motion to adopt the minutes was made by Commissioner Buchanan and seconded by Commissioner Watkins. The motion was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller, Katz and Watkins).

The General Counsel distributed his monthly and supplemental reports. The Commissioners were updated on the Hudson Cty. case decided last month. Also reported was the Appellate Division's affirmance of the Commission decision in Passaic Valley Water Commission v. CWA Local 1032.

The first item for consideration was the adoption of a resolution in honor and memory of Richard A. Salsberg. Commissioner Buchanan moved that the resolution be adopted and Commissioner Watkins seconded the motion. The motion to adopt the resolution was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller, Katz and Watkins).

The next item for consideration was the proposed readoption with amendments of the Commission's rules governing Subpoenas, N.J.A.C. 19:15. Commissioner Watkins moved that the Commission approve publication of the proposed readoption and Commissioner Buchanan seconded the motion. The motion was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller, Katz and Watkins).

The first case for consideration was City of Union City and PBA Local 8, Docket No. CO-2004-231. Commissioner Fuller moved the draft decision and Commissioner Watkins seconded the motion. The motion to adopt the decision was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller, Katz and Watkins).

The next case for consideration was New Jersey Turnpike Authority and IFPTE Local 193B, Docket No. AC-2006-005. This case was pulled from the agenda at the request of the Authority and with Local 193B's consent. The parties are meeting to discuss this matter further.

The next case for consideration was Newark Union of Independent Special Police, Local 202 and Newark Housing Authority, Docket No. IA-2006-028. Commissioner Buchanan moved the draft decision and Commissioner DiNardo seconded the motion. The motion to adopt the decision was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller, Katz and Watkins).

The next case for consideration was Bergenfield Board of Education and Bergenfield Education Association, Docket No. SN-2006-052. Commissioner Katz moved the draft decision and Commissioner Fuller seconded the motion. The motion to adopt the decision was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller, Katz and Watkins).

The next case for consideration was Woodbury Board of Education and Woodbury Education Association, Docket No. SN-2006-048. Commissioner Katz moved the draft decision and Commissioner Buchanan seconded the motion. The motion to adopt the decision was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller, Katz and Watkins).

The next case for consideration was Evesham Municipal Utilities Authority and Teamsters Local Union No. 676, Docket No. SN-2006-054. Commissioner Buchanan moved the draft decision and Commissioner Fuller seconded the motion. The motion to adopt the decision was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller, Katz and Watkins).

The Chairman informed the Commissioners that he would hear argument later that day on an order to show cause he had issued in a compliance proceeding involving State of New Jersey (Corrections) and FOP Lodge 200 and State PBA, Docket No. CO-2006-084. The FOP has not yet refunded the representation fees to named charging parties as required by the Commission's order and there is also a dispute as to whether the FOP has posted the notices required. The charging parties' attorney has asked that the Commission order that representation fees and dues payable to the FOP be placed in escrow until the FOP repays the fees improperly deducted and that the Commission impose fines on the FOP until it posts the notices. The Chairman issued an order to

show cause why such relief should not be granted and asked the full Commission to delegate authority to him to hear the application and issue appropriate relief. Commissioner Fuller made a motion to approve the delegation of authority and Commissioner Katz seconded the motion. The motion was unanimously approved (Chairman Henderson, Commissioners Buchanan, DiNardo, Fuller, Katz and Watkins).

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

The next meeting is scheduled to be held on Thursday, May 25, 2006 at 10:00 a.m.