

MINUTES OF MEETING
NEW JERSEY PUBLIC EMPLOYMENT RELATIONS COMMISSION
April 29, 2010
10:00 a.m.
495 West State Street
Trenton, New Jersey

The meeting was called to order by Commissioner Paula Voos.

Present were:

Commissioners:

Patrick V. Colligan
Adrienne E. Eaton
Cheryl G. Fuller
Sharon Krengel
Paula B. Voos
Matthew U. Watkins

Also present were:

Mary E. Hennessy-Shotter, Deputy General Counsel
Don Horowitz, Deputy General Counsel
Ira Mintz, General Counsel
Annette Thompson, who acted as Stenographer

At the commencement of the meeting, Commissioner Voos, 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 17, 2009 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, the Bergen Record, and the Camden Courier Post, as well as to the State House press room addresses of 25 media outlets;
- (c) mailed to the Secretary of State for filing; and
- (d) posted on the agency's web site.

Furthermore on April 22, 2010, copies of an additional written "Notice of Meeting" were posted and sent in a similar manner. In addition, a "Supplemental Notice of Meeting" was posted and sent on April 26, 2010.

Commissioner Paula Voos called the meeting to order.

The first item for consideration was the minutes of the March 25, 2010 meeting. A motion to adopt the minutes was made by Commissioner Krengel and seconded by Commissioner Fuller. Commissioner Watkins abstained. The motion was unanimously approved (Commissioners Colligan, Eaton, Fuller, Krengel and Voos).

The General Counsel did not distribute a monthly report this month. There were no new appeals or actions on appeals.

He continued by reporting that on April 23, 2010, the Commission held its annual conference in conjunction with the Labor and Employment Law Section of the New Jersey State Bar Association, which was a great success.

On April 28, 2010, the General Counsel and Robert Hackel, Director of Administration, testified before the Assembly Budget Committee. Most of the questions had to do with the process and not the budget itself.

He informed the Commissioners that in the Governor's recommended budget, in the General Funds language provision, which is not the agency's budget but in the general language that applies across the board, there is language that would reduce the per diem salary of the PERC Commissioners from its current statutory \$250.00 plus expenses to \$100.00 inclusive of expenses.

In terms of financial disclosure, the Governor repealed the prior executive order on financial disclosure and issued a new executive order. The State Ethics Commission indicates that financial disclosures under that order will not be required to be filed until August 2010. More details will be forthcoming.

The first case for consideration was Oakland Public Library and RWDSU Local 108, Public Employees Division, AFL-CIO, Docket No. SN-2009-076. Commissioner Fuller moved the draft decision and Commissioner Watkins seconded the motion. The motion was approved by a vote of four in favor (Commissioners Eaton, Fuller, Krenzel and Watkins) and two opposed (Commissioners Colligan and Voos).

The next case for consideration was Borough of Haddon Heights and American Federation of State, County and Municipal Employees, Council 71, Local 3869, Docket No. CO-2008-324. Commissioner Watkins moved the draft decision and Commissioner Fuller seconded the motion. Commissioner Eaton abstained. The motion was unanimously approved (Commissioners Colligan, Fuller, Krenzel, Voos and Watkins).

The next case for consideration was County of Passaic and Passaic County Sheriff and Police Benevolent Association Local 197 (Correction Officers), Police Benevolent Association Local 197 (Correction Superior Officers), Police Benevolent Association Local 286 (Sheriff's Officers) and Police Benevolent Association

Local 286 (Sheriff's Superior Officers), Docket No. IA-2007-115.

This case was pulled from the agenda.

The next case for consideration was Borough of Bergenfield and Bergenfield PBA Local No. 309, Docket No. IA-2009-011.

Commissioner Watkins moved the draft decision and Commissioner Fuller seconded the motion. The draft decision was amended to incorporate the changes recommended by Commissioner Eaton, which were approved by acclamation. Commissioner Colligan recused himself because of his affiliation with the PBA. Commissioner Voos abstained. The motion was approved by a vote of three in favor (Commissioners Eaton, Fuller and Watkins) and one opposed (Commissioner Krengel).

The next case for consideration was County of Essex and Fraternal Order of Police, Lodge No. 71 and PBA Local No. 382, Docket No. RO-2010-058. Commissioner Watkins moved the draft decision and Commissioner Krengel seconded the motion. Commissioner Colligan recused himself because of his affiliation with the PBA. The motion was unanimously approved (Commissioners Eaton, Fuller, Krengel, Voos and Watkins).

The next case for consideration was County of Hudson and Hudson County Sheriff's Officers, P.B.A. Local No. 334, Docket No. SN-2010-026. Commissioner Eaton moved the draft decision and Commissioner Watkins seconded the motion. Commissioner Colligan recused himself because of his PBA affiliation. Commissioner Fuller recused herself because of her employment with the County

of Hudson. The motion was approved by a vote of three in favor (Commissioners Krengel, Voos and Watkins) and one opposed (Commissioner Eaton).

The next case for consideration was Buena Regional Board of Education and Buena Regional Support Staff Association, Docket No. SN-2010-036. Commissioner Fuller moved the draft decision and Commissioner Colligan seconded the motion. The motion was unanimously approved (Commissioners Colligan, Eaton, Fuller, Krengel, Voos and Watkins).

The last case for consideration was City of Trenton and Trenton FMBA Local No. 11, Docket No. IA-2007-016. Commissioner Colligan moved the draft decision and Commissioner Eaton seconded the motion. The motion was unanimously approved (Commissioners Colligan, Eaton, Fuller, Krengel, Voos and Watkins).

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

The next meeting is scheduled to be held on Thursday, May 27, 2010 at 10:00 a.m.