

P.E.R.C. NO. 2008-27

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

BOROUGH OF RIDGEFIELD,

Respondent,

-and-

Docket No. CO-2005-275

RIDGEFIELD PBA LOCAL NO. 330,

Charging Party.

SYNOPSIS

The Public Employment Relations Commission dismisses a Complaint against the Borough of Ridgefield. The Complaint was based on an unfair practice charge filed by Ridgefield PBA Local No. 330 alleging that the Borough violated the New Jersey Employer-Employee Relations Act by denying bonus terminal leave to a retiring police officer and by refusing to negotiate over changes to the benefit and the impact on PBA unit members. The Commission concludes that the PBA did not prove its allegations.

This synopsis is not part of the Commission decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commission.

P.E.R.C. NO. 2008-28

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

PEQUANNOCK TOWNSHIP BOARD
OF EDUCATION,

Petitioner,

-and-

Docket No. SN-2008-006

PEQUANNOCK TOWNSHIP EDUCATION
ASSOCIATION,

Respondent.

SYNOPSIS

The Public Employment Relations Commission denies the request of the Pequannock Township Board of Education for a restraint of binding arbitration of a grievance filed by the Pequannock Township Education Association. The grievance alleges that a letter from the superintendent to a teacher inappropriately chastised her for speaking at a Board meeting. The Commission concludes that the letter does not address or evaluate teaching performance, nor is it simply informational. The Commission holds that the letter passes judgment on the teacher's conduct and that an arbitrator can legally determine whether the teacher's comments violated any negotiated procedures or school policies and whether there was sufficient cause to send the letter.

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P.E.R.C. NO. 2008-29

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

GREATER EGG HARBOR REGIONAL HIGH SCHOOL
DISTRICT BOARD OF EDUCATION,

Petitioner,

-and-

Docket No. SN-2008-007

OAKCREST-ABSEGAMI TEACHERS
ASSOCIATION,

Respondent.

SYNOPSIS

The Public Employment Relations Commission denies the request of the Greater Egg Harbor Regional High School District Board of Education for a restraint of binding arbitration of a grievance filed by the Oakcrest-Absegami Teachers Association. The grievance alleges that the Board violated the parties' collective negotiations agreement by assigning teachers to Atrium Duty, which allegedly involves the duties of security and police personnel. The Commission holds that since this assignment is not incidental to a teacher's normal duties and does not involve student safety or security, the challenge to the assignment may be submitted to binding arbitration.

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P.E.R.C. NO. 2008-30

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

TOMS RIVER TOWNSHIP,

Respondent,

-and-

Docket No. SN-2008-016

DOVER TOWNSHIP UNIFIED
PROFESSIONALS ASSOCIATION,

Petitioner.

SYNOPSIS

The Public Employment Relations Commission determines the negotiability of an issue in dispute between Toms River Township and the Dover Township Unified Professionals Association. The Township asserts that it has a managerial prerogative to place new employees anywhere within the salary range for their job titles. The Commission holds that salary guide placement is mandatorily negotiable and that the employer does not have such a prerogative.

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P.E.R.C. NO. 2008-31

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

NEW JERSEY TRANSIT CORPORATION,

Petitioner,

-and-

Docket No. SN-2008-020

NEW JERSEY TRANSIT PBA LOCAL 304,

Respondent.

SYNOPSIS

The Public Employment Relations Commission denies the request of New Jersey Transit Corporation for a restraint of binding arbitration of a grievance filed by New Jersey Transit PBA Local 304. The grievance challenges a police officer's five-day suspension. Because N.J.S.A. 34:13A-5.3 provides that the minor discipline of all public employees except State troopers may be submitted to binding arbitration pursuant to a negotiated agreement, the Commission denies NJT's request for a restraint of arbitration.

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