

P.E.R.C. NO. 2015-64

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

CITY OF NEWARK,

Respondent,

-and-

FRATERNAL ORDER OF POLICE,
NEWARK LODGE NO. 12,

Docket Nos. CO-2013-248
CO-2013-363
CO-2014-204

Charging Party.

SYNOPSIS

The Public Employment Relations Commission grants in part and denies in part the motion for summary judgment filed by the Fraternal Order of Police, Newark Lodge No. 12 (FOP) and the cross-motion for summary judgment filed by the City of Newark. The Commission finds that the City violated N.J.S.A. 34:13A-5.4a(1) and (5) of the New Jersey Employer-Employee Relations Act by failing to provide information potentially relevant to processing grievances, and orders the City to provide the requested information which remains outstanding. The Commission dismisses the FOP's allegations that the City violated the Act due to fulfilling one of the information requests approximately three months late.

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. 2015-65

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

SOMERSET HILLS BOARD
OF EDUCATION,

Petitioner,

Docket No. SN-2014-110

-and-

SOMERSET HILLS
EDUCATION ASSOCIATION,

Respondent.

SYNOPSIS

The Public Employment Relations Commission denies the request of the Somerset Hills Board of Education for a restraint of binding arbitration of a grievance filed by the Somerset Hills Education Association. The grievance asserts that the Board violated the parties' collective negotiations agreement by assigning duties to para-professional employees that are normally performed by clerical employees. The Commission finds that where there is no issue of qualifications or skills present, a claim that security check duties should have been assigned to secretaries rather than para-professionals, if sustained, would not significantly interfere with any major educational policy.

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P.E.R.C. NO. 2015-66

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

ELIZABETH BOARD OF EDUCATION,

Petitioner,

-and-

Docket No. SN-2015-005

ELIZABETH EDUCATION ASSOCIATION,

Respondent.

SYNOPSIS

The Public Employment Relations Commission grants the request of the Elizabeth Board of Education for a restraint of binding arbitration of a grievance filed by the Elizabeth Education Association. The grievance contests the withholding of a teacher's salary increment. Finding that the reasons for the withholding predominately relate to evaluation of teaching performance, the Commission restrains arbitration.

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P.E.R.C. NO. 2015-67

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

ELIZABETH BOARD OF EDUCATION,

Petitioner,

-and-

Docket No. SN-2015-009

ELIZABETH EDUCATION ASSOCIATION,

Respondent.

The Public Employment Relations Commission grants the request of the Elizabeth Board of Education for a restraint of binding arbitration of a grievance filed by the Elizabeth Education Association. The grievance contests the withholding of a teacher's salary increment. Finding that the reasons for the withholding predominately relate to evaluation of teaching performance, the Commission restrains arbitration.

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P.E.R.C. NO. 2015-68

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

CITY OF PLAINFIELD,

Petitioner,

-and-

Docket No. SN-2015-011

FIREMEN'S MUTUAL BENEVOLENT
ASSOCIATION, LOCAL NO. 7,

Respondent.

SYNOPSIS

The Public Employment Relations Commission determines the negotiability of two portions of a contract clause in an expired collective negotiations agreement between the City of Plainfield and the Firemen's Mutual Benevolent Association, Local No. 7. The Commission holds that the disputed clauses concerning staffing and manning levels, when to fill vacant positions, and when to allocate overtime are not mandatorily negotiable.

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