

P.E.R.C. NO. 2011-78

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

IFPTE LOCAL 195,

Charging Party,

-and-

Docket No. CO-2008-321

STATE OF NEW JERSEY
STOCKTON STATE COLLEGE,

Respondent.

SYNOPSIS

The Public Employment Relations Commission adopts the Initial Decision of an Administrative Law Judge finding a violation of N.J.S.A. 34:13A-5a(3) in a consolidated unfair practice case filed by the IFPTE Local 195 against the State of New Jersey Stockton State College. The ALJ found that a college employee who also serves as the local IFPTE President was engaged in protected activity when he approached the Assistant Superintendent of Building Repairs regarding the hiring of temporary workers and the hiring of the Assistant Superintendent's future son-in-law. The Commission rejects the Initial Decision to the extent it found a violation of N.J.S.A. 34:13A-5a(5).

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. 2011-79

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

UNIVERSITY OF MEDICINE AND
DENTISTRY OF NEW JERSEY,

Respondent,

-and-

Docket No. CO-2009-446

FRATERNAL ORDER OF POLICE,
UMDNJ LODGE NO. 74,

Charging Party.

SYNOPSIS

The Public Employment Relations Commission determines that the University of Medicine and Dentistry of New Jersey violated N.J.S.A. 34:13A-5.4a(5) when it refused to negotiate with the Fraternal Order of Police, UMDNJ Lodge No. 74 over procedures associated with the involuntary transfer of police officers between UMDNJ campuses. UMDNJ and the FOP entered into a stipulation of all pertinent facts and submitted it to the Commission for a decision. The Commission orders that UMDNJ negotiate on demand with the FOP with respect to involuntary transfer procedures.

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P.E.R.C. NO. 2011-80

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

COUNTY OF HUNTERDON,

Appellant,

-and-

Docket No. IA-2009-067

FOP LODGE 29,

Respondent.

SYNOPSIS

The Public Employment Relations Commission affirms an interest arbitration award. The County of Hunterdon appealed an award of an incremental salary guide for correction officers represented by FOP Lodge 29. The Commission finds that the arbitrator had the authority to award the salary guide and that the award was based on substantial credible evidence in the record. The Commission notes that it does not perform a de novo review of interest arbitration awards.

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P.E.R.C. NO. 2011-81

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

MOUNT LAUREL TOWNSHIP,

Petitioner,

-and-

Docket No. SN-2010-074

AMERICAN FEDERATION OF STATE,
COUNTY & MUNICIPAL EMPLOYEES,
COUNCIL 71, LOCAL 3263,

Respondent.

SYNOPSIS

The Public Employment Relations Commission denies the request of Mt. Laurel Township to restrain arbitration of a grievance filed by the American Federation of State, County and Municipal Employees, Council 71, Local 3263, challenging the employer's decision to change the work schedule of sanitation workers from Monday to Thursday, ten hours per day, to Monday through Friday, eight hours per day. The employer did not substantiate its claim that in this case, employee work schedules, which are normally mandatorily negotiable, should be unilaterally controlled by the employer.

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P.E.R.C. NO. 2011-82

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

TOWNSHIP OF PENNSVILLE,

Petitioner,

-and-

Docket No. SN-2010-090

FOP LODGE 6,

Respondent.

SYNOPSIS

The Public Employment Relations Commission denies the request of the Township of Pennsville to restrain arbitration of a grievance filed by the FOP asserting that because the Township failed to adopt police disciplinary procedures by ordinance, a written reprimand issued to a police officer should be set aside. Because arbitrators are permitted to consider and apply statutes governing working conditions, the Commission holds that an arbitrator can apply the Title 40A law in question, as well as court decisions interpreting the statute to resolve the issue raised by the FOP grievance.

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