

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

TOWNSHIP OF BYRAM,

Appellant,

-and-

Docket No. IA-2013-012

SUSSEX COUNTY PBA LOCAL NO. 138
(BYRAM TOWNSHIP UNIT),

Respondent.

In the Matter of

TOWNSHIP OF BYRAM,

Petitioner,

-and-

Docket No. SN-2013-045

SUSSEX COUNTY PBA LOCAL NO. 138
(BYRAM TOWNSHIP UNIT),

Respondent.

SYNOPSIS

The Public Employment Relations Commission affirms in part and vacates in part an interest arbitration award establishing the terms of an agreement between the Township of Byram and the Sussex County PBA Local No. 138 (Byram Township Unit). The Commission vacates the portion of the award allowing payments for unused sick leave for officers who remain employed, reasoning that it is not simply a different method of receiving benefits already earned, but is a new economic benefit not contained in the parties prior agreement, thus violating N.J.S.A. 34:13A-16.7. The prior agreement had allowed such payments only on retirement or separation from employment. The arbitration award is otherwise affirmed.

The Commission dismisses, as moot, a scope of negotiations petition related to the interest arbitration proceeding, as the one proposal identified in the petition and awarded by the arbitrator, was not part of the employer's appeal from the award.

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.