

P.E.R.C. NO. 2012-35

STATE OF NEW JERSEY  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

BOROUGH OF ENGLEWOOD CLIFFS,

Appellant,

-and-

Docket No. IA-2010-115

PBA LOCAL No. 45,

Respondent.

SYNOPSIS

The Public Employment Relations Commission affirms an interest arbitration award establishing the terms and conditions of employment for an agreement between the Borough of Englewood Cliffs and PBA Local No. 45. The employer appealed the award arguing that the arbitrator did not properly consider or give due weight to the interest and welfare of the public, the financial impact factor and the lawful authority of the employer factor. Additionally the employer argued that the arbitrator violated the New Jersey Arbitration Act by not accepting certain evidence after the record was closed. The Commission affirms the award noting that its rules provide for the receipt of documents after the close of the record only in the discretion of the arbitrator, and that it defers to the arbitrators judgement in the application of the statutory standards.

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.