



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Rhode Island State Labor Relations Board

1511 Pontiac Avenue
Building 73, 2nd floor
Cranston, Rhode Island 02920-4407
Website: www.rislrp.ri.gov

OPEN MINUTES BOARD MEETING

TIME: 9:00 A.M.
DATE: Tuesday, November 24, 2015
PLACE: 1511 Pontiac Ave., Building #73, 2nd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE: Walter J. Lanni
Frank J. Montanaro
Marcia B. Reback
Scott G. Duhamel
Aronda R. Kirby
Harry F. Winthrop

BOARD MEMBERS ABSENT: Alberto Aponte Cardona

OTHERS PRESENT: Robyn H. Golden, Administrator
Lisa L. Ribezzo, Labor Board Case Agent
Margaret Hogan, Esq.

Chairman Lanni called the meeting to order in Open Session at 9:15 a.m.

All Board Members reviewed the Open Minutes of the October 13, 2015 Board Meeting. A Motion was made by Frank J. Montanaro and seconded by Harry F. Winthrop to accept the Open Minutes as written, and it was

VOTED: by all Board Members present to accept the minutes as written. Motion passed.

All Board Members reviewed the Open Minutes of the October 23, 2015 Board Meeting. A Motion was made by Marcia B. Reback and seconded by Aronda R. Kirby to accept the Open Minutes as written, and it was

VOTED: by all Board Members present to accept the minutes as written. Motion passed.

DRAFTED CASES:

1. Case No. ULP-6159
West Warwick Housing Authority & RI Council 94, AFSCME, AFL-CIO

Walter J. Lanni, Frank J. Montanaro, Marcia B. Reback, Aronda R. Kirby, Harry F. Winthrop and Alberto Aponte Cardona heard this matter formally. All Board Members reviewed the transcript(s) and briefs, as well as the evidence submitted therein.

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After review of the drafted Decision and Order, a Motion was made by Marcia B. Reback and seconded by Scott G. Duhamel to sign the Decision and Order as written, and to refer the case back to the Administrator of the Board for final proofing; with the direction to issue the same as soon as possible. After discussion, all Board Members present voted in favor of the Motion and did sign the signature page of the Decision and Order, as written. Motion passed.

ORDER: 1) The Employer's Motion to Dismiss is denied. 2) The Employer is ordered to hereby cease and desist from interfering with the administration of the Union by directing what Union member will provide lawful Union representation. 3) The Employer is hereby ordered to note in Ms. Coates' personnel file that the suspension issued on Friday April 10th was reversed by this Board until such time as Ms. Coates received the written letter of suspension on April 13, 2015. 4) The Employer is hereby ordered to post a copy of this decision within its office workspace for a period of no less than sixty (60) days.

MISCELLANEOUS MATTERS:

1. **Litigation: PC14-2730 (EE-3729) RI Board Council on Elementary and Secondary Education RI Department of Education & RIDE Legal Counsel/Hearing Officer Professional Union (Remand)**

After review of the drafted Decision and Order for Remand, a Motion was made by Marcia B. Reback and seconded by Frank J. Montanaro to sign the Decision and Order as written, and to refer the case back to the Administrator of the Board for final proofing; with the direction to issue the same as soon as possible. After discussion, all Board Members present voted in favor of the Motion and did sign the signature page of the Decision and Order for Remand, as written. Motion passed.

Note: Corresponding case, ULP- 6158, was previously tabled until the aforementioned pending Court matter is finalized. Said matter shall continue to be tabled until the Board receives the final Order in the matter.

A Motion was then made by Marcia B. Reback for the Board to go into Closed Session for the purpose of reviewing the Closed Minutes, Unfair Labor Practice Cases, and Miscellaneous Matters pursuant to R.I.G.L. 42-46-5(a) (2) (4) of the Open Meetings Law. Frank J. Montanaro seconded the Motion and it was unanimously

VOTED: by all Board Members present for the meeting to go into closed session and to close the minutes.



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The meeting and minutes were closed at 9:45 a.m.

The meeting resumed in open session at 9:50 a.m. for the purposes of reading into the minutes, the determinations made by the Board in Closed Session.

UNFAIR LABOR PRACTICE CASES:

1. Case No. ULP-6170
Pawtucket Water Supply Board and Teamsters, Local 251

DETERMINATION: A Motion was made by Frank J. Montanaro and seconded by Marcia B. Reback to uphold the charge, issue a Complaint, and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

2. Case No. ULP-6171
Town of Johnston & International Brotherhood of Police Officers (IBPO), Local 307

DETERMINATION: A Motion was made by Aronda R. Kirby and seconded by Scott G. Duhamel to uphold the charge, issue a Complaint, and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

3. Case No. ULP-6173
City of Cranston and Teamsters, Local 251

DETERMINATION: A Motion was made by Aronda R. Kirby and seconded by Marcia B. Reback to table the above-entitled matter; for the Administrator of the Board to contact the parties requiring further information. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

MISCELLANEOUS MATTERS:

1. State of Rhode Island & John Gauthier – Unfair Labor Practice Charge
(**Determination on how to proceed**)

DETERMINATION: A Motion was made by Scott G. Duhamel and seconded by Marcia B. Reback to administratively dismiss the above-entitled matter. After discussion, all Board Members present voted in favor of the Motion. Motion passed.



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2. Closed Minutes: November 19, 2009; September 20, 2011; June 10, 2014; November 5, 2014; December 16, 2014; March 10, 2015 (To be Opened and Posted)

DETERMINATION: Minutes to be opened and posted.

A Motion to adjourn was made by Aronda R. Kirby and seconded by Frank J. Montanaro, and it was unanimously,

VOTED: to adjourn the meeting at 9:55 a.m.