



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: Thursday, February 22, 2018
PLACE: 1511 Pontiac Ave., Building #73, 3rd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE: Walter J. Lanni
Marcia B. Reback
Scott G. Duhamel
Aronda R. Kirby
Alberto Aponte Cardona
Kenneth B. Chiavarini, Esq.
Derek M. Silva

OTHERS PRESENT: Robyn H. Golden, Administrator
Ellen Jordan, Esq.

Chairman Lanni called the meeting to order in Open Session at 9:05 A.M.

All Board Members reviewed the Open Minutes of the December 12, 2017 Board Meeting. A Motion was made by Aronda R. Kirby and seconded by Marcia B. Reback to accept the Open Minutes as written, and it was

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

All Board Members reviewed the Open Minutes of the February 15, 2018 Board Meeting. A Motion was made by Aronda R. Kirby and seconded by Marcia B. Reback to accept the Open Minutes as written, and it was

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

CONSENT AGREEMENT & AFFIDAVIT CASES:

1. Case No. EE-3646
Town of Johnston & RI Laborers' District Council, Local 808 (**Finance Director – Accretion**)

After review of the Consent Agreement and Affidavit executed and presented by the parties, a Motion was made by Marcia B. Reback and seconded by Scott G. Duhamel to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position of **Finance Director** shall be accreted into the bargaining unit as defined in Certification of Representatives – Case No. EE-3646. After discussion, all Board Members voted in favor of the Motion. Motion passed.



Rhode Island State Labor Relations Board

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

Page 2
Open Minutes
Board Meeting 2/22/18

TRANSFER CASES:

1. Case No. EE-3157/3064
State of Rhode Island - Department of Behavioral Healthcare, Development Disabilities and Hospitals & RI Council 94, AFSCME, AFL-CIO/State of Rhode Island - Department of Behavioral Healthcare, Development Disabilities and Hospitals & Rhode Island Alliance of Social Service Employees, Local 580, SEIU
(Senior Casework Supervisor – Transfer from EE-3157 to EE-3064)

After review of all documentation submitted, a Motion was made by Marcia B. Reback and seconded by Aronda R. Kirby to grant the request for Transfer of the position of **Senior Casework Supervisor** from the bargaining unit defined within Certification of Representatives EE-3157 into the bargaining unit defined within Case No. EE-3064, effective March 5, 2018. After discussion, all Board Members voted in favor of the Motion. Motion passed.

ACCRETION MATTERS:

1. Case No. EE-1760
Town of West Warwick & RI Council RI Council 94, AFSCME, AFL-CIO, AFSCME, AFL-CIO
(Benefits Coordinator – Challenge)

After review of the informal notes and attachments, a Motion was made by Scott G. Duhamel and seconded by Marcia B. Reback to proceed to formal hearing in this matter. After discussion, all Board Members voted in favor of the Motion. Motion passed.

MERGER CASES:

1. Case No. EE-3745
Cranston School Department & Cranston Teachers' Alliance AFT Local 1704, RIFTHP, AFL-CIO **(Merger of Two Locals)**

After review of all documentation submitted, a Motion was made by Aronda R. Kirby and seconded by Marcia B. Reback to grant the merger of the two locals; as well as the request to update the job titles within the said Certification of Representatives, to reflect the current position titles. As a result of said Motion, the Certification of Representatives Case Nos. EE-1980 and EE-3617 shall be merged into Certification of Representatives Case No. EE-3745. After discussion, all Board Members voted in favor of the Motion. Motion passed.



Rhode Island State Labor Relations Board

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

Page 3
Open Minutes
Board Meeting 2/22/18

CONCLUDED CASES:

1. Case No. ULP-6206
Providence School Department & RI Council 94, AFSCME, AFL-CIO
(Board Member, Kenneth B. Chiavarini, has recused himself from participation in this matter)

A Motion was made by Marcia B. Reback, and seconded by Aronda R. Kirby to table this matter until the next applicable Board meeting. After discussion, all Board Members voted in favor of the Motion. Motion passed.

2. Case No. ULP-6207
Providence School Department & RI Council 94, AFSCME, AFL-CIO
(Board Member, Kenneth B. Chiavarini, has recused himself from participation in this matter)

A Motion was made by Marcia B. Reback, and seconded by Aronda R. Kirby to table this matter until the next applicable Board meeting. After discussion, all Board Members voted in favor of the Motion. Motion passed.

CONSENT ORDER CASES:

1. Case No. ULP-6210
City of East Providence & United Steelworkers, Local 15509
(Waiver of Hearing Order)

After review of the Consent Order entered by the parties, a Motion was made by Marcia B. Reback and seconded by Kenneth B. Chiavarini to sign the Consent Order as written. After discussion, all Board Members voted in favor of the Motion. Motion passed.

MISCELLANEOUS MATTERS:

1. Case No. EE-3265A
East Providence School Committee & East Providence ParaProfessionals Association /NEARI
(Union Name Change)

After review of the correspondence submitted by Linda LeClair, representing the National Education Association of Rhode Island/NEARI, referencing a request for a name change of the bargaining unit, a Motion was made by Marcia B. Reback and seconded by Aronda R. Kirby to acknowledge and accept the Union's request; thus, amending the current Certification of Representatives to reflect the identity change of the bargaining unit Representative, to read: East



Rhode Island State Labor Relations Board

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

Page 4
Open Minutes
Board Meeting 2/22/18

Providence ParaProfessionals Association/NEARI Certification of Representatives, Case No. EE-3265A. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

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 Charges, and Miscellaneous Matters, pursuant to R.I. Gen. Laws §42-46-5(a) (2) (4) of the Open Meetings Law. Kenneth B. Chiavarini seconded the Motion and it was unanimously

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

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, as well as adjourning the monthly Board meeting.

UNFAIR LABOR PRACTICES:

1. Case No. ULP- 6212
Community College of Rhode Island &
National Education Association of Rhode Island /NEARI

DETERMINATION: A Motion was made by Alberto Aponte Cardona and seconded by Kenneth B. Chiavarini to administratively dismiss the aforementioned matter. After discussion, Walter J. Lanni, Aronda R. Kirby, Alberto Aponte Cardona and Kenneth B. Chiavarini voted in favor of the Motion. Marcia B. Reback, Scott G. Duhamel, and Derek M. Silva opposed the Motion. Motion passed.

MISCELLANEOUS MATTERS:

1. Case No. ULP- 6209
Community College of Rhode Island - & Community College of Rhode Island Educational Support Professional Association /NEARI (**Request for Reconsideration**)

DETERMINATION: A Motion was made by Marcia B. Reback and seconded by Scott G. Duhamel to grant the Motion for Reconsideration; to review and determine how to proceed with the alleged unfair labor practice charge. After discussion, all Board Members voted in favor of the Motion. Motioned passed.



Rhode Island State Labor Relations Board

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

Page 5
Open Minutes
Board Meeting 2/22/18

2. Case No. ULP- 6211
Community College of Rhode Island - & Community College of Rhode Island Educational Support Professional Association /NEARI (**Request for Reconsideration**)

DETERMINATION: A Motion was made by Marcia B. Reback and seconded by Scott G. Duhamel to grant the Motion for Reconsideration; to review and determine how to proceed with the alleged unfair labor practice charge. After discussion, Walter J. Lanni, Marcia B. Reback, Scott G. Duhamel, and Derek M. Silva voted in favor of the Motion. Aronda R. Kirby, Alberto Aponte Cardona, and Kenneth B. Chiavarini opposed the Motion. Motion passed.

3. Appointment of Legal Counsel 7-1-18 to 6-30-19

DETERMINATION: That Jeffrey W. Kasle, Esq. has been appointed as the Board's Legal Counsel for Fiscal Year July 1, 2018 to June 30, 2019.

A Motion to adjourn was made by Aronda R. Kirby and seconded by Scott G. Duhamel and it was unanimously,

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