



Rhode Island State Labor Relations Board

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

OPEN MINUTES BOARD MEETING

TIME: 9:00 A.M.
DATE: Tuesday, June 26, 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
Derek M. Silva

BOARD MEMBERS ABSENT: Kenneth B. Chiavarini, Esq.

OTHERS PRESENT: Robyn H. Golden, Administrator
Ellen L. Jordan, Esq.
Jeffrey W. Kasle, Esq.

Chairman Lanni called the meeting to order in Open Session at 9:10 A.M.

All Board Members reviewed the Open Minutes of the May 17, 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 present to accept the minutes as written. Motion passed.

All Board Members reviewed the Open Minutes of the June 8, 2018 Board Meeting. A Motion was made by Aronda R. Kirby and seconded by Scott G. Duhamel to accept the Open Minutes as written, and it was

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

CONSENT AGREEMENT & AFFIDAVITS:

1. Case No. EE-2049
Town of Coventry & RI Council 94, AFSCME, AFL-CIO
**(Social Worker; Maintenance Worker/Custodian; Program Coordinator;
Administrative Secretary/Bookkeeper; Clerk/Receptionist; Social Work Assistant;
Program Assistant)**



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 6/26/18

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 Aronda R. Kirby to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Social Worker; Maintenance Worker/Custodian; Program Coordinator; Administrative Secretary/Bookkeeper; Clerk/Receptionist; Social Work Assistant; Program Assistant** shall be accreted into the bargaining unit as defined in Certification of Representatives – Case No. EE-2049. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

2. Case No. EE-3646
Town of Johnston & RI Laborers' District Council, Local 808
(Controller)

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 Aronda R. Kirby to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Controller** shall be excluded from the bargaining unit as defined in Certification of Representatives – Case No. EE-3646. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

3. Case No. EE-3418A
State of Rhode Island – Division of Sheriffs & RI Council 94, AFSCME, AFL-CIO
(Deputy Sheriff - Major)

After review of the Consent Agreement and Affidavit executed and presented by the parties, a Motion was made by Scott G. Duhamel and seconded by Marcia B. Reback to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Deputy Sheriff - Major** shall be excluded from the bargaining unit as defined in Certification of Representatives – Case No. EE-3418A. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

4. Case No. EE-3626
Town of South Kingstown & South Kingstown Municipal Employee Association/NEARI/NEA
(Electrician)

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 Aronda R. Kirby to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Electrician** shall be accreted into the bargaining unit as defined in Certification of Representatives – Case No. EE-3626. After discussion, all Board Members present 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.rislrbr.ri.gov

Page 3
Open Minutes
Board Meeting 6/26/18

5. Case No. EE-3575
State of Rhode Island - Department of Health & Department of Health Professional Staff Association/NEARI/NEA
(Principal Human Services Business Officer – Central Management Office – 4 Positions; Principal Human Services Business Officer – Center for Drinking Water Quality, Division of Environmental Health; Principal Environmental Scientist – Center for Drinking Water Quality – Division of Environmental Health)

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 Aronda R. Kirby to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Principal Human Services Business Officer – Central Management Office – 4 Positions; Principal Human Services Business Officer – Center for Drinking Water Quality, Division of Environmental Health; Principal Environmental Scientist – Center for Drinking Water Quality – Division of Environmental Health** shall be accreted into the bargaining unit as defined in Certification of Representatives – Case No. EE-3575. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

DRAFTED CASES:

1. 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)

This case was heard formally by Walter Lanni, Marcia B. Reback, Scott G. Duhamel, Aronda R. Kirby. All participating Board Members reviewed the transcript(s) and briefs, as well as the evidence submitted therein.

After review of the drafted Decision, 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 participating Board Members 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 is hereby ordered to cease and desist interfering with the administration of the Local. 2) The Employer is hereby ordered to remove the discipline from both Ms. Vela and Ms. Lanzieri's files and make them whole for any lost wages and benefits, if applicable.



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 6/26/18

MISCELLANEOUS MATTERS:

1. Case No. ULP-6198
Town of North Providence & Elizabeth Iafrate
(Plaintiff's Motion to Seek Judicial Enforcement of Board's Order; Respondent's Objection to Motion)
(Board Member, Alberto Aponte Cardona, has recused himself from participation in this Matter)

After review of the parties' Motions in the aforementioned matter, a Motion was made by Walter J. Lanni and seconded by Aronda R. Kirby to deny the Motion to Seek Judicial Enforcement of Board's Order. After discussion, Walter J. Lanni, Scott G. Duhamel, Aronda R. Kirby, and Derek M. Silva voted in favor of the Motion. Marcia B. Reback opposed 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. Scott G. Duhamel 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.

The meeting and minutes were closed at 10:40 a.m.

The meeting resumed in open session at 10:45 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-6220
Town of East Greenwich & East Greenwich Fire Fighter's Association, Local 3328,
IAFF, AFL-CIO

DETERMINATION: A Motion was made by Scott G. Duhamel 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.



Rhode Island State Labor Relations Board

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

Page 5
Open Minutes
Board Meeting 6/26/18

(Board Member, Scott G. Duhamel, left Board Meeting at 10:20 a.m.)

2. Case No. ULP- 6221
Town of North Providence & RI Laborers' District Council, Local 1033
(Board Member, Alberto Aponte Cardona, has recused himself from participation in this Matter)

DETERMINATION: A Motion was made by Derek M. Silva 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.

MISCELLANEOUS MATTERS:

1. KC – 2017-1276 (ULP-6217/6220)
Town of East Greenwich & East Greenwich Fire Fighters Association, Local 3228,
International Association of Fire Fighters (IAFF), AFL-CIO

Informational purposes only. No determinations were made in closed session.

A Motion to adjourn was made by Marcia B. Reback and seconded by Derek M. Silva and it was unanimously,

VOTED: to adjourn the meeting at 10:50 a.m.