



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, October 8, 2019
PLACE: 1511 Pontiac Ave., Building #73, 3rd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE: Walter J. Lanni
Scott G. Duhamel
Aronda R. Kirby
Kenneth B. Chiavarini
Derek M. Silva

OTHERS PRESENT: Robyn H. Golden, Administrator
Lisa L. Ribezzo, Agent of the Board
Jeffrey W. Kastle, 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 September 10, 2019 Board Meeting. A Motion was made by Derek M. Silva and seconded by Kenneth B. Chiavarini to accept the Open Minutes as written, and it was

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

MISCELLANEOUS MATTERS:

1. Case No. EE-1709/EE-1709A
City of Woonsocket School Committee – School Administration &
RI Public Employees, Council 70, AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Public Employees, Council 70, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Patrick McGea, Ed.D, Superintendent, representing the City of Woonsocket School Committee – School Administration, referencing a name change for both party's representatives, a Motion was made by Aronda R. Kirby and seconded by Kenneth B. Chiavarini to acknowledge and accept the party's request; thus, amending the current Certification of Representatives to reflect the identity change of the bargaining unit representative and Employer, to read: **Woonsocket School Committee & RI Council 94, AFSCME, AFL-CIO, Local 1137**, with said name change to be reflected within the Certification of Representatives, Case Number EE-1709A. 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 10/8/19

2. Case No. EE-1732/EE-1732A
Tiverton Rhode Island School Committee &
RI Public Employees, Council 70, AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Public Employees, Council 70, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Peter Sanchioni, Ph.D., representing the Tiverton Rhode Island School Committee, referencing a name change for both party's representatives, a Motion was made by Aronda R. Kirby and seconded by Scott G. Duhamel to acknowledge and accept the party's request; thus, amending the current Certification of Representatives to reflect the identity change of the bargaining unit representative and Employer, to read: **Tiverton School Committee & RI Council 94, AFSCME, AFL-CIO, Local 2670**, with said name change to be reflected within the Certification of Representatives, Case Number EE-1732A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

3. Case No. EE-1776/EE-1776A
Pawtucket School Committee Rhode Island &
RI Public Employees, Council 70, AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Public Employees, Council 70, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Dr. Cheryl McWilliams, Superintendent, representing the Pawtucket School Committee Rhode Island, referencing a name change for both party's representatives, a Motion was made by Aronda R. Kirby and seconded by Derek M. Silva to acknowledge and accept the party's request; thus, amending the current Certification of Representatives to reflect the identity change of the bargaining unit representative and Employer, to read: **Pawtucket School Committee & RI Council 94, AFSCME, AFL-CIO, Local 1352**, with said name change to be reflected within the Certification of Representatives, Case Number EE-1776A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

4. Case No. EE-1778/EE-1778A
State of Rhode Island – Department of Public Works – Division of Aeronautics &
Rhode Island State Employees Association (**Name Change**)

After review of the correspondence submitted by the Rhode Island State Employees Association (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Brittany Pagliarini, representing the State of Rhode Island – Department of Public Works – Division of Aeronautics, referencing a name change for both party's representatives, a Motion was made by Derek M. Silva and seconded by Kenneth B. Chiavarini to acknowledge and accept the party's request; thus, amending the current Certification of Representatives to reflect the identity



Rhode Island State Labor Relations Board

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

Page 3
Open Minutes
Board Meeting 10/8/19

change of the bargaining unit representative and Employer, to read: **Rhode Island Airport Corporation & RI Council 94, AFSCME, AFL-CIO, Local 2873**, with said name change to be reflected within the Certification of Representatives, Case Number EE-1778A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

5. Case No. EE-1981/EE-1981A
Town of Lincoln School Department &
RI Public Employees, Council 70, AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Public Employees, Council 70, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Roger Achille, representing the Town of Lincoln School Department, referencing a name change for both party's representatives, a Motion was made by Aronda R. Kirby and seconded by Derek M. Silva to acknowledge and accept the party's request; thus, amending the current Certification of Representatives to reflect the identity change of the bargaining unit representative and Employer, to read: **Lincoln Public Schools & RI Council 94, AFSCME, AFL-CIO, Local 2671**, with said name change to be reflected within the Certification of Representatives, Case Number EE-1981A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

6. Case No. EE-2060/EE-2060A
State of Rhode Island – Department of Transportation – Division of Airports &
RI Public Employees, Council 70, AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Public Employees, Council 70, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Brittany Pagliarini, representing the State of Rhode Island – Department of Transportation – Division of Airports, referencing a name change for both party's representatives, a Motion was made by Derek M. Silva and seconded by Kenneth B. Chiavarini to acknowledge and accept the party's request; thus, amending the current Certification of Representatives to reflect the identity change of the bargaining unit representative and Employer, to read: **Rhode Island Airport Corporation & RI Council 94, AFSCME, AFL-CIO, Local 2873**, with said name change to be reflected within the Certification of Representatives, Case Number EE-2060A. 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 4
Open Minutes
Board Meeting 10/8/19

7. Case No. EE-3104/EE-3104A
Town of Burrillville – Public Works Department &
RI Public Employees, Council 70, AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Public Employees, Council 70, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Jeffrey W. Kastle, Esq., representing the Town of Burrillville – Public Works Department, referencing a name change for both party's representatives, a Motion was made by Derek M. Silva and seconded by Aronda R. Kirby to acknowledge and accept the party's request; thus, amending the current Certification of Representatives to reflect the identity change of the bargaining unit representative and Employer, to read: **Town of Burrillville & RI Council 94, AFSCME, AFL-CIO, Local 2873**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3104A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

8. Case No. EE-3141/EE-3141A
City of Newport Rhode Island & National Association of Government Employees &
RI Public Employees, Council 70, AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Public Employees, Council 70, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Joseph J. Nicholson, Jr., representing the City of Newport Rhode Island, referencing a name change for both party's representatives, a Motion was made by Derek M. Silva and seconded by Kenneth B. Chiavarini to acknowledge and accept the party's request; thus, amending the current Certification of Representatives to reflect the identity change of the bargaining unit representative and Employer, to read: **City of Newport & National Association of Government Employees & RI Council 94, AFSCME, AFL-CIO, Local 911**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3141A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

CONSENT AGREEMENT & AFFIDAVIT MATTERS:

1. Case No. EE-1981A
Lincoln Public Schools & RI Council 94, AFSCME, AFL-CIO, Local 2671
(**Accretion – Occupational Therapist Assistant**)

After review of the Consent Agreement and Affidavit executed and presented by the parties, a Motion was made by Derek M. Silva and seconded by Kenneth B. Chiavarini to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Occupational Therapist Assistant** shall be accreted into the bargaining unit as defined in



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 10/8/19

Certification of Representatives - Case No. EE-1981A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

DECISION AND ORDER MATTERS:

1. Case No. ULP-6234
RI Council on Post-Secondary Education & URI Chapter, American Association of University Professors / URI / AAUP

This case was heard formally by Walter J. Lanni, Marcia B. Reback, Scott G. Duhamel, Aronda R. Kirby, Alberto Aponte Cardona, and Derek M. Silva. Kenneth B. Chiavarini, as well as the aforementioned Board Members reviewed the transcript(s) and briefs, as well as the evidence submitted therein.

After review of the amended drafted Decision, a Motion was made by Kenneth B. Chiavarini and seconded by Derek M. Silva 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 voted in favor of the Motion and did sign the Decision & Order, as written. Motion passed.

ORDER: The Unfair Labor Practice Charge and Complaint in this matter is hereby dismissed.

A Motion was made by Derek M. Silva 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 to go into closed session and to seal the minutes.

The meeting and minutes were closed at 9:30 A.M.

The meeting resumed in open session at 9:35 A.M. for the purposes of reading into the minutes, the determinations made by the Board in Closed Session, as well as adjourning the Board meeting.



Rhode Island State Labor Relations Board

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

Page 6
Open Minutes
Board Meeting 10/8/19

REVIEW OF CLOSED MINUTES:

1. Minutes of September 10, 2019

DETERMINATION: A Motion was made by Aronda R. Kirby and seconded by Kenneth B. Chiavarini to accept and seal the Closed Minutes as written, and it was voted by all Board Members to accept the minutes as written. Motion passed.

UNFAIR LABOR PRACTICE CASES:

1. Case No. ULP-6256
State of Rhode Island – Department of Corrections & RI Brotherhood of Correctional Officers (RIBCO)

DETERMINATION: A Motion was made by Derek M. Silva and seconded by Scott G. Duhamel to uphold the charge, issue a Complaint, and proceed to Formal Hearing. After discussion, Walter J. Lanni , Derek M. Silva, and Scott G. Duhamel voted in favor of the Motion. Aronda R. Kirby and Kenneth B. Chiavarini opposed the Motion. Motion passed.

2. Case No. ULP-6257
Middletown School Department & RI Council 94, AFSCME, AFL-CIO, Local 1823

DETERMINATION: A Motion was made by Aronda R. Kirby and seconded by Derek M. Silva to uphold the charge, issue a Complaint, and proceed to Formal Hearing. After discussion, all Board Members voted in favor of the Motion. Motion passed.

MISCELLANEOUS MATTERS:

1. Closed Minutes: May 17, 2018; June 8, 2018; August 30, 2018; October 16, 2018;
April 23, 2019; May 9, 2019 **(To be opened and posted)**

DETERMINATION: A Motion was made by Aronda R. Kirby and seconded by Kenneth B. Chiavarini, to open and publish the closed minutes from the above-mentioned closed Board Meetings. After discussion, all Board Members voted in favor of the Motion. Motion passed.

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 9:40 A.M.