



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, May 19, 2020
PLACE: ZOOM Remote Meeting

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 January 14, 2020 Board Meeting. A Motion was made by Aronda R. Kirby 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.

CONSENT AGREEMENT & AFFIDAVIT MATTERS:

1. Case No. EE-1732A
Tiverton School Committee & RI Council 94, AFSCME, AFL-CIO, Local 2670
(Exclusion – Superintendent's Secretary)

After review of the Consent Agreement and Affidavit executed and presented by the parties, a Motion was made by Aronda R. Kirby and seconded by Derek M. Silva to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Superintendent's Secretary** shall be excluded from the bargaining unit as defined in Certification of Representatives – Case No. EE-1732A. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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2. Case No. EE-3039-3042
City of Providence & RI Laborers' District Council on behalf of Local 1033
(Accretion - Program Specialist Constituent Services)
(Board Member, Kenneth B. Chiavarini, has recused himself from participation in this matter)

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 Scott G. Duhamel to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Program Specialist Constituent Services** shall be accreted into the bargaining unit as defined in Certification of Representatives – Case No. EE-3039-3042. After discussion, all Board Members voted in favor of the Motion. Motion passed.

3. Case No. EE-3575
State of Rhode Island – Department of Health & RI Department of Health Professional Staff Association/NEARINEA
(Accretion - Senior Community Development Training Specialist – 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 Scott G. Duhamel and seconded by Aronda R. Kirby to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Senior Community Development Training Specialist – 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 voted in favor of the Motion. Motion passed.

4. Case No. EE-3646
Town of Johnston & RI Laborers' District Council on behalf of Local Union 808
(Accretion – Director of Recreational and Community Services)

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 **Director of Recreational and Community Services** 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.



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5. Case No. EE- 3167/1948
Providence School Department & RI Laborers' District Council on behalf of Local Union 1033
(Transfer – Water Safety Instructor)
(Board Member, Kenneth B. Chiavarini, has recused himself from participation in this matter)

After review of all documentation submitted, a Motion was made by Derek M. Silva and seconded by Scott G. Duhamel to grant the request for Transfer of the position(s) of **Water Safety Instructor** from the bargaining unit defined within Certification of Representatives EE-3167 into the bargaining unit defined within Case No. EE-1948, effective January 1, 2020. After discussion, all participating Board Members voted in favor of the Motion. Motion passed.

CONSENT ORDERS:

1. Case No. ULP- 6240
Tiverton School Department & NEA Tiverton

After review of the Consent Order entered by the parties, a Motion was made by Derek M. Silva and seconded by Aronda R. Kirby to sign the Consent Order as written; with an issuance of a 30-day briefing order. After discussion, all Board Members voted in favor of the Motion. Motion passed.

2. Case No. ULP- 6264
Tiverton School Committee & NEA Tiverton

After review of the Consent Order entered by the parties, a Motion was made by Kenneth B. Chiavarini and seconded by Aronda R. Kirby to sign the Consent Order as written; with an issuance of a 30-day briefing order. After discussion, all Board Members voted in favor of the Motion. Motion passed.

CONCLUDED CASES:

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

After review of the above-entitled matter, a Motion was made by Derek M. Silva and seconded by Aronda R. Kirby to uphold the violations as stated in the Complaint of the matter; and that this matter be referred to the Board's Legal Counsel for drafting of such Decision and Order to that effect. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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2. Case No. ULP-6258
State of Rhode Island - Department of Labor & Training & Rhode Island Employment Security Alliance, SEIU, Local 401

After review of the above-entitled matter, a Motion was made by Derek M. Silva and seconded by Scott G. Duhamel to uphold the violations as stated in the Complaint of the matter; and that this matter be referred to the Board's Legal Counsel for drafting of such Decision and Order to that effect. After discussion, Walter J. Lanni, Scott G. Duhamel, and Derek M. Silva voted in favor of the Motion. Aronda R. Kirby and Kenneth B. Chiavarini opposed the Motion. Motion passed.

MISCELLANEOUS MATTERS:

1. Case No. ULP-6256
State of Rhode Island – Department of Corrections & RI Brotherhood of Correctional Officers (RIBCO) **(Motion for Default and Dismissal/Objection to Motion for Default and Dismissal)**

After review of the Motions submitted by both parties in the aforementioned matter, a Motion was made by Derek Silva and seconded by Kenneth Chiavarini to deny the Employer's Motion for Default and Dismissal; and that the matter proceed to formal hearing as previously determined. After discussion, Walter J. Lanni, Scott G. Duhamel, Derek M. Silva, and Kenneth B. Chiavarini voted in favor of the Motion. Aronda R. Kirby opposed the Motion. Motion passed.

2. Case No. EE-2068
West Warwick Housing Authority & RI Council 94, AFSCME, AFL-CIO
(Motion for Withdrawal)

Upon clarification of the issue at hand by the Board's Administrator, a Motion was made by Kenneth Chiavarini and seconded by Scott Duhamel to move this agenda item to the end of the meeting. After discussion, all Board Members voted in favor of the Motion. Motion passed.

3. Case No. EE-3446
State of Rhode Island – RI Higher Education Assistance Authority & RI Council 94, AFSCME, AFL-CIO **(Voluntary Revocation)**

After review of the Union's request for a Voluntary Revocation in the aforementioned matter, in accordance with Section 465-RICR-10-00-1-1.13(D)(1-2), of the Board's Rules and Regulations, a Motion was made by Derek M. Silva and seconded by Aronda R. Kirby to grant the said Revocation. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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Name Changes:

1. Case No. EE-1704/1704A
State of Rhode Island - Blackstone Valley Sewer District Commission & R.I. Public Employees Co. 70 AFSCME, AFL-CIO & R.I. State Employees Association
(Name Change)

After review of the correspondence submitted by the R.I. Public Employees Co. 70 AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island – Blackstone Valley Sewer District Commission, referencing a name change for both party’s representatives, a Motion was made by Kenneth B. Chiavarini 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: **State of Rhode Island – Narragansett Bay Commission & RI Council 94, AFSCME, AFL-CIO, Local 2884** & R.I. State Employees Association, with said name change to be reflected within the Certification of Representatives, Case Number EE-1704A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

2. Case No. EE-1715/EE-1715A
State of Rhode Island - Department of Labor & Rhode Island State Employees Association & Rhode Island Public Employees Council 70, AFSCME, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the Rhode Island Public Employees Council 70, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Labor, 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: **State of Rhode Island – Department of Labor & Training & Rhode Island State Employees Association & RI Council 94, AFSCME, AFL-CIO, Local 2869**, with said name change to be reflected within the Certification of Representatives, Case Number EE-1715A. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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3. Case No. EE-1777/EE-1777A
Town of Barrington – Highway Department & International Union of District 50, U.M.W.A.
(Name Change)

After review of the correspondence submitted by the International Union of District 50, U.M.W.A., as well as a confirmation for said request from James Cunha, representing the Town of Barrington – Highway Department, referencing a name change for both party's representatives, a Motion was made by Scott G. Duhamel 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 Barrington – Department of Public Works & United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union (USW)** with said name change to be reflected within the Certification of Representatives, Case Number EE-1777A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

4. Case No. EE-1816/1816A
Bristol Highway Department & International Union of District 50, U.M.W.A.
(Name Change)

After review of the correspondence submitted by the International Union of District 50, U.M.W.A., as well as a confirmation for said request from Steven Contente, representing the Bristol Highway Department, 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: **Town of Bristol – Department of Public Works & United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union (USW)**, with said name change to be reflected within the Certification of Representatives, Case Number EE-1816A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

5. Case No. EE-1825/1825A
State of Rhode Island - Rhode Island College & R.I. State Employees Association & R.I. Public Employees, Council 70, AFSCME – AFL-CIO **(Name Change)**

After review of the correspondence submitted by the R.I. Public Employees, Council 70, AFSCME – AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Rhode Island College, referencing a name change for both party's representatives, a Motion was made by Kenneth B. Chiavarini and seconded by Derek M. Silva to acknowledge and accept the party's request; thus, amending the current Certification of Representatives to



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reflect the identity change of the bargaining unit representative and Employer, to read: **State of Rhode Island – RI Council on Post Secondary Education – Rhode Island College & RI State Employees Association & RI Council 94, AFSCME, AFL-CIO, Local 2878**, with said name change to be reflected within the Certification of Representatives, Case Number EE-1825A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

6. Case No. EE-1923/EE-1923A
Town of Barrington School Department & District 50 Allied and Technical Workers of United States and Canada **(Name Change)**

After review of the correspondence submitted by the District 50 Allied and Technical Workers of United States and Canada, as well as a confirmation for said request from James Cunha, representing the Town of Barrington School Department, referencing a name change for both party's representatives, a Motion was made by Scott G. Duhamel 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 Barrington Public Schools & United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union (USW)**, with said name change to be reflected within the Certification of Representatives, Case Number EE-1923A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

7. Case No. EE-2048/2048A
State of Rhode Island - University of Rhode Island & R.I. State Employees Association, Council 22, AFSCME, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the R.I. State Employees Association, Council 22, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - University of Rhode Island, referencing a name change for both party's representatives, a Motion was made by Kenneth B. Chiavarini 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: **State of Rhode Island – University of Rhode Island – Board of Trustees - URI & RI Council 94, AFSCME, AFL-CIO, Local 2877**, with said name change to be reflected within the Certification of Representatives, Case Number EE-2048A. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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8. Case No. EE-2098/2098A
State of Rhode Island – Department of Transportation – Division of Motor Vehicles & R.I.
State Employees Association, Council 22, AFSCME, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the R.I. State Employees Association, Council 22, AFSCME, AFL-CIO (RI Council 94, AFSCME, AFL-CIO,) as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Transportation – Division of Motor Vehicles, 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: **State of Rhode Island – Department of Revenue – Division of Motor Vehicles & RI Council 94, AFSCME, AFL-CIO, Local 2874**, with said name change to be reflected within the Certification of Representatives, Case Number EE-2098A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

9. Case No. EE-3083/EE-3083A
Town of Bristol & United Steelworkers of America **(Name Change)**

After review of the correspondence submitted by the United Steelworkers of America, as well as a confirmation for said request from Steven Contente, representing the Town of Bristol, 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: **Town of Bristol Town Hall & United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union (USW)**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3083A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

10. Case No. EE-3114/3114A
State of Rhode Island – Department of Community Affairs & RISEA – Council 22,
AFSCME – AFL-CIO **(Name Change)**

After review of the correspondence submitted by the RISEA – Council 22, AFSCME – AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Community Affairs, 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: **State of Rhode Island –**



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Department of Human Services -Office of Healthy Aging (OHA) (Formerly Department of Elderly Affairs) & RI Council 94, AFSCME, AFL-CIO, Local 2883, with said name change to be reflected within the Certification of Representatives, Case Number EE-3114A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

11. Case No. EE-3144/3144A
State of Rhode Island – Department of Community Affairs & RISEA – Council 22,
AFSCME – AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RISEA – Council 22, AFSCME – AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Community Affairs, 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: **State of Rhode Island – Department of Human Services -Office of Healthy Aging (OHA) (Formerly Department of Elderly Affairs) & RI Council 94, AFSCME, AFL-CIO, Local 2883**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3144A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

12. Case No. EE-3146/3146A
State of Rhode Island Treasurer Department & Rhode Island Employment Security Alliance
& RISEA – Council 22, AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RISEA – Council 22, AFSCME – AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island Treasurer Department, 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: **State of Rhode Island – Office of the General Treasurer & Rhode Island Employment Security Alliance & RI Council 94, AFSCME, AFL-CIO, Local 2884**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3146A. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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13. Case No. EE-3149/3149A
State of Rhode Island – Department of Community Affairs & RISEA – Council 22,
AFSCME – AFL-CIO **(Name Change)**

After review of the correspondence submitted by the RISEA – Council 22, AFSCME – AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Community Affairs, referencing a name change for both party's representatives, a Motion was made by Kenneth B. Chiavarini 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: **State of Rhode Island – Department of Human Services -Office of Healthy Aging (OHA) (Formerly Department of Elderly Affairs) & RI Council 94, AFSCME, AFL-CIO, Local 2883**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3149A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

14. Case No. EE-3152/EE-3152A
State of Rhode Island - Department of Labor & RISEA – Council 22, AFSCME – AFL-CIO
(Name Change)

After review of the correspondence submitted by the RISEA – Council 22, AFSCME – AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Labor, referencing a name change for both party's representatives, a Motion was made by Derek M. Silva 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: **State of Rhode Island – Department of Labor & Training & RI Council 94, AFSCME, AFL-CIO, Local 2869**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3152A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

15. Case No. EE-3157/EE-3157A
State of Rhode Island – Department of Mental Health, Retardation and Hospitals &
Council 94, AFSCME, AFL-CIO, (Formerly RISEA – Council 22, AFSCME – AFL-CIO) &
RIASSE, Local 580, SEIU, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the RISEA – Council 22, AFSCME – AFL-CIO (RI Council 94, AFSCME, AFL-CIO), as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Mental Health, Retardation and Hospitals, referencing a name change for both party's representatives, a Motion was made by Kenneth B. Chiavarini and seconded by Aronda R. Kirby to acknowledge and



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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: **State of Rhode Island – Department of Behavioral Healthcare, Developmental Disabilities and Hospitals & RI Council 94, AFSCME, AFL-CIO, Local 2883, & RIASSE, Local 580, SEIU, AFL-CIO**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3157A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

16. Case No. EE-3190/EE-3190A

Town of Warren & United Steelworkers of America, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the United Steelworkers of America, AFL-CIO, as well as a confirmation for said request from Kate Michaud, representing the Town of Warren, referencing a name change for both party's representatives, a Motion was made by Scott G. Duhamel 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 Warren & United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union (USW)**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3190A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

17. Case No. EE-3221/EE-3221A

State of Rhode Island - Department of Transportation – Division of Safety and Emission Control & RI Council 94, AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Transportation – Division of Safety and Emission Control, referencing a name change for both party's representatives, a Motion was made by Kenneth B. Chiavarini 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: **State of Rhode Island – Department of Revenue – Division of Motor Vehicles - Safety and Emission Control & RI Council 94, AFSCME, AFL-CIO, Local 2874**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3221A. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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18. Case No. EE-3328/EE-3328A
State of Rhode Island - Department of Public Works, Washington North Division &
Independent Association of Employees & RI Council 94, AFSCME, AFL-CIO
(Name Change)

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Public Works, Washington North Division, 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: **State of Rhode Island – Department of Transportation – Division of Highway and Bridge Maintenance – Washington North & Independent Association of Employees & RI Council 94, AFSCME, AFL-CIO, Local 1245**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3328A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

19. Case No. EE-3338/EE-3338A
State of Rhode Island - Rhode Island College & Association of Clerical/Technical
Employees/NEARI/NEA & RI Council 94, AFSCME, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Rhode Island College, referencing a name change for both party's representatives, a Motion was made by Derek M. Silva 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: **State of Rhode Island – RI Council on Post Secondary Education – Rhode Island College & Association of Clerical/Technical Employees/NEARI/NEA & RI Council 94, AFSCME, AFL-CIO, Local 2879**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3338A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

20. Case No. EE-3342/EE-3342A
State of Rhode Island – Department of Education & Independent Association of Employees
& RI Council 94, AFSCME, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Education, referencing a name change for both party's representatives, a Motion was made by Scott G. Duhamel and seconded by Kenneth B. Chiavarini to acknowledge



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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 Department of Elementary and Secondary Education & Independent Association of Employees & RI Council 94, AFSCME, AFL-CIO, Local 2872**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3342A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

21. Case No. EE-3402/EE-3402A
State of Rhode Island - Department of Transportation – North West Division & Independent Association of Employees & RI Council 94, AFSCME, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Transportation – North West Division, referencing a name change for both party's representatives, a Motion was made by Kenneth B. Chiavarini 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: **State of Rhode Island – Department of Transportation – Division of Highway and Bridge Maintenance – North West & Independent Association of Employees & RI Council 94, AFSCME, AFL-CIO, Local 1245**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3402A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

23. Case No. EE-3403/EE-3403A
State of Rhode Island - Department of Transportation – Kent Highway Division & Independent Association of Employees & RI Council 94, AFSCME, AFL-CIO
(Name Change)

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Transportation – Kent Highway Division, 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: **State of Rhode Island – Department of Transportation – Division of Highway and Bridge Maintenance – Kent Highway & Independent Association of Employees & RI Council 94, AFSCME, AFL-CIO, Local 1245**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3403A. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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24. Case No. EE- 3417/3417A

State of Rhode Island - University of Rhode Island & Teamsters, Local Union No. 251
& RI Council 94, AFSCME, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island – University of Rhode Island, 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: **State of Rhode Island – University of Rhode Island Board of Trustees – URI & Teamsters Local Union No. 251 & RI Council 94, AFSCME, AFL-CIO, Local 528**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3417A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

25. Case No. EE- 3418/3418A

State of Rhode Island – Department of Public Safety – Division of Sheriffs & RI Council 94,
AFSCME, AFL-CIO & International Brotherhood of Police Officers **(Name Change)**

Upon review of the aforementioned matter, a Motion was made by Kenneth B. Chiavarini and seconded by Derek M. Silva to amend the Agenda to reflect a scripter error in the caption of this case to read - Department of Public Safety instead of Department of Administration. After discussion, all Board members voted in favor of the Motion. Motion passed.

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island – Department of Public Safety – Division of Sheriffs, referencing a name change for the Union's representative, a Motion was made by Kenneth B. Chiavarini 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, to read: State of Rhode Island - Department of Public Safety – Division of Sheriffs & **RI Council 94, AFSCME, AFL-CIO, Local 2409** & International Brotherhood of Police Officers, with said name change to be reflected within the Certification of Representatives, Case Number EE-3418A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

26. Case No. EE-3454/EE-3454A

State of Rhode Island - Department of Transportation – Washington South Division &
RI Council 94, AFSCME, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Department of Transportation – Washington South Division, referencing a name change



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for both party's representatives, a Motion was made by Scott G. Duhamel 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: **State of Rhode Island – Department of Transportation – Division of Highway and Bridge Maintenance – Washington & RI Council 94, AFSCME, AFL-CIO, Local 1245**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3454A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

27. Case No. EE- 3663/3663A

University of Rhode Island & RI Council 94, AFSCME, AFL-CIO **(Name Change)**

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the University of Rhode Island, referencing a name change for both party's representatives, a Motion was made by Scott G. Duhamel 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: **State of Rhode Island – University of Rhode Island Board of Trustees – URI & RI Council 94, AFSCME, AFL-CIO, Local 2877-1**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3663A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

28. Case No. EE- 3710/3710A

State of Rhode Island - Judiciary – RI Family Court & RI Council 94, AFSCME, AFL-CIO & RI Laborers' District Council on behalf of Local 808 **(Name Change)**

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island - Judiciary – RI Family Court, 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: **State of Rhode Island – RI Judiciary – RI Family Court & RI Council 94, AFSCME, AFL-CIO, Local 2203 & RI Laborers' District Council on behalf of Local 808**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3710A. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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29. Case No. EE- 3725/3725A
State of Rhode Island – RI Judiciary (Workers Compensation Court) & RI Council 94,
AFSCME, AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island – RI Judiciary (Workers Compensation Court), referencing a name change for the Union’s representative, a Motion was made by Derek M. Silva 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, to read: State of Rhode Island - RI Judiciary (Workers Compensation Court) & **RI Council 94, AFSCME, AFL-CIO, Local 2448**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3725A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

30. Case No. EE- 3726/3726A
State of Rhode Island – RI Judiciary (Facilities and Maintenance) & RI Council 94, AFSCME,
AFL-CIO (**Name Change**)

After review of the correspondence submitted by the RI Council 94, AFSCME, AFL-CIO, as well as a confirmation for said request from Daniel Ballirano, Esq., representing the State of Rhode Island – RI Judiciary (Facilities and Maintenance), referencing a name change for both party’s representatives, a Motion was made by Kenneth B. Chiavarini 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: **State of Rhode Island - RI Judiciary – Supreme Court – Facilities and Maintenance & RI Council 94, AFSCME, AFL-CIO, Local 2448**, with said name change to be reflected within the Certification of Representatives, Case Number EE-3726A. After discussion, all Board Members voted in favor of the Motion. Motion passed.

A Motion was made by Kenneth B. Chiavarini for the Board to go into Closed Session for the purpose of reviewing the Closed Minutes and Miscellaneous Matters, pursuant to R.I. Gen. Laws §42-46-5(a)(2)(4) of the Open Meetings Law. Aronda R. Kirby 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 10:05 A.M.



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Board Member, Kenneth Chiavarini, left the zoom meeting at 10:05 a.m.

The meeting resumed in open session at 10:15 A.M. for addressing the Case No. EE- 2068, for the purposes of reading into the minutes, the determinations made by the Board in Closed Session, as well as adjourning the Board meeting.

MISCELLANEOUS MATTERS:

1. Case No. EE-2068
West Warwick Housing Authority & RI Council 94, AFSCME, AFL-CIO
(Motion for Withdrawal)

After review of the Motion submitted by the Employer's representative, a Motion was made by Scott Duhamel and seconded by Aronda Kirby to grant the Motion for Withdrawal. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

REVIEW OF CLOSED MINUTES:

1. Minutes of January 14, 2020

DETERMINATION: A Motion was made by Kenneth B. Chiavarini and seconded by Aronda R. Kirby 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 MATTERS:

1. Case No. ULP-6242
Rhode Island Airport Corporation & RI Council 94, AFSCME, AFL-CIO

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 present opposed the Motion. Motion failed. Matter to be administratively dismissed.



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2. Case No. ULP-6267
Town of Barrington & United Steelworkers Local 14845

DETERMINATION: A Motion was made by Derek M. Silva and seconded by Aronda R. Kirby 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.

3. Case No. ULP-6268
Rhode Island Airport Corporation & RI Council 94, AFSCME, AFL-CIO, Local 2873

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, all Board Members voted in favor of the Motion. Motion passed.

4. Case No. ULP-6270
State of Rhode Island – Department of Administration – Department of Behavioral Healthcare, Developmental Disabilities & Hospitals & National Association of Government Employees (NAGE), Local 79

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, all Board Members voted in favor of the Motion. Motion passed.

Subsequently, a Motion was made by Aronda R. Kirby and seconded by Kenneth B. Chiavarini to consolidate the formal hearing processes of ULP-6261 and ULP-6270 when set down for formal hearing. After discussion, all Board Members voted in favor of the Motion. Motion passed.

MISCELLANEOUS MATTERS:

1. Appointment of Legal Counsel 7-1-2020 to 6-30-2021

DETERMINATION: A Motion was made by Kenneth B. Chiavarini and seconded by Derek M. Silva, to appoint Jeffrey W. Kasle, Esq. as the Board's Legal Counsel for Fiscal Year July 1, 2020 to June 30, 2021. After discussion, all Board Members voted in favor of the Motion. Motion passed.

2. Pending Litigation: KC-2017-0697 (EE-2068) West Warwick Housing Authority

DETERMINATION: No determinations were made. Informational purposes only.



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

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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 10:20 A.M.