



STATE OF RHODE ISLAND

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, August 18, 2020
PLACE: ZOOM Remote Meeting

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

OTHERS PRESENT: Robyn H. Golden, Administrator
Lisa L. Ribezzo, Agent of the Board
Jeffrey W. Kasle, Esq.

Chairman Lanni called the meeting to order in Open Session at 9:00 A.M.

All Board Members reviewed the Open Minutes of the June 23, 2020 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 to accept the minutes as written. Motion passed.

CONSENT AGREEMENT AND AFFIDAVIT CASES:

1. Case No. EE-3538
City of Cranston & Teamsters, Local 251
(Accretion – Highway Maintenance Superintendent; Senior Tax Revenue Agent)

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 Stan Israel to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of **Highway Maintenance Superintendent; Senior Tax Revenue Agent** shall be accreted into the bargaining unit as defined in Certification of Representatives – Case No. EE-3538. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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CONCLUDED CASES:

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

After review of the above-entitled matter, a Motion was made by Scott G. Duhamel and seconded by Stan Israel 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, Kenneth B. Chiavarini, Derek M. Silva, Harry F. Winthrop, and Stan Israel voted in favor of the Motion. Aronda R. Kirby opposed the Motion. Motion passed.

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

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.

MISCELLANEOUS MATTERS:

1. Case No. ULP-6257
RI State Labor Relations Board & Middletown School Department
(Motion for Enforcement)

As a result of a scripiter's error, a Motion was made by Derek M. Silva and seconded by Scott G. Duhamel to amend the case number from EE-6257 to ULP-6257. After discussion, all Board Members voted in favor of the Motion. Motion passed.

After review of the Union's request for a Motion for Resolution of Enforcement of the Board's Decision & Order, as well as the Employer's objection to said Motion, in the aforementioned matter, a Motion was made by Stan Israel and seconded by Scott G. Duhamel to table the said Motions to the next applicable Board meeting, pending further review of the Board's Decision and Order in this matter. After discussion, all Board Members voted in favor of the Motion. Motion passed.



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A Motion was made by Stan Israel 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. 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 10:30 A.M.

A Motion was made by Stan Israel for the Board to re-open the Open Session for the purpose of reading into the record all votes taken in Closed Session. Kenneth B. Chiavarini seconded the Motion and it was unanimously

VOTED: by all Board Members to go into Open Session.

The meeting and minutes were opened at 10:35 A.M.

REVIEW OF CLOSED MINUTES:

1. Minutes of June 23, 2020

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

UNFAIR LABOR MATTERS:

1. Case No. ULP-6273

State of Rhode Island – Department of Health & RI Council 94, AFSCME, AFL-CIO,
Local 2870

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.



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2. Case No. ULP- 6275
Town of Coventry & RI Council 94. AFSCME, AFL-CIO, Local 3484

DETERMINATION: A Motion was made by Scott G. Duhamel and seconded by Kenneth B. Chiavarini to administratively dismiss the Charge in this matter. After discussion, all Board Members voted in favor of the Motion. Motion passed.

3. Case No. ULP-6277
City of Warwick & RI Council 94. AFSCME, AFL-CIO, Local 1651

DETERMINATION: A Motion was made by Derek M. Silva and seconded by Stan Israel 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-6278
(Employer's Case)
RI Council 94. AFSCME, AFL-CIO, Local 3484 & Town of Coventry

DETERMINATION: A Motion was made by Scott G. Duhamel and seconded by Stan Israel to administratively dismiss the Charge in this matter. After discussion, all Board Members voted in favor of the Motion. Motion passed.

5. Case No. ULP-6279
State of Rhode Island – Department of Public Safety – Division of Sheriffs & RI Council 94.
AFSCME, AFL-CIO, Local 2409

DETERMINATION: A Motion was made by Derek M. Silva and seconded by Stan Israel 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.

6. Case No. ULP-6280
State of Rhode Island – Department of Labor & Training & Rhode Island Employment Security Alliance, (SEIU) Local 401

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.



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MISCELLANEOUS MATTERS:

1. Closed Minutes: November 20, 2018; February 4, 2019; September 10, 2019;
January 14, 2020 **(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.

2. Superior Court PC-2020-05458 (ULP-6257) RI State Labor Relations Board & Middletown School Department **(Litigation)**

DETERMINATION: No determinations were made. Informational purposes only.

3. Board Hearings: **(Informational Discussion)**

DETERMINATION: No determinations were made. Informational purposes only.

A Motion to adjourn was made by Aronda R. Kirby and seconded by Kenneth B. Chiavarini and it was unanimously,

VOTED: to adjourn the meeting at 10:40 A.M.