



STATE OF RHODE ISLAND

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, April 15, 2021
PLACE: ZOOM Remote Meeting

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

BOARD MEMBERS ABSENT: Kenneth B. Chiavarini

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 9:05 A.M.

All Board Members reviewed the Open Minutes of the March 30, 2021 Board Meeting. A Motion was made by Stan Israel and seconded by Harry F. Winthrop 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 April 1, 2021 Public Announcement Meeting. A Motion was made by Stan Israel 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.

Board Member Aronda R. Kirby, entered into the Board Meeting at 9:10 a.m.



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CONCLUDED CASES: (Review and Determination)

1 Case No. ULP- 6256

State of Rhode Island – Department of Corrections & RI Brotherhood of Correctional Officers (RIBCO)

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

2 Case No. ULP- 6287

Pawtucket School Department & RI Council 94, AFSCME, AFL-CIO, Local 1352

After review of the above-entitled matter, a Motion was made by Derek M. Silva and seconded by Stan Israel to uphold the agreed upon 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, Scott G. Duhamel, Derek M. Silva and Stan Israel voted in favor of the Motion. Walter J. Lanni, Aronda R. Kirby and Harry F. Winthrop opposed the Motion. Motion failed based on procedural grounds.

3 Case No. ULP- 6291

State of Rhode Island – Department for Children, Youth and Families & RI Council 94, AFSCME, AFL-CIO, Local 314

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



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DECISION AND ORDERS: (Review and Determination)

1. Case No. EE- 3418A
State of Rhode Island – Department of Public Safety – Division of Sheriffs & RI Council 94,
AFSCME, AFL-CIO, Local 2409 & New England Police Benevolent Association
(Directed Election)

After review of the drafted Decision and Order, a Motion was made by Scott G. Duhamel and seconded by Aronda R. Kirby 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 present voted in favor of the Motion and signed the Decision & Order, as written. Motion passed.

ORDER: DIRECTION OF ELECTION - By virtue of and pursuant to the power vested in the Rhode Island State Labor Relations Board by the Rhode Island Labor Relations Act, it is hereby: **DIRECTED** that an election by secret ballot shall be conducted within sixty (60) days hereafter, under the supervision of the Board or its Agents, at a time, place or in a manner to be fixed by the Board among all Sheriff's, Deputy to the Sheriff, Deputy Sheriff, Deputy Sheriff and Clerk, Clerk Deputy (Female), Clerk, Clerical, Clerk Typist, Matron employed by the State of Rhode Island as currently defined in Case No. EE-3418A employed on July 21, 2020 to determine whether they wish to be represented for purposes of collective bargaining, as provided for in the Act, by RI Council 94, AFSCME, AFL-CIO, Local 2409, by no labor organization, or by the New England Police Benevolent Association.

MISCELLANEOUS MATTERS:

1. Case No. ULP-6297
RI Council on Elementary and Secondary Education / RI Department of Elementary and Secondary Education & RIDE Legal Counsel/Hearing Officer Professional Union
(Motion for Exception)

After review of the said Motion submitted in the aforementioned matter, a Motion was made by Scott G. Duhamel and seconded by Aronda R. Kirby to reaffirm the Board's previous decision to deny the Petitioner's Motion for Sanctions and Motion for Default Judgement, as well as reaffirming the Board's decision that the request for a formal hearing on this matter be denied. After discussion, all Board Members present voted in favor of the Motion. Motion passed.



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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. Stan Israel seconded the Motion and it was unanimously

VOTED: by all Board Members present to go into Closed Session and to seal the minutes.

The meeting and minutes were closed at 10:00 A.M.

A Motion was made by Aronda R. Kirby for the Board to re-open the Open Session for the purpose of reading into the record all votes taken in Closed Session. Derek M. Silva seconded the Motion and it was unanimously

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

The meeting and minutes were opened at 10:05 A.M.

REVIEW OF CLOSED MINUTES:

1. Minutes of March 30, 2021

DETERMINATION: A Motion was made by Scott G. Duhamel and seconded by Aronda R. Kirby 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.

2. Minutes of April 1, 2021

DETERMINATION: A Motion was made by Aronda R. Kirby and seconded by Stan Israel 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.



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UNFAIR LABOR MATTERS: (Review and Determination)

1. Case No. ULP-6300
State of Rhode Island – Department of Human Services & RI Council 94, AFSCME, AFL-CIO,
Local 2882

DETERMINATION: A Motion was made by Derek M. Silva and seconded by Stan Israel to place this matter in abeyance pending the resolution of the grievance/arbitration process. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

2. Case No. ULP- 6306
Providence Public School District/Angelica Infante-Green & Providence Teachers' Union,
AFT Local 958

DETERMINATION: A Motion was made by Scott G. Duhamel and seconded by Aronda R. Kirby 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. Closed Minutes: June 25, 2015; November 4, 2020 **(To be opened and posted)**

DETERMINATION: A Motion was made by Scott G. Duhamel and seconded by Stan Israel, to open and publish the closed minutes from the above-mentioned closed Board Meetings. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

A Motion to adjourn was made by Aronda R. Kirby and seconded by Stan Israel and it was unanimously,

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