



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

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, September 13, 2022
PLACE: 1511 Pontiac Ave., Building #73, 2nd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE: Walter J. Lanni
Scott G. Duhamel
Derek M. Silva
Kenneth B. Chiavarini, Esq.
Stan Israel

BOARD MEMBERS ABSENT: Aronda R. Kirby
Harry F. Winthrop

OTHERS PRESENT: Thomas A. Hanley, Administrator
Lisa L. Ribezzo, Labor Board Case Agent
Jeffrey W. Kastle, Esq.

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

All Board Members present reviewed the Open Minutes of the August 16, 2022 Board Meeting. A Motion was made by Stan Israel and seconded by Kenneth B. Chiavarini, 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 & AFFIDAVIT MATTERS:

- 1 Case No. EE- 3227
State of Rhode Island – Department of Business Regulation (Public Utilities Commission & Division of Public Utilities and Carriers) & Rhode Island Alliance of Social Service Employees, Local 580, Service Employees International Union (SEIU)
(Accretion of Programming Services Officer)

Prior to the Board Meeting, the Board received a letter from Attorney George Rinaldi, Esq. indicating that the individual in the position of Programming Services Officer has been upgraded to another position, that the aforementioned position is now vacant, and requested that the Consent Agreement & Affidavit be withdrawn since the Board cannot accrete a vacant position.

Telephone: (401) 462-8830

Fax: (401) 462-8776

TTY via RI Relay 711

An Equal Opportunity Employer/Program. Auxiliary aids and services are available upon request to individuals with disabilities.



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 9/13/2022

CONSENT AGREEMENT & AFFIDAVIT MATTERS - Continued:

A Motion was made by Kenneth B. Chiavarini and seconded by Derek M. Silva, to approve the withdrawal of the Consent Agreement & Affidavit in this matter. There was no discussion. All Board Members present voted in favor of the Motion. Motion passed.

2. State of Rhode Island – Department of Business Regulation (Public Utilities Commission & Division of Public Utilities and Carriers) & Rhode Island Alliance of Social Service Employees, Local 580, Service Employees International Union (SEIU)
(Accretion of Public Utilities Analyst V)

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 Stan Israel, to acknowledge and accept the parties' signed Consent Agreement and Affidavit. Accordingly, the position(s) of: Public Utilities Analyst V shall be accreted into the bargaining unit as defined in Certification of Representatives – Case No. EE-3227. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

3. Case No. EE- 3228
Town of Burrillville, RI School Committee & RI Council 94, AFSCME, AFL-CIO
(Accretion of Job Coach and One-on-One Nurse)

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: Job Coach and One-on-One Nurse shall be accreted into the bargaining unit as defined in Certification of Representatives – Case No. EE-3228. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

MISCELLANEOUS MATTERS: (Review and Determination):

1. EE- 3758 Metropolitan Regional and Career Technical Center & National Education Association Rhode Island (NEAR) (Withdrawal of Representation Petition)

A Motion was made by Stan Israel and seconded by Derek M. Silva to accept the Petitioner's request for withdrawal of the aforementioned Petition for Representation. 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.rislrb.ri.gov

Page 3
Open Minutes
Board Meeting 9/13/2022

2. Case No. ULP- 6297 Rhode Island Council on Elementary and Secondary Education/Rhode Island Department of Elementary and Secondary Education & RIDE Legal Counsel/Hearing Officer Professional Union (**Respondent Rhode Island Council on Elementary and Secondary Education's Motion to Quash / Petitioner's Objection to Council's Motion to Quash, Request for Reconsideration of the Granting of RIDE's Motion to Quash Subpoena, and Request for Sanction for Failure to Obey a Subpoena Duces Tecum / Respondent's Response to Petitioner's Objection to Council's Motion to Quash Subpoena, Request for Reconsideration of the Granting of RIDE's Motion to Quash Subpoena, and Request for Sanction for Failure to Obey a Subpoena Duces Tecum / Petitioner's Response to Council's Response to Petitioner's Objection to Council's Motion to Quash Subpoena, Request for Reconsideration of the Granting of RIDE's Motion to Quash Subpoena, and Request for Sanction for Failure to Obey a Subpoena Duces Tecum**)
 1. **Respondent Rhode Island Council on Elementary and Secondary Education's Motion to Quash** – A Motion was made by Kenneth B. Chiavarini and seconded by Derek M. Silva to uphold Respondent Rhode Island Council on Elementary and Secondary Education's Motion to Quash. After discussion, all Board Members present voted in favor of the Motion. Motion passed.
 2. **Petitioner's Request for Reconsideration of the Granting of RIDE's Motion to Quash Subpoena** – A Motion was made by Derek M. Silva and seconded by Kenneth B. Chiavarini to deny Petitioner's Motion for Reconsideration of the Granting of RIDE's Motion to Quash Subpoena. After discussion, all Board Members present voted in favor of the Motion. Motion passed.
 3. **Request for Sanction for Failure to Obey a Subpoena Duces Tecum** – A Motion was made by Stan Israel and seconded by Derek M. Silva to deny Petitioner's Motion for Sanction for Failure to Obey a Subpoena Duces Tecum. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

A Motion was made by Scott G. Duhamel to go into Closed Session for the purpose of review/voting on the Closed Minutes 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 9:30 A.M.



Rhode Island State Labor Relations Board

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

Page 4
Open Minutes
Board Meeting 9/13/2022

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.

REVIEW OF CLOSED MINUTES:

1. Minutes of August 16, 2022

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

A Motion to adjourn was made by Kenneth B. Chiavarini and seconded by Scott G. Duhamel, and it was unanimously,

VOTED: to adjourn the meeting at 9:40 A.M.