



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Rhode Island State Labor Relations Board

Building 73

1511 Pontiac Avenue

Cranston, Rhode Island 02920-4407

Website: www.dlt.state.ri.us/lrb

CLOSED MINUTES

BOARD MEETING

TIME: 9:00 a.m.
DATE: Thursday, January 29, 2004
PLACE: 1511 Pontiac Ave., Building #73, 3rd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE: Walter J. Lanni, Chairman
Frank J. Montanaro
Joseph V. Mulvey
Gerald S. Goldstein
John R. Capobianco
Elizabeth S. Dolan
Ellen L. Jordan

OTHERS PRESENT: Robyn H. Golden, Acting Administrator
Linda L. Esposito, Secretary
Margaret Hogan, Esquire

Chairman Lanni called the meeting to order in Open Session at 9:15 a.m.

Elizabeth Dolan made a Motion for the Board to go into Closed Session for the purpose of reviewing Unfair Labor Practice Charges, Cases Concluded, and Miscellaneous Matters, and the minutes to be closed, pursuant to 42-46-5(a)(2)(4) of the Open Meetings Law. It was seconded by John Capobianco, and it was unanimously

VOTED: for the meeting to go into closed session and to close the minutes.

The meeting and minutes were closed at 9:25 a.m.

All members present reviewed the closed minutes of the December 9, 2003 Board Meeting. A Motion was made to by Frank Montanaro and seconded by Elizabeth Dolan to accept the closed minutes as written, and to seal the minutes to be reviewed at the next board meeting, and it was unanimously

VOTED: by all Board Members present to accept the minutes as written. The meeting continued in closed session:

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UNFAIR LABOR PRACTICE CHARGES:

1. Case No. ULP-5689
State of RI & AFSCME

After review of the informal notes, a Motion was made by Frank Montanaro and seconded by John Capobianco to issue a Complaint and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Upon arrival, Ellen Jordan indicated her vote in favor of the Motion.

2. Case No. ULP-5700
Dept. of Labor & Training and ASFCME

After review of the informal notes, a Motion was made by John Capobianco and seconded by Joseph Mulvey to issue a Complaint and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Upon arrival, Ellen Jordan indicated her vote in favor of the Motion.

3. Case No. ULP-5706
MHRH & AFSCME

After review of the informal notes, a Motion was made by Frank Montanaro and seconded by Joseph Mulvey to issue a Complaint and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Upon arrival, Ellen Jordan indicated her vote in favor of the Motion.

Ellen Jordan arrived at 9:30 a.m.

CASES CONCLUDED FORMALLY:

1. Case No. ULP-5485
North Kingstown & IBPO

Elizabeth Dolan disqualified herself from participation in this matter.

This matter was held over from the December 9, 2003 Board Meeting for further review by the Board Members.

This case was heard formally by Walter Lanni, Joseph Mulvey, Gerald Goldstein, Ellen Jordan, Elizabeth Dolan, Frank Montanaro, and John Capobianco.

A Motion was made by Frank Montanaro and seconded by John Capobianco to uphold the charge and complaint in this case. After discussion, Walter Lanni, Gerald Goldstein, Joseph Mulvey voted in favor of the Motion. Ellen Jordan opposed the Motion. (Motion passed.) After completion of the Board Meeting, Gerald Goldstein sent a letter requesting that his position, on ULP-5485, be amended from a vote of favor of the Motion to a vote of opposition of the Motion. Motion still passes.

MISCELLANEOUS MATTERS:

1. Closed Minutes - October 14, 2003

A Motion was made by Frank Montanaro and seconded by Joseph Mulvey to keep the Closed Minutes of the October 14, 2003 Board Meeting sealed to be reviewed during the March 23, 2004 Board Meeting. All Board Members present voted in favor of the Motion.

2. Closed Minutes - December 9, 2003

A Motion was made by Frank Montanaro and seconded by Joseph Mulvey to keep the Closed Minutes of the December 9, 2003 Board Meeting sealed to be reviewed during the March 23, 2004 Board Meeting. All Board Members present voted in favor of the Motion.

3. Reappointment of Margaret Hogan, Esquire as Legal Counsel for FY 2005

After discussion, a Motion was made by Frank Montanaro and seconded by all parties present resulting in the Motion passing to reappoint Margaret Hogan, Esquire as the Board's Legal Counsel for Fiscal Year July 1, 2004 to June 30, 2005.

Elizabeth Dolan made a Motion that the Board Meeting resume in Open Session for the purposes of reading into the Open Minutes determinations made by the Board in Closed Session. It was seconded by John Capobianco and it was unanimously

VOTED: to resume the meeting in Open Session at 9:40 a.m.