



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: May 11, 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 9:14 a.m.

Frank Montanaro made a Motion for the Board to go into Closed Session for the purpose of reviewing Unfair Labor Practice Charges, and Miscellaneous Cases, and the minutes to be closed, pursuant to 42-46-5(a)(2)(4) of the Open Meetings Law. It was seconded by Elizabeth Dolan, 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 10:30 a.m.

All members present reviewed the closed minutes of the March 23, 2004 and April 6, 2004 Board Meetings. A Motion was made to by Elizabeth Dolan and seconded by Ellen Jordan 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 PRACTICES:

1. Case No. ULP-5708
Pawtucket & AFSCME

Joseph Mulvey abstained from voting in this matter.

After review of the informal notes, a Motion was made by Ellen Jordan and seconded by Elizabeth Dolan to dismiss the charge in accordance with RIGL 28-7-9(d). After discussion, all participating Board Members voted in favor of the Motion.

2. Case Nos. ULP-5690 & ULP-5691
Administration/DMV & AFSCME

John Capobianco abstained from voting in this matter.

After review of the informal notes, a Motion was made by Gerald Goldstein and seconded by Elizabeth Dolan to dismiss the charge in accordance with RIGL 28-7-9(d). After discussion, Walter Lanni, Frank Montanaro and Ellen Jordan voted in favor of the Motion. Joseph Mulvey was opposed. Motion passed.

3. Case Nos. ULP-5692 & ULP-5701
Administration/DMV & Laborers'

John Capobianco abstained from voting in this matter.

After review of the informal notes, a Motion was made by Gerald Goldstein and seconded by Elizabeth Dolan to dismiss the charge in accordance with RIGL 28-7-9(d). After discussion, Walter Lanni, Frank Montanaro and Ellen Jordan voted in favor of the Motion. Joseph Mulvey was opposed. Motion passed.

4. Case No. ULP-5703
Westerly & Laborers'

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

5. Case No. ULP-5711
Business Regulations & Laborers'

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

6. Case No. ULP-5714
MHRH & AFSCME

After review of the informal notes, a Motion was made by Joseph Mulvey and seconded by Ellen Jordan to dismiss the charge in accordance with RIGL 28-7-9(d). After discussion, all Board Members voted in favor of the Motion.

MISCELLANEOUS MATTERS - DISCUSSION OF CASES

1. Case No. ULP-5706
MHRH & AFSCME

After further review and discussion, a Motion was made by Ellen L. Jordan and seconded by Frank Montanaro to reconsider the original complaint and vacate the original Motion. All Board Members present voted in favor of the Motion. A Motion was made by Frank Montanaro and seconded by Gerald Goldstein to request that the Petition be amended to detail and clarify the charges in further detail. All Board Members present voted in favor of the Motion.

2. Case No. EE-3636
Bristol County Water Authority
Court Case No. 03-497

Attorney Hogan updated the Board on the status of the Superior Court Case.

3. Case No. ULP-5419
Burrillville & IBPO
Court Case No. 02-2513

Attorney Hogan updated the Board on the status of the Superior Court Case.

4. Case No. ULP-5280
Health & AFSCME
Court Case No. 01-4026

Attorney Hogan requested that this case be held for discussion until the June 8th Board Meeting.

5. Case No. ULP-5439
Corrections & IBPO
Court Case No. 02-2760

Attorney Hogan requested that this case be held for discussion until the June 8th Board Meeting

6. Case No. ULP-5459
RI Resource Recovery & Tom Pizzi
Court Case No. 03-269

Attorney Hogan updated the Board on the status of the Supreme Court Case.

7. Case No. ULP-5577
Johnston School & Johnston Federation of Teachers
Court Case No. 030141

Attorney Hogan updated the Board on the status of the Superior Court Case.

MISCELLEANOUS MATTERS:

1. **Closed Minutes** - October, December 2003, January, March 2004

All closed minutes shall remain sealed for the above-named months.

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 10:50 a.m.