



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.ri.gov/lrb

CLOSED MINUTES **BOARD MEETING**

TIME: 9:00 a.m.
DATE: Tuesday, October 12, 2004
PLACE: 1511 Pontiac Ave., Building #73, 2nd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE: Walter J. Lanni, Chairman
Frank J. Montanaro
Joseph V. Mulvey
John R. Capobianco
Elizabeth S. Dolan
Gerald S. Goldstein
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 9:10 a.m.

Gerald Goldstein made a Motion for the Board to go into Closed Session for the purpose of reviewing Unfair Labor Practice Charges 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 Ellen Jordan, 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 9:50 a.m.

Ellen Jordan and Gerald Goldstein abstained from voting on the Closed Minutes of the August 26, 2004 Board Meeting.

All participating Board Members reviewed the closed minutes of the August 26, 2004 Board Meeting. A Motion was made by Frank Montanaro and seconded by John Capobianco 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 participating Board Members present to accept the minutes as written.

The meeting continued in closed session:

UNFAIR LABOR PRACTICES:

1. Case No. ULP-5724
Providence & Local 799, IAFF

Frank Montanaro recused himself from participation in this matter.

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, Gerald Goldstein, Elizabeth Dolan, Ellen Jordan and Walter Lanni voted against the Motion. Motion failed.

A Motion was made by Ellen Jordan and seconded by Gerald Goldstein to hold this matter in abeyance pending the outcome of the accretion petition in Case No. EE-1445. After discussion, Walter Lanni and Elizabeth Dolan voted in favor of the Motion. Joseph Mulvey and John Capobianco voted against the Motion. Motion passed.

MISCELLANEOUS MATTERS:

1. Case No. ULP- 5722
State of RI & N.E. Health Care Employees Union, District 1199, SEIU
(Motion for a More Definitive Statement filed by the State)

After review, a Motion was made by Frank Montanaro and seconded by Elizabeth Dolan to hold this matter in abeyance pending the outcome of the Election Petition being stayed by the Court in Case No. EE-3671. After discussion, Ellen Jordan and Gerald Goldstein voted in favor of the Motion. Joseph Mulvey and John Capobianco voted against the Motion. Motion passed.

Frank Montanaro 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 Elizabeth Dolan and it was unanimously

VOTED: to resume the meeting in Open Session at 10:20 a.m.