



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](http://www.dlt.state.ri.us/lrb)

## OPEN MINUTES BOARD MEETING

**TIME:** 9:00 a.m.  
**DATE:** Tuesday, March 11, 2008  
**PLACE:** 1511 Pontiac Ave., Building #73, 2<sup>nd</sup> Floor, Cranston, RI 02920

**BOARD MEMBERS IN ATTENDANCE:** Walter J. Lanni, Chairman  
John R. Capobianco  
Ellen L. Jordan  
Elizabeth Dolan  
Gerald Goldstein

**MEMBERS ABSENT:** Frank Montanaro  
Joseph Mulvey

**OTHERS PRESENT:** Robyn H. Golden, Administrator  
Margaret Hogan, Esquire

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

All members reviewed the Open Minutes of the February 26, 2008 Board Meeting. A Motion was made by Elizabeth Dolan and seconded by John Capobianco to accept the Open Minutes as written, and it was unanimously

**VOTED:** by all Board Members present to accept the minutes as written.

The meeting continued in open session:

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**UNIT CLARIFICATION/ACCRETION/EXCLUSION CASES:**

1. Case No. EE- 3157/3095  
RI Council 94, AFSCME, AFL-CIO & State of RI – Department of Mental Health, Retardation and Hospitals / Department of Administration

After review of the informal notes and attachments, a Motion was made by John Capobianco and seconded by Elizabeth Dolan to proceed to formal hearing on all matters submitted in regard to all Facility Maintenance positions within the State of RI. Additionally, the Board motioned that the informal hearings, scheduled for April 2, 2008, and April 7, 2008, shall consist of **written statements of fact** regarding the issues at hand by all parties and that the aforesaid dates shall be cancelled. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

**CONCLUDED CASES:**

1. Case No. ULP- 5848  
State of RI – Community College of Rhode Island & NEARI

A Motion was made by John Capobianco and seconded by Elizabeth Dolan to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

2. Case No. EE- 1652  
Burrillville School Committee & Burrillville Teachers Association /NEARI

A Motion was made by John Capobianco and seconded by Elizabeth Dolan to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

**MISCELLANEOUS MATTERS:**

1. Case No. EE- 3700  
Central Falls Detention Facility Corporation & Teamsters L 251

A Motion was made by Gerald Goldstein and seconded by Elizabeth Dolan to grant the Declaratory Ruling filed in the above-entitled matter, by the Employer; thus, granting the Employer the right to give pay raises without implicating or violating RI Labor Interference or Coercion Statutes. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

2. Case No. EE-1630  
East Greenwich School Committee & East Greenwich Educational Association / NEARI

A Motion was made by Elizabeth Dolan and seconded by Ellen Jordan to exclude the position of **Athletic Director** from the bargaining unit as defined in Case No. EE-1630. After discussion, Walter Lanni, and Gerald Goldstein voted in favor of the Motion. John Capobianco opposed the Motion. Staff will contact Frank Montanaro to ascertain his vote in this matter.

Staff contacted Frank Montanaro for his vote in this matter. Mr. Montanaro opposed the motion. Motion passed.

**Board Member, Joseph Mulvey, did not participate in this matter.**

**DECISION AND ORDERS:**

1. Case No. EE-1630 East Greenwich School Committee & East Greenwich Educational Association / NEARI

A Motion was made by John Capobianco and seconded by Elizabeth Dolan to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

2. Case No. EE-3535  
Town of Warren & IBPO

A Motion was made by John Capobianco and seconded by Elizabeth Dolan to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

3. Case No. ULP- 5832  
City of East Providence & USW, LOCAL 15509

A Motion was made by John Capobianco and seconded by Elizabeth Dolan to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

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Elizabeth Dolan made a Motion for the Board to go into Closed Session for the purpose of reviewing the Unfair Labor Practice Charges, 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.

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The meeting resumed in open session at 9:30 a.m. for the purposes of reading into the Minutes the determinations made by the Board in Closed Session.

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**UNFAIR LABOR PRACTICE CASES:**

1. Case No. ULP- 5891  
Warwick School Committee & WISE

**DETERMINATION:** Motion to Dismiss.

2. Case No. ULP- 5894  
Burrillville School Committee & Burrillville Teachers Association/NEARI

**DETERMINATION:** issue a Complaint and proceed to formal hearing.

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A Motion to adjourn was made by Ellen Jordan and seconded by Elizabeth Dolan, and it was unanimously,

**VOTED:** to adjourn the meeting at 9:35 a.m.