



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.dlt.ri.gov/lrb

CLOSED MINUTES BOARD MEETING

TIME: 9:00 a.m.
DATE: Tuesday, January 13, 2009
PLACE: 1511 Pontiac Ave., Building #73, 2nd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE: Walter J. Lanni, Chairman
Frank Montanaro
Gerald Goldstein
John R. Capobianco
Ellen L. Jordan

MEMBERS ABSENT: Elizabeth Dolan

OTHERS PRESENT: Robyn H. Golden, Administrator
Lisa L. Ribezzo, Labor Board Case Agent

Chairman Lanni called the meeting to order in Open Session at 9:25 a.m.

Frank Montanaro 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 10:05 a.m.

All Board Members present reviewed the closed minutes of the November 18, 2008 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. It was unanimously

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

UNFAIR LABOR PRACTICE CASES:

1. Case No. ULP- 5936
Burrillville School Committee & Burrillville Teachers' Association /NEARI

After review of the informal notes in this matter, a Motion was made by Frank Montanaro and seconded by John Capobianco to uphold the charge in this matter, issue a Complaint, and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

2. Case No. ULP- 5937
Town of Burrillville & RI Council 94, AFSCME, AFL-CIO

After review of the informal notes in this matter, a Motion was made by John Capobianco and seconded by Frank Montanaro to uphold the charge in this matter, issue a Complaint, and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

3. Case No. ULP- 5938
RI Resource Recovery Corporation & International Union of Operating Engineers, Local 57

After review of the informal notes in this matter, a Motion was made by Frank Montanaro and seconded by John Capobianco to uphold the charge in this matter, issue a Complaint, and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

4. Case No. ULP- 5939
Warwick School Committee & Warwick Independent School Employees' Union (WISE)

After review of the informal notes in this matter, a Motion was made by Frank Montanaro and seconded by John Capobianco to uphold the charge in this matter, issue a Complaint, and proceed to formal hearing. After discussion, Walter Lanni and Gerald Goldstein voted in favor of the Motion. Ellen Jordan opposed the Motion. Motion passed.

5. Case No. ULP- 5940
Warwick School Committee & Warwick Independent School Employees' Union (WISE)

After review of the informal notes in this matter, a Motion was made by Ellen Jordan and seconded by Frank Montanaro to dismiss the Unfair Labor Practice Charge filed in this matter. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

6. Case No. ULP- 5941
Warwick School Committee & Warwick Independent School Employees' Union
(WISE)

After review of the informal notes and the Motion to Dismiss submitted by the Employer in the above-entitled matter, a Motion was made by Frank Montanaro and seconded by John Capobianco to deny the Motion to Dismiss. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

A Motion was then made by Frank Montanaro and seconded by John Capobianco to uphold the charge in this matter, issue a Complaint, and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

7. Case No. ULP- 5945
Central Falls Detention Facility Corporation & Teamsters, Local 251

After review of the informal notes in this matter, a Motion was made by Ellen Jordan and seconded by Gerald Goldstein to dismiss the Unfair Labor Practice Charge filed in this matter. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

8. Case No. ULP- 5946
East Providence School Committee & East Providence Educational
Association / NEARI

After review of the informal notes in this matter, a Motion was made by John Capobianco and seconded by Frank Montanaro to uphold the charge in this matter, issue a Complaint, and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

9. Case No. ULP- 5947
RI Board of Governors for Higher Education – URI & URI/AAUP Part-Time
Faculty United (PTFU)

After review of the informal notes in this matter, a Motion was made by Frank Montanaro and seconded by John Capobianco to uphold the charge in this matter, issue a Complaint, and proceed to formal hearing. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

Ellen Jordan made a Motion that the Board Meeting resume in Open Session for the purpose of adjournment. It was seconded by Gerald Goldstein and it was unanimously

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