



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, August 18, 2009
PLACE: 1511 Pontiac Ave., Building #73, 2nd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE: Walter J. Lanni, Chairman
John R. Capobianco
Ellen Jordan

BOARD MEMBERS ABSENT: Frank Montanaro
Gerald Goldstein
Elizabeth Dolan

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

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

Ellen Jordan made a Motion for the Board to go into Closed Session for the purpose of reviewing the Unfair Labor Practice Charges, Miscellaneous Matters, and the Minutes to be closed, pursuant to 42-46-5(a)(2)(4) of the Open Meetings Law. John Capobianco seconded the Motion, 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 10:00 a.m.

All Board Members reviewed the closed minutes of the May 21, 2009 Board Meeting. A Motion was made by Ellen Jordan 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- 5964
Town of Warren & United Steelworkers, Local 14845

After review of the informal notes in this matter, a Motion was made by Ellen Jordan 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- 5965
State of RI – Department of Health & RI Department of Health/PSA/NEARI

After review of the informal notes in this matter, a Motion was made by John Capobianco and seconded by Ellen Jordan 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.

3. Case No. ULP- 5966
City of East Providence & IBPO, Local 569

After review of the informal notes in this matter, a Motion was made by Ellen Jordan and seconded by John Capobianco 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.

4. Case No. ULP- 5967
State of Rhode Island – Department of Revenue – Division of Motor Vehicles & RI Council 94, AFSCME, AFL-CIO

After review of the informal notes in this matter, a Motion was made by Ellen Jordan and seconded by John Capobianco 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.

5. Case No. ULP- 5968
Coventry Fire District & International Association of Fire Fighters (IAFF)

After review of the informal notes in this matter, a Motion was made by John Capobianco and seconded by Ellen Jordan 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.

6. Case No. ULP- 5969
Town of North Providence & RI Council 94, AFSCME, AFL-CIO

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

7. Case No. ULP- 5970
Town of Westerly & RI Laborers District Council, Local 15

After review of the informal notes in this matter, a Motion was made by Ellen Jordan and seconded by John Capobianco 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- 5971
State of Rhode Island – Department of Revenue – Division of Motor Vehicles
& RI Council 94, AFSCME, AFL-CIO

After review of the informal notes in this matter, a Motion was made by Ellen Jordan and seconded by John Capobianco 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.

9. Case No. ULP- 5973
Providence School Committee & RI Laborers District Council, Local 1033

After review of the informal notes in this matter, a Motion was made by Ellen Jordan 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.

10. Case No. ULP- 5975
Providence School Committee & RI Laborers District Council, Local 1033

After review of the informal notes in this matter, a Motion was made by Ellen Jordan 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.

MISCELLANEOUS MATTERS:

1. Case No. ULP- 5951 (PC-09-142)
East Providence School Committee & NEARI

After review of the above-entitled Superior Court matter, a Motion was made by Ellen Jordan and seconded by John Capobianco to place this case into abeyance status, pending the resolution of the Declaratory Judgment in the matter currently pending before the Superior Court. 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 John Capobianco and it was unanimously

VOTED: to resume the meeting in Open Session at 10:05 a.m.