



Rhode Island State Labor Relations Board

1511 Pontiac Avenue
Building 73, 2nd floor
Cranston, Rhode Island 02920-4407
Website: www.rislrp.ri.gov

OPEN MINUTES BOARD MEETING

TIME: 9:00 A.M.
DATE: Tuesday, October 10, 2023
PLACE: 1511 Pontiac Ave., Building #73, 3rd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE: Walter J. Lanni
Scott G. Duhamel
Aronda R. Kirby
Harry F. Winthrop
Stan Israel
Lawrence E. Purtill

ABSENT: Kenneth B. Chiavarini

OTHERS PRESENT: Thomas A. Hanley, Administrator
Lisa L. Ribezzo, Programming Services Officer
Jeffrey W. Kastle, Esq.

Chairman Lanni called the meeting to order in Open Session at 9:15 A.M.

All Board Members present reviewed the Open Minutes of the September 5, 2023 Board Meeting. A Motion was made by Stan Israel and seconded by Aronda R. Kirby to accept the Open Minutes as written, and it was

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

2. CONCLUDED CASES: (Review and Determination):

(a) ULP- 6344 City of East Providence & United Steelworkers, Local 15509

A Motion was made by Scott G. Duhamel and seconded by Harry F. Winthrop to uphold the unfair labor practice Complaint in this matter; and that this matter be referred to the Board's Legal Counsel for drafting of such Decision & Order to that effect. After discussion, Walter J. Lanni, Scott G. Duhamel, Harry F. Winthrop, Stan Israel and Lawrence E. Purtill voted in favor of the Motion. Aronda R. Kirby opposed the Motion. Motion passed.



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4. DECISION AND ORDER MATTERS: (Review and Determination/Signing):

- (a) ULP- 6349 Rhode Island Department of Elementary and Secondary Education & RIDE
Legal Counsel/Hearing Officer Professional Union

This case was heard formally on May 18, 2023 by Walter J. Lanni, Aronda R. Kirby, Kenneth B. Chiavarini and Harry F. Winthrop, as well as all Board Members present reviewed the transcript(s) and briefs, as well as the evidence submitted herein.

After review of the Drafted Decision and Final Order of Failure to Conclude on Substantive Grounds, a Motion was made by Harry F. Winthrop and seconded by Scott G. Duhamel to sign the Decision and Final Order of Failure to Conclude on Substantive Grounds, as written, and to refer the case back to the Programming Services Officer of the Board for final proofing; with the direction to issue the same as soon as possible. After discussion, there was a question as to which Board Members were Dissenters as the original Motion was a Motion to Deny and Dismiss the Complaint in this matter and there was a 3 to 3 tied vote. Attorney Kasle asked that the matter be temporary tabled so that he could verify if any changes needed to be made to the Decision.

A Motion was made by Aronda R. Kirby and seconded by Harry F. Winthrop to table this matter to allow Attorney Kasle to review and correct the wording concerning the original Motion which resulted in a 3 to 3 tied vote. All Board Members present voted in favor of the Motion. Motion passed.

A Motion was made by Aronda R. Kirby to go into Closed Session for the purpose of review/voting on the Closed Minutes and update on pending litigation, pursuant to R.I. Gen. Laws §42-46-5(a)(2)(4) of the Open Meetings Law. Harry F. Winthrop seconded the Motion, and it was unanimously

VOTED: by all Board Members present to go into closed session and to seal the minutes.

The meeting and minutes were closed at 9:30 A.M.



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A Motion was made by Stan Israel and seconded by Harry F. Winthrop to re-open the Open session at 9:40 a.m. for the purpose of revisiting and signing of the Decision and Final Order of Failure to Conclude on Substantive Grounds in the Concluded Case of ULP- 6349, as well as to read into the record, a record of all votes taken in Closed Session. All Board Members present voted in favor of the Motion. Motion passed.

The meeting resumed in open session at 9:40 A.M. for the purposes of revisiting and signing of the corrected Decision and Final Order of Failure to Conclude on Substantive Grounds in the Concluded Case of ULP- 6349, as well as reading into the minutes, the determinations made by the Board in Closed Session, and adjourning the Board meeting.

4. DECISION AND ORDER MATTERS - Continued: (Review and Determination/Signing):

A Motion was made by Harry F. Winthrop and seconded by Aronda R. Kirby to revisit ULP- 6349 for the purpose of a vote to sign. After discussion, Attorney Kastle stated that he needed to correct a typo in the draft Decision, as he had incorrectly identified the original Motion as a Motion to Uphold and it was originally a Motion to Deny and Dismiss, but otherwise there was no need to change the substance of the Decision. All Board Members present voted in favor of the Motion. Motion passed.

A Motion was made by Aronda R. Kirby and seconded by Stan Israel to sign the corrected Decision and Final Order of Failure to Conclude on Substantive Grounds, and to refer the case back to the Programming Services Officer of the Board for final proofing; with the direction to issue the same as soon as possible. There was no further discussion. All Board Members present voted in favor of the Motion. Motion passed.

ORDER: The Unfair Labor Practice Charge and Complaint in this matter are hereby dismissed.

REVIEW OF CLOSED MINUTES:

1. Minutes of September 5, 2023

DETERMINATION: A Motion was made by Aronda R. Kirby, and seconded by Stan Israel, to accept and seal the Closed Minutes as written, and it was voted by all Board Members present to accept the minutes as written. Motion passed.



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

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MISCELLANEOUS MATTERS:

2. Update on pending litigation

DETERMINATION: This was an informational update by Board's Legal Counsel. No votes were taken.

A Motion was made by Harry F. Winthrop, and seconded by Stan Israel, to adjourn at 9:45 a.m. All Board Members present voted in favor of the Motion. Motion passed.