

**CONNECTICUT DEPARTMENT OF LABOR
CONNECTICUT STATE BOARD OF LABOR RELATIONS**

**BOARD MEETING
February 19, 2009**

MINUTES

Present: John W. Moore, Jr., Patricia V. Low, Wendella A Battey,
Katherine C. Foley, Alexandra Gross and Joanne Coligan

The meeting was called to order by John W. Moore, Jr., Chairman, at 9:35 a.m.

I. ACCEPTANCE OF MINUTES

Upon a motion duly made by Patricia V. Low and seconded by Wendella A. Battey, the Board unanimously

VOTED to accept the Minutes of the January 22, 2009 Board Meeting as presented.

II. GENERAL COUNSEL'S REPORT

- a.) Scheduling** - Alex Gross reported that an updated deliberations schedule was issued on February 11, 2009. Two deliberation sessions are scheduled for the Month of March, one on March 6th and the other on March 10th.
- b.) Review of Records** - Alex reported that five records are due in by mid-March. Two are due in February: State DAS/AFT-CT (SPP-25,893) on the 25th and the State computer case, State/CSEA (SPP-26,143) on the 27th; and three are due in March: Hamden/Council (MPP-25,904), Bridgeport/IAFF (MPP-26,819), and Bridgeport/NAGE (MPP-27,310). She noted that the Board is presently reviewing four decision drafts: Milford Board of Education (MPP-26,829); Bridgeport/ IAFF (MPP-25,800, MPP-26,200, & MPP-26,319); Simsbury Light Opera Company/AFM (U-26,546); and New Britain/IAFF, Motion for Stay (MPP-26,897). Alex reported that there are presently three outstanding decisions to be issued: Alicia Chacho/NEHCEU Dist. 1199 (SPP-27,207); Hartford Board of Education (MPP-26,153); and Stratford/IAFF (MPP-26,645).
- c.) Litigation Update** - Alex Gross reported that there are 9 cases in various stages within the court system. Two cases are in the process of settling: Bridgeport v. SBLR/NAGE (Dec. No. 4272), and IBPO v. State of CT, Judicial/CSBLR (Dec. No. 4340) which is scheduled for a pre-trial in New Britain Superior Court on March 9, 2009.

She noted that in Council 4 v. CSBLR, Donna Bligh (Dec. No. 4066), Council 4 filed a Petition for Certification in Supreme Court last week and the Labor Board is filing an objection. In the Captains/Lieutenants case, State of Ct, Public Safety/OLR, OPM v. CSBLR (Dec. No. 4249), the Labor Board has filed its brief. The State requested an extension to file reply briefs; the deadline has now been extended to March 5th. We now must wait for the court to schedule argument. In Region 16 BOE v. CSBLR, Region 16 Education Association (Dec. No. 4270), we are still waiting for pre-argument notification.

The following cases are presently in Superior Court: Council 4 v. Hamden, CSBLR (Dec. No. 4343) - if parties cannot reach a settlement, a second pretrial conference will go forward on March 25th; and Greenwich v. SBLR/Davila (Dec. No. 4348) - a pretrial conference is scheduled for March 17th at New Britain Superior Court. In New Britain v. CSBLR et al (Dec. No. 4358), Alex reported that she gave the draft of Motion to Stay to Board for approval. Once the Board issues its decision, Alex will file an objection to New Britain's Motion for Stay in court.

Alex informed the Board that she will be returning to a full-time, five day a week schedule beginning March 30, 2009.

III. POSTPONEMENTS

Wendela inquired as to why there have been so many postponements this month. Kathy Foley informed the Board that all initial hearings are scheduled unilaterally each month on dates that are open on our calendar, even though we may be aware that a particular party is not available for months down the road. This happens to be the case with this month's scheduling. All hearings scheduled this month involving Council 4 have been postponed because of the unavailability of Atty. Gagne. As long as these requests fall under our guidelines, they must be honored.

Attorney Daniel Hunsberger is no longer affiliated with UPFFA and is now working for a private law firm in Ridgefield, CT. She noted that he is still representing fire fighter units in Bridgeport and Southington.

IV. AGENT'S REPORT

- a.) **Statistics** - Kathy Foley reported that 373 cases have been filed since July 1, 2009 - this is 20 cases down from last year. She noted that 12 petitions have been filed this window period. She reported that 340 cases have been closed during this fiscal year and 322 remain open.

V. EXECUTIVE SESSION

Upon a motion duly made by Patricia V. Low and seconded by John W. Moore, Jr., the Board unanimously

VOTED to enter into an Executive Session at 9:55 a.m. for the purpose of discussing a personnel matter. There being no votes or action taken in Executive Session, a motion was duly made, seconded and it was unanimously

VOTED to reconvene the public session of the meeting at 9:58 a.m.

VI. ADJOURNMENT

There being no further business to come before the meeting, a motion was duly made by Patricia V. Low, seconded by Wendella A. Battey, and it was unanimously

VOTED to adjourn.