

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

**BOARD MEETING
March 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 9:40 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 February 19, 2009 Board Meeting as presented.

II. GENERAL COUNSEL'S REPORT

- a.) **Scheduling** - At the request of Pat Low, the Board agreed to move the deliberation session in Bridgeport/NAGE (MPP-27,310) from April 7th to April 2nd; John Moore will prepare the findings of facts for this case. Alex reported that the only other deliberation session planned for this month is State DCJ/CSEA (SPP-26,143) scheduled for March 26th; Pat Low will prepare the findings of facts for this case. Alex reported that the transcript is ready for the Board to pick up today in State Judicial/AFT, CFEPE/Mark Lewis (SPP-24,324). This record must be reviewed by the Board prior to the hearing in State Judicial/Mark Lewis (SPP-27,542 & SUPP-27,543) scheduled for April 23rd.
- b.) **Review of Records** - Alex reported that two records are due in by the end of March - State DAS/AFT (SPP-25,893) on March 25th, and Hamden/CCL4 (MPP-25,904) on March 30th.
- c.) **Litigation** - Alex reported that a settlement has been reached in **IBPO/State Judicial (Dec. No. 4340)** and the appeal has been withdrawn. She noted that there are still eight (8) cases currently in court: **Bridgeport v. SBLR, NAGE (Dec. No. 4272)** - in the process of settling. **Council 4, AFSCME v. SBLR, Donna Bligh (Dec. No. 4066)** - the Petition for Certification filed by Atty. Gagne was denied by the Supreme Court; he may file a Motion for Reconsideration. **Greenwich v. SBLR et al (Dec. No. 4348)** - Alex attended a pre-trial on Tuesday and a second pre-trial is scheduled for April 22nd in New Britain Superior Court.

No settlement has been reached yet. **Locals 2863 et al v. Hamden, SBLR (Dec. No. 4343)** - a second pre-trial is scheduled for next week; a decision will be made to settle or go forward. **Region 16 BOE v. SBLR Region 16 E. A. (Dec. No. 4270)** - this case is still in Appellate Court. A pre-argument conference is scheduled for March 31st. A Motion for Articulation was filed by the Board of Education; but an argument date has not yet been scheduled. **State of CT, Public Safety & OLR, OPM v. SBLR et al (Dec. No. 4249)** - briefs have been submitted; awaiting argument date. **New Britain v. SBLR et al (Dec. No. 4358)** - the Board issued its decision on March 5th denying the City's Motion to Stay. The Board also will be filing an objection to the Motion to Stay in court. A pre-trial conference is scheduled for April 8th in Supreme Court.

III. AGENT'S REPORT

- a.) **Statistics** - Kathy Foley reported that 429 cases have been filed this fiscal year which is slightly above last year's filings; 399 cases have been closed during this period and 318 remain open.
- b.) **Vera O'Brien & Council 4** - Kathy Foley reported that in the Vera O'Brien case, the Union filed a complaint against the State alleging that Ms. O'Brien was transferred for exercising her right to protected activity. Atty. Gagne has requested a postponement in the DFR case scheduled for hearing on May 6th because Staff Representative Neal Cunningham has an arbitration hearing and cannot be present. Kathy stated that we cannot start the practice of clearing hearing dates with staff representatives and informed Gagne that the Board will not grant a postponement. A discussion took place regarding the possibility of consolidating the two cases.

IV. OTHER BUSINESS

- a.) **Alex's Work Schedule** - Wendella reported that before she left, Jaye Bailey gave approval for Alex to change her work schedule from 8:00 a.m. - 4:30 p.m. to 7:00 a.m. - 3:30 p.m. Alex will be returning to a full-time schedule starting Monday, March 30th. Kathy Foley stated that she is not sure if the official Labor Department flex hour policy covers a work schedule from 7:00 a.m. She suggested that Alex check with Human Resources regarding its current flex hour policy. It was noted that if a start time of 7:00 a.m. is not allowed, than Alex could work from 7:30 a.m. to 4:00 p.m.

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

VOTED to approve a full-time work schedule for Alex Gross starting at 7:00 a.m. to 3:30 p.m. or 7:30 a.m. to 4:00 p.m., depending on what is currently allowed by the Department of Labor regarding flex time policy.

V. ADJOURNMENT

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

VOTED to adjourn the meeting.