

9/25/13

**STATE OF CONNECTICUT
BOARD OF LABOR RELATIONS**

REVISED AGENDA

BOARD MEETING

Monday, September 30, 2013

1. Acceptance of Minutes
2. General Counsel's Report
 - a.) Decisions
 - b.) Litigation Update
3. Agent's Report
 - a.) Statistics
 - b.) Vera O'Brien vs. Council 4
4. Executive Session re: Personnel
5. Chairman's Report
6. General Counsel Appointment
7. Adjournment

CONNECTICUT STATE BOARD OF LABOR RELATIONS

MINUTES

BOARD MEETING

September 30, 2013

1:30 p.m.

Present: Patricia V. Low, Chairman, Wendella A. Battey, Barbara J. Collins, Katherine C. Foley, Harry B. Elliott, Jr. and Joanne Coligan

The meeting was called to order by Chairman Low at 1:35 p.m. The Board took a few moments to read over the minutes of the August 21, 2013 Board Meeting.

I. ACCEPTANCE OF MINUTES

Upon a motion duly made by Barbara J. Collins and seconded by Wendella A. Battey, the Board unanimously

VOTED to accept the Minutes of the August 21, 2013 Board Meeting as presented.

II. GENERAL COUNSEL'S REPORT

- a.) **Decisions** - Attorney Elliott reported that since the last Board meeting on August 21, 2013, four (4) decisions have been issued – Poquonnock Bridge Fire District (Decision #4676) on 8/19/13; City of Hartford (Decision #4677) on 9/4/13; Town of Middlebury Interim Relief (Decision #4678) on 9/20/13; and Towns of Ridgefield (Decision #4679) and Suffield (Decision #4680) to be issued on 9/30/13.

Attorney Elliott reported that four (4) records are due in October and one (1) is due on 9/30/13. There are no briefs due in this case. The transcripts are expected to be submitted by the end of the month.

- b.) **Litigation Update** – Attorney Elliott reported on the following cases on appeal: **AFSCME, Local 387 v. State of Connecticut** – the Union did not appeal the trial court's dismissal and the case is closed. **Board of Regents v. SBLR** – a pre-trial was held on August 26, 2013. Attorney Elliott is waiting to see if the Board of Regents signs a tentative stipulated agreement. The State will withdraw its appeal within 14 days of August 26, 2013 if the Board of Regents approves the agreement.

New Haven v. Local , 3144 (Head Start reorganization) – the City has extended its brief-due date to October 7, 2013. The Board’s brief is due on November 7, 2013. **Poquonnock Bridge Fire District v. SBLR** – an appeal was filed on September 23, 2013. A stay of the Board’s order was entered in court on September 27, 2013 and the Union intervened. The District’s brief is due on November 15, 2013 and the Board’s brief is due on December 16, 2013; the District’s reply brief is due on January 17, 2014. **Norwalk v. SBLR** – the appellate court case is scheduled for a pre-argument in Derby on October 1, 2013 before Judge Flynn. **Hartford v. SBLR** – an appeal was filed on September 26, 2013 in Hartford. Attorney Elliott noted that an appearance has been filed today; he is awaiting this case to be transferred to New Britain.

A discussion took place regarding the status report. Chairman Low noted that cases are appearing on the report prior to the Board receiving the record and she finds this to be confusing. Attorney Battley noted that this change was made to assist in tracking brief deadline extensions.

III. AGENT’S REPORT

- a.) **Statistics** - Agent Foley reported that 141 cases were filed since July 1, 2013, an increase of 16 cases from last year. She reported that 127 cases have been closed during that period.
- b.) **Vera O’Brien vs Council 4** – Agent Foley reported that she received a letter from Attorney Eugene Axelrod requesting that the Board remove the Vera O’Brien decision from its web site. After a discussion on the matter, the Board ruled not to remove Decision 4485 from its web site.

IV. EXECUTIVE SESSION

Chairman Low stated that the Board will enter into an Executive Session for the sole purpose of discussing a personnel matter. She noted that only the three Board Members will be included in the session and that no votes are expected to be taken.

Upon a motion duly and seconded, the Board unanimously

VOTED to enter into an Executive Session for the sole purpose of discussing a personnel matter and that no votes are expected to be taken.

The Board came out of Executive Session at 2:45 p.m. and no votes were taken.

V. CHAIRMAN'S REPORT

Chairman Low stated that she appreciates everyone's cooperation on the deliberation schedule.

VI. GENERAL COUNSEL APPOINTMENT

Upon a motion duly made by Barbara Collins and seconded by Wendella A. Battey, it was unanimously

VOTED to appoint Harry B. Elliott, Jr. as General Counsel of the State Board of Labor Relations.

VII. ADJOURNMENT

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

VOTED to adjourn the meeting.