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## FW: Local 3144 Petition for Clarification Award & Documents

From: Paul Lavallee <plavallee@council4.org>

Date: 05/13/2019 03:31PM

To: "malinda\_president@local3144.com" <malinda\_president@local3144.com>

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Malinda,

Attached is the decision regarding the petition. All positions in question have been removed from 3144.

Paul Lavallee  
Staff Representative

D: (860) 989-9134

F: (860) 224-3041



**From:** Kevin Murphy

**Sent:** Monday, May 13, 2019 3:14 PM

**To:** Paul Lavallee <plavallee@council4.org>

**Subject:** FW: Local 3144 Petition for Clarification Award & Documents

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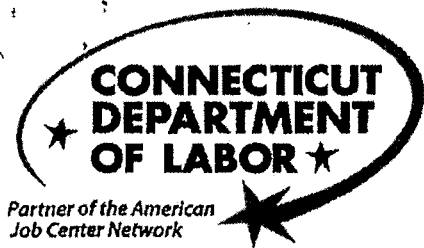
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### Attachments ( 4 files, 639.8 KB)

- 119051315314601473.jpg (4.6 KB)
- 119051315314601773.jpg (3.4 KB)
- 119051315314601973.jpg (4.1 KB)
- img-510123833-0001.pdf (627.6 KB)



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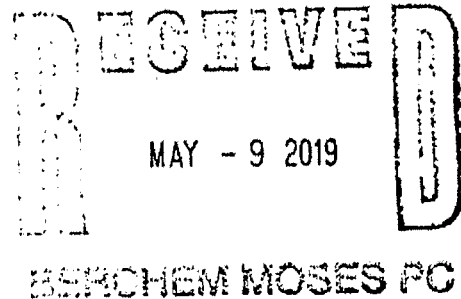
General Counsel:  
Harry B. Elliott, Jr.  
860-263-6879

May 7, 2019

Attorney J. William Gagne, Jr.  
1 Congress Street, 3<sup>rd</sup> floor  
Hartford, CT 06114

Attorney Floyd J. Dugas  
Berchem, Moses & Devlin, P.C.  
75 Broad Street  
Milford, CT 06460

**RE: AFSCME Council 4, Local 3144  
and  
City of New Haven  
Case No. MEE-31,541  
Decision No. 5068**



Dear Counsel:

Enclosed please find the Decision and Clarification of Unit rendered by the Connecticut State Board of Labor Relations in the above-captioned matter.

Sincerely,

  
Harry B. Elliott, Jr., General Counsel  
CONNECTICUT STATE BOARD OF LABOR RELATIONS

HBE:kb  
Enclosure

STATE OF CONNECTICUT  
LABOR DEPARTMENT

CONNECTICUT STATE BOARD OF LABOR RELATIONS

IN THE MATTER OF

AFSCME COUNCIL 4, LOCAL 3144

-and-

CITY OF NEW HAVEN

Case No. MEE-31,541

DECISION NO. 5068

MAY 7, 2019

A P P E A R A N C E S:

Attorney J. William Gagne, Jr.  
for the Union

Attorney Floyd J. Dugas  
for the City

**DECISION AND CLARIFICATION OF UNIT**

On April 30, 2015, the City of New Haven (the City) filed a petition, amended on October 26, 2018<sup>1</sup> with the Connecticut State Board of Labor Relations (the Labor Board) seeking clarification of an existing supervisory and professional unit of City employees currently represented by Local 3144, Council 4, AFSCME, AFL-CIO (the Union) to exclude the positions of Administrative Assistant I, Administrative Assistant II, Aids Prevention Outreach Worker, Computer Lab Tech, Fiscal Account Specialist, Personal Computer Support Tech, Site Coordinator and Utilization Monitor.

After the requisite preliminary steps had been taken, this matter came before the Labor Board for hearings on January 25, 2016, March 16, 2016, May 25, 2016, June 23, 2016, August 3, 2016, September 21, 2016, January 23, 2017, February 8, 2017, April 24, 2017, April 27, 2017, August 10, 2017, September 13, 2017, October 12, 2017, November 20, 2017, December 18, 2017 and October 25, 2018. Both parties appeared, were represented and allowed to present evidence, examine and cross-examine witnesses, and make argument. Both parties filed post-hearing briefs, the last of which was received on January 18, 2019. Based on the entire record before us, we clarify the bargaining unit to exclude the positions of Administrative Assistant I,

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<sup>1</sup> The petition filed on April 30, 2015 sought Labor Board review of 113 positions and exclusion from the bargaining unit where appropriate. (Ex. 1). The amended petition filed on October 26, 2018 reduced the number of bargaining unit positions at issue to 8. (Ex. 52).

Administrative Assistant II, Aids Prevention Outreach Worker, Computer Lab Tech, Fiscal Account Specialist, Personal Computer Support Tech, Site Coordinator and Utilization Monitor.

**ORDER**

By virtue of and pursuant to the powers vested in the Connecticut State Board of Labor Relations by the Municipal Employee Relations Act, it is hereby

**ORDERED** that the positions of Administrative Assistant I, Administrative Assistant II, Aids Prevention Outreach Worker, Computer Lab Tech, Fiscal Account Specialist, Personal Computer Support Tech, Site Coordinator and Utilization Monitor at issue in Case No. MBE-31,541 are excluded from the bargaining unit represented by Local 3144, Council 4, AFSCME, AFL-CIO.

CONNECTICUT STATE BOARD OF LABOR RELATIONS

2

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Wendella Ault Battey  
Acting Chairman

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Barbara J. Collins  
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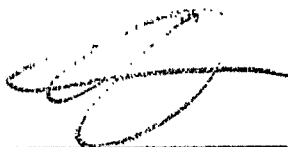
<sup>2</sup> Patricia V. Low attended the initial hearings in this case but did not participate in deliberations and passed away before the issuance of this decision.

CERTIFICATION

I hereby certify that a copy of the foregoing was mailed postage prepaid this 7<sup>th</sup> day of May, 2019 to the following:

Attorney Floyd J. Dugas  
Berchem Moses, P.C. RRR  
75 Broad Street  
Milford, CT 06460

Attorney J. William Gagne, Jr.  
Law Office of J. William Gagne, Jr, RRR  
& Associates, P. C.  
1 Congress Street  
Hartford, CT 06114



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Harry B. Elliott, Jr., General Counsel  
CONNECTICUT STATE BOARD OF LABOR RELATIONS