

MINUTES OF THE PUBLIC MEETING OF THE
COMMONWEALTH EMPLOYMENT RELATIONS BOARD

Meeting Date: January 6, 2023 at 1:30 pm

Meeting Location: Department of Labor Relations, Lafayette City Center, 2 Avenue de Lafayette, Boston, MA 02111-1750

Present: Chair Marjorie Wittner, Members Kelly Strong and Victoria Caldwell; Director Philip Roberts; Chief Counsel Lan Kantany

Chair Marjorie Wittner called the duly posted public meeting to order at 1:30 pm in the Department of Labor Relations conference room. Original posting and agenda can be found at <http://www.mass.gov/dlr>.

No members of the public were in attendance.

Agenda items:

- Welcome of New Member Victoria Caldwell.
 - Member Caldwell thanked her fellow board members, Director Roberts, and staff for the warm welcome.
- Review of Current CERB Docket
 - Chair Wittner reviewed the CERB's current caseload and noted that as of 1/5/23, the following matters are pending:
 - Nine probable cause dismissals on review to the CERB;
 - Seven full hearing officer decisions on review (three decisions involved the consolidation of two charges, so the docket lists a total of ten charges on review);
 - Eleven open CAS matters (two cases involve two consolidated charges). Three are ripe for CERB review. Two have settled and need formal withdrawals.
- Open meetings and schedule.
 - Goal to have open meetings on a monthly basis depending upon CERB members' schedules and docket.
- Executive Session.

Member Kelly Strong made a motion to go into Executive Session and not return to Open Session pursuant to purpose #3 of the Open Meeting Law to discuss strategy with respect to the Massachusetts Teachers Association (MTA) litigation arising out of the CERB's interim order in the Haverhill strike – the recently filed Superior Court action and its appeal of the CERB's interim order.

Member Caldwell seconded the motion. On the roll call vote to enter into Executive Session, Chair Wittner, Member Strong, and Member Caldwell each voted to go into Executive Session to discuss the MTA litigation.

- Executive Session
- Adjournment.

Motion to adjourn made by Member Caldwell, seconded by Member Strong. On a roll call vote, all members voted to adjourn at approximately 2:30 pm.