

**CAPE Executive Committee
Minutes of May 26, 2010
CAPE National Office
Boardroom
5:45 p.m.**

Present: C. Poirier (Chair), J-L. Bourdages, S. Chatterton, I. Dawson, R. Duranceau, C. Lakaski, D. Londynski, S. Maguire, S. Mullen, J. Pentick, G. Phillips, A. Picotte, S. Spak, L. Whitmore, M. Zinck, C. Danik, D. Martin.

Apologies: G. Thibault-Gosselin, R. Zwicker, J. Ouellette

1. Items for Approval

a) Agenda

S. Maguire asked that ESU negotiations be a standing item under Committees until the negotiations are completed.

Motion: It is moved by S. Chatterton, seconded by R. Duranceau, that the agenda be approved.

In favour = 14, Opposed = 0, Abstention = 1. **Motion carried.**

b) In Camera Minutes of April 28, 2010 (In Camera)

Tabled.

c) Minutes of April 28, 2010

Tabled.

1 d) Approval of Elections & Resolutions Committee

Motion: It is moved by M. Zinck, seconded by R. Duranceau, that J. Porter from Health Canada be approved as a member on the Elections and Resolutions Committee. **Motion carried unanimously.**

1 e) EC/LoP Vice-President

Motion: It was moved by S. Spak, seconded by S. Chatterton, that M. Zinck be nominated as the EC/LoP Vice-President.

M. Zinck appreciated the nominations but declined the nomination.

Therefore R. Zwicker is acclaimed as the EC/LoP Vice-President until the end of the term.

Action: It was requested that a call for EC Directors to fill the vacant seats be posted on the website and also send electronically to the Local Leadership Council.

f) Recommendation to amend Clause 34 of the Constitution

Motion: It is moved by M. Zinck, seconded by A. Picotte, that the amendments to Clause 34 of the Constitution be approved.

In favour = 14, Opposed = 1, Abstention = 0. **Motion carried.**

2. Reports

2. a) President's Report

I have been very busy over the past three weeks. I have attended regional AGMs. I have also participated via teleconference to CAPE Committee meetings while out of town.

It was mentioned at several regional AGMs that stewards training be provided in the regions. This should be reflected upon by the NEC and also management.

I also have started to prepare the members for a dues increase and so far to date it has been well received.

The NJC seminar will be held in Victoria this year and I am asking for two volunteers to attend. It will be held that week of September 27th. I would also like to ask for two alternates at the same time.

Action: I will send an e-mail as a reminder for volunteers and alternates.

I will now provide you with the results from the voting on the budget as requested by D. Londynski.

2 b) Professional Services Report

Charter Challenge

We are finalizing the report and will be submitting it to the Court in September.

Sub-Committee workload

I am currently providing support to 11 committees and covering the position of Director of Labour Relations during J. Ouellette's absence.

3. Matters arising

3 a) Investigation Committee (In Camera)

3 b) Trusteeship of Local 503 (In Camera)

3 c) Proposed motion requesting that the CAPE National Office provides basic statistical information on grievances to the CAPE NEC and CAPE Locals. (D. Londynski)

Motion to the CAPE National Executive Committee (NEC) requesting that the CAPE National Office provides, on at least a quarterly basis, basic statistical information on grievances to the CAPE NEC and to the CAPE Locals

Whereas, the CAPE National Office has received in the past many requests, from CAPE NEC members and CAPE Locals, for the provision of basic statistical information on grievances that were and are handled by the CAPE National Office.

Whereas, CAPE NEC members and CAPE Locals have been unsuccessful in obtaining such information.

Whereas, the basic statistical information on grievances that the CAPE NEC members and CAPE Locals are seeking to obtain is general and non-private in nature, such as:

Summary Information

1. Number of grievances by type (e.g. duty to accommodate, harassment), for CAPE as a whole and by CAPE Locals.
2. Status of the grievances (i.e. successfully or unsuccessfully completed, outstanding, at the PSLRB, etc.)
3. Time past since filing, and to completion.
4. Satisfaction of the griever.

Detailed Information

5. For CAPE Locals, a detailed list of all grievances with the information above (1 to 3).
6. Since some CAPE Locals have a large potential number of members, a breakdown by Branch should be provided.

Whereas, the CAPE NEC considers normal, and in line with their fiduciary duty, to be able to obtain and examine, on a regular basis, basic statistical information on grievances from handled by CAPE.

Whereas, the CAPE NEC considers important that the CAPE Locals be able to obtain, on a regular basis, basic statistical information on grievances in order to properly target their Local activities.

Be it resolved, that the CAPE NEC demands that the CAPE National Office provides, on at least a quarterly basis and starting on 1 June 2010, basic statistical information on grievances, as detailed above, to CAPE NEC members and CAPE Locals.

Motion: It was moved by D. Londynski, seconded by S. Maguire, that the proposed motion be approved.

A discussion on the issue of confidentiality and protecting members' privacy took place.

Motion: It was moved by S. Maguire, seconded by S. Chatterton, that the following amendments be made:

Be it resolved, that the CAPE NEC demands that the CAPE National Office provides, on at least a quarterly basis and starting on 1 June 2010, basic statistical information on grievances, as follows detailed above, to CAPE NEC members; ~~and CAPE Locals.~~

1. Number of grievances by type (e.g. duty to accommodate, harassment), for CAPE as a whole and by CAPE Locals.
2. Status of the grievances (i.e. successfully or unsuccessfully completed, outstanding, at the PSLRB, etc.)

D. Londynski requested that items 1 and 2 be provided to the Locals at least.

The debate on the issue of confidentiality and protecting member's privacy was discussed again.

C. Poirier proposed that item 1 above be amended to delete the following words "and by CAPE Locals" which was accepted as a friendly amendment.

Vote on motion as amended.

In favour = 13, Opposed = 1, Abstention = 1. **Motion carried.**

4. Substantive Issues for Discussion

4 a) Invitations made to D. Londynski to organize a meeting with him

C. Poirier mentioned that there are rules to follow in accordance with the Constitution and By-Laws of the Association.

C. Poirier requested to meet with Local 514 on several occasions without success.

D. Londynski explained that the majority of the Local members were not available and that the Local is ironing out its vision of what the Local should be about. He stated that he has no interest to meet with the President alone. He further stated that the President should not impose dates on him.

It was mentioned that this is not the type of issue to be discussed at the NEC meetings.

5. Committees

5 a) Finance Committee

The budget will require approval at the June meeting. It will be sent in advance in order to allow time for review prior to the meeting.

D. Londynski asked for an update on the motion submitted by Local 514 on the accommodations.

C. Poirier advised that a report will be submitted to the NEC for their consideration in September with the various options. He reminded the NEC that he had submitted a timeline for accommodations of the National Office approximately 6 months ago.

5 b) Education and Mobilization Committee

R. Duranceau provided a budget plan for information purposes.

5 c) Constitution and By-Laws Committee

M. Zinck provided an update on the current work of the Committee and distributed a Policy on President's Salary and Benefits and a policy on Secondary residence and travel policy for the President in advance of the June NEC meeting.

He advised the NEC that work is underway on e-voting By-Laws and they will be provided with updates.

5 d) Communications Committee

No report this month.

6) Adjournment

Motion: It was moved by I. Whitmore, seconded by R. Duranceau, that the meeting adjourn at 8:57 p.m. **Motion carried.**