

MINUTES

EXECUTIVE BOARD MEETING

JUNE 13-14, 2007

ELMHIRST'S RESORT, KEENE, ONTARIO

JUNE 13, 2007

The Executive Board was called to order at 9:45 pm. President Smokey Thomas was in the Chair. All members were present. Evelyn Anger, Executive Assistant to the President was also in attendance.

AGENDA

The agenda was amended to add:

- Thursday 11:00 - timed presentation re purchase of Thunder Bay property
- Local 588
- Central Political Action Committee
- OPS Bargaining Procedures

The Agenda as amended was carried.

MINUTES OF PREVIOUS MEETING

Moved by Thomas/Jackson

THEREFORE BE IT RESOLVED THAT the Executive Board adopt the Executive Board Minutes of May 16-17, 2007.

CARRIED

PRESENTATION

Roman Stoykewych, OPSEU General Counsel, gave the executive board a presentation regarding Fiduciary Responsibilities of the OPSEU Board.

BUSINESS ARISING

Grievance Legals Budget Increase

At the May 16-17 executive board meeting the following motion carried:

THEREFORE BE IT RESOLVED THAT the Office of the First Vice-President/Treasurer request a workplan from the Grievance Department on how the \$800,000 increase the grievance legal budget line, as passed by the 2007 convention, will be spent. The First Vice-President/Treasurer will bring this workplan back to the June 2007 Executive Board meeting.

Heino Nielsen, Administrator of Policy, Planning and Program Division and Cameron Walker, Supervisor, distributed a workplan and made a presentation to the Board.

AFTERNOON

President Smokey Thomas in the Chair.

PRESENTATION - CANADIAN FEDERATION OF STUDENTS

Jesse Greener, Ontario Chairperson of Canadian Federation of Students, made a presentation to the executive board.

BUSINESS ARISING

Grievance Legals Budget Increase (cont.)

Moved by Grimaldi/Jackson

THEREFORE BE IT RESOLVED THAT the grievance department add one more research assistant with the same terms and conditions as set out in the proposal of June 13, 2007, with the funds to come out of the Grievance Legal budget line.

Moved by Brown/Franche - closure - **CARRIED**

BUSINESS ARISING

Grievance Legals Budget Increase (cont.)

Roll Call Vote:	Almeida, Eddy	for
	Brown, Sue	against
	Clapp, Brenda	for
	Dumais, Mandy	against
	Eaton, Bob	for
	Elliot, Ron	against
	Franche, Gino	against
	Grimaldi, Mike	for
	Ing, Mary	against
	Jackson, Jay	for
	Lundy, Dave	against
	Middleton, Doris	for
	Montgomery, Ted	against
	Pridham, Nancy	against
	Rapaport, David	against
	Rout, Patty	against
	Rowett, Claire	for
	Snider, Sandra	against
	Thomas, Warren	against
	Tocker, James	against
	Wall, Peter	against

DEFEATED FOR - 7 AGAINST - 14

Executive Assistant – Accommodation Issue

This issue was referred from the May 2007 meeting with instructions to bring a motion to the June 2007 meeting with costings and full contracts.

Moved by Pridham/Elliot – In camera – **CARRIED.**

Rise and Report

Moved by Pridham/Elliot

<p>THEREFORE BE IT RESOLVED an immediate review of all accommodation costs currently being undertaken by OPSEU. This is to include all hotels, apartments, leases etc. for rentals exceeding a period of 1 month, this task to be undertaken by the Audit Committee.</p>

BUSINESS ARISING

Executive Assistant – Accommodation Issue (cont.)

BE IT FURTHER RESOLVED THAT the Audit Committee bring recommendations and guidelines to the September executive board meeting.

CARRIED

The following motion which was made at the May 2007 executive board meeting was withdrawn with the unanimous consent of the executive board.

THEREFORE BE IT RESOLVED THAT the Executive Assistant to the President be subsidized \$800 per month to be put towards accommodation.

Past President Severance

The following motion carried at the May 16-17, 2007 executive board meeting:

THEREFORE BE IT RESOLVED THAT the OPSEU Executive Board instruct accounting to payout the past president an interim payment of 18 weeks of accrued vacation and 12 weeks severance as soon as possible pending the outcome of the final calculation in June.

BE IT FURTHER RESOLVED THAT this is not to be read to exclude the possibility that this payment may be the full and final payment.

First Vice-President/Treasurer Patty Rout gave the executive board a verbal report on this issue.

Patty Rout and Smokey Thomas declared a conflict on this issue.

2nd Vice-President David Rapaport in the Chair.

Moved by Grimaldi/Pridham

THEREFORE BE IT RESOLVED THAT OPSEU pay Sister Casselman the difference between what OPSEU had paid her and 2146.407 hours.

Bob Eaton Challenged the Chair.

4th Vice-President Gino Franche in the Chair.

BUSINESS ARISING - Past President Severance (cont.)

The question was asked and the Chair was upheld.

2nd Vice-President David Rapaport in the Chair.

3rd Vice-President Bob Eaton in the Chair.

Moved by Eaton/Almeida

Extend the board until this issue is resolved.

CARRIED

Moved by Franche/Brown

THEREFORE BE IT RESOLVED THAT the issue of the past president severance package be referred to the First Vice-President/Treasurer's Office to seek a legal opinion on OPSEU's liability; and

BE IT FURTHER RESOLVED THAT this opinion be from outside legal counsel with respect to non-payment of the vacation entitlements as indicated on the previous motion.

Moved by Grimaldi/Jackson- amendment

After the word "past president" add "and the current president".

Moved by Franche/Pridham - closure - **CARRIED.**

The question was called on the amendment and it **CARRIED.**

Moved by Almeida/Pridham - closure - **CARRIED.**

The question was called on the motion as amended:

THEREFORE BE IT RESOLVED THAT the issue of the past president and the current president's severance package be referred to the First Vice-President/Treasurer's Office to seek a legal opinion on OPSEU's liability; and

BE IT FURTHER RESOLVED THAT this opinion be from outside legal counsel with respect to non-payment of the vacation entitlements as indicated on the previous motion.

CARRIED

RECESS

The Executive Board recessed at 5:30 pm. All members were present.

JUNE 14, 2007

The Executive Board was called to order at 9:30 am. President Smokey Thomas was in the Chair. All members were present. Evelyn Anger, Executive Assistant to the President was also in attendance.

TREASURER'S REPORT

First Vice-President/Treasurer Patty Rout presented her report, which addressed the following topics:

Financial Report

Bank Position - April 2007

Executive Board/Officers Approvals - May 30, 2007

Labour Day Parade

Promoting the Union Agenda

Financial Results/Projections - April 2007

Balance Sheet Summary - April 2007

Referrals to the First Vice-President's Office from May board meeting

Strategic planning meeting update

Moved by Eaton/Snider - In camera - **CARRIED.**

Rise and Report

Progress.

PRESENTATION - PURCHASE OF THUNDER BAY PROPERTY

Jamie Tocker made a presentation to the executive board regarding purchasing property in Thunder Bay.

PRESENTATION - PURCHASE OF THUNDER BAY PROPERTY (cont.)

Moved by Tocker/Rout

THEREFORE BE IT RESOLVED THAT the OPSEU Executive Board waive the 30-day notice for expenditures in excess of \$20,000.

Moved by Grimaldi/Pridham - closure - **CARRIED.**

The question was called on the waiver and it **CARRIED.**

Moved by Tocker/Rout

WHEREAS OPSEU is looking to purchase a building a property in Thunder Bay; and

WHEREAS OPSEU will always be in Thunder Bay as a hub for the area; and

WHEREAS an opportunity has been presented to purchase a building located at 1145 Barton Street that also provides an opportunity for expansion in the future should OPSEU need it; and

WHEREAS this property is also considered a match for OPSEU's needs in the area as well as being in a highly desirable area with sufficient meeting space to encourage usage;

THEREFORE BE IT RESOLVED THAT the Executive Board of OPSEU authorize OPSEU to negotiate a purchase deal with the owner of 1145 Barton Street, Thunder Bay; and

BE IT FURTHER RESOLVED THAT the total price negotiated shall not exceed \$424,000 plus all appropriate closing fees; and

BE IT FURTHER RESOLVED THAT the monies are to be drawn from the Strike Fund.

Moved by Ron Elliot - Object to Consideration.

DEFEATED. The motion was considered.

PRESENTATION - PURCHASE OF THUNDER BAY PROPERTY (cont.)

Moved by Pridham/Middleton - amendment

In the 1st resolve after the word "Thunder Bay" add "pending a prior inspection report and a commercial appraisal".

Moved by Eaton/Lundy - amendment to amendment

Add "to be paid for from the Contingency Fund".

CARRIED

An amendment was made and ruled out of order by the Chair.

Mike Grimaldi challenged the Chair.

First Vice-President/Treasurer Patty Rout in the Chair.

The question was asked and the Chair was upheld.

Moved by Brown/Almeida - closure - **CARRIED.**

The question was called on the amendment as amended:

In the 1st resolve after the word "Thunder Bay" add "pending a prior inspection report and a commercial appraisal, to be paid for from the Contingency Fund".

CARRIED

Moved by Montgomery/Eaton - amendment

In the 2nd resolve delete "424,000" and replace it with "not to exceed the appraised value plus 5 percent".

Moved by Eaton/Pridham - closure - **CARRIED.**

The question was called on the amendment and it **CARRIED.**

Moved by Eaton/Pridham

Extend the board meeting until this matter is resolved.

CARRIED

PRESENTATION - PURCHASE OF THUNDER BAY PROPERTY (cont.)

Moved by Elliot/Pridham - amendment

In the 3rd resolve delete the word "Strike" and replace with "General".

Moved by Montgomery/Pridham - closure - **CARRIED**

Roll Call Vote:	Almeida, Eddy	against
	Brown, Sue	against
	Clapp, Brenda	against
	Dumais, Mandy	against
	Eaton, Bob	against
	Elliot, Ron	for
	Franché, Gino	against
	Grimaldi, Mike	against
	Ing, Mary	against
	Jackson, Jay	against
	Lundy, Dave	against
	Middleton, Doris	against
	Montgomery, Ted	for
	Pridham, Nancy	against
	Rapaport, David	for
	Rout, Patty	against
	Rowett, Claire	against
	Snider, Sandra	against
	Thomas, Warren	for
	Tocker, James	against
	Wall, Peter	against

AMENDMENT DEFEATED FOR - 4 AGAINST - 17

Moved by Grimaldi/Tocker - referral

THEREFORE BE IT RESOLVED THAT this issue be tabled and referred back to First Vice-President/Treasurer's Office to have information collected and distributed prior to lease incumbrance date; and

BE IT FURTHER RESOLVED THAT a phone poll be conducted by the President's Office prior to the lease incumbrance date.

Moved by Rapaport/Pridham - closure - **CARRIED**

The question was called on the referral and it **CARRIED**.

AFTERNOON

President Smokey Thomas in the Chair.

PRESENTATION - OPS DEVELOPMENTAL SERVICES CAMPAIGN

David Chew, Local 323, made a presentation to the executive board.

Moved by Rout/Tocker

<p>THEREFORE BE IT RESOLVED THAT the OPSEU Executive Board waive the 30-day notice for expenditures in excess of \$20,000.</p>

CARRIED

Moved by Rout/Tocker

<p>THEREFORE BE IT RESOLVED THAT the OPSEU Executive Board support the OPS Developmental Services Campaign at a cost of \$28,000. These funds to be drawn from the Contingency Fund.</p>

Moved by Middleton/Pridham - amendment

<p>Replace "Contingency" with "Defense".</p>
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Moved by Eaton/Thomas - closure - **CARRIED.**

The question was called on the amendment and it was **DEFEATED.**

2nd Vice-President David Rapaport in the Chair.

Moved by Rapaport/Pridham

<p>Refer this issue to the CPAC.</p>

5th Vice-President Jay Jackson in the Chair.

Moved by Pridham/Brown - closure - **CARRIED.**

The question was called on the referral and it **CARRIED.**

President Smokey Thomas in the Chair.

PRESENTATION - OPS DEVELOPMENTAL SERVICES CAMPAIGN

Ted Montgomery challenged the Chair regarding being able to speak on the previous issue.

First Vice-President/Treasurer Patty Rout in the Chair.

The question was asked and the Chair was not upheld.

President Thomas in the Chair.

Moved by Eaton/Rapaport - closure on issue - **CARRIED.**

PRESIDENT'S REPORT

President Smokey Thomas presented the President's Report, which addressed the following items:

Internal Issues

- Local 278 Trusteeship Extension Resolution

- OPS Negotiation Procedures

- OPS Unclassified Statistics

- OPSECAAT Campaign Update

- Executive Board Committee Elections

- Draft Bylaws and Negotiating Procedures for LBED Divisional Meeting

- Donnelly Prosecution (John Stammers Picket Line Death)

Convention 2007

- Final Report of the Constitution Committee

- Final Report of the Resolutions Committee

Donations/Appeals

- 2007 Ottawa Trillium Spring Reception

PRESIDENT'S REPORT

INTERNAL ISSUES

Local 278 Trusteeship Extension Resolution

Moved by Thomas/Jackson

THEREFORE BE IT RESOLVED THAT the L278 Trusteeship period, scheduled to end on June 14, 2007, be extended to September 30, 2007 with a report from the Trustee to be presented to the Board at its meeting on September 19 and 20, 2007.

CARRIED

OPS Negotiation Procedures

Moved by Thomas/Tocker

THEREFORE BE IT RESOLVED THAT the OPS bargaining timeline for the 2008 round procedures replace and supersede the existing OPS negotiating procedures.

Moved by Grimaldi/Clapp

THAT the Central Unified Team consist of 16 OPS members and that one member be elected to represent the flexible part-timers.

President Smokey Thomas ruled the motion in order.

Moved by Tocker/Rout - referral

Refer this issue to the President's Office.

Moved by Eaton/Pridham - closure - **CARRIED**.

The question was called on the referral and it was **DEFEATED**.

The question was called on the motion:

THAT the Central Unified Team consist of 16 OPS members and that one member be elected to represent the flexible part-timers.

PRESIDENT'S REPORT

INTERNAL ISSUES

OPS Negotiation Procedures (cont.)

Roll Call Vote:	Almeida, Eddy	for
	Brown, Sue	against
	Clapp, Brenda	for
	Dumais, Mandy	against
	Eaton, Bob	against
	Elliot, Ron	against
	Franche, Gino	against
	Grimaldi, Mike	for
	Ing, Mary	against
	Jackson, Jay	for
	Lundy, Dave	against
	Middleton, Doris	against
	Montgomery, Ted	against
	Pridham, Nancy	against
	Rapaport, David	against
	Rout, Patty	against
	Rowett, Claire	against
	Snider, Sandra	against
	Thomas, Warren	against
	Tocker, James	against
	Wall, Peter	against

DEFEATED FOR - 4 AGAINST - 17

A Minority Report was served by Brenda Clapp and Mike Grimaldi.

Moved by Ing/Pridham - closure - **CARRIED**.

The question was called on the motion:

<p>THEREFORE BE IT RESOLVED THAT the OPS bargaining timeline for the 2008 round procedures replace and supersede the existing OPS negotiating procedures.</p>
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CARRIED

PRESIDENT'S REPORT

INTERNAL ISSUES

OPS Unclassified Statistics

Material was given to the executive board.

OPSECAAT Campaign Update

The executive board was given an update on this issue.

UNFINISHED BUSINESS

Notice of Motion - Regional Children's Mental Health Round Table Meetings

Moved Eaton/Lundy

WHEREAS successive governments have continually under funded Children's Mental Health services;

WHEREAS the current Liberal government has failed to meet increased needs by targeting new dollars for CMHS;

WHEREAS this lack of government attention is having a profound impact on children, families and communities across Ontario;

WHEREAS the Child Treatment Sector supports this initiative to push forward the Kids Matter campaign

WHEREAS a dynamic media campaign, linking parents, employers and the trade union movement is already demonstrating positive results in Eastern Ontario

THEREFORE BE IT RESOLVED THAT the OPSEU Executive Board approves funding in the amount of \$13,000, to be drawn from the Contingency Fund to fund a series of community round tables in Eastern Ontario aimed at lobbying politicians, building community coalitions, providing media exposure and empowering parents to pressure the government and all parties in a lead up to the October 2007 Provincial election.

First Vice-President/Treasurer Patty Rout in the Chair.

UNFINISHED BUSINESS

Notice of Motion - Regional Children's Mental Health Round Table Meetings (cont.)

The question was called on the motion and it **CARRIED**.

COMMITTEE REPORTS

Recommendations from June Executive Committee Meetings

Local 588

Moved by Rapaport/Pridham

<p>THEREFORE BE IT RESOLVED THAT the OPSEU Executive Board approve that the newly organized part-time workers at Mini-Skool A Child's Place Inc. in Mississauga be placed into Local 588.</p>
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CARRIED

New Local Region 3

Moved by Middleton/Rowett

<p>THEREFORE BE IT RESOLVED THAT the OPSEU Executive Board approve the creation of a new local, Local 316 Community Living Campbellford Brighton, and that the newly organized unit, given the special circumstances, be designated as a stand alone local.</p>
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CARRIED

PRESIDENT'S REPORT

CONVENTION 2007

Final Report of the Constitution Committee

Moved by Thomas/Pridham

<p>THEREFORE BE IT RESOLVED THAT the OPSEU Executive Board receive the Report from the Constitution Committee.</p>

CARRIED

Final Report of the Resolutions Committee

The Resolutions Committee prepared their final report to the Executive Board. These will be dealt with at a special meeting of the board at the NUPGE Convention.

COMMITTEE REPORTS

Progress Report on the Actions of the OPSEU Greening Committee

A report was given to the Executive Board.

Pension Liaison Committee

Moved by Rapaport/Pridham

<p>THEREFORE BE IT RESOLVED THAT Marnie Niemi be reappointed to the OMERS Sponsors Corporation representing OPSEU.</p>

Moved by Grimaldi/Eaton - amendment

<p>THAT this appointment be a 2 year term.</p>

Moved by Almeida/Pridham - closure - **CARRIED.**

The question was called on the amendment and it **CARRIED.**

First Vice-President/Treasurer Patty Rout in the Chair.

Moved by Almeida/Elliot - closure - **CARRIED.**

COMMITTEE REPORTS

Pension Liaison Committee (cont.)

The question was called on the motion as amended:

THEREFORE BE IT RESOLVED THAT Marnie Niemi be reappointed to the OMERS Sponsors Corporation representing OPSEU and that this appointment be a 2 year term.

CARRIED

Central Political Action Committee

Moved by Middleton/Almeida

THEREFORE BE IT RESOLVED THAT executive board endorse the measures outlined in the CPAC proposal of June 14, 2007.

Moved by Grimaldi/Eaton - amendment

On page 2, 2nd bullet point replace "three" demands with "eight" and add the following numbers, #4 to bring in anti-scab legislation, #5 to grant card based certification for all unions, #6 keep development services centres open in the form of Centres of Excellence, #7 needlestick legislation, #8 successor rights for the broader sector healthcare.

First Vice-President/Treasurer Patty Rout in Chair.

Moved by Elliot/Pridham - amendment to amendment

After "Centres of Excellence" add ", and wage parity for BPS Developmental Service Workers with the OPS".

Moved by Almeida/Eaton - closure - **CARRIED.**

The question was called on the amendment to the amendment and it **CARRIED.**

4th Vice-President Franche in the Chair.

COMMITTEE REPORTS

Central Political Action Committee (cont.)

Moved by Rout/Tocker - amendment to amendment

Amend "eight" to "eleven" and add "#9 Funding, #10 Public Services, #11 Human Resource Adjustment Plan (HRAP)".

CARRIED

Moved by Lundy/Grimaldi - amendment to amendment

Add TILMA to the list.

Moved by Snider/Eaton - closure - **CARRIED.**

The question was called on the amendment to the amendment and it **CARRIED.**

Moved by Dumais/Montgomery - amendment to amendment

Under the 2nd page 2nd bullet the words "shall be" be changed to "shall include these demands and any other issues that the President and First Vice-President/Treasurer deem important at the time of these meetings.

Moved by Snider/Eaton - closure - **CARRIED.**

The question was called on the amendment to amendment and it **CARRIED.**

President Smokey Thomas in the Chair.

First Vice-President/Treasurer Patty Rout in the Chair.

Moved by Montgomery/Eaton - amendment to amendment

Last line on page one 2nd and 3rd bullets change "July 31" to "asap"; 2nd page 3rd bullet replace "July 31" with "immediately after the last of the meetings"; 4th bullet replace "August 14" with "asap".

Moved by Snider/Franche - closure - **CARRIED.**

The question was called on the amendment and it **CARRIED.**

COMMITTEE REPORTS

Central Political Action Committee (cont.)

President Smokey Thomas in the Chair.

Moved by Elliot/Franche – amendment to amendment

Remove numbers and insert bullet points.

CARRIED

Moved by Franche/Elliot - closure – **CARRIED.**

The question was called on the proposal as amended and it **CARRIED.**

A motion was made and ruled out of order by the Chair.

Moved by Thomas/Wall

THEREFORE BE IT RESOLVED that the Executive Board endorse the measures outlined in the CPAC proposal of June 14, 2007, as amended.

CARRIED

The CPAC reported that OPSEU would be sending a questionnaire via mail on a wide range of issues to the leaders of Ontario's political parties. These questions will be posted on OPSEU's web site and the leader's answers will be posted on the web site later this summer.

ADJOURNMENT

The Executive Board adjourned at 4:30 PM. All members were present.

Smokey Thomas, President

Kathryn Francis, Corporate Secretary

/kf