

SYSTEM COUNCIL No.16

# International Brotherhood of Electrical Workers



DALE E. DOYLE  
General Chairman

RICHARD J. HEYLAND  
Vice General Chairman

999 Westview Drive, Suite 5  
Hastings, MN 55033  
651-438-2927 • Fax 651-480-1731  
usibsystem16@earthlink.net

MARK S. KLECKA  
Asst. General Chairman

JEFF BURK  
Asst. General Chairman

May 3, 2012

**FIRST QUARTER REPORT, 2012  
SYSTEM COUNCIL NO 16 OF THE  
INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS**

Brothers and Sisters:

As reported in the fourth quarter report, the National Agreement was ratified and we understand that back pay and lump sum bonus checks have been issued. There were a few questions on the calculations and the reason for the large amount of tax deductions which we researched and found an answer for those inquiring. There were a number of questions from retirees as the cost sharing contribution was deducted from the checks, and again, an explanation was obtained and provided to those inquiring.

As a result of an issue arising in early 2011, the Bylaws of the Council's Locals have been reviewed and amended by the international Office and provided to all Locals with changes.

As most of you are aware, the U.S. House of Representatives passed a budget known as the "Ryan Budget", a part of which contains a provision to change the Railroad Retirement Act. Attached, please find a report on this matter from Director Bohne of the Railroad Department.

The past quarter the Council staff has conducted business or obtained information relative to the following Carriers affecting our membership:

*Our Business – Representation & Service*

# *International Brotherhood of Electrical Workers*

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## **Belt Railway Company of Chicago:**

No news to report.

## **CN-CCP/DMIR/DWP/EJE/IC/WC:**

We continue to receive reports of the new hire/termination reports not being accurate. This matter has been discussed with Labor Relations and the matter is being reviewed.

The IC Telecom Agreement has been distributed on the property with only one (1) omission thus far found. This matter will be discussed in the Carrier's offices on April 24, 2012 when we meet to continue Section Six discussions, in conjunction with representatives of System Councils 6 and 7.

## **CP/Soo:**

We are currently working with the Carrier to correct the seniority rosters posted for 2012.

Several of the Shop Craft Organizations are scheduled to meet with the Carrier on Monday, May 14, 2012 to discuss Side Letter 5 of the National Agreement.

## **Gary Railway Company:**

No news to report.

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## **Northern Indiana Commuter Transportation District:**

We have been discussing with Local members and Carrier representatives on the property several issues and dates to begin Section Six negotiations.

## **Paducah and Louisville Railway Company:**

No news to report.

## **Montana Rail Link:**

A second Tentative Agreement was reached with the Carrier and our Coalition on March 22, 2012, and pending the other coalitions reaching tentative on their individual craft specifics, we may be ready to proceed for approval from the Railroad Department to submit the Agreement for approval.

One (1) discipline case was presented to neutral Arbitrator Jerry Wallin for adjudication on March 22, 2012. As soon as the decision is finalized, the Claimant and Local will be notified of the results.

## **BNSF Railway Company:**

There has been six (6) discipline decisions rendered this quarter. The locals and Claimants have been notified of the decisions.

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BNSF issued a revised Medical Policy and upon review was challenged by several, if not all of the representing Labor Organizations on the property, with the EEOC. Once the complaint was presented to the EEOC, the Carrier withdrew the policy. The revised policy is currently being reviewed by counsel.

The Carrier also imposed a very strict Absenteeism Policy effective March 1, 2012 for the Mechanical Department which required the Organizations to obtain legal counsel to address. The Carrier subsequently revised the policy.

There are several issues with Rapid Responders on the former BNSF property which we are currently progressing claims, issues with Telecommunications with the installation of PTC equipment and labor/management issues at Chicago, Seattle, Allouez Taconite we are currently involved with.

In late March, we met with Labor Relations to discuss several contractual issues and plan on further discussions.

There have been several Apprentices hired this past quarter that have submitted for time credit.

Attached to this report are the first quarter travel and financial reports as well as the article entitled "Railroad Retirement and the Ryan Budget".

Articles of importance are posted as received on the Council web site.

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Respectfully and fraternally submitted,

Dale E. Doyle  
General Chairman/Secretary-Treasurer

DED/dgw (OPEIU)

Attachments

# *International Brotherhood of Electrical Workers*

## **Dale Doyle's Travel First Quarter:**

January 3<sup>rd</sup> through 6<sup>th</sup>, 2012 – Washington, DC – National ballot count – System Council Bylaws review

January 17, 2012 – Chicago, Illinois – BNSF Corwith Radio Shop issues

February 10<sup>th</sup> through 12<sup>th</sup>, 2012 – Miami, Florida – Staff meeting

March 14, 2012 – St. Paul, MN – CP/Soo General Chairmen's meeting

March 15, 2012 – Superior, Wisconsin – Local 1559 meeting

March 21<sup>st</sup> through 23<sup>rd</sup>, 2012 – Reno, Nevada – Montana Rail Link Contract negotiations  
- Public Law Board

March 28<sup>th</sup> through 30<sup>th</sup>, 2012 – Kansas City, Missouri – BNSF Labor Relations meeting –  
BNSF General Chairmen's meeting – Locals 866 and 959 officer training

## **Rick Heyland's Travel First Quarter:**

March 27, 2012 – Kansas City, Missouri – BNSF Labor Relations meeting

March 28, 2012 – Kansas City, Missouri – BNSF General Chairmen's meeting

## **Mark Klecka's Travel First Quarter:**

January 10<sup>th</sup> through 12<sup>th</sup>, 2012 – Springfield, Missouri – Investigation

January 12<sup>th</sup> and 13<sup>th</sup>, 2012 – Seattle, Washington – Telecom meeting

January 17, 2012 – Vancouver, Washington - Investigation

January 18<sup>th</sup> and 19<sup>th</sup>, 2012 – Portland, Oregon – Local Union 1782 officer training

February 6<sup>th</sup> through 8<sup>th</sup>, 2012 – Denver, Colorado – Montana Rail Link negotiations

February 28<sup>th</sup> and 29<sup>th</sup>, 2012 – Springfield, Missouri – HR Climate Assessment

March 1<sup>st</sup> and 2<sup>nd</sup>, 2012 – Springfield, Missouri – HR Climate Assessment

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March 6<sup>th</sup> through 8<sup>th</sup>, 2012 – Fond du Lac, Wisconsin and Escanaba, Michigan – Local Union 757/CN-IC member meetings

March 23<sup>rd</sup> and 24<sup>th</sup>, 2011 – Spokane, Washington - Investigation

March 26<sup>th</sup> through 28<sup>th</sup>, 2012 – Kansas City, Missouri – BNSF General Chairmen's meeting – BNSF Labor Relations meeting

## **Jeff Burk's Travel First Quarter:**

January 11, 2012 – Springfield, Missouri - Investigation

January 31<sup>st</sup> through February 1, 2012 – Fort Worth, Texas – BNSF SACP

February 6<sup>th</sup> and 7<sup>th</sup>, 2012 – Denver, Colorado – Montana Rail Link negotiations

February 16, 2012 – Tulsa, Oklahoma - Investigation

February 29, 2012 – Springfield, Missouri – BNSF Telecom meeting

March 1<sup>st</sup> and 2<sup>nd</sup>, 2012 – Springfield, Missouri – BNSF Telecom meeting

March 7, 2012 – Fort Worth, Texas – BNSF Leadership meeting

March 21<sup>st</sup> and 22<sup>nd</sup> – Reno, Nevada – Montana Rail Link negotiations/Public Law Board

March 27<sup>th</sup> and 28<sup>th</sup>, 2012 – Kansas City, Missouri – BNSF GCA meeting

## **Darrell Patterson's Travel First Quarter:**

Various Dates in January - North Kansas City, Missouri – Nine (9) meetings for GE Motor Shop organizing

January 12, 2012 – Kansas City, Kansas – Local 866 meeting

January 18, 2012 – Topeka, Kansas – Local 959 meeting

January 30<sup>th</sup> through February 2<sup>nd</sup>, 2012 – Lincoln, Nebraska – Knorr Air Brake Teardown

February 9, 2012 – Kansas City, Kansas – Local 866 meeting

# *International Brotherhood of Electrical Workers*

March 8, 2012 – Kansas City, Kansas – Local 866 meeting

March 28, 2012 – North Kansas City, Missouri – General Chairmen's Association meeting  
and officer training for Locals 866 and 959



# International Brotherhood of Electrical Workers



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General Chairman

RICHARD J. HEYLAND  
Vice General Chairman

999 Westview Drive, Suite 5  
Hastings, MN 55033  
651-438-2927 • Fax 651-480-1731  
usibsystem16@earthlink.net  
S<sup>®</sup>

MARK S. KLECKA  
Asst. General Chairman

JEFF BURK  
Asst. General Chairman

DARRELL PATTERSON  
Asst. General Chairman

July 31, 2012

**SECOND QUARTER REPORT, 2012  
SYSTEM COUNCIL NO 16 OF THE  
INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS**

Brothers and Sisters:

With this report is a number of articles received over the past quarter that are of significant importance to the officers and members of this Organization; however, one I believe is very important to our Organization and its officers particularly, and that is an article prepared by our retained counsel titled "Use of Social Media by Union Officers and Employees".

The 2012 Rail Department meeting is scheduled for October 3<sup>rd</sup> and 4<sup>th</sup>, 2012 in San Diego, California. The deadline for registration is August 17, 2012.

The past quarter the Council staff has conducted business or obtained information relating to the following Carrier's affecting our membership:

**Belt Railway Company of Chicago:**

No news to report.

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## **CN-CCP/DMIR/DWP/EJE/IC/WC:**

Reported several times in recent reports were issues with the New Hire - Termination Reports. I believe we have finally resolved the issue and have not heard of any problems with the most recently issued report.

We have settled a claim for two (2) members covered by the IC Communication Agreement and have one (1) investigation pending.

Tentative Agreements have been obtained on all CN properties by representatives of this Organization and upon approval, will be submitted to the membership for ratification. I wish to thank the Local representatives of Locals 366, 747 and 881 for all input and assistance in this matter.

We are currently working on a Letter of Understanding for a "Bridge Technician" classification.

## **CP/Soo:**

Reported in the first quarter report were problems with the 2012 seniority rosters. There have been numerous changes in staffing at the Minneapolis headquarters and this matter remains outstanding.

We also met with the Carrier representatives in May to discuss Side Letter 5 of the National Agreement. A second meeting was scheduled on July 10<sup>th</sup> and 11<sup>th</sup>, 2012. This meeting was cancelled at the last minute by the Carrier.

This office assisted with an investigation in June and we are currently handling two (2) claims. One (1) discipline issue is outstanding at the Second Division of the NRAB with no hearing scheduled.

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## **Gary Railway Company:**

Four new members have been hired over the past few months.

## **Lake Superior and Ishpeming Railroad:**

New news to report.

## **NICTD:**

A tentative Agreement was negotiated and submitted to the membership for ratification. The Agreement was ratified and has been fully executed. The members should be receiving compensation due shortly.

Again, I wish to thank the representative of Local 2355 for all assistance and input provided in this matter.

## **Paducah and Louisville Railway Company:**

No news to report.

## **Montana Rail Link:**

A second Tentative Agreement was reached with representatives of the Carrier and the Coalition. The Agreement was submitted to the membership and failed ratification. Discussions continue.

The Award was rendered on the case arbitrated in March and the Claimant has been notified of the decision.

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## **BNSF Railway Company:**

Three (3) Awards have been rendered by a Referee on discipline cases at an Expedited Board and the Claimants have been notified of the decisions.

In mid June, a number of outstanding claims were presented to a Neutral at the Second Division in Chicago. We expect several months for the final decisions to be rendered.

We continue to receive reports of issues with the North Rapid Responder Agreement and have requested a meeting with all parties to the Agreement to discuss the issues.

We continue to see applications for time credit of new employees' previous experience which is a positive sign of strength in business. We have also been advised that several stored locomotives have been returned to service.

Attached to this report are the second quarter travel and financial reports, the first half of 2012 Audit Committee Report and articles of interest previously mentioned in this report. Articles are also being posted regularly on the Council web site at [systemcouncil16.org](http://systemcouncil16.org).

Respectfully and fraternally submitted,

Dale E. Doyle  
General Chairman

DED/dgw (OPEIU)

Attachments

### Dale Doyle's Travel Second Quarter:

April 3, 2012 - St. Paul, Minnesota - Local Union 886 meeting

April 4, 2012 - Minneapolis, Minnesota - Local Union 506 meeting

April 19, 2012 - Proctor, Minnesota - Local Union 366 meeting

April 24, 2012 - Chicago, Illinois - CN Section 6 negotiations

April 30, 2012 - Superior, Wisconsin - Investigation

May 8, 2012 - St. Paul, Minnesota - Local Union 886 meeting

May 14, 2012 - Minneapolis, Minnesota - CP/Soo Side Letter 5 Meeting

May 15, 2012 - Chicago, Illinois - CN Section 6 negotiations

May 21st - 23rd, 2012 - Seattle, Washington - Local Union 1769 meeting - BNSF issues

May 24, 2012 - Minneapolis, Minnesota - Local Union 783 - BST/BNSF meeting

May 25, 2012 - St. Paul, Minnesota - Local Union 886 - Investigation

June 1, 2012 - Eagan, Minnesota - RRB informational meeting

June 5th through 8th, 2012 - Pawleys Island, South Carolina System Council 9

June 14, 2012 - Chicago, Illinois - Second Division Hearings - CN Section 6 negotiations

June 18, 2012 - Alliance, Nebraska - Local Union 547 meeting

June 19, 2012 - Alliance, Nebraska - Local Union 1517 meeting

June 20th through 22nd, 2012 - Deadwood, South Dakota - Eleventh District meeting

June 26, 2012 - Duluth, Minnesota - CN Section 6 negotiations

### **Rick Heyland's Travel Second Quarter:**

June 4th through 8th, 2012 - Pawleys Island, South Carolina - System Council 9 convention

June 13th through 15th, 2012 - Chicago, Illinois - NRAB arbitration hearings

June 26th through 29th, 2012 - Chattanooga, Tennessee - Tenth District Progress meeting

### **Mark Klecka's Travel Second Quarter:**

April 19, 2012 - Tulsa, Oklahoma - Telecom meeting

April 23rd through 27th, 2012 - Los Angeles, San Bernardino and Barstow, California - Local Unions 946 and 1023 meetings and Telecom meetings

May 16th and 17th, 2012 Michigan City, Indiana - NICTD bargaining session

May 21st through 24th, 2012 - Willowbrook, Illinois - Various Chicago area work groups

June 4, 2012 - Chesterton, Indiana - NICTD bargaining session

June 14th and 15th, 2012 - Springfield, Missouri - Local 788 - Meeting with President Jeff Allred

June 25, 2012 - Michigan City, Indiana - NICTD committee meeting

June 26th and 27th, 2012 - Michigan City, Indiana - Local Union 2355 - Ratification information and local meeting

### **Jeff Burk's Travel Second Quarter:**

April 23rd and 24th, 2012 - Commerce, California - Meeting with Local 946

April 25th through 27th, 2012 - Barstow, California - Meeting with Local 1023

May 1st and 2nd, 2012 - Fort Worth, Texas - BNSF SACP meetings

June 3rd through 8th, 2012 - Missoula, Helena, Livingston and Billings, Montana - General membership meetings for contract Proposal

### **Darrell Patterson's Travel Second Quarter:**

April 12, 2012 - Kansas City, Kansas - Local 866 meeting

April 26, 2012 - Topeka, Kansas - Investigation

May 10, 2012 - Kansas City, Kansas - Local 866 meeting

May 16, 2012 - Topeka, Kansas - Local 959 meeting

May 18, 2012 - North Kansas City, Missouri - Railroad Retirement Conference

May 23rd through 25th, 2012 - Wichita, Kansas - IBEW Seventh District conference

May 30th and 31st, 2012 - Springfield, Missouri - Investigations

June 14, 2012 - Kansas City, Kansas - Local 866 meeting

June 20th through 22nd, 2012 - Deadwood, South Dakota - IBEW Eleventh District conference

# International Brotherhood of Electrical Workers



DALE E. DOYLE  
General Chairman

RICHARD J. HEYLAND  
Vice General Chairman

999 Westview Drive, Suite 5  
Hastings, MN 55033  
651-438-2927 • Fax 651-480-1731  
usibsystem16@earthlink.net  
S-10

MARK S. KLECKA  
Asst. General Chairman

JEFF BURK  
Asst. General Chairman

DARRELL PATTERSON  
Asst. General Chairman

October 25, 2012

## THIRD QUARTER REPORT, 2012 SYSTEM COUNCIL NO 16 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Brothers and Sisters:

Elections are less than two (2) weeks away and I am sure each of you, as am I, are tired of all of the political discussion and advertising. This, however, is a very important election and I urge each of you to vote. Each of you should have or will be receiving election information in the mail. A most important consideration for all of us with an interest in the rail industry is the Republican Party's position on Railroad Retirement, copies of the flyers are attached for your reference and distribution.

The 2012 Rail Department meeting was held the first week of October in San Diego. Notwithstanding all the annual and necessary information provided, a very informative presentation on the handling of investigations was conducted. While this information was very educational, it was also entertaining.

We continue to see an increase in the number of complaints against Carriers presented to this office. I cannot over stress the importance of factual and detailed statements when these allegations are made. I am also asking the Local officers to assist in this matter and please keep a detailed file of all issues presented.

A very important issue also needs to be addressed by the Local officers. There are and have been several Locals delinquent in per capita payments, not only to this office, but also the International.

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# *International Brotherhood of Electrical Workers*

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The IBEW Constitution provides the following:

...

“ Sec. 20. Railroad L.U.’s shall join Railroad System Federations and System Councils where such are formed. Railroad L.U.’s must contribute to the support of and conform to the laws of Railroad Councils where such are formed. Railroad L.U.’s shall cooperate in the manner directed by the I.P.”

...

Article IX, Section 1 of the System Council Bylaws reads as follows:

...

## **“Finances**

Sec. 1. The revenue of this SC shall be derived by a per capita tax of forty dollars (\$40.00) per month from each member who is employed any part of such month or who works under the jurisdiction of this SC. Such tax shall be paid to the GC-ST by each affiliated LU, payable in advance.”

(Underscoring Added)

...

The forty dollars (\$40.00) referenced in this paragraph is forty-one dollars (\$41.00) total due to the Coordinating Council assessment, as outlined in Section 3 of Article I of the Bylaws. This is a continuing problem with some Locals and we have been advised this problem is going to be addressed. Please, if your Local is delinquent in per capita, get this matter corrected.

We are hearing that rail traffic is slowing from various discussions; however, there have been no discussions of reductions of forces.

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The past quarter the Council staff has conducted business or obtained information relating to the following Carrier's affecting our membership.

## **Belt Railway Company of Chicago:**

At least two (2) new Electricians have been hired to replace retiring employees, one (1) of which was Committeeman Jerry Dudzik.

Committeeman Dudzik had a vast amount of railroad service and experience with both the BRC and this Organization. We wish him the best for a long, happy and healthy retirement.

A representative of the Carrier Labor Relations Department has advised the Carrier is not interested in codifying the controlling Labor Agreement. We are currently reviewing our options in this matter.

## **CN-CCP/DMIR/DWP/EJE/IC/WC:**

The Tentative Agreement reached with the Carrier was ratified by our members on all properties including the Bessemer and Lake Erie, which is represented by System Council 7 and the Grand Trunk Western represented by System Council 9. The IC Communication Department Labor Agreement will be updated to reflect all changes in order to keep this Agreement current. We understand the wage increases and back pay either have been calculated and paid on certain roads and will be calculated and paid soon on others.

We are handling a discipline claim on the IC property.

We also completed a New York Dock Transfer Agreement between the Grand Trunk property and Illinois Central property. As soon as all signatures are affixed, it will be distributed to the concerned Locals.

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We are attempting to schedule a meeting with the Carrier representatives and representatives of the Brotherhood of Railroad Signalmen to discuss the PTC work being performed on the property.

We obtained an Agreement for "Bridge Technicians" on the IC property. The Memorandum of Agreement was signed and distributed on the property to the concerned Locals. Subsequent to the adoption of the Agreement, more issues were presented and we are in discussions to modify the Agreement.

We are also moving forward to codify the IC Mechanical Department Agreement and hope to schedule a meeting before the end of October.

## **CP/Soo:**

Following an extensive review of the 2012 Mechanical Department seniority rosters with Carrier representatives, we believe they are finally correct. The rosters have been distributed to the Locals on the property for review and comment before giving the final approval.

We have not been able to schedule a meeting with the Carrier to discuss Side Letter 5 of the National Agreement.

This office assisted with an investigation in August for a member and we are investigating a compensation issue with one (1) of our members.

**Gary Railway Company and Lake Superior and Ishpeming Railroad** both faced the same issues recently as this office fielded questions and made several inquiries. Gary Railroad is owned by US Steel and Lake Superior and Ishpeming is owned by Cleveland Cliffs. The steel workers were at a point where contract negotiations were pointing to a strike. The Steelworkers strike was averted and no issues developed.

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Third Quarter Report  
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## **NICTD:**

No news to report.

## **Paducah and Louisville Railway Company:**

There was one (1) new member hired recently.

## **Montana Rail Link:**

We continue to work toward an Agreement with the coalition.

## **BNSF Railway Company:**

We are waiting for a number of decisions to be rendered from the June Division hearings.

There have been a number of issues with the North Lines Rapid Responders and the Organizations party to the Responder Agreement have collectively requested to meet with the Carrier to discuss the issues. No meeting date has been scheduled.

We are working on a few Memorandum of Agreements concerning our members on the property, including Mechanical and Telecommunications and a modification of the Discipline Rules that will effect all Agreements.

Assistant General Chairman Mark Klecka and the undersigned met with Assistant Vice President Steve Millsap to discuss issues and the outlook for the Engineering Department Electricians.

This office has assisted with a number of investigations on this property and again, I cannot stress the importance of rules compliance to our members.

# *International Brotherhood of Electrical Workers*

Third Quarter Report  
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Attached to this report are the third quarter travel and financial reports and articles of interest previously mentioned in this report. Articles are also being posted regularly on the Council web site at [systemcouncil16.org](http://systemcouncil16.org).

Respectfully and fraternally submitted,

Dale E. Doyle  
General Chairman

DED/dgw (OPEIU)

Attachments

# *International Brotherhood of Electrical Workers*

## **Dale Doyle's Travel Third Quarter:**

August 2<sup>nd</sup> and 3<sup>rd</sup>, 2012 – Seattle, Washington – Local 1769 Shop issues

August 7, 2012 – St. Paul, Minnesota – Local 886 meeting

August 13<sup>th</sup> through 15<sup>th</sup>, 2012 – Barstow, California – Local 1023 – two (2) investigations

August 17, 2012 – St. Paul, Minnesota – Local 886 - Investigation

August 21, 2012 – St. Paul, Minnesota – Local 886 - Investigation

August 22, 2012 – Waterloo, Iowa – Local 757 - Investigation

August 23, 2012 – Brainerd, Minnesota – Local 783 meeting

August 28, 2012 – Minneapolis, Minnesota – CP/Soo – Seniority roster issue

August 30, 2012 – Duluth, Minnesota – Local 366 – Ratification vote

September 4, 2012 – St. Paul, Local 886 meeting

September 18<sup>th</sup> through 20<sup>th</sup>, 2012 – Las Vegas, Nevada – IBEW Membership Development

September 26, 2012 – Bloomington, Minnesota – BNSF General Chairmen's Association

## **Rick Heyland's Travel Third Quarter:**

August 5<sup>th</sup> through 7<sup>th</sup>, 2012 – Topeka, Kansas – Meeting with shop superintendent

August 12<sup>th</sup> through 14, 2012 – Lincoln, Nebraska - Investigation

September 19<sup>th</sup> through 21<sup>st</sup>, 2012 – Chicago, Illinois – National Association Railroad Referees' meeting

September 24<sup>th</sup> through 26<sup>th</sup>, 2012 – St. Paul, Minnesota – BNSF General Chairmen's Association meeting

## **Mark Klecka's Travel Third Quarter:**

# *International Brotherhood of Electrical Workers*

July 8<sup>th</sup> through 10<sup>th</sup>, 2012 – Hastings, Minnesota – Meeting with BNSF Structures VP S. Millsap

August 15<sup>th</sup> through 17<sup>th</sup>, 2012 – Memphis, Tennessee - Investigations

August 22<sup>nd</sup> through 24<sup>th</sup>, 2012 – Fort Worth, Texas – Telecom BST meeting – Labor meeting

August 31, 2012 – Chicago, Illinois -14<sup>th</sup> Street site visit – Local Union 533 officer meeting

September 6<sup>th</sup> and 7<sup>th</sup>, 2012 – Chicago, Illinois - Investigation

September 20<sup>th</sup> and 21<sup>st</sup>, 2012 – Chicago, Illinois – NARR meeting

September 24<sup>th</sup> and 25<sup>th</sup>, 2012 – Chicago, Illinois – Hunter Harrison CP meeting

## **Jeff Burk's Travel Third Quarter:**

July 18<sup>th</sup> through 20<sup>th</sup>, 2012 – San Francisco, California – IBEW 9<sup>th</sup> District Progress Meeting

July 31<sup>st</sup> through August 1<sup>st</sup>, 2012 – Fort Worth, Texas – BNSF SACP meetings

August 7<sup>th</sup> through 9<sup>th</sup>, 2012 – Midway, Utah – IBEW 8<sup>th</sup> District meeting

August 14, 2012 – Barstow, California – Investigations (BNSF)

August 15, 2012 – Commerce, California – Meeting with Local 946

August 23, 2012 – Fort Worth, Texas – BST meeting (BNSF)

September 4, 2012 – Denver, Colorado – Investigation (BNSF)

September 14, 2012 – Fort Worth, Texas – RRB Informational Conference

September 18<sup>th</sup> through 20<sup>th</sup>, 2012 – Las Vegas, Nevada – IBEW Membership Development Conference

September 26, 2012 – Minneapolis, Minnesota – BNSF General Chairmen's Association

## **Darrell Patterson's Travel Third Quarter**

July 10<sup>th</sup> through 14<sup>th</sup>, 2012 – St. Petersburg, Florida – System Council 7

# *International Brotherhood of Electrical Workers*

July 18, 2012 – Topeka, Kansas – Local 959 meeting

July 31, 2012 – Topeka, Kansas – Prep for investigation

August 1, 2012 – Topeka, Kansas - Investigation

August 6, 2012 – Topeka, Kansas – Meetings with Shop Superintendent and Local 959 membership

September 5, 2012 – Topeka, Kansas – Prep for investigation

September 6, 2012 – Topeka, Kansas - Investigation

September 13, 2012 – Kansas City, Kansas – Local 866 meetings

September 15<sup>th</sup> through 21<sup>st</sup>, 2012 – Havre, Montana – BNSF Knorr CCB2 air brake teardown

September 25<sup>th</sup> through 27<sup>th</sup>, Bloomington, Minnesota – BNSF General Chairmen's Association meeting



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DALE E. DOYLE  
General Chairman

RICHARD J. HEYLAND  
Vice General Chairman

999 Westview Drive, Suite 5  
Hastings, MN 55033  
651-438-2927 • Fax 651-480-1731  
usibsystem16@earthlink.net  


MARK S. KLECKA  
Asst. General Chairman

JEFF BURK  
Asst. General Chairman

DARRELL PATTERSON  
Asst. General Chairman

January 25, 2013

## FOURTH QUARTER REPORT, 2012 SYSTEM COUNCIL NO 16 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Brothers and Sisters:

We wish all our members and their families the best for the New Year.

Every year in this report, I like to remind all Locals of their responsibility of checking seniority rosters when posted for accuracy. This is a very important matter, as most Agreements provide a time period for corrections. Starting in early 2012, this office began reviewing seniority rosters to determine if those who were in promoted positions and maintaining seniority were in fact paying the required fee to this Organization to maintain their rights. We found a number of errors in this review and I again, urge you to also review this matter for errors. If any errors are found that you are not able to rectify, please request assistance of this office for further investigation.

This office has also modified the Council web site. The new address for the site is [ibewsc16.org](http://ibewsc16.org). My sincere appreciation is extended to Assistant General Chairman Jeff Burk for his time and devotion to keep our site up to date. If you have any suggestions for additional items you believe should be placed on the site, please submit to this office for consideration.

In the last report, we discussed the Council Bylaw requirements for per capita reporting of the Local Unions. I would like to thank all Locals for cooperating. This office, as well as the International Office, is reviewing this matter. We still have a couple of issues we will be contacting Locals directly to address.

*Our Business – Representation & Service*

# *International Brotherhood of Electrical Workers*

Fourth Quarter Report  
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The past quarter the Council staff has conducted business or obtained information relating to the following Carriers under the jurisdiction of this office:

## **Belt Railway Company of Chicago:**

No news to report

## **CN-CCP/DMIR/DWP/EJE/WC:**

It was reported in the third quarter report that Agreements had been ratified on all CN properties. There has been issues reported on the DMIR property with the rate and back pay calculations for MIC positions and retirees. Those issues are currently being investigated.

We continue to receive a number of contracting notices for major improvements on the property and there have been a few Electricians hired at various locations.

One (1) discipline case was presented to an Arbitrator for a decision. The decision has been rendered and the Claimant notified accordingly.

The New York Dock transfer Agreement between the Grand Trunk and IC property has been completed and the Agreement distributed to the Locals concerned.

In early December a meeting was held in Proctor on the DMIR property to discuss issues between Mechanical and Telecommunications and our members.

A meeting was conducted in the Carrier's Chicago office in November with representatives of this Organization, the Carrier and the Signalmen's Organization (BofRS). There was no progress made as to the assignment of the PTC work; however we intend to protect the interests of our membership in this matter. During this trip, we also made progress on the codification of the Mechanical Department, Section A Agreement.

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## **CP/Soo:**

As reported in the Third quarter, we finally corrected the 2012 rosters, and the corrected rosters were distributed to the Locals for review. The 2013 rosters have now been distributed, and awaiting a response from our members.

We did not meet with the Carrier to discuss Side Letter 5 of the National Agreement by the deadline date; however, we were able to obtain a three (3) month extension and currently have requested dates to meet.

A hearing was conducted at the NRAB offices in Chicago on a discipline case in November, however as of this writing, no decision has been rendered.

This office is handling a number of claims at this time and we are working on an Agreement with the Carrier to establish a Public Law Board to adjudicate those cases.

## **Gary Railroad Company:**

No news to report.

## **Lake Superior and Ishpeming Railroad Company:**

We will be contacting the Local representative soon to start our Section Six process on July 1, 2013.

## **NICTD:**

NICTD began implementing a time tracking system for work within the Mechanical Dept. Our members enter what equipment they worked on and how long each task took. There have been no incidents reported related to the new tracking system.

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## **Paducah and Louisville:**

We will be contacting the Local representative soon to start our Section Six process on July 1, 2013.

## **Montana Rail Link**

I am pleased to advise that we have finally reached an Agreement with the Carrier and that Agreement was ratified, not only by our members but other Coalition members. The Agreements are currently being circulated for Coalition Representative signatures and I have not been notified of any rate or back pay issues with our members as of this writing.

The Labor Agreement will be updated and codified, and we will advise as this matter progresses. I would like to thank our Montana Rail Link members for their patience in this long round of negotiations and Committeeman Steve Howes for his input.

## **BNSF Railway Company:**

There have been some decisions rendered by various Boards and the Claimants notified of the decisions. There are several cases that were sent to an Expedited Board for adjudication, however the Neutral has notified the parties he will not be able to render the decisions for health reasons, therefore the parties are in the process of arranging for a new Arbitrator.

OSHA recently reached an accord with BNSF under the Federal Whistleblower statute. Information relative to the accord was previously submitted to the BNSF Locals and is appended hereto for all to review.

We continue to work on several letters with the Carrier to address issues discussed at our March 2012 meeting with Labor Relations. As these letters are completed, they will be forwarded to all BNSF Locals.

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There have been several outstanding issues with the North Line Rapid Responders. In a recent telephone conference with all parties signatory to the Agreement, Labor presented their concerns and issues. The Carrier is currently investigating and we again plan to discuss in the near future.

There have been several reports of our members, as well as other Carrier employees, involved in identity theft. The Carrier is investigating and has provided information with guidelines for the employees to follow if they are a victim. That information has previously been supplied to the Locals.

The Topeka Shops have had a multitude of issues over the past several months and we are contacting other Organizations to ascertain if they are having similar issues.

There are also questions being investigated relative to the BNSF reacquiring a line in Northeast Nebraska and work being performed on this line.

Discipline issues continue and again I cannot over emphasize the importance of rules compliance, for your own protection.

Attached to this report are the fourth quarter travel and financial reports and articles of interest previous mentioned in this report. Articles are also being posted regularly on the Council web site at [ibewsc16.org](http://ibewsc16.org).

Respectfully and fraternally submitted,

Dale E. Doyle  
General Chairman

DED/dgw (OPEIU)

Attachments

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## **Dale Doyle's Travel Fourth Quarter:**

October 2<sup>nd</sup> through 5<sup>th</sup>, 2012 – San Diego, California – Rail Department meeting

October 17, 2012 – St. Paul, Minnesota – CP/Soo General Chairmen's meeting

October 23, 2012 – Minneapolis, Minnesota – CP/Soo claims conference

November 1, 2012 – Minneapolis, Minnesota – Local 506 meeting

November 13, 2012 – St. Paul, Minnesota – Local 886 meeting

November 14, 2012 – Chicago, Illinois – CN negotiations

November 15, 2012 – Chicago, Illinois – Second Division Board hearing

November 16, 2012 – Chicago, Illinois – CN/BRS/IBEW PTC discussions

November 26, 2012 – Minneapolis, Minnesota – Meeting with Local 506 officers and Sixth District International Representative Rick Gessler

December 5, 2012 – Duluth, Minnesota/Proctor, Minnesota – Local 1559 visit – Meeting with Local 366, Telecom and Mechanical

December 6, 2012 – Northtown, Minnesota – Visit at Northtown Diesel Shop

## **Rick Heyland's Travel Fourth Quarter:**

October 2<sup>nd</sup> through 5<sup>th</sup>, 2012 – San Diego, California – Rail Progress meeting

October 14<sup>th</sup> through 16<sup>th</sup>, 2012 – Lincoln, Nebraska – Investigation Overtime issues – Havelock Shop

October 22<sup>nd</sup> through 24<sup>th</sup>, 2012 – Kansas City, Kansas – BNSF SACP meeting

## **Mark Klecka's Travel Fourth Quarter:**

October 2<sup>nd</sup> through 5<sup>th</sup>, 2012 – San Diego, California – Rail Progress/General Chairman meeting

October 10<sup>th</sup> and 11<sup>th</sup>, 2012 – Chicago, Illinois - Investigation

November 13<sup>th</sup> and 14<sup>th</sup>, 2012 – Chicago, Illinois – Homewood CN Labor Relations meetings – Agreement update

November 15, 2012 – Chicago, Illinois - Investigation

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November 16, 2012 – Chicago, Illinois – Homewood Labor Relations meetings (PTC)

December 9<sup>th</sup> and 10<sup>th</sup>, 2012 – Chicago, Illinois - Investigations

December 12, 2012 – Galesburg, Illinois – Local Union 547 meeting

## **Jeff Burk's Travel Fourth Quarter:**

October 3<sup>rd</sup> through 5<sup>th</sup>, 2012 – San Diego, California – IBEW Railroad Department conference

October 16, 2012 – Haslett, Texas – Mechanical Department investigation

November 14, 2012 – Homewood, Illinois – CN meeting (IC Section "A" update)

November 15, 2012 – Chicago, Illinois – NMB Second Division hearing

November 16, 2012 – Homewood, Illinois – CN meeting (PTC)

## **Darrell Patterson's Travel Fourth Quarter**

October 2<sup>nd</sup> through 6<sup>th</sup>, 2012 – San Diego, California – IBEW Rail Progress meeting

October 16<sup>th</sup> and 17<sup>th</sup>, 2012 – North Kansas City, Missouri – GE Motor Shop – Informational Picket

October 30<sup>th</sup> and 31<sup>st</sup>, 2012 – Overland Park, Kansas – BNSF SACP meetings

November 8, 2012 – Kansas City, Kansas – IBEW Local 866 meeting

December 13, 2012 – Kansas City, Kansas – IBEW Local 866 meeting