SYSTEM COUNCIL No. 16



DALE E. DOYLE General Chairman

RICHARD J. HEYLAND Vice General Chairman 1310 Vermillion Street Hastings, MN 55033 651-438-2927 • Fax 651-480-1731 usibsystem16@earthlink.net www.systemcouncil16.org MARK S. KLECKA Asst. General Chairman

JEFF BURK Asst. General Chairman

April 26, 2010

FIRST QUARTER REPORT, 2010 SYSTEM COUNCIL NO 16 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Brothers and Sisters:

The first quarter has been extremely busy with a number of issues being addressed by the Council staff.

The 2011 System Council 16 Convention has been scheduled the week of June 12, 2011 and will be held at the Crown Plaza - Riverwalk Hotel in San Antonio, Texas. Details will be forthcoming.

Section Six negotiations for a National Agreement have been conducted twice, once in January and again in April. The January session was basically a review of the Coalition's notices and the April meeting predominately the Carrier's issues with the cost of health care and economic issues our country is facing.

We are hearing of issues with our members in the Mechanical Department on two (2) properties (BNSF and CP/Soo) having issues with bulbs easily breaking during changeouts. If any Local members on any of the properties under the jurisdiction of this office is experiencing similar or identical issues, please report the facts to this office and if you can obtain the manufacturer of the bulb and where the bulb was made, this will certainly aid in our investigation and addressing of this problem. Any information you may have or obtain, please forward to this office in writing so we can build a thorough record.

Our Business - Representation & Service

First Quarter Report April 26, 2010 Page Two

This past quarter the Council staff has conducted business or obtained information relative to the following Carrier's affecting our Local members:

Belt Railway Company of Chicago

An Agreement for the establishment of seniority of two (2) or more employees hired on the same date, same shift has been approved, adopted and forwarded to the Local representative.

Canadian National IC-CCP-WC-DM&I-DWP-EJE

The Section Six notices have been submitted to the Carrier and receipt acknowledged. We are awaiting scheduling of the initial conference and will be working with representatives of System Councils 7 and 9 who have jurisdiction on other CN properties.

Vice General Chairman Heyland attended a meeting in Centralia, Illinois on March 24, 2010. The Carrier announced a force reduction at the Car Shop that resulted in the furlough of one (1) of our members at that location.

An Agreement was reached for an updated Mechanic in Charge Agreement on the DM&I property. The Agreement has been approved, adopted and forwarded to the Local membership.

We are continuing to work towards completion of the updating and amending of the Communication Department Agreement on the IC property.

Four (4) claims were arbitrated in mid April for members employed by the IC Communication Department. As soon as the Awards are rendered, the Claimants will be notified. We have initiated and continue to handle a number of claims on the CN properties.

First Quarter Report April 26, 2010 Page Three

Canadian Pacific/Soo

We have reported the past two (2) quarters about an issue with "regulatory blood testing", which was an issue with Minnesota State law. Counsel for the parties were able to reach a settlement. The Local officers have been notified of the resolution.

We have been advised that our members have received the "gainsharing" checks for 2009 and this office is currently reviewing the 2010 goals.

We assisted with an investigation at the St. Paul Facility in February and a claim has been initiated.

In early January, a meeting was held at the St. Paul Shop with the Local Chairman in attendance to discuss issues with the Shop Manager.

Gary Railroad

No news to report

Northern Indiana Commuter Transportation District

There was a force reduction effecting our members this quarter with a total of four (4) members initially furloughed. The furloughs were a result of a number of combined economic issues.

The Local has notified this office of their interest in connection with the Carrier to initiate the IBEW Code of Excellence Program.

First Quarter Report April 26, 2010 Page Four

Evansville and Western Railroad Company

No news to report.

Lake Superior and Ishpeming Railroad Company

The first coalition meeting was held to discuss the Section Six notices with the Carrier on March 5, 2010. We are scheduled to meet again on May 27, 2010.

Paducah and Louisville Railway Company

The proposed agreement to settle the Section Six notices was rejected by our members on the property. Following further discussions with our members and the Carrier, there has been no movement and we are currently reviewing our options.

We continue to handle a claim for the vacating of a position on the property.

Montana Rail Link

We have received notice of a second round of furloughs on the property effecting several of our members. As I understand, local business is down on the property and the problems with the rebuild of the Mullan tunnel on the west end of the property are direct causes of the furloughs.

First Quarter Report April 26, 2010 Page Five

BNSF Railway Company

We have a large number of discipline cases at two (2) separate expedited Boards awaiting decisions. There has been a delay in these decisions due primarily to NMB funding. We are also waiting on several Second Division Awards to be rendered.

The Carrier has made a proposal to establish Rapid Responder positions in Wyoming and Nebraska similar to the Trans Con Responder Agreement. We are currently gathering information as the Carrier is attempting to schedule a meeting to discuss the proposal.

In February, we met with Telecom management in Kansas City to discuss several important issues relative to our Telecom membership. The members were advised of the information conveyed in a separate letter.

We are continuing to hear that our members are being recalled from furlough in the Mechanical Department. The Lincoln, Nebraska Diesel Facility recently realigned a few positions as a result of a transfer of locomotives to Alliance, Nebraska.

In a recent BNSF newsletter titled <u>Railway</u>, there was a page that ask "Got Questions About Agreements, Benefits and More?" ASK LR@BNSF.com. I would just note that there could be issues or questions presented that the Carrier and the Organizations have a varying or different opinion. The reason I bring this to your attention is the fact, whether it is new managers, new Local members, or whoever, we have seen particular rule or rules of an Agreement read, interpreted and applied differently than in the past. Thus for all concerned it is important to know what the past practice is. The Shop Craft organizations have all experienced issues like this with such matters. You are also encouraged to contact a Council representative.

First Quarter Report April 26, 2010 Page Six

To the point of being redundant, I again would like to remind our Local members and officers to urge compliance with the Carrier rules. We are seeing strict compliance, numerous investigations and discipline assessed.

Attached to this is the quarterly travel and financial reports, as well as other important documents.

Respectfully and fraternally submitted,

Dale E. Doyle General Chairman

DED/dgw (OPEIU)

Attachments

Dale Doyle's Travel First Quarter:

- January 3rd through 9th, 2010 Guernsey, Wyoming; Alliance, Nebraska; and Glendive, Montana Investigations
- January 18th and 19th, 2010 Washington, DC National negotiations
- January 21, 2010 St. Paul, Minnesota Meeting at St. Paul Shop - CP Shop Manager/Local chairman
- January 25th through 27th, 2010 Miami, Florida General Chairmen/Railroad Department meeting
- February 4, 2010 Kansas City, Kansas BNSF Telecom meeting
- February 12, 2010 St. Paul, Minnesota CP/Soo discipline investigation
- March 2, 2010 St. Paul, Minnesota Local 886 meeting
- March 4, 2010 Minneapolis, Minnesota Local 506 meeting
- March 5, 2010 Minneapolis, Minnesota LS&I Section 6 negotiations
- March 10, 2010 St. Paul, Minnesota CP/Soo General Chairmen's Association meeting
- March 11, 2010 Minneapolis, Minnesota CP/Soo 401(K) meeting
- March 15th through 17th, 2010 Kansas City, Kansas and Topeka, Kansas - Local 866 officer meeting - Local 959 visit - BNSF General Chairmen's Association meeting

Rick Heyland's Travel First Quarter:

March 24, 2010 - Centralia, Illinois - CN meeting

Mark Klecka's Travel First Quarter:

January 11th through 13th, 2010 - Denver, Colorado/Guernsey, Wyoming - Investigation

- January 14th and 15th, 2010 Michigan City, Indiana Organization and management meeting Wages and concessions
- January 26th and 27th, 2010 Michigan City, Indiana Local Union 2355 meeting Management meeting Wages and concessions
- February 3rd through 5th, 2010 Kansas City, Kansas Telecom management meeting
- February 8th through 11th, 2010 Hastings, Minnesota Staff meeting
- February 23rd and 24th, 2010 Aurora, Illinois Volkert SIAP
- March 16th through 18th, 2010 Kansas City, Missouri Local Union 866 meeting BNSF General Chairmen's Meeting
- March 29th and 30th, 2010 Chesterton, Indiana Claims Conference NICTD Labor Relations

Jeff Burk's Travel First Quarter:

- January 12, 2010 Stockton, California BNSF Telecom investigation
- February 4, 2010 Kansas City, Kansas BNSF Telecom meeting
- February 8th through 10th, 2010 Hastings, Minnesota Staff meeting
- February 23rd and 24th, 2010 Fort Worth, Texas BNSF SACP meetings
- March 17, 2010 Kansas City, Missouri BNSF General Chairmen's Association meeting
- March 23rd through 26th, 2010 Hastings, Minnesota Office work



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MARK S. KLECKA Asst. General Chairman

JEFF BURK Asst. General Chairman

July 26, 2010

SECOND QUARTER REPORT, 2010 SYSTEM COUNCIL NO 16 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Brothers and Sisters:

The 2010 Rail Department meeting was held in Phoenix, Arizona in May and was attended by the Council staff and several Locals under the jurisdiction of this office. There was important information delivered by Director Bohne of the Rail Department. I believe it is always money well spent for the Locals to participate in this meeting.

Council staff has attended or will be attending the Progress Meetings of the various districts. The office has locals and jurisdiction in the Sixth, Seventh, Eighth, Ninth, Tenth and Eleventh Districts of this Organization.

Attached are documents which will be issued by the "Railroad Enrollment Services" and sent to all employees who have not responded to the requests to furnish social security numbers for any dependents whose social security numbers continue to be missing. Please assure this information is conveyed to your members.

As you are well aware, Section Six notices were previously served, with two (2) negotiating sessions (January and April) held in the first half of this year. In early July during a negotiating session, our coalition notified the Carrier representatives that we feel we are at an impasse.

Our Business - Representation & Service

Second Quarter Report July 26, 2010 Page Two

The National Mediation Board has been notified and a Federal Mediator assigned. Please find documents attached for your reference and file. We will continue to keep you apprised of developments in this matter.

I would also like to remind all Local Presidents and Recording Secretaries the importance of keeping accurate Local minutes in case there is a problem that must be addressed as a result of actions taken at a Local meeting. Conversely, if you have a special guest speak, i.e. a political candidate or representative of a designated FELA firm, these presentations should be outside of the business meeting of the Local. If you have any questions, please do not hesitate to contact the undersigned.

The Railroad Retirement Board conducts annual and regional informational meetings which this office attends as our schedule permits. Attending these seminars is also beneficial for the Local membership.

I would again like to remind each of you of the System Council web site. We strive to keep important news and other up-to-date information for your benefit.

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

Belt Railway Company of Chicago:

We have had some very brief discussions with the new Labor Relations officer about moving forward to update the controlling Labor Agreement.

Second Quarter Report July 26, 2010 Page Three

We are also working with the Local representative on the property, Gerry Dudzik, concerning training for two (2) new Apprentices.

Canadian National/IC-CCP-WC-DMIR-DWP-EJE:

Our initial conference to discuss the Section Six notices was conducted on June 29^{th} and 30^{th} in the Carrier's Chicago office. The Locals have been advised of details in previous writings.

We are hearing of some hiring at various locations on the property.

As advised in my April 26, 2010 report, there were four (4) claims arbitrated. The Awards have been rendered and the Claimants notified of the decisions. We have another claim pending an arbitration decision as well as various claims in various stages of handling.

Canadian Pacific/Soo:

We have two (2) claims to be scheduled for conference with the Carrier and have been advised that a few employees have been or are going to be hired.

In June we received notice of the Carrier cancelling the joint Fiber Maintenance Agreement. There was no advance notice of the cancellation or any consideration thereof.

Gary Railroad Company:

No news to report.

Second Quarter Report July 26, 2010 Page Four

Northern Indiana Commuter Transportation District:

We are investigating a new policy the Carrier has initiated concerning insurance coverage for employees operating Company vehicles.

Evansville and Western Railroad Company:

Section Six notices were served on July 1, 2010 with our main goal this round of bargaining to obtain employees on the property.

Lake Superior and Ishpeming Railroad Company:

We are working on the terms of a proposed Agreement with a coalition of the BRS, IBFO, IAM and this office.

Once completed, the Agreement will be submitted for approval and the membership for ratification purposes.

Paducah and Louisville Railroad Company:

We continue discussions with our members in an attempt to attain an Agreement on the property.

We are continuing with the handling of a claim for the vacating of a position on the property.

Montana Rail Link:

Negotiations continue with the Non Op Coalition with a session held the second week of July.

Second Quarter Report July 26, 2010 Page Five

As I understand from a previous inquiry, the Carrier has no plans of returning any furloughed employees for a few months.

BNSF Railway:

We have received a number of Awards from various Boards that have been delayed as a result of NMB funding. The Claimants have been notified of the Awards.

There have been some preliminary discussions concerning the Carriers desire to establish Rapid Responder positions in Nebraska and Wyoming. We are currently awaiting a response from the Carrier to some of the Organization's concerns.

As far as this office has been advised, I believe everyone has been recalled from furlough and there are interviews for new employees at Lincoln and Northtown pending.

We continue to inquire of the Carrier's plans for PTC, however no specific details have been conveyed.

Attached to this report are second quarter travel, financial report and various documents.

Respectfully and fraternally submitted,

Dale E. Doyle General Chairman

DED/dgw (OPEIU)

Attachments

Dale Doyle's Travel Second Quarter:

- April 6, 2010 Superior, Wisconsin Local 1559 Investigation
- April 7, 2010 Two Harbors, Minnesota Local 366 Investigation
- April 14th through 15th, 2010 Philadelphia, Pennsylvania IC Public Law Board hearing
- April 23, 2010 Eagan, Minnesota Railroad Retirement Board seminar
- May 5, 2010 Minneapolis, Minnesota CP/Soo Claims conference
- May 13, 2010 Minneapolis, Minnesota CP/Soo 401(K) meeting
- May 19th through 21st, 20010 -Phoenix, Arizona Rail Department Conference
- May 25, 2010 Superior, Wisconsin Local 1559 Allouez Ore Dock issues
- May 27, 2010 Minneapolis, Minnesota LSI Section Six negotiations
- June 16th through 18th, 2010 Lincoln, Nebraska Eleventh District Progress meeting
- June 29^{th} through 30^{th} , 2010 CN/IC Telecom negotiations Initial Section Six meeting

Rick Heyland's Travel Second Quarter:

- April 5th through 7th, 2010 Tulsa, Oklahoma Investigation BNSF
- April 19, 2010 Davenport, Iowa ICE Railroad
- April 26th through 28th, 2010 Chicago, Illinois Second Division Board hearing
- May 2^{nd} through 5^{th} , 2010 Jackson, Mississippi Investigation CN
- May 17th through 21st, 2010 Phoenix, Arizona IBEW Rail Progress meeting

June $29^{\rm th}$, $30^{\rm th}$ and July $1^{\rm st}$, 2010 - Colorado Springs, Colorado - IBEW Seventh District meeting

Mark Klecka's Travel Second Quarter:

- April 5th through April 8th, 2010 Seattle, Washington Telecom Labor Relation meetings
- April 26^{th} and 27^{th} , 2010 Chicago, Illinois NRAB Board Hearing
- May 9th through 13th, 2010 Missoula, Montana Montana Rail Link negotiations
- May 18th through 22nd, 2010 Phoenix, Arizona General Chairman meeting Rail Progress meeting
- June 28th through 30th, 2010 Chicago, Illinois CN Labor Relations meetings

Jeff Burk's Travel Second Quarter:

- April $5^{\rm th}$ through $7^{\rm th}$, 2010 Seattle, Washington BNSF Telecom meetings
- May 5, 2010 Tulsa, Oklahoma BNSF Telcom meeting
- May 6, 2010 Springfield, Missouri BNSF Telecom SIAP
- May 19th through 21st, 2010 Phoenix, Arizona IBEW Railroad conference
- June 9th through 11th, 2010 St. Pete Beach, Florida System Council 7, IBEW Convention
- June $29^{\rm th}$ through $30^{\rm th}$, 2010 Homewood, Illinois CN/IC Section Six and Telecom meetings



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MARK S. KLECKA Asst. General Chairman

JEFF BURK Asst. General Chairman

November 1, 2010

THIRD QUARTER REPORT, 2010 SYSTEM COUNCIL NO 16 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Brothers and Sisters:

National negotiations continue with Federal Mediator John Livingood. Sessions have been held on a monthly basis with the next session scheduled for November $1^{\rm st}$ and $2^{\rm nd}$, 2010. Health insurance coverage continues to be a serious issue of the Carrier.

The Open Enrollment forms for those covered under the National Health and Welfare Plan are currently being distributed by United Health Care. Please be sure to read and complete the forms accurately and correctly.

We continue to receive reports of rail traffic increasing with most Carriers reporting they are cautious about the economy.

Again, I would like to ask that if you would like to forward an e-mail address which we could add to our data base for future reference and mailings.

Over the past several months and concluding this past quarter, the Railroad Department, the Sixth and Tenth Districts and this office have concluded some restructuring of Local Unions 533, 757,794, 881 and 1475. This office will no longer have jurisdiction over Local Union 794 and Local Union 1475 has been terminated. Our members have been relocated to Local Unions according to Carriers and locations.

Our Business - Representation & Service

Third Quarter Report November 1, 2010 Page Two

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

Belt Railway Company of Chicago:

The members employed by this property have been transferred to the jurisdiction of Local Union 757.

Canadian National/IC/CCP/WC/DMIR/DWP/EJE:

There have been a number of members transferred to other Locals as follows:

All members employed by CN/IC, CCP and WC were transferred to Local Union 757.

Members from Local Union 1475 were transferred to Local Unions 757 and 881.

Our second Section Six meeting was held in late September and another scheduled for late November. Updates were provided to the specific Locals.

This office has assisted with a discipline hearing on the IC property at Woodcrest and two (2) claims on the DMIR property have been submitted to a Board for final adjudication. We settled one (1) claim on the CCP property in the initial step of handling. We have a number of claims in various stages of handling on the various properties.

Assistant General Chairman Klecka and Local 757 Representative Jim Wriston (at the invitation of OSHA) attended a meeting in the Chicago OSHA office with representatives of CN and OSHA concerning an OSHA inspection at the Chicago Woodcrest Facility.

Third Quarter Report November 1, 2010 Page Three

Canadian Pacific/Soo:

We had our initial Section Six Appendix D meeting scheduled for October 27, 2010; however, the Carrier requested a postponement and we are now scheduled on November 18, 2010.

This office assisted with an investigation at the St. Paul, Minnesota Shop in late September and met with the Shop Manager at the same time relative to a number of Local issues.

Two (2) claims are being prepared to be submitted to a Board for Final adjudication, one (1) claim is in the initial steps of handling and we are currently investigating an issue with a position at the Chicago Bensenville Facility.

Gary Railroad Company:

No news to report.

Northern Indiana Commuter Transportation District:

The Carrier's financial problems continue to result in the furlough of our members. The Officers of Local 2355 are to be commended for their efforts in representing our members on the property during this crisis.

Assistant General Chairman Klecka, in connection with the Local officers, are also addressing a couple of issues with management on the property.

Third Quarter Report November 1, 2010 Page Four

Evansville and Western Railroad Company:

We have had some very brief discussions with Carrier representatives relative to a contract and employees being established on this property.

Lake Superior and Ishpeming Railroad Company:

An Agreement was approved by the membership on the property. The rates have been calculated and signed Agreements forwarded to the membership. We are working to amend the Labor Agreement and when that is completed, corrected pages will also be forwarded to the membership.

We currently are handling a subcontracting claim on the property.

Paducah and Louisville Railway Company:

No new news to report.

Montana Rail Link:

We continue to move forward in Section Six negotiations with the Bargaining coalition.

In a recent inquiry with Carrier Representatives, we were advised that the Carrier has no intent of recalling any furloughed employees in the near future.

Third Quarter Report November 1, 2010 Page Five

BNSF Railway Company:

We are waiting on a handful of Awards to be issued by the Second Division. A number of other Awards have been issued by a Public Law Board and have been forwarded to the Claimants and Locals.

We have completed negotiations on a "Rapid Responder" Agreement that will establish positions in Wyoming, Colorado, Nebraska, Iowa and Kansas. Approval has been secured by the International office and as soon as all parties sign the Agreement, it will be distributed to the Locals concerned.

There have been a number of investigations held on the property with assistance by this office and claims initiated accordingly. A number of other claims are in various stages of handling.

We are currently working on issues with crane seniority at the Havelock Shops and Locomotive inspections at Birmingham.

Vice General Chairman Heyland recently attended a meeting at the Kansas City Facility concerning FRA inspections with Organization, Carrier representatives and the FRA.

A meeting was recently held with telecommunication management to discuss and address a number of outstanding issues. A letter to concerned Locals will be forthcoming.

We had our initial Section Six; Appendix D meeting on September 9, 2010 with Assistant Vice President Labor Relations, Rob Karov and the entire Council staff. Future meeting dates have yet to be scheduled.

Third Quarter Report November 1, 2010 Page Six

Attached to this report is the third quarter travel and financial reports. News articles are being posted regularly on the Council web site at systemcouncil16.org.

Respectfully and fraternally submitted,

Dale E. Doyle General Chairman

DED/dgw (OPEIU)

Attachments

Dale Doyle's Travel Third Quarter:

- July 6th through 8th, 2010 Washington, DC National Negotiations
- August 3, 2010 St. Paul, Minnesota Local 886 meeting
- August 5, 2010 Minneapolis, Minnesota Local 506 meeting
- August 21^{st} through 28^{th} , 2010 Gillette, Wyoming Locals 547 and 1517 Alliance, Nebraska Investigation
- September 8, 2010 Bloomington, Minnesota BNSF General Chairmen Association meeting
- September 9, 2010 Bloomington, Minnesota BNSF Section Six meeting
- September 10, 2010 St. Paul, Minnesota CP/Soo claims conference/subcontracting conference
- September 14, 2010 St. Paul, Minnesota CP/Soo General Chairmen Association meeting
- September 16, 2010 Duluth, Minnesota Local 366 meeting
- September 22, 2010 Chicago, Illinois CN Section Six meeting
- September $23^{\rm rd}$ through $24^{\rm th}$, 2010 NARR Meeting BNSF Labor Relations meeting
- September 28, 2010 St. Paul, Minnesota CP/Soo Investigation Local 886

Rick Heyland's Travel Third Quarter:

- July 1st and 2nd, 2010 Colorado Springs, Colorado Seventh District Progress Meeting
- July 25^{th} through 27^{th} , 2010 Topeka, Kansas Two (2) investigations
- September 7th and 8th, 2010 St. Paul, Minnesota General Chairmen's meeting
- September 9, 2010 St. Paul, Minnesota BNSF Section Six

negotiations

- September $22^{\rm nd}$ through $24^{\rm th}$, 2010 Chicago, Illinois NARR Rail Arbitrators' meeting
- September 27th through 30th, 2010 Phoenix, Arizona Eighth District Progress Meeting

Mark Klecka's Travel Third Quarter:

- July 6th through 9th, 2010 Denver, Colorado Montana Rail Link Section Six Contract negotiations
- August $3^{\rm rd}$ and $4^{\rm th}$, 2010 Chicago, Illinois CN Management/Labor meeting
- August 16th through 19th, 2010 Billings, Montana Montana Rail Link negotiations
- August 26th and 27th, 2010 Chicago, Illinois BNSF Telecom meeting Tower SC safety issues
- September 7th through 10th, 2010 Minneapolis, Minnesota BNSF General Chairmen's Association/Labor Relations meeting
- September 13th and 14th, 2010 Chicago (Homewood), Illinois investigation
- September $20^{\rm th}$ and $21^{\rm st}$, 2010 Chesterton, Indiana NICTD Labor Relations meeting
- September $22^{\rm nd}$ through $24^{\rm th}$, 2010 Ypsilanti/Ann Arbor, Michigan Sixth District Progress meeting
- September 27th through 30th, 2010 Las Vegas, Nevada Montana Rail Link negotiations

Jeff Burk's Travel Third Quarter:

- July 7th and 8th, 2010 Denver, Colorado Montana Rail Link negotiations
- July 28th through 30th, 2010 Anaheim, California IBEW Ninth District Progress Meeting

- August $17^{\rm th}$ through $19^{\rm th}$, 2010 Billings, Montana Montana Rail Link negotiations
- September 8, 2010 Bloomington, Minnesota BNSF General Chairmen's Association meeting
- September 9, 2010 Bloomington, Minnesota BNSF Section Six meeting
- September 14, 2010 Belen, New Mexico IBEW Local Union 1199 meeting
- September $28^{\rm th}$ and $29^{\rm th}$, 2010 Las Vegas, Nevada Montana Rail Link negotiations

SYSTEM COUNCIL No. 16



DALE E. DOYLE General Chairman

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JEFF BURK Asst. General Chairman

February 3, 2011

FOURTH QUARTER REPORT, 2010 SYSTEM COUNCIL NO 16 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Brothers and Sisters:

We wish each of you the best for the New Year.

The Council office has now relocated to a new office building for a number of reasons. Please, if you have not done so, correct your records.

Please remember, the System Council convention will be held in June. The official call letter will be sent to each Local shortly. Each Local is entitled to representation at the convention and must be in compliance with the System Council Bylaws and IBEW Constitution to be seated.

National negotiations continue with Federal Mediator John Livingood. This past quarter, our coalition asked to be released; however, the National Mediation Board has not responded to our request. The next session was conducted the last week of January. Updates are available on the IBEW-Railroad Department-website.

Most Agreements require seniority rosters to be posted each January. I urge our officers and members to assure the posted rosters are correct and if errors are found, the rosters should be protested. If you are unable to get a satisfactory resolution, the Council staff is available to assist. I cannot over emphasize the importance of this issue as over the past few years there have been dates questioned outside of the time limits for correction.

Our Business - Representation & Service

Fourth Quarter Report February 3, 2011 Page Two

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

Belt Railway Company of Chicago:

We have received two (2) notices to contract work of our members on the property; one (1) for locomotive refurbishing and one (1) for repair of lights in the diesel facility. The reason for the contracting is lack of manpower.

CN/DMIR/DWP/EJE/IC/CCP/WC:

We met with the Carrier in November to discuss our Section Six notice and other issues. We are scheduled to meet again the first week of March.

There have been new members hired on the DMIR, IC and WC property at the Escanaba Ore Docks.

We have received Awards from a Board on a few claims and the members and Locals have been notified of the Awards. We are preparing a New York Dock Case for arbitration for our former EJE members and assisted with discipline investigations at various locations.

We have had some discussions with the Carrier and the DMIR Local concerning the Carrier's intent to merge the DMIR and DWP Agreements as outlined in the New York Dock Agreement. These discussions are continuing as of this writing.

Fourth Quarter Report February 3, 2011 Page Three

CP/Soo:

Our first Section Six Appendix D meeting was held in mid November during which the notices were reviewed and we agreed to meet again after the New Year; however at this writing, no meetings have been scheduled.

We have obtained information there may be a second Electrician hired at the Bensenville Mechanical Facility.

We received notice the Carrier is going to build a new office building in the St. Paul Yards. All work, including electrical and communication, will be contracted.

We have settled one (1) claim with the Carrier after submitting to a Board for arbitration, a second case will be decided by an Arbitrator and another is being handled on the property as of this writing.

Gary Railroad Company:

No news to report.

Northern Indiana Commuter Transportation District:

NICTD continues to experience funding issues. Our concern is that additional furloughs of more of our members and service reductions may result.

Evansville and Western Railroad Company:

Our first Section Six negotiation session is scheduled for February $15^{\rm th}$ in Paducah, Kentucky.

Fourth Quarter Report February 3, 2011 Page Four

Lake Superior and Ishpeming Railroad Company:

We have settled two (2) contracting claims at the initial level, and are investigating an additional contracting notice.

We are working to complete the Labor Agreement updates. Upon completion, copies of the new Labor Agreements will be distributed to our members.

Paducah and Louisville Railway Company:

In December, we reached a second Tentative Agreement with the Carrier. The Agreement was submitted for approval by the Railroad Department and to our membership on the property for ratification. The Agreement was ratified and has now been adopted. The Carrier is currently calculating the monies due to our members. The Labor Agreement has been updated and has been forwarded to the membership.

I wish to thank our Committeeman on the property, George Hudspeth, for all assistance and input to the undersigned during this long process.

Montana Rail Link:

Section Six negotiations were conducted with our coalition the last week of January. Insurance is a major topic of discussion.

We still have a number of members furloughed on the property.

Fourth Quarter Report February 3, 2011 Page Five

BNSF Railway Company:

The recently negotiated Rapid Responder Agreement has been signed by all parties and is now moving forward. There have been many questions and several issues we have been working to resolve.

Four (4) Awards have been received from the National Railroad Adjustment Board. These Awards have been distributed to the Locals and Claimants involved. We also received an Award on a discipline case from a Public Law Board. The Claimant and Local have been notified. Several additional cases have been or will be submitted.

We are also working on an Agreement with Labor Relations for the installation of positive train control equipment on locomotives.

Three (3) Letters of Understanding have been submitted and approved by the Railroad Department relative to modifications to the Telecommunication Department Agreement. These letters are being distributed for signatures and will be forwarded to the Locals shortly.

A number of disciplinary hearings have been conducted, some with the assistance of this office. Several are pending.

Attached to this report is the fourth quarter travel, financial reports and articles of interest. Articles are also being posted regularly on the Council web site at systemcouncil16.org.

Respectfully and fraternally submitted,

Dale E. Doyle General Chairman

DED/dgw (OPEIU)

Attachments

Dale Doyle's Travel Fourth Quarter:

- October 4, 2010 Hinkley, Minnesota Meeting with Sixth District Representatives
- October 5, 2010 St. Paul, Minnesota Local 886 meeting
- October 12th and 13th, 2010 Phoenix, Arizona General Chairmen's meeting
- October 19th through 21st, 2010 Amarillo, Texas BNSF Telecommunication Department meeting - Informational seminar
- November 1^{st} and 2^{nd} , 2010 Washington, DC National negotiations
- November 11, 2010 Minneapolis, Minnesota CP/Soo Section Six discussions
- November 30, 2010 Chicago, Illinois CN Section 6 negotiations Local 757 meeting
- December 1st and 2nd, 2010 Southhaven, Mississippi Local 881 meeting
- December 7, 2010 St. Paul, Minnesota Local 886 meeting
- December 9, 2010 Minneapolis, Minnesota CP/Soo 401(K) review
 meeting
- December 14th and 15th, 2010 Waterloo, Iowa Discipline hearing Local 757 meeting
- December 16, 2010 St. Paul, Minnesota CP/Soo SAB meeting Not held No notice of cancellation

Rick Heyland's Travel Fourth Quarter:

- October $25^{\rm th}$ and $26^{\rm th}$, 2010 Kansas City, Kansas BNSF FRA Waiver Committee meeting
- November 2, 2010 Hastings, Minnesota Council office
- November $3^{\rm rd}$ through $6^{\rm th}$, 2010 Glendive, Montana Two (2) investigations

- November 7th and 8th, 2010 Lincoln, Nebraska Officer Training Local Union 1022
- November 10th and 11th, 2010 Fort Worth, Texas BNSF SACP meeting

Mark Klecka's Travel Fourth Quarter:

- October 12^{th} and 13^{th} , 2010 Chicago, Illinois OSHA hearing
- October 18th through 22nd, 2010 Amarillo, Texas BNSF Telecom Labor Relations - Local information meeting
- November $17^{\rm th}$ and $18^{\rm th}$, 2010 Chicago, Illinois Local Union 533 meeting
- November 30, 2010 Fort Worth, Texas Labor Relations Telecom meetings
- December 1st through 2nd, 2010 Labor Relations Telecom meetings
- December 3, 2010 Fort Worth and San Antonio, Texas Montana Rail Link and convention planning
- December 4th through 9th, 2010 San Antonio, Texas Montana Rail Link Negotiations and convention planning.

Jeff Burk's Travel Fourth Quarter:

- October 20, 2010 Amarillo, Texas BNSF Telcom meeting and Informational Seminar
- October 27, 2010 Missoula, Montana Montana Rail Link negotiations
- November 10th through 11th, 2010 Fort Worth, Texas BNSF SACP meetings
- December $1^{\rm st}$ through $2^{\rm nd}$, 2010 Fort Worth, Texas Telecom and Labor Relations meetings
- December $7^{\rm th}$ through $8^{\rm th}$, 2010 San Antonio, Texas Montana Rail Link negotiations