

FALL MEETING, 2013

SAN DIEGO, CA, APRIL 19, 2013

FIRST SESSION

The meeting convened at 9:00 a.m. on Monday, August 19, 2013. General Executive Board members present were Larry Kinnear, Richard Murphy, Bob Hykaway, William McLean, Janis Borchardt, Paul Bowen, Kenneth Kirk, Gary Rauen, Marcellus Barnes, Rafael Rivera, Yvette Salazar, Gary Johnson, Sr., Robin West, John Costa, Charles Watson, Claudia Hudson, and Bruce Hamilton. International Secretary-Treasurer Oscar Owens presided. Also in attendance were Acting International Executive Vice-President Javier Perez, Jr., ATU General Counsel Robert Molofsky, and Executive Assistant to the International President Lauri Straughan.

International President Lawrence Hanley was excused due to an illness.

AUDIT COMMITTEE APPOINTED

Appointed to the Audit Committee were International Vice-Presidents Kenneth Kirk, Paul Bowen, and Gary Rauen. International Vice President Kirk was designated as Chair.

REPORT OF THE INTERNATIONAL SECRETARY-TREASURER ON ATU-COPE APPROVED

Upon motion duly made and seconded, the General Executive Board approved the report on ATU-COPE. The report, as presented, appears below.

The Amalgamated Transit Union Committee on the Political Education (ATU-COPE) program collects voluntary contributions from ATU members for the purposes of making contributions to and expenditures for candidates for federal, state and local offices and addressing federal, state and local political issues.

ATU-COPE consists primarily of the Voluntary Account, which is used to make contributions to candidates for federal elections (i.e., U.S. Senate, U.S. House and U.S. President), and to state and local candidates in jurisdictions which strictly regulate political contributions. In addition to the Voluntary Account, ATU-COPE maintains the Special Holding Account for contributions to state and local candidates and also maintains separate accounts in Florida, Missouri, New York and Wisconsin, as required by those states' laws.

The highlights of the contributions paid from the various funds (combined) for the six month period ending June 30, 2013, are as follows:

Federal

Senatorial Campaigns	\$ 11,000.00
Congressional Campaigns	\$126,000.00
Other	\$ 13,500.00

State

Senatorial Campaigns	\$ 25,406.00
Representative Campaigns	\$ 18,000.00
Other	\$ 14,037.00

Local

Mayoral Campaigns	\$ 12,250.00
Councilperson Campaigns	\$ 28,381.00
Other	\$ 34,755.00

Between January 1, 2013, and June 30, 2013, ATU-COPE took in contributions totaling \$683,861.65. As of June 30, 2013, the funds had a combined available balance of \$599,518.78.

THE REPORT OF THE INTERNATIONAL SECRETARY-TREASURER ON THE ATU-SCHOLARSHIP PROGRAM APPROVED

By motion duly made and seconded, the General Executive Board approved the report on the ATU-Scholarship Program as presented. The report is set forth below.

The selection process for the Amalgamated Transit Union 2013 Scholarship Competition, named in memory of Gunter Bruckner, retired member of the Amalgamated Transit Union General Executive Board and co-founder of the Canadian Council, was completed during this period by the Scholarship Selection Committee. The Committee was chaired by James Kennedy, Jr., Counsel, ULLICO. Committee members consisted of Trip McLaughlin, Senior Vice-President, Investments, Morgan Stanley Dean Witter; John W. Harrison, III, President of Eberts & Harrison; and Cynthia Watson of Labour Lawyers.

A total of 86 applications met all of the program requirements. These were reduced to 12 finalists.

A merit system that weighted scholastic performance, school evaluations, personal activities (a biographical statement), and the required essay, was used to select the winners.

In reviewing the essays, the Committee evaluated each of the following criteria: 1) content and originality; and 2) grammar, style and spelling. Evaluations were based upon the content of the answers as an indication of the student's critical thoughts in response to each question.

For scholastic performance and school evaluation, the committee relied primarily on information furnished by the various secondary schools. They looked for those who made a contribution to their schools and those who showed a willingness to hold part-time jobs during the school year and during the summer. They also considered any special circumstances that may have influenced the student's academic performance.

The Committee complimented the applicants for their interesting biographical statements and essays. This year's winners are as follows:

Victoria Manzo, daughter of ATU Local 726 member Salvatore Manzo, who has not yet declared a major.

Taylor H. Salzberg, son of ATU Local 758 member Lonnie Salzberg, who plans to pursue an education at the United States Coast Guard Academy.

Matthew Vegiard, son of ATU Local 1145 member Christina Vegiard, who plans to pursue a degree in engineering science.

Marquis D. Williams, son of ATU Local 241 member Felicia Roby, who plans to pursue an education in biology.

Alexis Andrews, daughter of ATU Local 508 member James Andrews who plans pursue a degree in engineering.

There were no applicants for the vocational/technical scholarship.

GENERAL DISCUSSIONS

The remainder of the session was devoted to discussions among the International Executive Officers and members of the Board.

The meeting adjourned at 10:30 a.m. to reconvene at 9:00 a.m. on Tuesday, August 20, 2013.

SECOND SESSION

The meeting convened at 9:00 a.m. on Tuesday, August 20, 2013. General Executive Board members present were Larry Kinnear, Richard Murphy, Bob Hykaway, William McLean, Janis Borchardt, Paul Bowen, Kenneth Kirk, Gary Rauen, Marcellus Barnes, Rafael Rivera, Yvette Salazar, Gary Johnson, Sr., Robin West, John Costa, Charles Watson, Claudia Hudson, and Bruce Hamilton. International Secretary-Treasurer Oscar Owens presided. Also in attendance were Acting International Executive Vice-President Javier Perez, Jr., ATU General Counsel Robert Molofsky, and Executive Assistant to the International President Lauri Straughan.

International President Lawrence Hanley was excused due to an illness.

APPEAL TO THE GENERAL EXECUTIVE BOARD

APPEAL NO. 1: Hayden Scheider LOCAL UNION 1433 (Phoenix, AZ)

There came before the General Executive Board, an appeal by Hayden Scheider, a member of Local 1433 (Phoenix, AZ), which contested the April 15, 2013, decision of International President Lawrence Hanley. Therein, President Hanley denied Brother Scheider's appeal regarding his challenge to his suspension.

Brother Scheider appeared in person along with Charles Weigan, and presented his case before the General Executive Board, and provided an articulate detailed summary of the issues, facts and circumstances underlying his appeal.

Upon a thorough discussion of all the facts and issues raised, the General Executive Board voted to uphold the decision of International President Lawrence Hanley.

MINUTES OF SPECIAL JUNE 29-30, 2013, GENERAL EXECUTIVE BOARD MEETING APPROVED

Upon motion duly made and seconded, the minutes of the Special Meeting of the Board held June 29-30, 2013, as amended, were approved. The proposed minutes were edited to indicate that the June 29, 2013, meeting adjourned at 8:15 p.m. In addition the attendance list was edited to indicate that International Vice-Presidents Kirk and Hudson had been excused because of prior commitments, and that International Vice-President Rauen was absent from the meeting.

GENERAL DISCUSSION

The remainder of the session was devoted to discussions among the International Executive Officers and members of the Board.

The meeting adjourned at 12:30 p.m. to reconvene on Wednesday August 21, 2013 at 9:00 a.m.

THIRD SESSION

The meeting convened at 9:00 a.m. on Wednesday, August 21, 2013, at which time, International Secretary-Treasurer Oscar Owens adjourned the meeting, to reconvene at 9:00 a.m. on Thursday, August 22, 2013.

FOURTH SESSION

The meeting convened at 9:00 a.m. on Thursday, August 22, 2013. General Executive Board members present were Larry Kinnear, Richard Murphy, Bob Hykaway, William McLean, Janis Borchardt, Paul Bowen, Kenneth Kirk, Gary Rauen, Marcellus Barnes, Rafael Rivera, Yvette Salazar, Gary Johnson, Sr., Robin West, John Costa, Charles Watson, Claudia Hudson, and Bruce Hamilton. International President Lawrence Hanley presided. Also in attendance were Acting International Executive Vice-President Javier Perez, Jr., International Secretary-Treasurer Oscar Owens, ATU General Counsel Robert Molofsky, and Executive Assistant to the International President Lauri Straughan.

Also in attendance were International Representatives Anthony Withington, Dennis Antonellis, Stephan MacDougall, and Anthony Garland.

OPENING REMARKS OF THE INTERNATIONAL PRESIDENT

International President Hanley discussed the "Restructuring Committee Recommendations" to be presented to the delegates for consideration at the Convention. He reviewed the justification for establishing the "Joint Industry Councils" (JICs) composed of locals representing employees of the major private transit providers: Viola, First Transit, MV, Keolis and McDonald. President Hanley also discussed the proposed per capita increase, stressing that the additional funds would be dedicated to expand officer and member training, support of the new JICs and building community-based rider coalitions with ATU

Locals. The Convention agenda and IVP committee assignments were also reviewed, as well as the schedule for the pre-convention “ATU Training Academy”. Finally, President Hanley and the General Executive Board members discussed the proposed amendments to the ATU Constitution to be submitted to the Convention delegates for approval.

MOTION APPROVED TO COMMIT \$5 MILLION INITIAL SUPPORT OF THE RESTRUCTURING PROGRAM

Upon motion duly made and seconded, the General Executive Board approved a motion to commit up to \$5 million in initial funding to support a new Restructuring Program if restructuring is approved by the delegates.

REPORT ON ATU LOCAL 241 (CHICAGO, IL) TRUSTEESHIP

Acting International Executive Vice-President Javier Perez and International Vice President Marcellus Barnes presented a summary of the ongoing efforts to address the financial, administrative and organizational issues underlying the trusteeship, and the terms of the recently ratified collective bargaining agreement with the Chicago Transit Authority. The trusteeship was continuing at the close of the reporting period.

REQUESTS FOR FINANCIAL ASSISTANCE

LOCAL 382, SALT LAKE CITY, UT

Norman Blessant, Financial Secretary of Local 382, requested financial assistance due to unexpected bills including a lawsuit, an audit, ongoing negotiations and a pending fact-finding case. Currently, Local 382 has 631 active members.

The General Executive Board, after careful review and consideration of the facts, voted to deny providing financial assistance to Local 382.

LOCAL 1593, TAMPA, FL

Thomas Kongerslev, Financial Secretary of Local 1593, requested financial assistance in the form of a

reduction of the Local’s established loan repayment amount, due to the International. The Local has expenses related to an IRS lien placed on the Local’s bank account, contract negotiation, and legal fees associated with a lawsuit filed against the Local by a former member. Currently, Local 1593 has 314 active members.

The General Executive Board, after careful review and consideration of the facts, voted to grant Local 1593 a reduction in the loan repayment amount due to the International.

LOCAL 1028, DES PLAINES, IL

Junius Matthews, President/Business Agent of Local 1028, requested financial assistance with legal fees associated with the Local’s battle with Pace Fox Valley, and the enforcement of a binding interest arbitration award, ordered in favor of the union, on February 19, 2013. Currently, Local 1028 has 448 active members.

The General Executive Board, after careful review and consideration of the facts, voted to deny providing financial assistance to Local 1028.

LOCAL 618, PROVIDENCE, RI

Kevin Millea Financial Secretary of Local 618, requested financial assistance in the form of reimbursement of legal expenses, lost time and miscellaneous expenses related to the organizing of Limerock Fire Fighters and Warwick/Jamestown School Bus Aides. Currently, Local 618 has 936 active members.

The General Executive Board, after careful review and consideration of the facts, voted to grant Local 618 financial assistance.

LOCAL 1701, SARASOTA, FL

Stan Kalinowski, Financial Secretary of Local 1701, requested financial assistance due to unforeseen legal expenses due to contract negotiations and costs associated with two court appeals. Currently, Local 1701 has 131 active members.

The General Executive Board, after careful review and consideration of the facts, voted to grant authority to the International Executive Officers, to grant

whatever assistance they deem appropriate after Local 1701 submits a more complete record of its revenues and disbursements.

LOCAL 842, WILMINGTON, DE

Roland Longacre, President/Business Agent of Local 842, requested financial assistance due to legal fees associated with a lawsuit filed against the Local by 842 member Richard Flowers, an interest arbitration case, and numerous grievance arbitrations, all within the past two years. Currently, Local 842 has 601 active members.

The General Executive Board, after careful review and consideration of the facts, voted to deny providing financial assistance to Local 842.

GENERAL DISCUSSION

The remainder of the session was devoted to discussion among the International Executive Officers and members of the Board, about matters concerning retired International Executive Vice-President Baker and International Vice-President Rauen.

The meeting adjourned at 4:40 p.m. to reconvene at 9:00 a.m. on Friday, August 23, 2013.

FIFTH SESSION

The meeting convened at 9:00 a.m. on Friday, August 23, 2013. General Executive Board members present were Larry Kinnear, Richard Murphy, Bob Hykaway, William McLean, Janis Borchardt, Paul Bowen, Kenneth Kirk, Gary Rauen, Marcellus Barnes, Rafael Rivera, Yvette Salazar, Gary Johnson, Sr., Robin West, John Costa, Charles Watson, Claudia Hudson, and Bruce Hamilton. International President Lawrence Hanley presided. Also in attendance were Acting International Executive Vice-President Javier Perez, Jr., International Secretary-Treasurer Oscar Owens, ATU General Counsel Robert Molofsky, ATU Assistant Counsel Dan Smith and Executive Assistant to the International President Lauri Straughan.

Also in attendance were International Representatives Anthony Withington, Dennis Antonellis, Stephan MacDougall, and Anthony Garland.

DISCUSSION ON CONVENTION TRAINING, AGENDA, RESOLUTIONS AND COMMITTEES

International President Hanley discussed with the members of the General Executive Board, the agenda for the upcoming Convention including scheduled events, proposed resolutions, the urgent need for Joint Industry Councils and the proposed resolutions.

REPORT OF THE GENERAL COUNSEL

Robert Molofsky, General Counsel to the ATU, reported on the major activities of the legal department during the reporting period. Updates were provided with respect to our ongoing dispute with California transit grantees and the governor over the passage of public employee pension reform and the conflict with Section 13 (c). He advised the Board of a decision by the Department of Labor on specific cases involving Local 256 and the Sacramento Transit System, and Local 1225 and the Monterey Salinas Transit Mobility Management Project. Proposed changes to the Constitution and General Laws were also discussed. Molofsky also highlighted several significant internal local union matters involving election procedures; financial issues, and governance, addressed by the legal department.

REPORT ON THE ATU OVER-THE-ROAD FLSA CAMPAIGN

International Vice-President Bruce Hamilton reported to the Board on the ongoing efforts to communicate with US Senators to seek support for the ATU proposal to eliminate the exemption in the Fair Labor Standards Act for intercity bus operators. Efforts are continuing to seek additional sponsors for ATU's legislation.

AUDIT COMMITTEE'S REPORT ADOPTED

Upon motion duly made and seconded the members of the General Executive Board approved the report of the Audit Committee for the six-month period ending June 30, 2013.

REPORT OF THE INTERNATIONAL SECRETARY-TREASURER – APPROVED

Upon motion duly made and seconded, the Report of the International Secretary -Treasurer, for the period January 1, 2013, – June 30, 2013, was approved by the General Executive Board.

GENERAL DISCUSSION

The remainder of the session was devoted to discussions among the International Executive Officers and members of the Board.

The meeting adjourned sine die at 12:50 p.m.