

**EMERGENCY  
EXECUTIVE MEETING**

**May 1, 1990**

**MINUTES**

*MJ*

**PRESENT:**

**Greg Fisher  
Shirley Irvine  
Ann Hutchison  
Stephen Montgomery  
Vic Wilson  
Polly Diether  
Ann Chatwin  
Lynn Jenkinson  
Denise Field  
Paul Tetrault**

**President  
1st Vice-President  
2nd Vice-President  
H & S Chair  
Chief Shop Steward  
Secretary-Treasurer  
Sergeant-at-Arms  
Sergeant-at-Arms  
Trustee  
Business Agent**

The meeting was called to order at approximately 12:10.

**1. ADOPTION OF AGENDA**

**Amendments:**

Adding Health & Safety Committee Booking off.

**MOVED:**Hutchison/**SECONDED:**Jenkinson  
That the agenda be adopted as amended.  
**CARRIED**

**2. DISCUSSION OF LETTER** from Trustee Denise Field.

Greg Fisher spoke first:

"First some things to be noted in the minutes:

We received Denise's letter of concern on Friday afternoon, April 27.

We attempted to schedule an emergency Executive meeting for Mon. afternoon April 30, but didn't for two reasons:

- it was not possible to guarantee quorum and Denise was unable to attend as well.
- Joe Denofreo was invited to this meeting, but was unable to attend because of a previous commitment.

It should also be noted that at the time of this meeting no lease has been signed and no renovations have begun. I have not moved to eliminate the remedy for Denise's concerns. Although the Executive is in no way legally or constitutionally bound to not act upon the motion in question, because the actions contemplated in the motion would not be compromised by a delay of one or two days I felt it best to await the outcome of this meeting.

**ii)** Now to deal with the contents of the letter:

The first question I would like to address is the contention of the Trustee that she has some right to repeal any vote on any basis. Please look to the last sentence of the letter. I would ask the Trustee to outline and explain on what basis she believes that she has this right of repeal."

Denise speaks, and refers to a section of B.3.11 of the Constitution.

Greg Fisher continues:

"I would like to read into the record the Duties of the Trustee as outlined in the current CUPE Constitution, pg. 54 - Trustees - B.3.10 and B.3.11.

**Trustees**

B.3.10 The Trustees shall audit the books of the Secretary-Treasurer and shall exercise general supervision over the property of the Local Union. At the first election of officers in a Local Union the Trustees shall be elected so that one shall serve for a period of three years, one for two years and one for one year. Each year thereafter the Local Union shall elect one Trustee for a three-year period or, in the case of vacancies occurring, elect Trustees to fill only the

unexpired terms in order to preserve overlapping terms of office.

B.3.11 The Trustees shall examine the books and records of the Secretary-Treasurer and inspect or examine all properties, bonds, and all other assets of the Local at least half yearly or every six months, and shall report to the next regular meeting of the Local Union following the end of each half year on the condition of the funds and accounts, the number of members in good standing, the number initiated, expelled or suspended, admitted or withdrawn, together with such other information they may deem necessary to the efficient and honest administration of the Local Union. They shall transmit a copy of such report to the National Secretary-Treasurer of the Canadian Union of Public Employees.'

On this basis I am prepared to rule that clearly the Trustees have no such right of repeal and no other duties and/or responsibilities other than what is outlined in the CUPE Constitution until such time as Local bylaws are approved and enacted.

**iii)** Now to deal with the concerns expressed about alleged irregularities:

Denise could you please explain your concerns?"

Denise Field doesn't dispute that there was a quorum in number, but says her concern is that no one can guarantee that all the persons in the meeting were Union members because not all were checked off the dues list and/or asked to produce membership cards.

Greg Fisher reads into the record the names of the five members who re-entered the meeting at approximately 2:26 p.m. and confirms that the Sergeant-at-Arms has checked them against the dues list and found them to all be members. Winnie Kwok, Pam Niblok, Irene Robb, Sarah Vergis and Debbie Lim.

Greg Fisher spoke then on his understanding of historical check-in procedures - that really checking-in has been done primarily in two ways.

- 1) Long-standing members and members known to the Sergeants-at-Arms are admitted without the formality of a dues check or a membership card - they are visually checked-in.
- 2) All others are dues list checked or they produce a membership card.

Both Sergeants-at-Arms as well as Shirley Irvine, Ann Hutchison and Vic Wilson spoke confirming this.

**MOVED:**Wilson/**SECONDED:**Jenkinson

To deny the contention in Denise Field's letter of April 27 that in light of historical validation practice that there was improper validation of membership at the membership meeting of April 26 as outlined in paragraph 4 of the above-mentioned letter.

**Executive unanimously passes motion.**

H & S. Booking off:

Tabled until next discussion of booking off as related to budget - next meeting.

**MOVED:** Wilson / to adjourn

**CARRIED**

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