

Joint Administration Dispute Resolution Committee

*CIEA
Suite 301, 555 West 8th Avenue
Vancouver, BC*

*January 11, 2001
9:30 am*

MINUTES

In attendance: David Piasta, Doug Dorward, Rob Huxtable, John Waters,
Barry Bompas, Dale Dorn, Derek Francis, Edwin Deas,
Martin Gerson

Observer: Jeff McKeil, CIEA

Guest: Jacqueline Corno, BCGEU, Greg Larsen (by teleconference)

Absent: Bonnie Pearson, Debby Offermann, George Davison,
Stu Seifert, Valerie Cochran

Recorder: Gae Sellstedt

1. Call to Order

The meeting was called to order at 9:40 am.

Round table introductions to introduce Jeff McKeil as a new Staff Representative from CIEA.

2. Approval of the Agenda

J. Waters reported that item 5(b) should be removed from the agenda as it will be dealt with at the February JADRC meeting.

The Agenda was approved as amended.

3. Approval of the Minutes of the November 9, 2000 Meeting

The Minutes were approved as circulated.

4. Business Arising out of the Previous Minutes

a) Article 9.2.1(d) Dental

JADRC reviewed Interpretation Bulletin No. 4 and changed the last sentence to read:

"The employers' approval of the more frequent cleaning is not required."

Interpretation Bulletin No. 4 "Article 9.2.1 (d) Dental Plan" was approved by JADRC as amended.

b) Medical Travel Referral Benefit

Under the "List of Eligible Expenses – Medical Travel" – Bullet #2 was changed to read:

"Automobile use as set out in the policy or collective agreement (as applicable) of employee's institution"

The phrase "or collective agreement (as applicable)" was also added to "List of Eligible Expenses – Meals" to make the wording parallel with that used for "Medical Travel"

Interpretation Bulletin No. 5 "Medical Travel Referral Benefit" was approved by JADRC as amended.

c) JET Report

The JET report was tabled at the November 9, 2000 JADRC meeting in order to give the Employers an opportunity to further review their stance on the issue of recommending the JET report as an item to be bargained at the common table.

The Employers reported that they cannot agree to JADRC making a recommendation that the JET report should be an issue for common table bargaining. The JET Committee's report and recommendations have been distributed to the system, and the Employers and Unions agreed that these are now a common resource for the system. The Employers advised the Unions that the local parties at each institution could decide to make the JET report part of their local bargaining issues.

JADRC agreed to table a further discussion to the February meeting.

d) Union Leave – VCC

The Unions advised that they have not yet completed their research and wish to leave the issue tabled to a future meeting.

e) Review of JADRC issues

File #03-99-04-07 – OUC Union Leave

JADRC agreed that this matter had not yet reached a final conclusion and the parties would check with their respective sides to find out the status of the referral. It should be noted that JADRC remains seized of the matter to assist the local parties in the implementation of this Article, if necessary.

Action: J. Waters to check with OUC

File #10-99-06-24 – OUC/BCGEU – Article 6.1 Regularization

Action: Gae to review JADRC Minutes to see if this was resolved by Arbitration or was settled locally.

File #15-99-09-30 – Northern Lights College/BCGEU – Article 6.1 Regularization

The Employers reported that they had reviewed this with Northern Lights College and were advised that the dispute itself has been resolved, however, the document has not yet been signed.

Action: D. Dorward to check the status of the referral on the Union side.

File #16-00-10-05 Kwantlen University College – LTD

The Unions advised that Rod Germaine's decision on the arbitration is imminent.

File #17-99-11-03 – College of New Caledonia – LOU #3

The Employers advised that, although the dispute between the Faculty Association and the College has been resolved, there is still a funding issue being discussed between CNC and the Ministry. However, that is of no concern to JADRC.

Action: Gae to amend spreadsheet, column #3 to read CNC rather than FACNC and to change the "Outcome" column to read "CNC referred to LRB and withdrawn"

File #18-99-11-15 – VCC – Article 3.3. Discharge Grievance

Action: Gae to amend spreadsheet, column #3 to read VCC rather than VCCFA

File #26-06-16-00 – Malaspina University College – Article 9.2.1 (c)

The Unions advised that they will decide how to proceed with this referral once Rod Germaine's award is received regarding the arbitration on the KUC/KFA referral #16-00-10-05.

File #27-09-14-00 – Medical Travel Referral Benefit

JADRC has reached agreement and will issue Interpretation Bulletin #5.

File #28-09-13-00 – OUC Article 6.4 Targeted Labour Adjustment

The Union and the Employer have met and continue their examination of labour adjustment menu strategies. However, disagreement between the local parties has arisen whereby there is disagreement over whether labour adjustment funds can be used to pay a salary to avoid the necessity of layoff. The Employers are of the opinion that the funds may not be used for salary purposes to extend a layoff. OUC has asked the Ministry of Advanced Education, Training & Technology for its interpretation of the use of these funds.

The issue is tabled to a future meeting.

5. New Business

a) BCGEU/Northern Lights College – Union Leave – File #29-00-12-01

Greg Larsen joined the meeting by teleconference to represent NLC and Jacqueline Corno was in attendance for the BCGEU.

The Unions advised that there is a fundamental disagreement about what kind of leaves can be covered under Article 3.6.2 of the Faculty Common Agreement and are prepared to take the issue to arbitration and will formally advise the Employers of same.

Greg Larsen left the teleconference.

b) Review of MFA submission

Deleted from the Agenda.

c) Process for JADRC during faculty bargaining

JADRC agreed that it would be appropriate for it to suspend the regular meetings for the period during which faculty bargaining occurs and will be communicating that to the system. JADRC will re-convene, however, if any of the members or parties to the collective agreement make a referral to JADRC under the provisions of the Common Agreement. The parties will also reserve the option of holding a meeting for an emergency if both parties agree.

J. Waters will draft a bulletin which will advise the system of the committee's operation during upcoming bargaining.

Action: J. Waters to draft bulletin and send it to David Piasta and Doug Dorward for their review.

d) Appointment of alternate Vice-Chair – Employers' side

J. Waters advised that the Employers decided to appoint a Vice-Chair that would automatically take over if the Chair was not available for a meeting. The Employers have appointed John Waters as the Vice-Chair.

There being no further business, the meeting adjourned at 11:30 am.