

MINUTES OF DIRECTORS MEETING

LANE TRANSIT DISTRICT

SPECIAL MEETING

Tuesday, June 14, 1994

Pursuant to notice given to *The Register-Guard* for publication on June 13, 1994, and distributed to persons on the mailing list of the District, a special meeting of the Board of Directors of the Lane Transit District was held on Tuesday, June 14, 1994, at 11:30 a.m. in the LTD Board Room at 3500 E. 17th Avenue, Eugene.

Present: Kirk Bailey
Rob Bennett
Steve Engel
Tammy Fitch, Vice President
Patricia Hocken, President, presiding
Dave Kleger, Treasurer
Thomas Montgomery, Secretary
Phyllis Loobey, General Manager
Jo Sullivan, Recording Secretary

CALL TO ORDER: The meeting was called to order at 11:40 a.m. by Board President Pat Hocken. She thanked the Board members for all being there on short notice.

EXECUTIVE SESSION PURSUANT TO ORS 192.660(1)(d): Ms. Hocken reminded the member of the press who was present that he could not report on any of the discussion held during the Executive Session. Mr. Montgomery moved that the Board move into Executive Session pursuant to ORS 192.660(1)(d) to conduct deliberations with persons designated by the governing body to carry on labor negotiations. The motion was seconded, and carried unanimously. Robert Hewett, the District's chief negotiator, and Judi Vail, District Counsel for factfinding, were present for this discussion.

MOTION
VOTE

RETURN TO REGULAR SESSION: The Board returned to regular session at 1:20 p.m.

BOARD DISCUSSION/RESPONSE TO FACTFINDER'S RECOMMENDATIONS: Mr. Kleger moved rejection of the Factfinder's recommendation of June 8, 1994, for settlement of the labor contract with the Amalgamated Transit Union, including the seven points of rejection proposed by staff. Mr. Montgomery seconded the motion.

MOTION

Mr. Engel asked if the seven points needed to be included, and whether the Board had to say why the recommendation was being rejected. He had understood that the District did not have to give its reasons, but if it wanted to, it could provide those reasons to the Employment Relations Board (ERB). Ms. Vail replied that this was true. She thought that providing the reasons to the ERB was a good opportunity for the District to explain why the Board must reject the recommendation based on specific concerns or reasons. Mr. Engel

asked if she was saying that by voting on the motion, the seven points of rejection would be included with the letter of rejection, or if the letter would include more of the specifics mentioned by Ms. Vail. Ms. Vail said she would like to see more of the specifics. Mr. Engel and Mr. Montgomery said that the seven points did not cover the entire issue for them. Mr. Montgomery said that in a better forum, he would like to see a very concrete explanation. He thought the motion made an initial statement for the public to know basically why the Board had rejected the Factfinder's recommendation, and he hoped there would be some parity in the reporting of the explanation and the adverse publicity the rejection was bound to receive.

Ms. Hocken said that the motion and the seven points were mainly to put in the District's official record why the Board was rejecting the motion. There would be a bigger document going to the ERB, but these seven points were the basis for that bigger document.

Mr. Bailey said he would like to remove "preferring instead to further costly litigation" from the second point. He wondered to what extent that might be inflammatory, and thought the Board could get its point across by ending the sentence after the word "binding," which would be a more factual statement. Mr. Kleger and Mr. Montgomery accepted the amendment.

VOTE Ms. Fitch called for the question. The motion carried by unanimous vote.

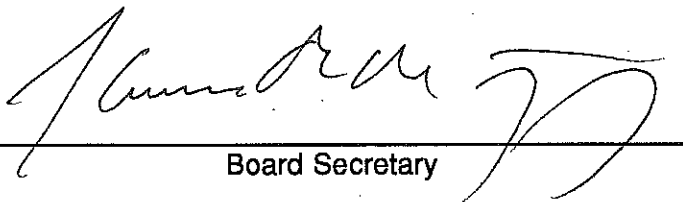
Mr. Kleger said that as the vote began, Mr. Hewett was trying to call his attention to a possible change in the second sentence in point #5. Rather than stating that the errors of fact on page 21 be termed "the basis of Factfinder's recommendation," they would prefer that the errors of fact be termed "one important basis." Mr. Engel said that the first sentence referred to five errors on page 21 of the Factfinder's recommendation, and wondered if Mr. Hewett had said there actually were more than five errors on page 21. Mr. Hewett said there were five primary errors on page 21, but that page was not the exclusive basis for the Factfinder's recommendation.

MOTION Mr. Montgomery moved to amend the previous motion by changing the second sentence in point #5 to read, "These 'facts' were one important basis of Factfinder's economic recommendation." Mr. Bailey seconded the motion. There was no further discussion, and the
 VOTE motion passed by unanimous vote. The final approved motion reads as follows:

I move rejection of the Factfinder's recommendation of June 8, 1994, for settlement of the labor contract with the Amalgamated Transit Union, including the seven points of rejection proposed by staff: (1) Factfinder's recommendation in many areas is either confusing, contradictory, or ambiguous; (2) ATU Portland leadership will not consider Factfinder's clarifications as binding; (3) Projected costs of Factfinder's recommendation exceed community expectations; (4) Factfinder mistakenly concluded that administrative staff salaries were set regionally. Only division manager staff salaries are compared regionally; (5) Factfinder made five errors of fact on page 21 of report. These "facts" were one important basis of Factfinder's economic recommendation; (6) The

District hires locally and believes it important to be competitive in the local labor market; and (7) The Factfinder's report does not clarify any of the District's language issues.

ADJOURNMENT: There was no further discussion, and the meeting was adjourned at 1:30 p.m.


Board Secretary