



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY
LANSING

SUSAN CORBIN
DIRECTOR

EMPLOYMENT RELATIONS COMMISSION MEETING of AUGUST 10, 2021 APPROVED MINUTES

In accordance with the Open Meetings Act 1976 PA 267, as amended, the Michigan Employment Commission met on August 10, 2021. The meeting was held at Cadillac Place, 3024 W. Grand Boulevard, Suite L-150, Detroit, Michigan 48202.

CALL TO ORDER

Commission Chair Tinamarie Pappas called the meeting to order at 10:00 a.m.

ROLL CALL

Members Present: Tinamarie Pappas, Commission Chair
William F. Young, Commission Member

Staff Present: Sidney McBride, Bureau Director
Carl Wexel, Administrative Law Specialist
Micki Czerniak, Labor Mediator
Deborah Stewart, Senior Executive Management Assistant

APPROVAL OF AGENDA

MOTION by Young, seconded by Pappas, to adopt the proposed agenda as presented.

A vote was held: Yeas – Pappas, Young
Nays – None
MOTION CARRIED

MICHIGAN EMPLOYMENT RELATIONS COMMISSION
Cadillac Place (Detroit Office) Mason Building (Lansing Office)
3026 W. Grand Blvd., Ste. 2-750 503 W. Allegan, Garden Level
P.O. Box 02988 P.O. Box 30015
Detroit, Michigan 48202-2988 Lansing, Michigan 48909
(313) 456-3510-phone (313) 456-3511-fax (517) 373-3580-phone (517) 335-9181-fax
www.michigan.gov/merc

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APPROVAL OF MINUTES

MOTION by Young, seconded by Pappas, to approve the proposed minutes of the regular MERC monthly meeting of July 13, 2021, as submitted.

A vote was held: Yeas – Pappas, Young
 Nays – None
 MOTION CARRIED

DIRECTOR'S REPORT

The Act 312 and Fact-Finding Reports were reviewed.

The MOAHR ALJ Reports were reviewed.

The MERC Cases in Commission Review was reviewed.

MERC Appellate report was reviewed.

The Election Certification Report and Elections Trends Report were reviewed. During July 2021, there were five MERC elections held resulting in the certification of five exclusive bargaining representatives.

The Mediation Activity Trends Report was reviewed.

The New Case Initiations Monthly reports was reviewed.

ADMINISTRATIVE AGENDA

1. Bureau Director's Updates:

Director McBride noted the following:

- COVID-19 Impact:

Beginning July 12, 2021, several State agencies began the process of bringing staff back into the state offices on a phased in hybrid work schedule. MIOSHA is reviewing CDC and State guidelines and will determine what levels of masking, social distancing or other protocols are appropriate in light of continuing COVID-19 variant concerns.

- Miscellaneous:

Director McBride noted the agency's participation in the recent international conference of the Association of Labor Relations Agencies (ALRA) that included his election to the ALRA Board of Directors. One major focus of this year's event was the permanent impact of virtual processes on various labor relations functions including hearings, mediation and meetings. The 2023 Conference is being slated for the Metro Detroit area.

2. The next regular meeting of the Commission was confirmed for Tuesday, September 14, 2021, at 10:00 a.m. at Detroit Cadillac Place. It was moved by Young and seconded by Pappas to approve the meeting date and time.

A vote was held: Yeas – Pappas, Young
 Nays – None
 MOTION CARRIED.

DECISIONAL AGENDA

The Commission decided the following matters:

- * ***City of Detroit (Law Dept.) & UAW 2211 Public Attorney Association,***
Case No. 20-D-0755-CE.

MERC Staff Attorney Carl Wexel summarized the dispute underlying the case. It was moved by Young and seconded by Pappas to adopt the recommendations of the ALJ's recommended decision.

A vote was held: Yeas – Pappas, Young
 Nays – None
 MOTION CARRIED

- * ***Regents of the University of Michigan,*** Case No. 21-C-0630-RC.
Incumbent Union's Motion for Reconsideration.

Commission Chair Pappas summarized the dispute underlying the case. The Commission previously issued a decision directing an election. MNA filed a motion for reconsideration and the petitioner filed a response. It was moved by Young and seconded by Pappas to deny the Motion for Reconsideration.

A vote was held: Yeas – Pappas, Young
 Nays – None
 MOTION CARRIED

TENTATIVE DECISIONAL AGENDA FOR NEXT MEETING

City of Detroit (DOT) & Amalgamated Transit Union Division 26,
Case 20 A-0190-CE.

NEW BUSINESS None

OLD BUSINESS None

PUBLIC COMMENT None

ADJOURNMENT

There being no further business before the Commission at this time, Commissioner Young moved to adjourn the meeting and seconded by Commission Chair that the meeting be adjourned at 10:13 a.m.

A vote was held: Yeas – Pappas, Young
 Nays – None
 MOTION CARRIED