



News from Local 70

Executive Board

Marty Frates.....*Secretary Treasurer*
 Dominic Chiovare.....*President*
 Milton Lewis.....*Vice President*
 Rob Dias.....*Recording Secretary*
 Rich Fierro.....*Trustee*
 Kelsey Frazier.....*Trustee*
 Mark Hawkins.....*Trustee*

Business Agents

Bob Aiello
 Lou Marchetti
 Felix Martinez

Marquel Pea.....*Conductor*
 Ray Woodruff.....*Warden*

400 Roland Way, Oakland, CA 94621

December 2011/January 2012

Phone 510-569-9317

Local 70 Occupies Oakland

By Lou Marchetti, Local 70 Political Action Coordinator

On Wednesday, November 2, 2011, Teamsters Local 70 joined with the rest of the labor movement in the “Day of Action” rally in downtown Oakland. An estimated 10,000 people marched through the city and later to the Port of Oakland in protest of corporate greed and the politicians who enable it.

Whatever your opinion is of the tactics the Occupy Movement is using across the country, you have to admit they are changing the dialogue and that is critical. The nightly news is no longer filled with Tea Party rhetoric and banal politicians blaming everyone else while doing nothing. Health care, jobs, fair trade and taxation are now in the spotlight. The issues that labor has been dealing with for decades have gotten a fresh voice. That is why the labor movement and the occupy movement need each other. Together, we are the 99%.

One thing that disturbed me during the rally was that I was continually asked by the media, bloggers and other protesters, “why are the Teamsters here?” My response was that Local 70 has been around for more than 100 years and our goal has always been to help workers and their families attain economic justice and a secure future for their children. In addition, we fight corporate greed through organizing, collective bargaining and the political power our members bring to the table. It seemed obvious to me but the fact that the question was asked shows that we have a major problem.

Organized labor should be at the forefront of this movement. What has happened to our place in American culture? Are we being dismantled along with the middle class we fought so hard to create? We have to put unions back into the discussion. While our ranks have been diminished over the past 30 years, we must not allow the 1% to remove us from the classrooms and textbooks or the pulpits on Sunday. We cannot allow politicians to ignore us or turn Labor Day into just another three day weekend.





President's Report

Dominic Chiovare

Local 70 takes cases to arbitration

Prentice Jacob of Tri-Ced Community Recycling was terminated for engaging in intimidating and violent behavior towards a fellow employee. This incident falls under the category of "Workplace Violence" that companies and unions must unfortunately too often address in today's environment. This type of action places employee against employee or member against member.

In Prentice's case, after hearing all the testimony, the Arbitrator could not determine whether the incident happened or not. So does he terminate a 14-year employee to provide a safe work environment for another employee who believed he was intimidated and threatened?

Unsure, the Arbitrator returned Prentice back to work with full seniority after having been off the job for 15 months; his record was expunged, but he received no back pay. A tough price to pay. Exonerated, but costly.

In today's world, be careful what you say or do in the workplace.

Jackie Wilson, Jr., an employee of Xpedx Paper won his arbitration. Jackie, a young hard-working 6-year warehouse employee of Xpedx was on a "Last and Final" from the company for not following company rules and procedures. Nine months ago, Xpedx terminated him for not performing pre-trip and filling out his pre-trip log before operating his forklift, another violation of one of

their many company rules and procedures. They felt, based on their Last and Final, that the termination was warranted. Of course we disagreed.

In the arbitration Xpedx introduced into evidence a dozen write-ups for minor violations of their rules and procedures to justify the Last and Final, which they contended supported the termination. Not one write-up for lack of production, absenteeism or something of substance. The Arbitrator agreed with Local 70 that the company's write-ups were for minor infractions and that Xpedx did not terminate Jackie for just cause. The Arbitration Award was that Jackie was reinstated to his former position with full back pay and benefits.

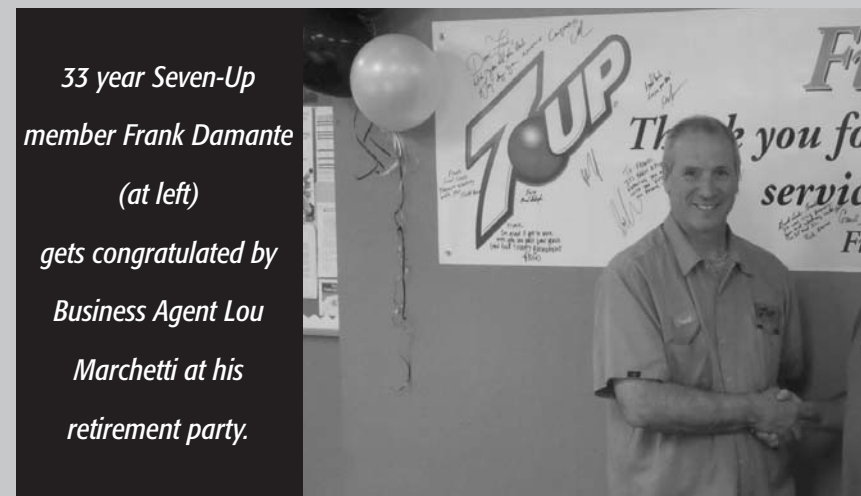
More job security for our Local 70 members at Waste Management of Alameda County (WMI) our largest solid waste and recycling company in Local 70's jurisdiction. Local 70 Business Agent Felix Martinez and I joined WMI in securing the City of Albany's franchise for another 10 years. The hard work of our members who service the city of Albany made this possible. Great job!

Reminder for those members who cannot make the Thursday night membership meeting: our next Saturday Local 70 membership meeting is December 17, 2011 at 10:00 a.m.

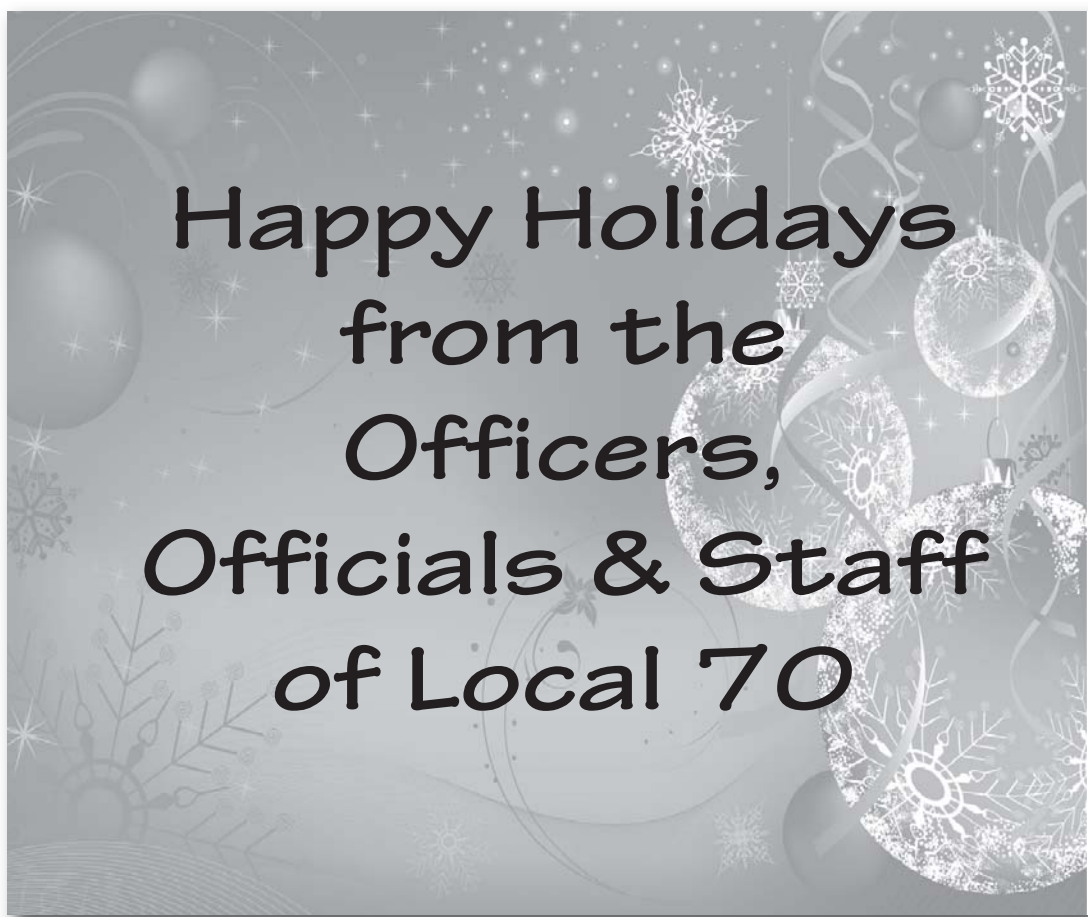
Local 70 in action



Local 70 members attend the October general membership meeting and BBQ. From left: Marc Cooper, James Rucker, Oarantes Powdrill, Jim Fried, Marty Frates, Gabe Jimenez



33 year Seven-Up member Frank Damante (at left) gets congratulated by Business Agent Lou Marchetti at his retirement party.



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Business Agent Lou Marchetti distributes the new contract to members at Coca-Cola Union City.



Political Action Coordinator Lou Marchetti and his wife, Kate, join Vice-President Milton Lewis at the 12th Annual EBASE (East Bay Alliance for a Sustainable Economy) fundraiser.

Secretary-Treasurer's Report

Marty Frates



Why Local 70 occupied Oakland

Local 70 and its members are part of the 99% and we have been participating in the Occupy Oakland movement. There is no question that the Occupy Oakland movement is in the best interest of our membership and we must support it.

We want to make it clear we oppose the violence by a small group of demonstrators and the use of excessive force by police during the protest. This has to be a non-violent movement to be successful.

It is important that we identify the issues and our role in providing solutions. This is about restoring the middle class in this country, stopping the economic and political attacks on the middle class and a fair chance at economic growth. I, along with President Dominic Chiovare, Business Agent Lou Marchetti, Vice-President Milton Lewis and several rank and file members participated in the work stoppage in Oakland held on November 2. It was a peaceful event during the day, with the Teamsters Joint Council 7 truck on display and labor providing food and beverages for more than 3,000 people. Later on that night, thousands of protestors shut down the Port of Oakland. The event was a great success.

The problem is that our message of why we were there did not get out. Our message is fair trade not free trade, which falls back on Wall Street. This country used to have national corporations that were proud of what they manufactured in the U.S. and they were proud of their work force. This has all changed.

We now have multinational corporations that have taken numerous industries outside of the U.S. to China, Mexico, India and other third-world countries for the following reasons: the almighty dollar, cheap labor, and virtually no health, safety or labor regulations. The other big reason is the cost of living in these countries compared to America. We are told by these multinational corporations that we must compete in a global market.

The fact is, the cost of living in America versus these other countries means that we cannot compete fairly. This can be fixed by not giving tax breaks to these companies

and re-establishing tariffs on imports to protect and bring back our industries.

When you are in a store, make a habit of looking to see where a product is manufactured. I guarantee it will be hard to find anything that is made in the USA. When you go to the grocery store, check out the boxes in the produce and fruit sections. You will be surprised by the number of imports.

The banking and financial institutions with their ponzi loans put Americans in homes they could not afford with false hopes of ownership. They then repossessed these homes without giving people a fair chance to pay and make good on the loans even after they were bailed out by the American taxpayers.



From left: Alameda Mayor Marie Gilmore, Secretary-Treasurer Marty Frates and Congresswoman Barbara Lee.

What are the solutions? Participate in the Occupy Movement, be involved politically, demand fair taxation for 100% of America and demand accountability of the financial institutions and the politicians.

Go to the streets and take action against these companies that have sold out the American worker. Take action against the banks and financial institutions that have created our problems.

They have created war on us and we need to fight back.

Welcome Back Congresswoman Barbara Lee

Alameda Mayor Marie Gilmore, Vice Mayor Rob Bonta, Council members Lena Tam, Beverly Johnson and Doug De Hann along with Teamsters Local 70, Alameda Firefighters, and Northern California Carpenters Union Local 713 sponsored a welcome back to Alameda reception for Congresswoman Barbara Lee on October 19. It is important that we maintain our political relationship within Alameda so we can protect our members. Also, in attendance was long time Local 70 member Emil Radloff, Political Coordinator/B.A. Lou Marchetti and Trustees Mark Hawkins and Rich Fierro. Dan Rivera, who works for ACI and picks up the garbage in Alameda, answered questions about the waste industry and advised the Mayor and City Council about the great job ACI does. A good time was had by all.

Notice of Election

Picketing, Organizing and Assessment Committee

Nominations and elections will be held at the
December 17, 2011
General Membership Meeting.



A busy fall season and much more to come

Membership & stewards meeting: The Fall season kicked off with our October 15 membership meeting. The Waste Management Stewards cooked carnitas and tri-tip for the membership, and Attorney Lisl Duncan from the Weinberg, Roger, and Rosenfeld firm gave an informative seminar on the advantages and disadvantages of social networking in today's workplace. Chuck Mack, Western Conference of Teamsters Pension Chairman, gave us an update on the status of the pension plan. Our next Saturday meeting will be on December 17, and the members at ABF Freight Systems have volunteered to "man the grill."

First cook-off coming: Next year, Local 70 will host our first annual cook-off. We hope to make this a fun-filled day for everyone. One of our goals, after being elected as Trustees, was to bring unity back to the union, whether it is with a cook-off, stewards' breakfast, or poker tournament. Anytime we can bring more brothers and sisters together, we build the bond that holds the union together.

2012 elections: Local and national politics will be very high priorities in 2012. On the local level, Oakland will command most of our attention with multiple City Council seats up for election. Local 70, along with all of labor, will focus on electing worker-friendly politicians to those positions.

The importance of a worker-friendly City Council cannot be understated. What happens at the Port of Oakland, Oakland Army Base, and with the Waste Management Franchise Agreement are all decisions made by the City Council that affect Local 70 directly. We will be reaching out to all Teamsters who live in Oakland to inform and educate them about the important role they can play in the process.

On a national level, next year will be the Presidential election. Although President Obama has not been everything we hoped he would be, all of the Republican candidates would take us further backwards.

Re-districting is also going to be a factor in congressional races. As

always, several races in the Bay Area will give votes a choice between multiple good labor candidates running for the same position. We will definitely be visiting worksites during the election cycle to educate everyone on the issues that are important to labor, to register voters, and to sign up members for DRIVE.

Occupy Oakland: Teamsters Local 70, along with all of Labor joined the Occupy Oakland protest November 2. Organized labor provided food for more than 4,000 people. At its peak, the crowds were estimated at 10,000 people.

The Day of Action started at noon, and continued well past sundown. The occupy movement is still defining itself, but has already begun to move the needle of America back to the center. Labor has always represented the

99% of America, and we will continue to fight for working people.

Worksite visits: It was great seeing everyone at the different work sites we were able to visit, and we look forward to seeing more members next year. 2011 was a very busy year, and we know next year will be even busier.

We want to thank everyone who answered our calls for help this year. Rank and file participation made a big difference in our various organizing drives, Saturday BBQ's, rallies, events, and our presence at the Labor Council. We have added 10 labor council delegates this year and still need more. If you are interested, please contact one of us or your Business Agent.

Happy holidays! We wish you and your families a safe and happy holiday season!

Local Union 70, City of Oakland, CA International Brotherhood of Teamsters TRUSTEES REPORT

September 2011

INCOME		Refunds - Dues	
Membership Dues	\$201,975.43		602.00
Initiation and Re-initiation Fees	6,994.32	Refunds - Initiation & Reinitiation	
Assessments & Fines	220.00	Office and Administrative	17,360.95
Non-member fees	396.82	Legal Fees	6,975.06
Funds for transmittal for members	123.50	Artibrator Fees	253.75
Receipts from affiliates	0.00	Other Professional Fees	968.75
Other Income (Schedule A)	986.94	Taxes	6,670.25
Total Cash Received	\$210,697.01	Meeting and committee expenses	1,002.58
		Auto expenses	3,104.00
		Out-of-town travel	3,288.52
		Other expenses (Schedule B)	6,743.00
		Other transactions (Schedule C)	(40.79)
		Total Paid Out	\$211,722.00
		Net Increase (or Decrease) in Cash	\$(1,024.99)
		Cash balance: beginning of period	\$351,618.96
		Cash Balance: end of period	\$350,593.97

STATEMENT OF ASSETS & LIABILITIES As of September 30, 2011

Assets	September 1, 11	Change	September 30, 11
United Labor - General Fund	351,618.96	(1,024.99)	350,593.97
Petty Cash	850.00	0.00	850.00
General Fund-CD	229,063.54	0.00	229,063.54
Cash in Special Funds	34,671.10	3.91	34,675.01
Land	823,521.00	0.00	823,521.00
Buildings	3,462,224.36	0.00	3,462,224.36
Office Furniture/Equipment	37,228.53	0.00	37,228.53
Total Assets	\$4,939,177.49	\$(1,021.08)	\$4,938,156.41
Deduct Obligations	\$(276,029.38)	\$(40.79)	\$(276,070.17)
Net Assets	\$4,663,148.11	\$(1,061.87)	\$4,662,086.24
List of Obligations			
Obligations			\$(274,220.51)
Payroll Liability			\$(1,849.66)
Total list of Obligations			\$(276,070.17)

SCHEDULES

Schedule A—Other Receipts		Janitorial Service	900.00
Sale of Supplies	961.00	Gardening Service	2,000.00
Interest-General Fund checking	25.94	Total Other Expenses	\$6,743.00
Total Other Income	\$986.94		
Schedule B—Other Expenses		Schedule C—Other Transactions	
Sick Benefit Payments	3,460.00	Payroll liability: deducted not disbursed	(40.79)
Building Maintenance	383.00	Total Other Transactions	\$(40.79)

Teamsters Local 70

2012 MEETING SCHEDULE

General Membership & Steward Council Meetings

January 28, 2012	.....Saturday 10:00 a.m.
February 24, 2012	.....4th Thursday 7:00 p.m.
March 22, 2012	.....4th Thursday 7:00 p.m.
April 21, 2012	.....Saturday 10:00 a.m.
May 24, 2012	.....4th Thursday, 7:00 p.m.
June 28, 2012	.....4th Thursday, 7:00 p.m.
July-August, 2012	.....Meetings suspended for summer
September 22, 2012	.....Saturday 10:00 a.m.
October 12, 2012	.....Saturday, 10:00 a.m.
November 13, 2012	.....4th Thursday, 7:00 pm.
December 15, 2012	.....Saturday, 10:00 a.m.

Sick Benefit Meetings

2nd Tuesday of the Month

Call Tony Lara, Sick Committee Chairman for more information:
800-243-1350 or 510-569-9317

Unless notified otherwise, all meetings are held at
Teamsters Local 70: 400 Roland Way, Oakland, CA 94621