

# MOTION SHEET

In an effort to provided consistency and a complete record of all meetings, I make the motion to hire a stenographer to take the minutes at the NYSCOPBA Executive Board meetings.

Motion Made by: Al Mothershed

Motion Seconded by: Vinny Blasio

Motion Passed/Defeated: \*Motion postponed

Date: December 13, 2007

\*Motion to Postpone

Made by: Tom Farrell

Seconded by: Randy Page

Motion: Passed

Date: 12/13/07

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February 14, 2008 -

Vote on main motion 115 yes - 143 No (weighted vote\*)

Motion Defeated

\*Weighted vote - passed

Tom Mulhern

Dan Keller

Made by:	Seconded by:	YES	NO	ABST
Stenographer at E-Board meetings		115	143	0
<b>DEFEATED</b>				
Executive Assembly Motion				
Weighted Vote				
Majority Vote				

No. Date: 2/14/08

Sector	Chief	Chair	YES	NO	ABST
Executive Board- President	Larry Flanagan	Chair			
Executive Board- Executive VP	Brian Shanagher	Absent			
Executive Board- Treasurer	John Telisky	Absent			
Executive Board- Recording Secretary	Diane Davis			1	
Executive Board- VP North	Randy Page			1	
Executive Board- VP Mid-Hudson	Kevin Walker			1	
Executive Board- VP Law Enforcement	Keith Zulko		1		
Executive Board- VP Central	Tom Haas			1	
Executive Board- VP South	Willie Perez		1		
Executive Board- VP west	Al Mothershed		1		
Adirondack Correctional Facility	Walt Barrett			2	
Albany Training Academy		Absent			
Albion Correctional Facility	Ayuba Giwaosagie		5		
Altona Correctional Facility	Chris Forkey			2	
Arthur Kill Correctional Facility	Lawrence Cocozello			4	
Attica Correctional Facility	Richard Golden		7		
Auburn Correctional Facility	Charles Weed		6		
Bare Hill Correctional Facility	Art Jolley			4	
Bayview Correctional Facility	Calvin Hill	Absent			
Beacon Correctional Facility	Charlie Warner			1	
Bedford Hills Correctional Facility	Deborah Floyd		5		
Butler ASACTC Correctional Facility	Michael DeAngelis		1		
Butler Minimum Correctional Facility	Tim Casper		1		
Camp Gabriels Correctional Facility	Michael Wood			1	
Camp Georgetown Correctional Facility	Malcolm Comfort			1	
Camp Pharsalia Correctional Facility	Paul Lashway			1	
Cape Vincent Correctional Facility	Pat Pratt			3	
Capital Police Comm. Spec.	Tom Sawyer		1		
Cayuga Correctional Facility	Tom Mulhern		3		
Central NY Psychiatric Center.	John Harmon		3		
Chateaugay Correctional Facility	Jon Lintner			1	
Clinton Correctional Facility	John Ireland			10	
Collins Correctional Facility	Daniel Keller		4		
Coxsackie Correctional Facility	Stephen Murdza			4	
Division of Parole	Jeff Levy		1		
Downstate Correctional Facility	Hugh Rickenburg			6	
Eastern Correctional Facility	Tom Farrell			5	
Edgecombe Correctional Facility	John Martin			1	
Elmira Correctional Facility	Kingston Bachert		6		
Fishkill Correctional Facility	Don Vantassell			8	
Five Points Correctional Facility	Robert Shields		5		
Forest Rangers-OPR&HP	Mike Carlson			1	
Franklin Correctional Facility	Randy McAdam			4	
Fulton Correctional Facility	Tony Abraham	Absent			
Gouverneur Correctional Facility	Larry Rosbrook			3	
Gowanda Correctional Facility	Vincent Blasio		6		
Great Meadow Correctional Facility	Scott Bishop		6		
Green Haven Correctional Facility	John Beachy			7	
Greene Correctional Facility	David Viddivo			5	
Groveland Correctional Facility	Tim Collmer		5		
Hale Creek Annex ASACTC	Donald Rowe		2		
Hudson Correctional Facility	Brad Peck			2	
Kirby Forensic Psychiatric Center	Talib Bey	Absent			
Lakeview Annex	Chris Cymerman		1		
Lakeview Shock Incarceration	John Tingué		3		
Lifeguards	Tim Forsyth	Absent			
Lincoln Correctional Facility	Gerald Brown			1	
Livingston Correctional Facility	Richard Stuart		3		
Lyon Mountain Correctional Facility	Bill Branch			1	
Marcy Correctional Facility	Mike Yutzler			3	
Mid Hudson Forensic Psychiatric Center	Alan Decovnick		3		
Mid Orange Correctional Facility	Jason Predmore			3	
Mid State Correctional Facility	Scott Carpenter		5		
Mohawk Correctional Facility	Mike Suprenant			5	
Monterey Shock Incarceration	Robert Conley		1		
Moriah Shock Incarceration	John Fariss			1	
Mt McGregor Correctional Facility	Jeff Kelleher			3	
Ogdensburg Correctional Facility	Don Dobbs	Absent			
Oneida Correctional Facility	Art Pape			4	
Orleans Correctional Facility	Dave Stalker		3		
Otisville Correctional Facility	James McMenemy	Absent			
Queensboro Correctional Facility	Damian Skinner			2	
Riverview Correctional Facility	James Bleau			3	
Rochester Psychiatric Center-SHTA's	Judy Knights		1		
Rochester/Buffalo Day Reporting	Joseph Maliga		1		
Safety Security Officers - Central Regio	Kevin McNeilly			2	
Safety Security Officers - Mid - Hudson	Ben Barela			2	
Safety Security Officers - Southern Reg.	Timothy Moore		4		
Safety Security Officers - Western Reg.	Karen Terry		2		
Security Officers	Ed Rybak		1		
Security Service Assistants	Francis Guido	Absent			
Shawangunk Correctional Facility	Eric Peters			3	

Sing Sing Correctional Facility	Charles Mitchell		7	
Southport Correctional Facility	Robert Fluman	3		
Sullivan Correctional Facility	Bill Beach		4	
Summit Shock Incarceration	Brian Keenan		1	
Taconic Correctional Facility	Shaka		2	
Ulster Correctional Facility	Mike Caponero		3	
Upstate Correctional Facility	Brent Dumas		4	
Wallkill Correctional Facility	Gary Heal	Absent		
Washington Correctional Facility	Ron Taylor		3	
Watertown Correctional Facility	Nicki Kogut		3	
Wende Correctional Facility	John Waddell	6		
Willard Drug Treatment Campus	Joseph Keefe	3		
Woodbourne Correctional Facility	Joseph Porcaro		3	
Wyoming Correctional Facility	Chris Hickey	5		

# MOTION SHEET

To move that NYSCOPBA have the MOU listed below sent out for membership ratification to all NYSCOPBA members eligible to vote.

Wisdom: Though this memo has been signed since 2001, most members have been unaware of its existence. This memo supercedes the contract that was recently ratified by the members and the members should have the right to ratify this change in the Article.

Motion Made by: Vinny Blasio

Motion Seconded by:

Motion Passed/Defeated: Ruled out of Order by Chair\*\*

Date: February 14, 2008

\*\*Motion to overrule the chair

Made by: Donn Rowe

Seconded by: Dan Keller

Motion to overrule the chair – failed.

**MEMORANDUM OF UNDERSTANDING**

**BETWEEN**

**THE STATE OF NEW YORK**

**AND**

**THE NEW YORK STATE CORRECTIONAL OFFICERS AND POLICE BENEVOLENT**

**ASSOCIATION, INC. (NYSCOPBA)**

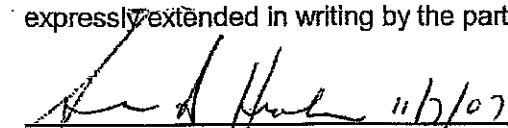
**PILOT GRIEVANCE PROCEDURE CHANGES**

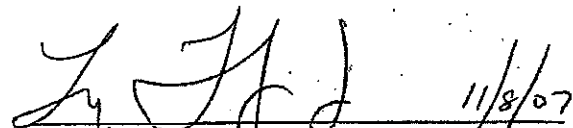
This is to confirm the agreement between the parties, to extend the six (6) month pilot program regarding Article 7, Grievance Procedure, to assist the parties in the good faith processing and review of grievances.

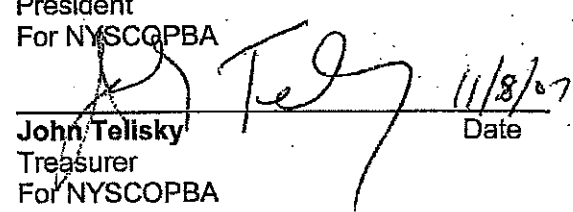
The Agreement negotiated between The State of New York and NYSCOPBA, 1999-2003, required NYSCOPBA to appeal Step 2 decisions to the Director of GOER (Step 3) within 15 days from the day which the union received the Step 2 decision (Article 7.2(a)). For the effective period of this pilot only, those 15 days shall be extended to 60 days.

Under the present contract language, specifically Article 7.2(b)(1), the union must make a demand for ADR/Arbitration within 15 days from the day the union receives the Step 3 decision. For the effective period of this pilot only, those 15 days shall be extended to 60 days.

These shall be the only changes made in Article 7 unless otherwise agreed upon by the parties. The pilot was to be effective June 1, 2001 through November 30, 2001. The parties agree to extend these changes through **March 31, 2008**, at which time it shall expire unless expressly extended in writing by the parties.

  
Seren A. Hrachian      11/6/07  
Associate Director      Date  
For Governor's Office of  
Employee Relations, State of New York

  
Lawrence Flanagan, Jr.      11/8/07  
President      Date  
For NYSCOPBA

  
John Telisky      11/8/07  
Treasurer      Date  
For NYSCOPBA

# MOTION SHEET

NYSCOPBA bring 1 member out 1 or 2 days per week from each of the affected facilities (members to be chosen by the NYSCOPBA stewards at facility) to work with the Local communities and Legislators in there area to combat the closure of their facility. Once every two weeks these 4 members will meet in Albany with the President or the 4 statewide officials when available to discuss the progress that is being made.

This policy will be revisited at the June 2008 EA meeting.

Motion Made by: Brad Peck

Motion Seconded by: Michael Wood

Motion Passed/Defeated: Unanimous

Date: February 14, 2008

\*\*Wisdom: The affected members have a vested interest in there own facilities and the members already have forged personal ties with the community leaders, Legislators and Legislative staff.

These ties have already assisted NYSCOPBA in obtaining pertinent information that we request and need at a moments notice, that we otherwise would be unable to obtain quickly.

# MOTION SHEET

Motion to amend the 2008 Legislative Budget from \$230,000 to \$480,000.

Motion Made by: Brian Shanagher

Motion Seconded by: John Telisky

Motion Passed/Defeated: w/opposition\*\*

Date: February 13, 2008

\*\*opposition:  
Chris Hickey, Wyoming  
Dan Keller, Collins

# MOTION SHEET

To hold a rally at the capital to object to the closures of the 4 facilities. All expenses to be covered by NYSCOPBA's policy adopted in December 2007. A tentative date to be set sometime in March 2008 to be coordinated by the Legislative Committee.

Motion Made by: Jeff Kelleher

Motion Seconded by: Paul Lashway

Motion Passed/Defeated: Unanimous

Date: February 14, 2008

# MOTION SHEET

To adopt a standing policy whereas whenever it becomes necessary to conduct a referendum vote of the membership in regard to tentative collective bargaining agreements or election of Executive Board members as stipulated in the Constitution and Bylaws – the Executive Assembly authorizes the Executive Board to conduct such referendum for those costs which are reasonable and customary.

Motion Made by: Diane Davis  
Motion Seconded by: Chris Hickey

Motion **Passed**/Defeated: Unanimous

Date: February 14, 2008

\*\*Wisdom: Recommendation of Constitution/Bylaws Committee to both the Executive Board and Executive Assembly.

# MOTION SHEET

To instruct the Negotiating Committee to request and negotiate the same benefit for Law Enforcement that was won for Corrections via the New York State Courts (relating to Prognosis/Diagnosis). As it has been reported that CSEA and PEF have already accomplished this in their current contract.

Motion Made by: Tim Moore

Motion Seconded by: Judy Knights

Motion Passed/Defeated: Motion Ruled out of Order

Date: February 14, 2008

# MOTION SHEET

NYSCOPBA will pursue and support legislation to provide binding arbitration for Law Enforcement titles with Peace Officer Status. Separate legislation will be pursued for each job title.

Motion Made by: Mike Carlson  
Motion Seconded by: Randy McAdam

Motion Passed/Defeated: Unanimous

Date: February 14, 2008