

EXECUTIVE BOARD MINUTES

Date: August 7, 2018

ROLL: Michael Powers, President
Tammy Sawchuk, Executive Vice President
Chris Summers, Recording Secretary
Toby Hogan, Treasurer
Scott Carpenter, VP Central
Mike Mazzella, VP Mid-Hudson
Joe Miano, VP Western
Clarence Fisher, VP Southern
John Roberts, VP Northern
John Harmon, VP LE

Attorney: Erin Parker– LMWF

Guests: William Sellers- Sergeant Liaison, Gary Ouillette

Minutes: minutes sent via email for approval

Directive Changes: 2234,2110,4911,4802,4302,4944,4933,2218,0000,3055

Next meeting: September 18, 2018 in Albany

Correspondence: None

President's Report–

July 12	Received Letter from Retired Officer Burleigh. Responded with Letter, Plaque, and Catch a Falling Star Info
July 13	Received Decision on SL Sergeant Article 78
July 17	Radio ads and Video Clip Campaign Begins Janus Letter to Membership
July 18	Letter to Membership re Solicitous Email from Special Interest Group to Opt Out
July 19	Poll Results Analytical Meeting Conference Call re Strategy
July 23	Received Fully Executed Statewide L/M Minutes from Dept
July 30	Mobile Billboard Campaign Begins

PAC Event

July 31

PAC Event

Aug 1

Conference Call with Duryea

Meeting with Keith Jacques

Letter to OMH Commissioner re Contraband and Post Closures

Memos, D-Directives: D Directive 9800 POI Reporting Incidents and Noteworthy Info [Community Supervision]; D Directive 4915 Spit Net; D Directive 4909 Restraint Chair

Executive Vice-President-

7/11 Office

7/12 Office / IP Hearing. Clear Bag

7/13 Office

7/16 Office / Betty Little

7/17 Office / Phone

Conference Ryan Donovan

7/18 Ottisville Site Visit

7/19 PR Meeting Grammaracy / Poll Results PR Content

7/20 Office

7/23 Office

7/24 Office

7/25 Office

7/26 Office

7/27 Office

7/30 Office Dacc Event

7/31 Office Racc Event

8/1 Office

8/2 Office

8/6 Office

8/7 Board Meeting
Syracuse

J&E 264&265 scheduled 8/21

Numerous phone calls praising PR Campaign

276 Q&A's YTD

30 Suspensions / not involving outside charges

198 Non-members

Sector Meeting Meeting not being reported to NYSCOPBA Headquarters

Treasurer's Report-

Total Cash- 9.96m
Rainy Day Fund- 82k
Legal defense Fund- 2.445m
Unrestricted Bond- 6.1m
Restricted Bond- 1.49m
Gen Op.- 1.325m

Regional Vice-President's Reports

Law Enforcement Report:

- Collective Bargaining Committee met on July 30 and 31. Discussed future dates with CBC and prepare for Mediation and Panel Member selection.
- Janus v. AFSCME "Free-Rider" policy started. Have extension to deal with LE Members that we have not been able to reach and meet with.
- Legislative Agenda for LE Scorecard or update on final position on agenda for session.
- 70.1 Transfer issues. Addressing issues with Law Firm. OMH is the primary problem. Continuing to look at options to fix, including upgrade application.
- Had several conversations with CNYPC Administration and meeting to discuss relationship and fix issues.
- OMH Assault Report Bill update from law firm needed. Need to address the inaccurate reports that have been generated using patient/inmate initiated reports not employee driven.
- SHTA Retirement issues continue to be identified. Legislative solution drafted. 25 year service credit issues being addressed legally. Audit completed and compiling list of affected members. Will determine criteria for legislation to go forward to lessen bill value.
- Continue to work on Statewide MOU for seniority lists for OMH and OPWDD.
- CNYPC workers compensation discrimination case appealed and awaiting answer any day.
- Attended several PR Events and met with PR clients for branding and advertising plans.
- New issues with Kirby/ Manhattan Toll Reimbursement. Grievance denied. Looking at other avenues to address issue. Arbitrator issues horrible decision. Awaiting update on issue.
- SSO Peace Officer duties being questioned due to Creedmoor PC issues. Attorney talked to OMH Administration about issue and meeting with Creedmoor and OMH commenced. Awaiting outcome of meeting.
- Attended SUNY Downstate Union Meeting. Putting together agenda for LMM.
- OPWDD Statewide LMM August 29, 2018.
- President Powers sent second letter to OMH concerning contraband and staffing changes.
- Rochester PC staffing change created safety issues for SSO and staffing change for SHTA. Several emails sent to facility and awaiting meeting with administration.

- Former WTO Seniority list being reviewed by DOCCS LR. Awaiting reply by Thursday August 10. It previously agreed by Executive Board and Dan Martuscello.
- Issue with member arbitration and NYSCOPBA representation present at hearing.
- Preparing LMM for SUNYs. SUNY Downstate is being prepared. Buffalo will be on August 16, 2018.
- Received 2 favorable decisions for 1 year to 2 year WC cases.
- Tom Sawyer retiring December 31, 2018. Will have BA position posted September 1, 2018. Approval for hire October 2018.
- OMH SOTA NYSCOPBA presentation on August 9, 2018 at Hutchings PC.

Southern Region Report:

7/10/18 - Eboard meeting in Albany

7/11/18 - Clear bag hearing in Albany

7/13/18 - Office

7/16/18 - Office

7/18/18 - Attended Retiree funeral in Ossining / Sing Sing

7/19/18 - Office

7/20/18 - P & M Meeting in Schenectady

7/23/18 - Taconic C.F. Q & A

7/24/18 - Sing Sing site visit

7/25/18 - Office

7/26/18 - Q & A in Albany, attended by Bob Cronin

8/6/18 - Q & A in Long Island City / Drive to Syracuse

Terminations- 1

Resignations -1

Contract Grievances -1

Settlements- 1

Western Region Report:

7.09.18 = Office, Ret Comm. Mtg.

7.10.18 = Office, Eboard Mtg.

7.11.18 = Office, Arb. Preps (4)

7.12.18 = Office

7.13.18 = Office, Arb. Orleans-Batavia, Site Visit Willard

7.16.18 = Arb. Gowanda-Buffalo, Orleans Fundraiser

7.17.18 = Office, Arb. Gowanda-Buffalo, Hawley Event

7.18.18 = Office, Arb. Gowanda-Buffalo

7.19.18 = Federal Court FivePoints-Buffalo, Arb. Gowanda-Buffalo

7.20.18 = Office, Q&As (2) Albion-Wende, Arb. Gowanda-Buffalo

7.23.18 = Office, Sen. Helming Event

7.24.18 = Office, Arb Attica-Buffalo

7.25.18 = Office, WR Meeting

7.26.18 = Office, Arb. Albion —Batavia

7.27.18 = Office, Q&A FivePoints-Wende

7.30.18 = Office

7.31.18 = Office, Step2s Wende

8.1.18 = Office, Step 2s Collins, Gowanda, Lakeview Q&As (3) SouthPort-Wende

8.2.18 = Office

8.3.18 = Office

8.6.18 = Office

Western Region Disciplines

Suspended = 27 Adm. Leave = 2 NODs = 53 RDF Eligible = 9

Central Region Report:

07/09/18 – Central region summer hours – Excused from July 2018 Executive Board meeting.

Office covered by retired CO Terry Kehrli

07/10/18 through 07/13/18 – Central region summer hours – Office hours covered by Retired
CO Terry Kehrli due to BA on vacation and VP out of office for
DOCCS

Supervisor Class at the Albany Training Academy

07/16/18 – Central region office hours

07/17/18 – Central region office hours – Attend Mohawk CF Union meetings

07/18/18 – Central region office hours – Midstate CF facility tour canceled by DOCCS in
Albany

07/19/18 – Central region office hours

07/20/18 – Central region office hours – BA attends OSI Q&A @Albany T.A. for Gouverneur
CF

Officer

07/23/18 – Central region office hours – Attend funeral wake of Officer S. Thomas / Watertown
CF

07/24/18 – Central region office hours

07/25/18 – Central region office hours

07/26/18 – Central region office hours – BA attends OSI Q&A @Utica state office building for
Midstate CF, two officers and one sergeant.

07/27/18 – Central region office hours

07/30/18 – Central region office hours – BA attends Q&A @Utica state office building for
Midstate CF, three officers.

07/31/18 – Central region office hours

08/01/18 – Central region office hours – Tour Gouverneur CF T-III and attend membership
meeting

08/02/18 – Central region office hours

08/03/18 – Central region office hours

08/05/18 – Attend Rome NY Tappet-Twirler Charity Car Show event and present sponsor trophies.

08/06/18 – Central region office hours – BA to Rome NY Humane Society Charity Golf outing.

08/07/18 – Central region office hours – VP to Executive Board meeting in Syracuse NY

Attend Midstate CF 7AM and 11PM union meetings

08/08/18 and 08/09/18 – Syracuse NY Double Tree for August NYSCOPBA Executive Assembly

Central Region Discipline cases

3 suspended – 2 admin leave – 6 NOD's pending

Mid-Hudson Region Report:

Northern Region Report:

7-10-18-Executive board meeting Albany

7-11-18 Arbitration Bare Hill MEMBER, Clear bag IP

7-12-18 Arbitration Bare Hill member

7-13-18 Dannamora meeting with retiring member

7-16-18 Bettie Little Event

7-17-18 law firm Albany office

7-18-18 arbitration Great Meadow ,retirement seminar Clinton qwl

7-19-19 law firm, arbitration Great Meadow

7-20-18 Clinton Nyscopba office

7-23-18 Plattsburgh pr meeting, meeting with member locked out

7-24-18 albany office

7-25-18 Albany office

7-26-18 qna Albany

7-27-18 qna Albany

7-30-18 arbitration prep

7-31-18 arbitration Great Meadow Member

8-1-18 Arbitration Great Meadow Member

8-2-18 Arbitration Prep Queensbury. Regional meeting Plattsburgh

8-3-18 north country fund check presentation,

8-6-18 Arbitration Albany, travel to Syrcuse

Rdf—15

Arbitrations-16

Issues of light duty

Large fight Clinton main (18)

Sticks all over

Unfinished Business:

No unfinished business

New Business:

-Law Enforcement Business Agent- This was talked about with the retirement of Tom Sawyer. Which would be posted and emailed to Law Enforcement

- Ad posting for Jocelyn's position- The Ad posting went out and applications have been received. So far out of the applications only two (2) or three (3) have met the criteria. We will be scheduling interviews.

- Letter asking to be re-instated as a NYSCOPBA union member from B. Shanagher- The board allowed Brain Shanagher back into NYSCOPBA.

-Arbitration Award for D. Bright (see motion below)

- Letter going around facilities for prison riot- President Powers called Mr. O'Gorman about the letter. Which O'Gorman stated that they Department was keeping an eye on it.

- recommending the closure of two contract grievances- Both grievances were closed. (See Below for Motions)

-I'm Sticking with my Union Stickers/sign- The board decided to make up their own stickers/signs and not go with

-How do we pay for representation of members that we brought the suit against (SL list)

-compile a list of what members have to do during a employee search by State IG and OSI . Their rights and Do's and Don't

-Law Enforcement Family Member Assistance Program- **They will be coming to talk to the board at 1:00 pm**

-Cola Legislation

-Retiree Chapter Policy change (NEA members)

- J & E Charges 264 & 265

-Improper Practice Charge U-34938 (DOCCS Housing Directive)

-Guardian Insurance Plan

-Union Representation at hearings. Once you decide you do not want representation you are waiving your right to representation for that case until it is done.

Motions:

Rainy Day Fund Applications –

To approve the Rainy Day Fund application for A. Haley

Motion made by: Executive Board

Motion passed unanimous

To approve the Rainy Day Fund application for D. Raymond

Motion made by: Executive Board

Motion passed unanimous

To approve the Rainy Day Fund application for A. Stern

Motion made by: Executive Board

Motion defeated unanimous

To approve the Rainy Day Fund application for T. Sparks

Motion made by: Executive Board

Motion defeated unanimous

To approve the Rainy Day Fund application for J.Klepp

Motion made by: Executive Board

Motion passed unanimous

To approve the Rainy Day Fund application for B. Duncan

Motion made by: Executive Board

Motion passed unanimous

To approve the Rainy Day Fund application for D. Rosado

Motion made by: Executive Board

Motion passed unanimous

Legal Defense Fund- J. O'Toole, R. Mosko

To approve the Legal Defense Fund application for J. O'Toole

Motion made by: Executive Board

Motion passed unanimous

To approve the Legal Defense Fund application for R. Mosko

Motion made by: Executive Board

Motion passed unanimous

Honorary Retiree Chapter Applications- None

Motion to file An Article 75 on the behalf of D. Bright.

Motion made by: Executive Board

Motion defeated unanimous

Motion to except B. Shanager back into NYSCOPBA.

Motion made by: Executive Board

Motion passed unanimous

Motion to close to close grievance CON 11-0103.

Motion made by: Executive Board

Motion defeated unanimous

Motion to close to close grievance CON 13-0133.

Motion made by: Executive Board

Motion defeated unanimous

Action Without A Meeting- Motion to approve the Legal Defense Fund application for K. Turck.

Motion **PASSED**

Action Without A Meeting- Motion to approve the Legal Defense Fund application for D.

Lauren. Motion **PASSED**

Action Without A Meeting- Motion to approve the Legal Defense Fund application for J.

Roberts. Motion **PASSED**

Action Without A Meeting- Motion to approve the Legal Defense Fund application for C.

Wainwright. Motion **PASSED**

Action Without A Meeting- Motion to approve the Legal Defense Fund application for C. Gay.

Motion **PASSED**

Action Without A Meeting- Motion to approve the Legal Defense Fund application for G.

Schmanky. Motion **PASSED**

Action Without A Meeting- Motion to approve the Rainy Day Fund application for S. Hall.

Motion **PASSED**

Action Without A Meeting- Motion to approve the Rainy Day Fund application for C. Pereira.

Motion **PASSED**

Action Without A Meeting- Motion to approve the Rainy Day Fund application for J. Byers.
Motion **PASSED**

A handwritten signature in black ink, appearing to read 'Chris Summers', with a horizontal line extending to the right.

Chris Summers
Recording Secretary