EXECUTIVE BOARD MINUTES

Date: February 12, 2019 meeting called to order at 9:06am

ROLL: Michael Powers, President- (Via Phone)

Tammy Sawchuk, Executive Vice President

Chris Summers, Recording Secretary

Frank Gilbo, Treasurer

Scott Carpenter, VP Central- (Via Phone) Mike Mazzella, VP Mid-Hudson- (Via Phone)

Joe Miano, VP Western- (Via Phone)

Clarence Fisher, VP Southern- (Via Phone)

John Roberts, VP Northern

John Harmon, VP LE

Attorney: Larry Schaefer– LMWF

Guests: Dave Luther Southern BA, Keith Jacques – LMWF- (Via Phone)

Minutes: minutes sent via email for approval sent out Friday 8, 2019

Directive Changes:

2821	0080	9393	3276	9104
8700	9810	4750	2242	9209
4006	4401	4017	4021	3086
2217	9219	4015	9401	4556
2728	4939	4424	4005	2904
2721				

2731

Next meeting: March 5, 2019 in Albany

Correspondence: None

President's Report-

Executive Vice-President-

1/10/19 Office

1/11/19 Office - IP Hearing/ Light Duty

1/14/19 Office - Email From Member

1/15/19 Office - J&E case 267

1/16/19 Office - NEA Contract Meeting 1/17/19 Office - Meeting / NEA 1/18/19 Office 1/21/19 Office Closed Holiday 1/22/19 Office - Meeting with Andrea Stewart-Cousins- HALT Meeting with Sepulveda- HALT 1/23/19 Office - Meeting With Weprin – HALT & Secure packages Travel to NYC Ballot Count 1/24/19 Ballot Count AAA 1/25/19 Travel to Albany Office 1/28/19 Office Pomales Memorial- Eastern 1/29/19 Office – Public Protection Hearing 1/30/19 Office 1/31/19 Office PERB Hearing – Outside Employment 2/1/19 WFM 2/4/19 Office 2/5/19 Office / PEC Breakfast 2/6/19 Office / RBC Meeting 2/7/19 Office 2/8/19 Office 2/11/19 Office

Treasurer's Report-

2/12/19 Office – Board Meeting

- -Total Cash 9.39m
- -Rainy Day 300k
- -Legal Defense 2.52m
- -Unrestricted Bond 5.98m
- -Restricted Bond 1.25m
- -Gen Op 590k

Regional Vice-President's Reports

Law Enforcement Report:

- Collective Bargaining Committee met on January 17 and 18. Ratification vote on January 24. Contract passed.
- 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. Have not received report for any quarter of 2018.
- SHTA Retirement Legislation being prepared for 2019 session.
- Statewide MOU for seniority completed and has been distributed to some agencies.
- 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.
- SSO Peace Officer statewide meeting will be February 21 for OMH SSO Stewards to discuss issues within OMH Safety.
- OMH Statewide LMM scheduled for March 8, 2019 at 1030.
- Preparing LMM for SUNYs. SUNY Downstate and SUNY Stonybrook being prepared.
- 2019 LE Legislative Agenda being finalized for 2019 session.
- Held LE Office Meeting on February 11, 2019.
- Visited Kingsboro PC, Kirby PC, Taconic DDSO, Hudson River PC, Helen Hayes Hospital, Hudson Valley DDSO and Rockland PC.
- NEA Negotiations have started. Meeting dates in March.
- Meeting at NYS Comptroller's office for the Advisory Council for Retirement System on February 6, 2019.
- Meeting with OMH on February 7, 2019.

Southern Region Report:

1/9/19 – Eboard meeting in Albany

1/10/19 - Office

1/14/19 - Q & A in Poughkeepsie

1/15/19 - Office

1/17/19 - Office

1/18/19 - Office

1/23/19 – Office

1/27/19 - Office

1/29/19 - Office

1/30/19 - Office

- 2/1/19 Office
- 2/3/19 Office
- 2/4/19 Office
- 2/6/19 Office
- 2/7/19 Office
- 2/8/19 Office
- 2/9/19 Office
- 2/11/19 Office
- Suspensions: 5
- Settlements: 10
- Grievances: 8
- Q & A: 1

Western Region Report:

- 1.10.19 = Office, Arb. Wende-Buffalo, Federal Court Buffalo
- 1.11.19 = Office, Arb. Wende-Buffalo, Calling Hours Elmira-OrchardPark, Q&A Collins-Wende
- 1.14.19 = Office, Arb. Wende-Buffalo
- 1.15.19 = Office, Arb. Wende-Buffalo
- 1.16.19 = Arb. Wende-Buffalo, Q&As(2) Auburn-Utica
- 1.17.19 = Office, Arb.Prep Cayuga-Auburn, Tour Auburn For Arb.,Step 2s Gowanda
- 1.1819 = Office, EHS Elmira-Rochester
- 1.21.19 = Calling Hours Albion Officer Kiff
- 1.22.19 = Office, Mtg. With Members W/Att. (WR Office)
- 1.23.19 = Office
- 1.24.19 = Office, IME Albion-Rochester, Funeral Albion-Webster
- 1.25.19 = Office
- 1.28.19 = Office, Step 2's Cayuga, FivePoints
- 1.29.19 = Office, Arb Cayuga-Auburn

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1.30.19 = Office
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1.31.19 = Office

2.1.19 = Q&A (4) Willard-Utica, Arb. Wende-Buffalo

2.4.19 = Office,Step2s Lakeview

2.5.19 = Office, Step 2s Wende

2.6.19 = Step 2s Livingston Groveland, Albion Site Visit Mtg. With Members, Q&As Collins - Wende

2.7.19 = Site Visit Southport, Site visit Orleans, Sen.Gallivan Event

2.8.19 = Officer Held Funeral

2.11.19 = Office ,Travel (Albany)

Western Region Disciplines

Suspended = 22 Adm. Leave = 2 NODs = 46 RDF Eligible = 5

Central Region Report:

01/10/19 – Central region office hours

01/11/19 – Central region office hours

01/14/19 – Central region office hours

01/16/19 – Central region office hours

01/17/19 – Central region office hours

01/18/19 – Central region office hours

01/21/19 – Central region offices closed for Martin L. King Jr. holiday observance

01/22/19 – Central region office hours

01/23/19 – travel to NYC for contract ballot count at AAA HQ

01/24/19 – Observe contract ballot count at AAA HQ

01/25/19 – Return to Central region

01/26/19 – Travel to Watertown State Police barracks at request of Mohawk CF member in need.

Attend court hearing for member in Adams NY. Bring member and spouse back to region due to personal vehicle MVA.

- 01/28/19 Central region office hours
- 01/29/19 Central region office hours
- 01/30/19 Central region office hours
- 01/31/19 Central region office hours
- 02/01/19 Central region office hours
- 02/04/19 Central region office hours
- 02/05/19 Central region office hours / Attend Midstate Sector union meetings 7A-3P-11P
- 02/06/19 Central region office hours / Meet with Senator J. Griffo with Midstate Sector members at Utica State office building Senators regional office.
- 02/07/19 Central region office hours
- 02/08/19 Central region office hours
- 02/11/19 Central region office hours
- 02/12/19 Central region office hours / Attend Mohawk Sector union Mtg 6:30A NYSCOPBA EB meeting at Albany HQ Attend Marcy Sector 11P union mtg.

Mid-Hudson Region Report:

- 01/11/19 Discipline Arb Prep Meeting at LMW&F
- 01/16/19 Contract Information Meeting at Great Meadow
- 01/23/19 Step 2's at Green Haven and Downstate
- 01/24/19 Contract Ratification Vote
- 01/28/19 CO Pomales Memorial at Eastern
- 01/30/19 Discipline Arbitration
- 02/04/19 Meeting to discuss contract implementation
- 02/04/19 Product Evaluation Committee Meeting Bldg 9
- 02/07/19 Step 2's at Otisville and Sullivan
- 02/08/19 Step 2 at Eastern
 - Only out of office days are noted.

A serious assault occurred at Fishkill CF on 2/7/2019. A female Officer was choked by an inmate until unconscious. The Sector has requested OC Pepper Spray for that post and was denied by the DSS.

Assaults on staff with fecal and blood exposure occurred at Sullivan over the last few days.

Assaults on staff occurred at Ulster CF. They are still finding contraband on inmates arriving from Riker's Island.

Assault on staff at Coxsackie. Officer attacked by an inmate armed with a large piece of wood taken from a chair in the infirmary area.

The missing windows at Fishkill are still an issue. One Officer had to report to medical due to the extreme cold in her work location. AC Griffin was contacted and is expecting a response from the Superintendent.

There is talk around the Region to see if we will have a public response to the inmate pay increase proposal.

Northern Region Report:

- 1-9-19 Board meeting Albany
- 1-10-19 Albany office
- 1-14-19 Plattsburgh for PR/met with Member
- 1-15-19 Albany Office
- 1-16-19 Albany office contract meeting PK Hill Washington/Great Meadow
- 1-17-19 Albany Office
- 1-18-19 Caysa LAKE Placid(meeting canceled due to weather)
- 1-22-19 Qna at ATA,Office
- 1-23-19 QnA at ATA,nyc for Ballot count,meeting Election Committee at office
- 1-24-19 Ballot count Election committee NYC
- 1-25-19 nyc/Albany Office/ATA for Qna
- 1-28-19 Albany Office
- 1-29-19 Clinton Annex site visit
- 1-30-19 Plattsburgh xplo fundraising setup/pay
- 1-31-19 Albany office
- 2-1-19 Albany Office
- 2-2-19 Plattsburgh for members celebration of life memorial
- 2-4-19 Clinton local meeting/stewards meeting
- 2-5-19 QnA Utica
- 2-6-19 Albany office, QnA ATA
- 2-7-19 Albany Office

Unfinished Business:

-NYSCOPBA Retiree Chapter Policy- This was tabled at Last Board meeting on January 9, 2019

New Business:

- -Grievance recommended for Executive Board closure-Matthew Kahl Con 13-0041(See attached motion)
- -Grievance recommended for Executive Board closure-Fugle CON 13-0045(See attached motion)
- -Article 75 proceeding to compel arbitration with respect to the Dysard Con 16-0158 and Fernandez Con 16-0177 grievances (See attached motion)
- -1099 EA Stipends
- -Contract Implementation
- -suspension review
- -"third party" opt outs via outside websites (New Choice NY) and verification of member opting out.
- The legal opinions from Lippes on the referenced grievances. The law firm recommends closure of these grievances and delineates the rationale for closure. The Grievance Department agrees with their assessment. (Con 14-0047, Con 15-0395, Con 16-0153, Con 15-0233, Con 15-0343, Con 16-0348, Con 17-0294, Con 15-0361) (See attached motion)
- Patrolman Robert Bolden- To donate \$10,000 on the apprehension. (See motion)
- Retirement checks to those who owe the Rainy Day Fund- If a member isn't in good standing with paying back the Rainy Day Fund they will not be entitled to any other benefit that NYSCOPBA has to offer. (See motion)
- OMH Foil December (See attached motion)

Motions:

Rainy Day Fund Applications – R. Finn, G. Wynn, C. Chin, L. Duncan, N. Connor, J. Miller (See attached motions)

Legal Defense Fund- S. Chapman, J. Barile (see motions attached)

Honorary Retiree Chapter Applications- Bussey, Premore, Dubrey (See attached motions)

Action Without A Meeting to approve the Legal Defense Fund for D. Trombley **PASSED** (See motion below)

Action Without A Meeting to approve the Legal Defense Fund for R. Brown **PASSED** (See motion below)

Action Without A Meeting-to file an Article 78 on the behalf of R. Williams Action Without A Meeting was Stopped Did **NOT PASS**. (See motion below)

Action Without A Meeting-to file an Article 78 on the behalf of G. Hall- Action Without A Meeting was Stopped Did **NOT PASS**. (See motion below)

Action Without A Meeting-to file an Article 78 on the behalf of S. Morales- Action Without A Meeting **PASSED**. (See motion below)

Chris Summers

Recording Secretary

R. Finn.					
to an					
Motion Made by:	Executive Board				
Motion Seconded by:					

	YES	NO
Powers		
Sawchuk	/	
Summers	/	
Gilbo	/	
Carpenter		

	YES	NO
Mazzella	1	
Miano	/	
Fisher	/	
Roberts	/	
Harmon	/	

To approve the Rainy Day Fund application for G. Wynn.				
O. Wyllii.				
Motion Made by:	Executive Board			
Motion Seconded by:				
Motion Passed Defeated:	UNANIMOUS			

13	YES	NO
Powers		
Sawchuk		
Summers		
Gilbo	/	
Carpenter	/	

	YES	NO
Mazzella	/	
Miano		
Fisher	/	
Roberts	/	
Harmon		

To approve the Rainy Day Fund application for J. Miller.				
· Ivilitor.				
Motion Made by:	Executive Board			
Motion Seconded by:				
Motion Passed/Defeated :				
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	YES	NO
Powers		
Sawchuk	10	
Summers		is
Gilbo		
Carpenter		

	YES	NO
Mazzella		
Miano		
Fisher		
Roberts		
Harmon		

Date: I	Februa	ry 12, 20)19	i i i i i i i i i i i i i i i i i i i
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C. Chin.	
Motion Made by:	Executive Board
Motion Seconded by:	

ac 118, 2.	YES	NO
Powers		
Sawchuk	/	
Summers	V	
Gilbo	/	
Carpenter	/	

	YES	NO
Mazzella	V	
Miano	V	
Fisher	V	
Roberts	/	
Harmon	1	

To approve the Rainy Day Fund application for L. Duncan.	
L. Duncan.	
7	
Notion Made by:	Executive Board
Motion Seconded by:	

	YES	NO
Powers		
Sawchuk	/	
Summers	V	
Gilbo	1	
Carpenter	1	

	YES	NO
Mazzella	V	
Miano	1	
Fisher	V	
Roberts	1	
Harmon	V	

N. Connor.	
Motion Made by:	Executive Board
Motion Seconded by:	
Motion Passed Defeated:	UNANIMOUS

. 12	YES	NO
Powers		
Sawchuk	/	
Summers	/	
Gilbo	/	
Carpenter	/	

	YES	NO
Mazzella	1	
Miano	1	
Fisher	1	
Roberts		
Harmon	/	

Iotion Made by:	Executive Board
Iotion Seconded by:	

	YES	NO
Powers		
Sawchuk	/	
Summers	/	
Gilbo	/	
Carpenter	/	

68	YES	NO
Mazzella	1	
Miano		
Fisher	/	
Roberts	/	
Harmon	. /	

Motion:	
To approve the Legal De	fense Fund application for
J. Barile.	
Motion Made by:	Executive Board
Motion Seconded by:	
Motion Passed/Defeated:	UNANIMOUS

	YES	NO
Powers		24.5
Sawchuk	X	
Summers	X	
Gilbo	X	: (
Carpenter	X	

	YES	NO
Mazzella	X	
Miano	X	
Fisher	X	
Roberts	X	
Harmon	X	

Motion:	
To approve the Honorary	Retiree Chapter application
For M. Dubrey.	
3 - 2	
Motion Made by:	Executive Board
Motion Seconded by:	
Motion Passed/Defeated:	UNANIMOUS

	YES	NO
Powers		
Sawchuk	/	
Summers		
Gilbo	1	
Carpenter		

	YES	NO
Mazzella	1	
Miano	V	w 1
Fisher	V	
Roberts	V,	
Harmon		

For D.]	Bussey.				
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	V. *		J	, \F	
Motion	Made by:	Execu	tive B	oard	
	Seconded				

	YES	NO
Powers		
Sawchuk		/
Summers		1
Gilbo		/
Carpenter		

4	YES	NO
Mazzella		1
Miano		V
Fisher		1
Roberts		/
Harmon		/

Motion:	
To approve the Honorar	y Retiree Chapter application
For F. Premore.	
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Motion Made by:	Executive Board
Motion Seconded by:	
Motion Passed/Defeated:	UNANIMOUS

La La	YES	NO
Powers		
Sawchuk		1
Summers		/
Gilbo		/
Carpenter		/

5, 1 4, 1 5 T	YES	NO
Mazzella		v/
Miano		/
Fisher		1
Roberts		1
Harmon		1

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Motion	Made b	v:		Exe	cutive Boa	ırd	
	Second	ed by:					
	Second	ed by:	ů				
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Motion				UI	NANIMOUS		
Motion				U		YES	NC
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Motion Motion(Passed/	Defea	ted:	U	Mazzella		NO
Motion Motion(Po	Passed/	Defea	ted:	U	Mazzella Miano		NO

Motion Made by:	Executive Board
Motion Seconded by:	

	YES	NO
Powers		
Sawchuk	/	
Summers		
Gilbo	/	
Carpenter		

	YES	NO
Mazzella		7 15
Miano		
Fisher		
Roberts	1	
Harmon	/	

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Moti	ion Second	ed by:	• a				
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Moti	ion(Passed)	Defea	ted:	UI	NANIMOUS		
				_			
		YES	NO	12.		YES	NO
	Powers	YES	NO	-	Mazzella	YES	NO

Fisher

Roberts

Harmon

Date: February 12, 2019

Summers

Carpenter

Gilbo

Motion Made by:	Executive Board
Motion Seconded by:	

	YES	NO
Powers		
Sawchuk	~	
Summers	/	
Gilbo		
Carpenter		

	YES	NO
Mazzella		
Miano	/	
Fisher	/	
Roberts	/	
Harmon	1	

Motion Made by:	Executive Board
Motion Seconded by:	

	YES	NO
Powers		
Sawchuk	/	
Summers		
Gilbo	V	
Carpenter		

	YES	NO
Mazzella	V	
Miano	V	
Fisher	/	
Roberts	V	
Harmon	~	

Motion:
To send a commitment letter of \$10,000 on the
Apprehension of the killer.
Motion Made by: Executive Board
Motion Seconded by:
Motion Passed/ Defeated: UNANIMOUS

	YES	NO
Powers		
Sawchuk	X	
Summers	X	
Gilbo	X	
Carpenter	x	

	YES	NO
Mazzella	X	
Miano	X	
Fisher	X	
Roberts	X	le live
Harmon	X	

To File Article 75 on the	ne behalf of Dysard and
remandez.	
Motion Made by:	Executive Board
Motion Seconded by:	
Motion Passed/Defeated:	UNANIMOUS

	YES	NO
Powers		
Sawchuk	/	
Summers	1	
Gilbo	/	
Carpenter	/	

	YES	NO
Mazzella	1	
Miano	/	
Fisher	V	
Roberts	/	
Harmon	V	

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Motion Made by:	Executive E	Board
Motion Seconded by:		
Motion Passed /Defeated	d: UNANIMO	TIC

	YES	NO
Powers		
Sawchuk	/	
Summers	/	
Gilbo	/	
Carpenter	/	

	YES	NO
Mazzella	/	
Miano		
Fisher	/	
Roberts	/	
Harmon	/	

Motion Made by:	Executive Board
Motion Seconded by:	

	YES	NO
Powers		
Sawchuk	/	
Summers	/	
Gilbo	/	
Carpenter		

	YES	NO
Mazzella	/	* /-
Miano	/	
Fisher	V	
Roberts	/	
Harmon		

Motion Made by:	Executive Board
Motion Seconded by:	

	YES	NO
Powers		
Sawchuk	V	
Summers	/	
Gilbo	~	
Carpenter	V	

	YES	NO	
Mazzella	/		
Miano	/		
Fisher	V	Si la la	
Roberts	V		
Harmon	/		

Motion Made by:	Executive Board
Motion Seconded by:	

	YES	NO
Powers		
Sawchuk	/	
Summers	/	
Gilbo	/	
Carpenter	V	

	YES	NO
Mazzella	/	
Miano	/	
Fisher	/	t B
Roberts		
Harmon	V	

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Moti	OIRI asseur	YES	NO			YES	NO
Moti	Powers Sawchuk		NO		Mazzella Miano	YES	NO

	YES	NO
Mazzella	/	
Miano	/	
Fisher		
Roberts	1	
Harmon	/	

Date: February 12, 2019

Summers

Carpenter

Gilbo