

## **EXECUTIVE BOARD MINUTES**

**Date:** July 9, 2019 Meeting called to order at 9:35am

**ROLL:** Michael Powers, President (via phone)  
Tammy Sawchuk, Executive Vice President  
Chris Summers, Recording Secretary  
Frank Gilbo, Treasurer  
Scott Carpenter, VP Central  
Mike Mazzella, VP Mid-Hudson  
Joe Miano, VP Western  
Dave Luther, VP Southern  
John Roberts, VP Northern  
John Harmon, VP LE

**Attorney:** Larry Schaefer – LMWF

**Guests:** Bill Sellers- Sergeant Liaison, Keith Jacques – LMWF, Chris Duryea

**Minutes:** minutes sent via email for approval sent out July 3, 2019 attached to this agenda.

### **Directive Changes:**

9010	9210	9700	4063
2932	3071	0010	4943
2401	2239	2010	3052
4911	3082	4910	3081
9423			

**Next meeting:** August 13, 2019

**Correspondence:** From Frank Vera in regards to NYC Patrolman Robert Bolden. On July 17<sup>th</sup> crime stoppers is making a Facebook video for the update reward. NYSCOPBA was invited along with the other Unions that helped out to take part if they would like.

### **President's Report–**

On Friday June 14<sup>th</sup> HALT was picking up steam Keith Jacques and Chris Duryea got in front of it and NYSCOPBA put a campaign against HALT. This was a big win for NYSCOPBA with HALT being defeated. Keep in mind that HALT most likely be brought up next legislative Session.

NYSCOPBA will be asking for keep lock units. The Department will be changing on how they hire new recruits. They are going to be sending Staff/Officers this will be on a trial basis.

John Harmon and Mike Mazzella have a list going for the for the Article 15 and other members that didn't receive retro check. A call has been placed to Volforte.

**Executive Vice-President-**

6/13 Office  
6/14 Office  
6/15 Lap For Life  
6/17 Office  
6/18 Office / Greene CF Tour  
6/19 Office  
6/20 Office / JLMC Meeting GOER  
6/21 Office  
6/24 Office / Travel Plattsburg  
6/25 Clinton Annex Facility Tour  
6/27 Office  
6/28 Office  
7/1 Office  
7/2 Office  
7/3 Meeting JLMC GOER  
7/4 Office Closed  
7/5 Office Closed / WFH  
7/8 Office  
7/9 Office / Board Meeting

n P/C - Steward Elections / Article 15 and retro calculations / OC Spray / QWL and Tuition reimbursement /Overtime and sticking

**Treasurer's Report-**

Total Cash- 11.15m

Rainy Day- 652K

Legal Defense -2.62m

Unrestricted Bond- 5.98m

Restricted Bond 1.75m

Gen Op 1.67m

PAC Fund 223k

### **Regional Vice-President's Reports**

#### **Law Enforcement Report:**

- Contract has been implemented with Retroactive Payments. Issues with Retroactive payments have been addressed with Executive Board and NYSCOPBA is continuing to talk and confer with NYS concerning several issues pertaining to nonpayment of retroactive monies for some members and former members. A meeting with GOER on June 14, 2019 was productive and a partial list of those affected was sent to GOER.
- Contractual language implemented effective February 19, 2019.
- Law Enforcement Legislative Agenda was pushed but held up due to issues with NYS Legislature not willing to entertain our bills this session. The focus was on the contract and payment of contract. Preparing the Fall 2019 and Spring 2020 Agenda.
- 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.
- CNYPC workers compensation discrimination case answer received and denied. Decision being appealed again.
- Attended several PR Events and met with PR clients for branding and advertising plans.
- OMH Statewide LMM held on March 8, 2019 at 1030. Awaiting minutes from meeting.
- Meetings with SUNY Albany concerning alternative scheduling and more hiring.
- Retiree Committee: Looking into Davis vision all-inclusive plans, same for dental. Policy changes to reflect Honorary Member issues addressed by Norvest and Committee.
- Several meetings with SUNY Downstate Medical over parking issues and increased fees in future.
- OMH Statewide being scheduled for end of summer.
- OPWDD Statewide being scheduled in near future. Communication with them this week.
- Steward Elections for LE have begun. Self-nomination forms processed and elections for some sectors is taking place. Chief elections will follow.
- Dept. of Labor issues with involuntary moving of members.
- Issues at Kirby PC Safety with staffing and 24 hour mandating.
- Meeting July 12, 2019 with OMH concerning the Kirby PC Capital Project and seniority.
- Meetings in NYC with PEF about Kirby PC Capital Project.
- Appellate Court Decision for Justice Center attempting to disciplinary charge member at Midhudson PC after NYSCOPBA won arbitration. Decision from Appellate Court was

in NYSCOPBA's favor and denied the Justice Center the right to retry member's on disciplinary issues after arbitration awards.

**Southern Region Report:**

6/3/19 – Yonkers Office and SSCF

6/4/19 - Yonkers Office

6/5/19 - CPOF Travel

6/6/19- CPOF Memorial

6/7/19 - CPOF Memorial

6/8/19 - CPOF Memorial

6/9/19 - CPOF Travel

6/10/19 – Albany Arb prep

6/11/19 – NYC Arb

6/12/19 – E Board Meeting Albany

6/13/19 - Arb prep Albany

6/14/19 - BHCF for Arb

6/17/19 – Fishkill QWL for Arb

6/18/19 - Yonkers Office

6/19/19 – Q&A ATA Albany

6/20/19 – Queens Parole for ISO L/M meeting

6/21/19- Fishkill QWL for 3 Q&As

6/24/19 – Yonkers Office

6/25/19 - Albany for Arb Prep

6/26/19 – Yonkers Office

6/27/19 – Brooklyn for Officers Funeral

6/28/19 – TCF for Arb and SSCF members Function

Settlements- 6

Suspensions- 3

Grievances- 1

Q&A- 6

Arbitrations- 4

**Western Region Report:**

6.13.19 = Dill's Funeral

6.14.19 = Q&A Albion-Wende

6.17.19 = Office, Arb. Gowanda-Buffalo

6.18.19 = Office

6.19.19 = IME (2) Orleans-Buffalo, Arb. Orleans-Buffalo

6.20.19 = Office, Q&A Wende-Wende

6.21.19 = EHS Orleans-North Tonawanda, Arb. Prep. Wende- East Aurora

6.24.19 = Office, Q&A's (2)(1) Elmira(1) Willard, Arb. Attica-Buffalo

6.25.19 = Office, Arb Attica-Buffalo

6.26.19 = Office, Arb. Attica-Buffalo

6.27.19 = Office, Q&A South Port-Wende, Taylor Funeral Elmira, Visit Injured Elmira Office  
in

Hospital

6.28.19 = Office, Q&As(3) Albion-Wende, Arb. Attica-Buffalo

7.1.19 = Q&As (6) Willard-Utica, Arb. Orleans-Buffalo

7.2.19 = Office, Elmira TV Interview, Arb. Attica-Buffalo

7.3.19 = Office, Mtg. Collins, Arb. Attica-Buffalo

7.8.19 = Office, Arb. Attica-Buffalo, Travel Albany

7.9.19 = Arb. Attica-Buffalo, E board

Western Region Disciplines

Suspended = 23 Adm. Leave = 3 NODs = 45 RDF Eligible = 5

**Central Region Report:**

06/12/19 – Central Region office hours / NYSCOPBA HQ, Exec. Board mtg. OSI Q&A Utica, Midstate

06/13/19 – Central Region office hours / OSI Q&A Utica, Midstate

06/14/19 – Central Region office hours

06/17/19 – Central Region office hours

06/18/19 – Central Region office hours / OSI Q&A Utica, Midstate

06/19/19 – Central Region office hours / CRVP and CRBA tour Gouveneur CF

06/20/19 – Central Region office hours

06/21/19 – Central Region office hours

06/24/19 – Central Region office hours / Met with OSI director with OSI comm. Re: PREA complaints

06/25/19 – Central Region office hours / Step II griev. hearings @ Mohawk and Marcy CF.

06/26/19 – Central Region office hours

06/27/19 – Central Region office hours

06/28/19 – Central Region office hours

07/01/19 – Central Region office hours

07/02/19 – Central Region office hours / Attend Midstate Sector union mtg 7A-11P Marcy Stwd. Mtg.

07/03/19 – Central Region office hours

07/04/19 – Central Region office closed / Independence Day holiday observance

07/05/19 – Central Region office hours

07/08/19 – Central Region office hours

07/09/19 – Attend NYSCOPBA Executive Board mtg. Albany HQ

07/10/19 – Attend NYSCOPBA Executive Assembly mtg. Albany NY

07/11/19 – Attend NYSCOPBA Executive Assembly mtg. Albany NY

Of note: Still dealing with fallout of OSI investigation of inmate death in Midstate CF S-Block. While initial reports note staff performed as trained in the instant event, it is when OSI began reviewing video feeds of actions of staff prior to event which caused further review of up to two prior weeks of video feeds to observe officer actions. Currently we have four officers locked out over issues with issues discovered during review and one sergeant is currently on admin. leave pending possible disciplinary actions related to supervision of staff in S-Block as a result of said review. Subsequent to the actions in S-Block, DOCCS performed a NIC review of procedures at Midstate on 6/19/19 and another member is locked out for count protocol violations.

OSI meeting on 6/24/19 with Oversight Comm. members – report to E.A. on 7/10/19

### **Mid-Hudson Region Report:**

06/13/19 - Award Ceremony at the Albany Training Academy  
06/14/19 - Meeting with Bress and Valforte  
06/15/19 - Lap4Life Event in Newburgh  
06/17/19 - Office  
06/18/19 - Tour of Greene CF  
06/19/19 - Office  
06/20/19 - Office  
06/21/19 - Step 2's at Cocksackie and Greene. Attended Funeral of CO Nancy Reeves  
06/24/19 - Office  
06/25/19 - Disciplinary Arbitration Fishkill  
06/26/19 - Office  
06/27/19 - Attended Funeral of CO Jeremy Taylor  
06/29/19 - Attended Fundraiser for NYSDOCCS Emerald Society Downstate CF  
07/01/19 - Office  
07/08/19 - Office, travel to Albany  
07/09/19 - Executive Board Meeting

Greene CF is still having an issue with the denial of pre-approved sick. They are also using a single construction Officer to cover multiple areas inside of the compound.

Green Haven is severely short staffed. Between 15-20 jobs are being closed every day and members are still being stuck.

Visitor drug busts at Green Haven

Fishkill is short Sergeant positions. Sgt's are being stuck on their RDO.

Ulster is still finding drugs and weapons on reception inmates on a daily basis.

Cocksackie issue with AUB time.

**Northern Region Report:**

Sticks, ot in the region

Barehill- workcrew issues

Franklin LM meetings on hold till we hold a meeting with NYSCOPA and Labor Relations

Assaults at Clinton, lockdown due to fights, 1 arb starting late July, 1 resignation

Riverview settled a nod, one os working on settlement, 1 resignation

Ogdensburg staffing problems

Upstate, KL (halt) policies and possible new jobs

Moriah- issues with sgts and the admin team

Academy- EIU starting to get involved in the local and attend meetings

ADK having issues with the AO and how to handle them and way under staffing allowed

Great Meadow- 1 nod settled and back to work, staffing

Washington- issues with trip vans

7 suspended

Rdf-0

1 arb July 24th

**Unfinished Business:** Legal Defense Fund- The Policy and Summary Plan is attached along with the Legal opinion

**New Business:**

- Rainy Day Application/Suspension Review

-HALT- Was Defeated emails were sent out to the membership

-To close Grievance CON 14-0151, CON 18-0029, CON 16-0631 - All grievance were closed (See attached motions)

-Active shooter policy- This also has been added on the Labor Management agenda



- To close Grievance CON 13-0059, CON 13-0060, CON 13-0121 - All grievance were closed  
(See attached motions)

**Motions:**

Rainy Day Fund Applications – E. Roberts, S. Zicchinolfi, C. Lippert, M. Sroda, Y. Sudranski,  
S. Morris, C. White, S. Mahunik (See attached motions)

Honorary Retiree Chapter Applications- D. Gray, R. Muir, F. Nameth (See attached motions)

A handwritten signature in black ink, appearing to read 'Chris Summers', written over a horizontal line.

Chris Summers  
Recording Secretary

# MOTION SHEET

Motion:

To close Grievance CON 18-0029.

Motion Made by:

Executive Board

Motion Seconded by:

Motion Passed ~~Defeated~~:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019

# MOTION SHEET

Motion:

To close Grievance CON 16-0631.

---

---

---

---

---

---

---

---

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion Passed ~~Defeated~~

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019

# MOTION SHEET

Motion:

To close Grievance CON 13-0059.

---

---

---

---

---

---

---

---

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion Passed ~~Defeated~~:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019



# MOTION SHEET

Motion:

To close Grievance CON 13-0060.

---

---

---

---

---

---

---

---

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion Passed ~~Defeated~~:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019

# MOTION SHEET

Motion:

To close Grievance CON 13-0121.

---

---

---

---

---

---

---

---

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion Passed ~~Defeated~~: **UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019

# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
E. Roberts.

Motion Made by:

Executive Board

Motion Seconded by:

Motion Passed/~~Defeated~~: **UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019



# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
S. Zicchinolfi.

---

---

---

---

---

---

---

---

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion Passed / ~~Defeated~~:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019



# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
C. Lippert.

Motion Made by:

Executive Board

Motion Seconded by:

Motion Passed ~~Defeated~~:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Went back ~~out~~ under Suspension Review

Date: July 9, 2019

# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
M. Sroda.

---

---

---

---

---

---

---

---

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion (Passed) Defeated:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Went Back under Suspension Review

Date: July 9, 2019

# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
Y. Sudranski.

Motion Made by:

Executive Board

Motion Seconded by:

Motion Passed ~~Defeated~~:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019



# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
C. White.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion Passed/Defeated:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>		
<b>Summers</b>		
<b>Gilbo</b>		
<b>Carpenter</b>		

Did NOT MEET Guidelines

	YES	NO
<b>Mazzella</b>		
<b>Miano</b>		
<b>Luther</b>		
<b>Roberts</b>		
<b>Harmon</b>		

Date: July 9, 2019

# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
S. Morris.

---

---

---

---

---

---

---

---

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion Passed Defeated:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019

# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
S. Mahunik.

---

---

---

---

---

---

---

---

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion Passed ~~Defeated~~:

**UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>		✓
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019



# MOTION SHEET

Motion:

To approve the Honorary Retiree Chapter application  
For F. Nameth.

---

---

---

---

---

---

---

---

Motion Made by:

Executive Board

Motion Seconded by:

\_\_\_\_\_

Motion Passed / Defeated: **UNANIMOUS**

	YES	NO
<b>Powers</b>		
<b>Sawchuk</b>	✓	
<b>Summers</b>	✓	
<b>Gilbo</b>	✓	
<b>Carpenter</b>	✓	

	YES	NO
<b>Mazzella</b>	✓	
<b>Miano</b>	✓	
<b>Luther</b>	✓	
<b>Roberts</b>	✓	
<b>Harmon</b>	✓	

Date: July 9, 2019