

## **EXECUTIVE BOARD MINUTES**

**Date:** July 14, 2020 Meeting called to order at 10:04am

**ROLL:** Michael Powers, President  
Tammy Sawchuk, Executive Vice President  
Chris Summers, Recording Secretary  
Frank Gilbo, Treasurer  
Bryan Hluska, VP Central  
Mike Mazzella, VP Mid-Hudson  
Mark DeBurgomaster, VP Western  
Dave Luther, VP Southern  
John Roberts, VP Northern  
John Harmon, VP LE

**Attorney:** Emily Hannigan – LMWF

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

**Minutes:** minutes sent via email for approval sent July 10, 2020 to this agenda

### **Directive Changes:**

4301	2010
4483	2014
0058	6927
4055	

**Next meeting:** August 18, 2020

**Correspondence:** SUNY Broome community college-Union representation

### **President's Report–**

A lot has been happening in the world, like groups out there trying to defund the police  
A lot of changes with COVID throughout the state  
Letters have been sent out to the editor, along with OP-ED went out in the Times Union  
President message was done and sent out to the membership via email  
President Powers called Moica 3 weeks ago. He called back this morning and stated how great of a job that staff has been doing especially during COVID.  
There has been a lot of issues throughout the state. We have to keep up on the issues and keep the information coming on.  
50A NYC collocation looking to put something together to fight against 50A legally.  
Issues with the department is lacking regarding Executive Order 205 and 202.45 will keep on Ahearnt and Mautuscillo to get definitive direction.  
Interview with reporter regarding SHU/HALT

WE have a new Arbitrator for disciplinary panel, signed contract for Jeff Selcheck

**Executive Vice-President-**

**Treasurer's Report-**

Total Cash -17.86 million

Rainy Day Fund -1.34 million

Rainy Day Separation Fund- 416 thousand

Legal Defense Fund- 3.06 million

Unrestricted Bond -10.10 million

Restricted Bond -2.33 million

General Operations- 2.60 million

PAC Fund- 341 thousand

**Regional Vice-President's Reports**

**Law Enforcement Report:**

**Southern Region Report:**

Month #4 COVID 19

6/1/20 - Yonkers Office

6/2/20- Yonkers Office

6/3/20- Yonkers Office

6/4/20- Yonkers Office and SSCF

6/5/20- Arbitration Fishkill

6/8/20- Yonkers Office

6/9/20- Yonkers Office

6/10/20- Albany for E B Meeting

6/11/20- Yonkers to BHCF to TCF

6/12/20- Yonkers Office

6/22/20- Yonkers Office

6/24/20- ATA for Q&A

6/25/20- Yonkers to SSCF and Edgecombe meeting

6/26/20- ATA for Q&A

6/29/20- Yonkers Office

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6/30/20- Yonkers office to Edgecombe to Q boro to Taconic

Q & A - 23

Suspension – 0

Separation Of Service- 4

Settlement – 0

Grievances- 12

### **Western Region Report:**

June 2020

11th — Office / Gowanda & Collins Step 2's / AI on Vacation

12th — Office / Arbitration A-Loft / AI on Vacation

15th — Office / Arbitration Rochester

16th — Office

17th — Office / Deliver Devices to Avalon

18th — Office / Q & A Buffalo 051

19th— Office / Arb Prep Buffalo

22nd — Office / Arbitration A-Loft

23rd — Office / Drop off equipment at Avalon

24th — Office / Avalon pick-up equipment

25th — Office / Arb Prep. Willard / Pick up in Rochester

26th — Office / Q & A Buffalo OSI office

29th — Office

30th — Office / Retiree Meeting for member paperwork

### **July 2020**

1st — Office

2<sup>nd</sup> — Office

3rd — Office Closed NYSCOPBA observed holiday

6th — Office / ARB WDTC /Collins Golf Tourney / FED Dep in Buffalo / Issues with positive inmate transferred from Broom County to Elmira Reception.

7th — Office / ARB WDTC / Groveland Golf Tourney / Kenny on Vacation / Issue with Positive Inmate transferred from Ogdensburg on Auburn transportation. New Quarantine units at Five Points and Cayuga as a result. Spoke with AC Amoia Department is adjusting. / Transportation Shut down

8th — Office / Southport Golf Tourney / Kenny on Vacation / Received Arbitration decision for Elmira Officers, Both terminated.

9th — Office / ARB WDTC / Kenny on Vacation

10th — Office / ARB WDTC / Interviews Buffalo Parole (2) / Kenny on Vacation.

13th — Office / Step 2 Grievances at Willard / Travel to Albany

14th — E-Board Meeting / ARB Buffalo / Meet with members for Retirement

### **Central Region Report:**

6/11/20- Worked on a press release for Marcy CF for drugs found in a package mailed to the facility.

6/12/20- Press release put out for Marcy CF for drugs. Worked on a press release for Mid-State CF for three separate throwing incidents.

6/15/20- Zoom meeting with Chief Sector Stewards, press release put out for Mid-States throwing incidents.

6/16/20- Arbitration prep at the law firm for a member from Mid-State CF.

6/17/20- Conferenced with President Powers about our gate passes being denied. Made calls to multiple establishments in efforts to set up a regional steward meeting.

6/18/20- Discussed our gate pass issues with the executive board. Grievance was filed at Watertown CF for the department not paying members who take for money for the holiday on Juneteenth Day.

6/19/20- Juneteenth Day observance.

6/22/20- Worked on a press release for Mid-State and Mohawk CF for drugs mailed in packages to the facilities.

6/23/20- Press releases put out for Mid-State CF and Mohawk CF for drugs mailed to the facilities in packages.

6/24/20- Went to Gouveneur CF for step 2 grievance hearings for COVID-19.

6/25/20- Went to Mid-State for a step 2 grievance hearing for OSI backfilling the facilities transportation teams. Went to Mohawk CF for step 2 grievance hearings for COVID-19, also for OSI backfilling their facilities transportation teams.

6/26/20- Assisted Mohawk CSS with time and attendance issues pertaining to COVID-19. It is now a prerequisite to get tested and quarantine prior to any surgery. Spoke with labor relations representative Diana Dugan on the issue and she is going to talk to Mr. Shipley and get back to me.

6/29/20- Arbitration prep at the law firm with a member from Mid-State CF.

6/30/20- Assisted CSS from Gouveneur CF with new protocols set forth by the Governor when traveling out of state. They had three officers that were out of state at the time this came about, said officers are back to work.

7/1/20- Arbitration Mid-State QWL

7/2/20- Arbitration Mid-State QWL

7/3/20- Worked with law firm and grievance department to assist a member from Marcy CF with a grievance for using his own time when out quarantined/sick with COVID-19. He was out three weeks and had documentation from the Department of Health covering said absence. He was afforded the first two weeks but was made to use his time for the third week. Director of Personnel states that we are only entitled to 14 days paid leave for COVID-19 with documentation. The executive order set forth by the governor states AT LEAST 14 days paid, not only 14 days paid.

7/6/20- Set up a regional stewards meeting for July 15<sup>th</sup>.

7/7/20- Finished a grievance for a member from Marcy CF for using his own time when out quarantined/sick with COVID-19. He was out three weeks and had documentation from the Department of Health covering said absence. He was afforded the first two weeks but was made to use his time for the third week. Director of Personnel states that we are only entitled to 14 days paid leave for COVID-19 with documentation. The executive order set forth by the governor states AT LEAST 14 days paid, not only 14 days paid.

7/8/20- Assisted a member with information to prepare for their pending NOD. Assisted a retired member with insurance and deferred comp issues.

7/9/20- - Assisted Mohawk stewards with a Plexiglas issue, the facility is just setting it on the desk unsecured, unions stance expressed to the administration is we don't need any items introduced to the facility to be used a potential contraband. Plexiglas should be secured to the desk, CSS is addressing this issue.

7/10/20- Finalizing regional stewards meeting agenda to be held on 7/15/20.

7/13/20- Reviewed the agenda for the executive board meeting to be held on 7/14/20.

7/14/20- Executive Board Meeting.

Central Region Currently has-

7 Grievances at step 2, 12 awaiting a decision at step 2.

2 Grievances at step 3.

5 NOD's settled.

9 NOD's pending.

4 Officers locked out.

0 Officer on admin leave.

0 Officers on the rainy day fund.

COVID-19-

Mid-State: 41 Officers total, 18 Positive and 23 Quarantined.

Marcy: 38 Officers total, 14 Positive and 24 Quarantined.

Mohawk: 5 Officers total, 2 Positive and 4 Quarantined.

We have one officer out of work at this time.

**Mid-Hudson Region Report:**

**Northern Region Report:**

**Unfinished Business:** None

**New Business:**

- Candidate Endorsements- we really need to look at the policy and modify it. Then take it to the Executive Assembly for approval.
- Retroactive Payment Legal Opinion/ Article 15. - Was long discussion on this topic with the board. It was agreed to bring this back to the next scheduled EA.
- To close grievance CON 07-0735-this grievance was voted on and closed (See attached motion)
- To close grievance CON 14-0294-this grievance was voted on and closed (See attached motion)
- To close grievance CON 10-0071-this grievance was voted on and closed (See attached motion)
- To close grievance CON 14-0488-this grievance was voted on and closed (See attached motion)
- August EA/September to move forward in September, either in person or through a secure video conference.
- Purchasing of more masks. With the lengthy time that is taking to work thru the COVID 19 pandemic it is evident no end in sight, In all honesty the department is scraping the bottom of the barrel with the masks they are supplying. Most Officers are buying their own.
- Proposed Language grievance submission agreement the board all agreed to move forward.
- Elizabeth Phillips to put on the agenda for August board meeting
- Payroll Protection Program (PPP) loan- PPE loan it was recommended by our CPA. Went through Key Bank and they didn't approve it. The application was sent to Greene County bank, which we were approved. This was only filled out in case things went another way with COVID. The Board made a unanimous decision to send the money back.
- To file an Article 75 on the behalf Fluman and Shepard was tabled until August board meeting
- G. Rock Honorary Retirement appeal- This was an appeal from three (3) years ago. Under the old policy there was no appeal. But was still listen to by the Executive board. Was denied then. Put back on the agenda for August board meeting.

**Motions:**

Rainy Day Fund Applications – P. Hicks, M. Bodden, R. Threlkeld, G. Givans, J. Perez (See attached motions)

Honorary Retiree Chapter Applications- None for this month

Action Without A Meeting K. Wollschleger- See attached motion

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 07-0735

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>Hluska</b>	/	

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

Date: July 14, 2020

# MOTION SHEET

Motion:

To close grievance CON 14-0294

Con 14-0294

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>Hluska</b>	/	

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

Date: July 14, 2020



# MOTION SHEET

Motion:

To close grievance CON 10-0071

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Motion Made by:

Executive Board

Motion Seconded by:

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Motion Passed / Defeated:

UNANIMOUS

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

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

Date: July 14, 2020

# MOTION SHEET

Motion:

To close grievance CON 14-<sup>0050</sup>~~0488~~ 0050

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>Hluska</b>	/	

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

Date: July 14, 2020



# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
R. Threlkeld.

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Motion Made by:

Executive Board

Motion Seconded by:

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Motion Passed/~~Defeated~~: UNANIMOUS

	YES	NO
Powers		
Sawchuk	<i>Excused</i>	
Summers	✓	
Gilbo	✓	
Hluska	✓	

	YES	NO
Mazzella	✓	
DeBurgomaster	✓	
Luther	✓	
Roberts	✓	
Harmon	<i>Excused</i>	

Date: July 14, 2020

# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
G. Givans.

Motion Made by:

Executive Board

Motion Seconded by:

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

	YES	NO
Powers		
Sawchuk	<i>Excused</i>	
Summers	✓	
Gilbo	✓	
Hluska	✓	

	YES	NO
Mazzella	✓	
DeBurgomaster	✓	
Luther	✓	
Roberts	✓	
Harmon	<i>Excused</i>	

Date: July 14, 2020



# MOTION SHEET

Motion:

To approve the Rainy Day Fund application for  
P. Hicks.

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Motion Made by:

Executive Board

Motion Seconded by:

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Motion Passed/Defeated:

**UNANIMOUS**

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

*Doesn't Qualify*

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

Date: July 14, 2020