

EXECUTIVE BOARD MINUTES

Date: December 12, 2017 @ 9 am

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 - Via Phone

Attorney: Larry Schaefer – LMWF

Guests: Keith Jacques – LMWF, W. Sellers- Sgt. Lesion, Bob Cronin

Minutes: December 12, 2017 Executive Board minutes unanimous approved

Directive Changes: 4081, 2798, 4007, 4091, 4027 A, 4935, 2010, 4028 A, 4911 A, 2771, 4004

Next meeting: January 10, 2017

Correspondence: Executive Board Talked about the New York Times Article. The article was leading allegations and a lot of half trues to it. The member want us to do something. Members just want to see something other than us just having a meeting. Have to look into doing an Op head to show the member that we are standing up for them.

President's Report–

11/20/17 -sent out 2nd letter of Support to Governor regarding the Death Gamble Bill

11/21/17 -Executive Board Meeting

Meeting with Governor's Counsel regarding Death Gamble Bill

11/22/17- Chris Summers Recording Security reminded me about a follow up for OC spray In Five Points. We were successful of getting in the facility. They were having many problems with the Bloods vs the Kings.

11/23/17 -Thanksgiving

11/24/17-Thanksgiving Holiday

11/28/17 -Meeting with Keith Jacques and Chris Duryea regarding the Death Gamble Bill

11/30/17 -Governor vetoes Death Gamble

Did interview with Liz Benjamin on Capital News Tonight
Perb decision in favor regarding Promotional Exams

12/4/17 Interview with Fred Dicker, Channel 7 News in regards to Death Gamble Veto

Facility Tours with Senator Ritchie- Watertown and Cape Vincent
Bellnier/ Martuscello/ O’Gorman Memos: Instructions on the new KVPR Option 36- Revised;
Directive 4911A, Inmate Packages- Pilot Facilities 11/27/17; Inmate Distribution on 11/29/17

Assaults- Gowanda on 11/27/17

Mid-State on 12/3/17

Executive Vice-President-

11/22/17 Office

11/27/17 Q&A Albany Training Academy / Office

Conference Call Keith Jacques / Workers Compensation

Resolved pay issue for Chris Summers

11/28/17 Office

11/29/17 Office / Letter to Darren Ayote – ISO retention issues

11/30/17 Office / Conference call with Greg Myers - Annucci IP

Office / Notification from Shawangunk - ODM complaint

12/1/17 Office /Meeting with Joyclyn Gleason W/C comp issue Greene

Call from Member missing 10 holiday pay/ spoke with Clinton payroll and Kathy McCormick comptroller’s office

12/4/17 Site visits / Watertown and Cape Vincent with Senator Patty Ritchie

12/5/17 Office

12/6/17 Office / CBC meeting at the Desmond - Notified State IG and OSI at Clinton –
Upstate

12/7/17 Office / Meeting with Mike Powers – NYT Article - Attended Service for a
member’s family

12/8/17 Office

12/11/17 Office

12/12/17 Board Meeting

Treasurer's Report-

-Gen Op 11.8m

-Bond Investment unrestricted 6.9m

-Bond Investment restricted 978k

-RDF Payouts 124k Bal.-68k

-LDF Payouts 9,5k Bal.-2.1m Set up a vol. 401k w/ RBC Wealth Management Went over the Parliamentarian's contract

Regional Vice-President's Reports

Law Enforcement Report:

-Big issue with Workers Comp 1 year & 2year

- Collective Bargaining on December 6, 2017. Awaiting future dates.
- Waiting for dates for OPWDD and OMH Statewide Labor Management Meetings.
- Dealing with several sector funding issues after is communicated that gift cards are no longer to be purchased.
- Waiting for update from Justice Center on several issues raised in August meeting. Many issues continue especially representation problems, notification of investigation and charges being filed with evidence.
- Several conversations with OPWDD about issues and job duties of officers.
- 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.
- SUNY compressed/ Alternate scheduling MOU signed.
- SHTA Retirement issues continue to be identified. Legislative solution needs to be drafted.
- WTO seniority list was drafted and DOCCS asked for official memo with list and rationale for how list was constructed. Memo to Dan Martuscello will be drafted and sent shortly.
- Roswell Park MOU for arming officers has been signed and awaiting updated from Roswell.
- Continue to work on Statewide MOU for seniority lists for OMH and OPWDD.
- CNYPC workers compensation discrimination case hearing will be held in Utica on December 18. Several conversations with attorneys and agency over case.
- Attended several PR Events and met with PR clients for branding and advertising plans.
- New issues with Kirby/ Manhattan Toll Reimbursement. Taxable problem being addressed with law firm. Awaiting update on issue.
- Legislative Agenda for LE will be forwarded to Keith after EA.

Southern Region Report:

11/21 - Attended Executive Board meeting in Albany.
11/21 - 2 Q & A's at the ATA
11/24 - In office
11/26 - In office
11/27 - In office
11/29 - In Queensboro C.F.
11/29 - Chief's meeting in the Bronx
11/30 - Q&A at the ATA
12/3 - In office
12/4 - In office
12/5 - 3 Q&A's at the Albany Training Academy
12/7 - Q&A at the Albany Training Academy
12/8 - 2 Q&A's at the Albany Training Academy
12/8 - Attended Bedford Hills and Queensboro Holiday parties
12/11 - IN office.

5- Disciplinary settlements
4 -Admin leaves
1- Suspension since last report.

Western Region Report:

11.22.17 = Office
11.25.17 = FivePoints Officer Funeral (Auburn)
11.27.17 = Office, Arb. Prep Jim's Office (Buffalo) Janus Mtg. Albany, Travel
11.28.17 = Arb. Orleans (Wende Training Bld.)IP Conference Livingston (Albany), Q&As (2)
Auburn (Albany)
11.29.17 = Arb. Orleans (Wende Training Bld.) Office
11.30.17 = Arb. Orleans (Wende Training Bld.) Western Region Mtg.
12.1.17 = Office, Arb. Albion (Batavia)
12.4.17 = Office, Q&As (7) Willard, Gowanda – Albany
12.5.17 = Office, Travel Albany
12.6.17 = Arb. Elmira (Elmira) CBC with State
12.7.17 = Calling Hours, Travel
12.8.17 = Arb. Prep, Check Presentation

12.11.17 = Attica Tour With Sen. Helming Assm. Palmisiano

12.12.17 = Arb. Five Points (Waterloo) Eboard Meeting

Western Region Disciplines

Suspended – 34

NOD's - 79

Admin Leave – 6

RDF Eligible - 19

Central Region Report:

11/22/17 – Office hours central region

11/23/17 and 11/24/17 – Office closed for Thanksgiving holiday

11/27/17 – Office hours central region | Tour Mohawk CF in AM – Tour Marcy CF in PM

11/28/17 – Office hours central region | Regional stewards meeting @ Boondocks restaurant
5PM

11/29/17 – Office hours central region

11/30/17 – Office hours central region | Tour Midstate CF tour I into 12/01/17

12/01/17 – Office hours central region

12/04/17 – Tour Watertown CF and Cape Vincent CF with Senator Ritchie and members of EB

12/05/17 – Office hours central region | Attend Midstate CF sector meeting 7AM, 3PM, 11PM

12/06/17 – Office hours central region | Oneida Cty court Utica | CO H. Wright attacker
arraignment

12/07/17 – Office hours central region | Al Mothershed sister funeral, Ft. Ann NY.

12/08/17 – Office hours central region

12/11/17 – Office hours central region | Q&A Utica NY State office building

12/12/17 – Executive Board meeting Albany

The facility tours of Mohawk CF and Marcy CF on 11/27/17 gave us some good insight into operations so that going forward, when issues come up, we can have a common frame of reference.

The tour at Watertown CF and Cape Vincent CF on 12/04/17 was well received by Senator Ritchie – in attendance was President Mike Powers, Exec. VP Tammy Sawchuk, Treasurer Toby Hogan, Recording Secretary Chris Summers, myself and Central Region BA Jason Combs. The stewards at both facilities did an outstanding job communicating our members concerns over staffing, facility safety, and their displeasure with the Governors recent veto of the “Death Gamble” legislation that was a priority for our members.

I was able to meet with many NYSCOPBA members as well as introduce myself to the respective facilities administrations teams to ensure that communication is key to resolution to any issues we may encounter going forward. Overall, it was a positive tour and I was extremely pleased with our presentation to our elected officials.

Mid-Hudson Region Report:

11/28/17 - Meeting with members at Mid-Hudson Office who received NOD's

12/04/17 - Disciplinary Arbitration in Fishkill

12/06/17 - Negotiations with the State in Albany

12/07/17 - Regional Meeting

The Region had several days of OSI interrogations and disciplinary arbitrations as well as pre-arbitration meetings.

Otisville CF stewards filed a PESH complaint regarding the inmate razor exchange program. Health and Safety Specialist J. Gleason is actively involved. PESH has ruled in our favor, ordering the Department to change the policy and provide protections to our members. PESH is scheduling a compliance tour at the facility in the near future.

OSI has used their K-9's in an effort to catch members with contraband drugs. In cases at two (2) facilities in our region, the dogs did not find any contraband.

There is a lot of concern regarding the packroom procedures. Members are being told to run both sections of the directive which could give the inmates more than what they are entitled to.

Northern Region Report:

11/21/17- Albany Office Executive Board meeting

11/22/17- Clinton Site visit/training cottage

11/27/17- Clinton site visit

11/28/17 -Albany office Q&A Odgensburgh CF

11/29/17 -Albany office Q&A great meadow

11/30/17 -Albany office/Clinton union office with member for resignation paperwork

12/1/17 -meeting with new vendor

12/4/17- Clinton Membership meetings all day

12/5/17- Albany office

12/6/17 Albany office: Desmond CBC meeting: PR event Plattsburgh

12/7/17 Clinton visit for state IG, OSI information from "frisk" regional meeting in Malone

12/8/17 Meet with vendor

12/11/17 Albany office

1 nod settled since last meeting (already settled and back to work)

1 more rainy day application submitted

"Frisks" done by State IG and OSI at Clinton 3 times and up state once

Herman bell still pressing at great meadow federal grand jury hearing on 12/6/17

Plattsburgh ISO lost item

Unfinished Business:

- IP regarding Commissioner Annucci Memo. This was tabled at last Executive Board meeting on November 21, 2017.
- The IP was discussed and the Board to ask for extension which is was granted

New Business:

- Excelsior College (Canceled)
- To extend the contract for Chris Duryea (see motion below)
- To renew Steve Anderson, Parliamentarian contract (see motion below)
- To renew Keith Jacques, Legislative contract (see motion below)
- To start sending out Tim Maniccia (Corrections today) to all the chief sector and to send via email
- Catch a falling star contract runs out at the end of December- Contract was
- The deadline for The Independent is January 8, 2018. Make sure that you have your articles sent to member services.
- Janus vs. Asfmce would have be ruled on today the fee payers would haven't had to pay anything. They would get same benefits as a dues payer's member this would blow the budget. This is trying to make us a Right to Work State. Free rider gets something for nothing.

Motions:

Action Without A Meeting- To withdraw of Article &8 for Lafontant
Motion passed with all Board members voting in the affirmative

Rainy Day Fund Applications –

To approve the Rainy Day Fund application for R. Wiltsie
Motion made by: Executive Board
Motion was tabled from 11-21-17 (back to work)

To approve the Rainy Day Fund application for T. White
Motion made by: Executive Board
Motion was tabled from 11-21-17 (back to work)

To approve the Rainy Day Fund application for S. Jackson
Motion made by: Executive Board
Motion unanimously Defeated

To approve the Rainy Day Fund application for T. May
Motion made by: Executive Board
Motion tabled for further information

To approve the Rainy Day Fund application for S. Bradford
Motion made by: Executive Board
Motion unanimously approved

To approve the Rainy Day Fund application for B. Coto
Motion made by: Executive Board
Motion unanimously approved

To approve the Rainy Day Fund application for O.McLaughlin
Motion made by: Executive Board
Motion unanimously approved

To approve the Rainy Day Fund application for J. Allen
Motion made by: Executive Board
Motion unanimously approved

To approve the Rainy Day Fund application for J. Holliday
Motion made by: Executive Board
Motion unanimously approved

Honorary Retiree Chapter Applications- None

To approve the renewal of Steve Anderson (parliamentarian) contract

Motion made by: Executive Board

Motion unanimously approved

To approve the renewal of Keith Jacques, Legislative contract at \$6,666.67 a month/\$80,00 a year contract

Motion made by: Executive Board

Motion unanimously approved

To approve the accept the contact for Chris Duryea at \$4,583.33 a month/ \$55,000 a year

Motion made by: Executive Board

Motion unanimously approved

To approve the renewal of Catch a falling star contract at \$4,583.00 a month/\$55,00 a year


Motion made by: Executive Board

Motion unanimously approved

To start sending out Tim Maniccia corrections today to Chiefs Stewards and Regional VP along with Business Agents. To include a monthly update of weekly stats of incidentals at the facility to all members

Motion made by: Chris Summers

Motion unanimously approved



Chris Summers

Recording Secretary