

## EXECUTIVE BOARD MINUTES

**Date:** May 22,2018

**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:** Bill Sheehan– LMWF

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

**Minutes:** minutes sent via email for approval

**Directive Changes:** 4470, 6921, 9219 ,4921,6921, 2914, 3090, 4939, 4401, 8306, 4305, 4307, 0022, 0077, 0095, 2011, 9423, 9999

**Next meeting:** June 12, 2018 NYSCOPBA Main Office @ 9am

**Correspondence:** None

### **President's Report–**

March 31	Legislation passed to amend the civil service law, the general municipal law and the state finance law, in relation to union dues and the duty of fair representation (Part RRR)
April 6	OSI Meeting with Department
April 10	Executive Board Meeting; Syracuse
April 11-12	Executive Assembly; Syracuse
April 12	Legislation Signing – Part RRR
April 13	Fishkill Informational Picket Sing Sing Memorial
April 17	Phone conference with Dan Martuscello re Agenda Upstate SHU Consolidation Meeting

April 23	Southport SHU Consolidation Meeting
April 24	Cayuga SHU Consolidation Meeting
May 3	Meeting with Board re Statewide L/M Prep
May 4	Statewide Labor/ Management Meeting
May 4-5	CO Jason Deon Wake/ Funeral
May 8	Clear Bag Hearing - Testify Gary Carlsen Wake
May 15	NYSCOPBA Lobby Day Peace Officer Memorial Day/ Proclamation on Floor with Colors presented

**Martuscello/ O’Gorman Memos:** Directive 4941 Guard 1 Plus Timekeeping System; Weapons Safety 5-8-18; Facility Vehicle Entrance Notice Sign-Corrected-Reissue 5-7-18; Frisking Tool Kit-Revised and Reissued 5-8-18; Heightened Awareness 04 27 18; Synthetic Cannabinoid Warning 4-11-18; Misbehavior Reports for Unauthorized Calls 4-4-18

Upcoming Meetings SCHEDULED:                      June 7 – Memorial Service/ Wreath Laying  
Ceremony and Medals Ceremony

Upcoming Meetings TO BE scheduled:            Post Closure Meeting,  
Bureau of Labor Management

**Executive Vice-President-**

4/11/18	EA
4/12/18	EA / Office
4/13/18	Sing Sing Memorial / Fishkill Pickett
4/16/18	Meeting / Jocelyn Gleason WPV Meeting / Keith Jacques WPV Designees Follow up Steve Mahar OSI / Union Reps not allowed during facility Frisks
4/17/18	Meeting with Toby Hogan / Agency Fee Payers Received J&E charges Case # 262 and 263
4/18/18	Reviewed revisions to Directive 4921 Notified Auburn Locked Down
4/19/18	Phone conference Grey Myers Annucci IP

4/20/18 Hero's Cup  
4/21/18 Hero's Cup  
4/22/18 Hero's Cup  
4/23/18 Batavia  
4/24/18 Attica Tour / Member Meeting  
4/25/18 Wyoming Tour  
4/26/18 Signal 30 Charity Event  
4/30/18 Office  
5/1/18 Office / Member Email Attica  
5/2/18 Office / Staff Luncheon  
5/3/18 Press release / member email  
5/4/18 Office / SWLMM  
5/7/18 Office / Clinton Assault  
5/8/18 Office / IP Clear bag Testimony  
5/9/18 Funeral Gary Carlson  
5/10/18 Travel to Washington DC  
5/11/18 Washington DC  
5/12/18 Washington DC  
5/13/18 Washington DC  
5/14/18 Travel Back to Albany  
5/15/18 Green Haven / Donna Payant Memorial  
5/16/18 Office /Returned Call Message – Vanders MHP  
5/17/18 Office / Gas deployed 5 Points / Assault Attica - CSS Wagner  
5/18/18 Office  
5/21/18 Office / Boys and Girls Club  
5/22/18 Board Meeting

**Treasurer's Report-**

Total Cash- 10.6m

Rainy Day- 53k

Legal Defense- 2.35m

Unrestricted Bond- 1.49m

Gen Op- 1.321m

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

### **Law Enforcement Report:**

- Collective Bargaining Committee met on April 30, May 1, 14. Negotiations on May 2, 14, 15 and 16. CBC will meet on May 24, 29 and June 4. State scheduled negotiations on June 5, 6 and 7.
- Janus v. AFSCME issues need to be discussed.
- Legislative Agenda for LE Issues being addressed. LE Agenda being lobbied daily.
- 70.1 Transfer issues. Addressing issues with Law Firm. OMH is the primary problem.
- One Year v. Two Year Workers Compensation 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. Completing audit on all SHTA members.
- WTO Seniority list finalized and sent to DOCCS.
- Rochester PC meeting to discuss job posting issues.
- Continue to work on Statewide MOU for seniority lists for OMH and OPWDD.
- CNYPC workers compensation discrimination case appealed.
- 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.
- LE Lobby Day not attended well this year with changes.
- Attended CNY Labor Council Memorial Event on April 19.
- Attended CNYPC Union Meeting on April 18.
- Luncheon to discuss Retiree Financial Benefit on April 16.
- Attended SOTA on May 3.
- Met with Kirby PC administration to discuss several issues on May 9.
- CNYPC having contraband issues. Search of facility and employees ongoing.

### **Southern Region Report:**

4/11/18 - 4/12/18 - Attended EA at Syracuse

4/13/18 - Attended Hartye / Fagan memorial at Sing Sing C.F.

4/13/18 - Attended informational picket at Fishkill C.F.

4/16/18 - In office  
4/17/18 - Q & A at the ATA  
4/18/18 - Q & A at the ATA  
4/19/18 - In office  
4/23/18 - Meeting with member and attorney at the office  
4/24/18 - Meeting with Council 82 at the office  
4/25/18 - Q & A at the ATA  
4/26/18 - At Sing Sing / Attended Lincoln C.F. GM meeting  
4/27/18 - AT Fishkill C.F. for training / Attended retiree event in the Bronx  
4/30/18 - Meeting with member at the office  
5/1/18 - In office  
5/2/18 - Attended arbitration in NYC  
5/3/18 - Meeting at NYSCOPBA  
5/4/18 - Attended statewide labor management meeting at the ATA  
5/7/18 - In office  
5/8/18 - Attended clear bag hearing in Albany  
5/10/18 - Meeting with member at the office  
5/15/18 - Attended Donna Payont memorial at Green Haven C.F.  
5/16/18 - Attended arbitration prep at LMWF  
5/17/18 - In office for insurance inspection  
5/18/18 - In office  
5/19/18 - Attended basketball tournament (Downstate, Bedford Hills, Sing Sing and Westchester County) in Westchester County  
5/21/18 - Q & A at the ATA/ Attended Boys and Girls Club event in Troy, NY.

**Western Region Report:**

4.13.18 = Office, Site Visit- Wyoming

4.16.18 = Office

4.17.18 = Office, Q&As (2) FivePoints-Wende

4.18.18 = Office, Site Visit-Willard, Q&As (3) Wende-Wende

4.19.18 = Office  
4.19.18 – Office  
4.20.18 = Funeral Wende Officer,Q&As (2) Livingston-Wende (1) Groveland-Wende  
4.23.18 = Office,Mtg. Southport  
4.24.18 = Site Visit- Attica,Mtg. Cayuga, Retirement Mtg.  
4.25.18 = Step 2s Albion & Orleans, Q&As (1) Wende-Wende(1) Southport-Wende  
4.26.18 = Office, Step2s Willard & Auburn,Signal 30 Event-Rochester  
4.27.18 = Office, Q&As (2) Sothport- Wende  
4.30.18 = Office,Arb Wende-Wende,ODM Q&A Wende-Wende  
5.1.18 = Office  
5.2.18 = Office,Arb. Wende-Wende, Mtg. Members Family Elmira-Elmira  
5.3.18 = Office,Travel  
5.4.18 = Office,Staewide L/M Albany  
5.7.18 = Office, Site Visit Albion  
5.8.18 = Travel To Albany, Clear Bag Testimony  
5.9.18 = South Port IP Hearing – Albany, Gary Carlson Funeral  
5.10.18 = Office, Arb Prep. Albion-Buffalo  
5.11.18 = Office  
5.14.18 = Office,CBC With State  
5.15.18 = CBC with State, Lobby Day  
5.16.18 = Office, Visit member In ICU, Step 2s Gowanda  
5.17.18 = Office,Arb. Prep Buffalo,Q&As (2) Five Points – Buffalo  
5.18.18 = EHS Syracuse, Site Visit Collins

#### Western Region Disciplines

Suspended = 25

NOD's = 47

Adm. Leave = 3

RDF Eligible = 9

**Central Region Report:**

04/25/18 – Central region office hours

04/26/18 – Central region office hours

04/27/18 – Central region office hours

04/30/18 – Central region office hours

05/01/18 – Central region office hours / Attend Midstate CF union meetings

05/02/18 – Central region office hours

05/03/18 – Central region office hours

05/04/18 – Central region office hours / Attend statewide labor/management mtg. Albany Academy

05/07/18 – Central region office hours

05/08/18 – Central region office hours / Attend union meetings at Mohawk CF and Marcy CF  
BA to Albany for clear bag IP hearing

05/09/18 – Central region office hours

05/10/18 – Central region office hours / BA to Utica State office bldg. OSI Q&A Midstate

05/11/18 – Central region office hours

05/14/18 – Central region office hours

05/15/18 – Central region office hours / Attend Albany Lobby Day at the Capitol Building

05/16/18 – Central region office hours

05/17/18 – Central region office hours

05/18/18 – Central region office hours

05/21/18 – Central region office hours, tour Watertown CF Tour III

05/22/18 – Central region office hours / Attend Executive Board meeting at Albany HQ  
BA to Utica State office bldg. OSI Q&A Marcy

**Mid-Hudson Region Report:**

Retired member Steve Murzda passed away on May 19th.  
Correction Officer Jamie Price from Woodbourne passed away on May 16th.

4/11-4/12 Executive Assembly  
4/13 - Informational Picket at Fishkill CF. Well attended with good press coverage  
4/18 - Arbitration Prep meeting in Albany  
4/20 - Disciplinary Arbitration  
4/26 - GLC meeting at NYSCOPBA  
4/27 - Steward Training in Wallkill  
4/30-5/01 - CBC Meetings  
5/04 - Statewide Labor Management in Albany  
5/09 - Disciplinary Arbitration  
5/11-5/14 - Police Week in DC  
5/15-5/16 - Contract Negotiations  
5/19 - Sgt Ken Rain Memorial Ride  
5/21 - Wake for Officer Price

CPOF NY Rep Jay West presented a Check to CO David Neumeister, Coxsackie CF whose 3-month old daughter Abigail has some Health Issues.

CPOF Contact for Woodbourne CF Sgt Suzanne Furman presented a Check to CO Thomas Kaufmann who suffered a TBI during a fall which left him hospitalized for several weeks,

A Green Haven Officer sustained damage to his personal vehicle while in route to the facility from outside hospital detail. The state claims that they are not responsible for the damage and will not pay. The contract provides for \$350 for damage, but that doesn't even cover most people's deductible. We should look into other avenues for reimbursement.

The massive storm that affected our area this past week knocked out the power, phone lines and internet of the Mid-Hudson Office for several days. We are back up and running.

Inmate on inmate fights with weapons at Otisville CF on May 2nd. Otisville staff handled the situation well. They are finding weapons, drugs and other contraband in the facility.

A female Correction Officer was attacked at Green Haven on 4/24. Multiple Officer injured while trying to restrain the inmate.

Assemblyman Lalor toured Green Haven CF and then posted a video regarding his tour on FaceBook. I applaud his efforts in trying to bring our issues to light

Several Officers were injured at Fishkill CF during an extraction of an SHU inmate. Waiting on more information from the Sector.

Federal Investigation into an incident at Downstate. One member has tried to attain representation, but the retainer alone is \$20,000. If the attorney goes through the retainer, will the \$25,000 limit be raised?



## **Northern Region Report:**

- 4-12-18— ea,Plattsburgh arbitration prep
- 4-13-18—Arbitration prep
- 4-15-18– Member Benefit
- 4-16-18—upstate step 2 hearings site visit
- 4-17-18— Up state meeting with doccs, Altona Step 2, Adk step 2
- 4-18 18— Clinton Main
- 4-19-18 Albany office,ATA qnas
- 4-20-18– heros cup
- 4-21-18–heros cup
- 4-22-18—heros cup
- 4-23-18—Clinton Annex site visit
- 4-24-18–Albany,ata upstate qna x3
- 4-25-18–Albany,ata qna upstate/Clinton x6
- 4-26-18—Albany office,ata qna upstate/Clinton x2
- 4-30-18—Albany office
- 5-1-18–Albany Office, Election Committee meeting
- 5-2-18– arbitration Queensburry, qna x5 ATA
- 5-3-18—arbitration Plattsburgh
- 5-4-18- arbitration tour w arbitrator Great Meadow, officer Deon Wake Brushton
- 5-7-18–Albany office,ATA qna
- 5-8-18-Albany
- 5-9-18 Plattsburgh met with Member for prep
- 5-10-18–Riverview site visit
- 5-11-18 Clinton Traning cottage
- 5-14-18–Arbitration Queensburry, qna ATA
- 5-15-18-arbitration tour and arbitration Great Meadow,qna ATA
- 5-16-18 Albany office, qna ATA
- 5-17-18–Adirondack staffing tour and planning

5-18-18—Adirondack staffing meeting with Admin

5-21-18– Clinton main site visit, stewards meeting for new css

FBI- great meadow members home, Fed Grand jury

Clinton lockdown weapons found on cons everyday of lockdown

Weapon turnover different at every jail??

Sticks at the max jails in the hub daily high numbers

Backpack and motorcycle helmets? Where do they go?

Possible ip on not letting reps in during lockdown. If visits can go in why not us?

### **Unfinished Business: None**

### **New Business:**

- termination of Officer Roth (based on one year of leave for workers' compensation absence)
- Frank Canarelli Article 78 appeal
- Assembly Jones (A10173)

### **Motions**

To approve the Rainy Day Fund application for G. Tyler

Motion made by: Executive Board

Motion passed unanimous

To approve the Rainy Day Fund application for B. Davey

Motion made by: Executive Board

Motion passed unanimous

To approve the Rainy Day Fund application for J. Spinner

Motion made by: Executive Board

Motion was tabled for more information

To approve the Rainy Day Fund application for C. Jones

Motion made by: Executive Board

Motion passed unanimous

To approve the Rainy Day Fund application for K. Clark

Motion made by: Executive Board

Motion passed unanimous

To approve the Rainy Day Fund application for K. Cwiok

Motion made by: Executive Board

Motion was defeated

To approve the Rainy Day Fund application for J. Smith  
Motion made by: Executive Board  
Motion was defeated

To approve the Rainy Day Fund application for G. King  
Motion made by: Executive Board  
Motion was defeated

To approve the Rainy Day Fund application for K. Guy  
Motion made by: Executive Board  
Motion was defeated

To approve the Rainy Day Fund application for O. Maeshack  
Motion made by: Executive Board  
Motion was defeated

To approve the Rainy Day Fund application for R. Kocsis  
Motion made by: Executive Board  
Motion was tabled for more information

To approve the Rainy Day Fund application for LaGrey  
Motion made by: Executive Board  
Motion was tabled for more information

To approve the Rainy Day Fund application for D. Hardy  
Motion made by: Executive Board  
Motion was defeated

To approve the Rainy Day Fund application for T. Cogan  
Motion made by: Executive Board  
Motion passed unanimous

To approve the Rainy Day Fund application for J. Henderson  
Motion made by: Executive Board  
Motion passed unanimous

Honorary Retiree Chapter Applications- None at this time

Legal Defense Fund-

To approve the Legal Defense Fund application for D. Wilkowski

Motion made by: Executive Board

Motion was tabled for more information

To approve the Legal Defense application for C. Masucci

Motion made by: Executive Board

Motion was tabled for more information

Motion to file an Article 78 on the behalf of C.O. M. Roth

Motion made by: Executive Board

Motion passed unanimous

Motion to file an appeal on the behalf of C.O.Canarelli

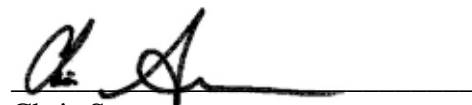
Motion made by: Executive Board

Motion passed unanimous

Motion to create a salary policy going forward that any NYSCOPBA retiree that is hired or appointed to any non-elected position including BA, Retirement Specialist, Grievance, Staffing, SAP or any other positions created, will receive 50% salary of their respective union leave bill. Any future raises will need approval by majority vote of the Executive Board.

Motion made by: T. Hogan

Motion was withdrawn by maker



Chris Summers

Recording Secretary