

AGENDA – DIVISION 175 – COUNCIL MEETING

Find Archived Minutes at: www.pef175.org/

- I. CALL TO ORDER:** 12:15PM, 4-25-2013, Hornell Pizza Hut
- II. ROLL CALL:** K. Button, B. Wood, P. Burnes, J. Jobson, B. Nisbet, J. Wildrick-Cole, B. Nisbet, C. Jordan, M. Farrell, A. Puleo
- III. READING OF PREVIOUS MINUTES:**
LAST MEETING WAS: 2-28-2013
CORRECTIONS: None
- MOTION to: Accept**
ACCEPT: KB **SECOND:** AP **APPROVED:** All
- IV. TREASURER'S REPORT –**
Current Balance - \$3,479.68
Total Members – 130

Following emails document expense authorizations:

From: Puleo, Andrew (DOT)
Sent: Friday, April 12, 2013 2:50 PM
To: Button, Kathy (DOT)
Subject: Expense Reimbursement

Hi Kathy,

I hereby Motion that we reimburse Chris Giles for the full amount of the expense attached, \$39.77, as I was granted employee access to PEF members assembled for a Construction Group meeting.

*Thank you,
A. Puleo*

From: Button, Kathy (DOT)
Sent: Friday, April 12, 2013 2:51 PM
To: Puleo, Andrew (DOT)
Subject: RE: Expense Reimbursement

*Andrew,
I second this motion.*

Kathy

Kathy Button
Treasurer
PEF Division 175

From: Puleo, Andrew (DOT)
Sent: Friday, April 12, 2013 2:50 PM
To: Button, Kathy (DOT)
Subject: Expense Reimbursement

Hi Kathy,

I hereby Motion that we reimburse Chris Giles for the full amount of the expense attached, \$39.77, as I was granted employee access to PEF members assembled for a Construction Group meeting.

Thank you,
A. Puleo

From: Puleo, Andrew (DOT)
Sent: Thursday, March 21, 2013 1:52 PM
To: Button, Kathy (DOT)
Subject: Farewell Welcome Luncheon Expenses

Dear Kathy,

Re: New PEF Region 2 Field Rep.

I hereby motion Division 175 we pay expenses for a Farewell Lisa / Welcome Mike Luncheon.

Thank you,
A. Puleo
Council Leader

From: Button, Kathy (DOT)
Sent: Thursday, March 21, 2013 1:52 PM
To: Puleo, Andrew (DOT)
Subject: RE: Farewell Welcome Luncheon Expenses

I second!

V. COMMITTEE REPORTS – List of Committee Members can be found at:

<http://www.pef175.org/officers/>

1. Audit - Due in July 2013

2. **Budget** - Following email documents acceptance of Budget.

From: Button, Kathy (DOT)
Sent: Tuesday, April 30, 2013 2:01 PM
To: Puleo, Andrew (DOT)
Subject: Budget write up for meeting minutes

The Division 175 Budget Committee, Kathy Button and Ed Johnston, have drawn up a satisfactory and balanced annual budget for the 2013-2014 fiscal year.

Motion to accept: Kathy Button
Motion seconded: Andrew Puleo

3. **Website (www.pef175.org)** – *updated as needed*
4. **Bulletin Board** – *Members are encouraged to post appropriate material at will.*
5. **Constitution** – *Research of our Constitution is a WIP, work in progress*
6. **Grievance** – *18 OOT's, Out of Titles, currently in play. (see Field Rep. report below)*
7. **Health & Safety** – *K. Button attended recent PEF S/W H & S Conference.*
 - a) **FSS** – *No report*
8. **EAP** – *No Report*
9. **Social Committee** – *no report*
10. **Parking**- *List has been updated*
11. **Communication:**

a) From: Puleo, Andrew (DOT)
Sent: Monday, March 25, 2013 9:34 AM
To: Giles, Christopher (DOT); Timbrook, Timothy (DOT); Kelly, Brian (DOT); Robinson, Renee (DOT)
Cc: Button, Kathy (DOT); 'vbarrilejones@pef.org'; Holthausen, William (DOT)
Subject: Postings

Gentlemen, & Renee',

RE: Postings / Waiving of Postings

The attached, is sourced from the current PEF contract and describes a process wherein waiving postings could be possible.

However, at this time be advised that we, Division 175, prefer to not address this at the Local Level as we see more merit in the uniformity of developing Statewide posting procedures.

Thank you,
A. Puleo

b) From: Puleo, Andrew (DOT)
Sent: Tuesday, March 26, 2013 8:09 AM
To: 'publicpolicy@pef.org';
Subject: RE: OVERTIME

Re: Costly Contracting

Great Point! Of which I am forwarding to PEF as requested on page 7 of the MARCH 2013 Communicator.

Talk later,
Andrew

From: Division 175 Member
Sent: Tuesday, March 26, 2013 7:50 AM
To: Puleo, Andrew (DOT)
Subject: RE: OVERTIME

I can only speak from my experience in Construction but at the time that state employees were not allowed to get overtime and were being asked to flex their schedules to cover construction inspection needs, consultants who were working as inspectors were allowed unlimited overtime. The project on 17/I86 with Rifenberg as a contractor is an example.

From: Puleo, Andrew (DOT)
Sent: Tuesday, March 26, 2013 7:35 AM
To: Burnes, Pauline (DOT)
Subject: FW: OVERTIME

Hi Pauline

Re: So, do Consultants get OT?

Great point to make at our next Local L/M meeting, as pertinent to: “. . .*promoting a satisfied work force* . . . “
, as is contractually called for under Article 24.

c. From: Button, Kathy (DOT)
Sent: Wednesday, April 03, 2013 9:46 AM
To: Puleo, Andrew (DOT)
Subject: RE: Cease and Desist Motions

Andrew,

I, Kathy Button, second the **Motion** to request that PEF enforce all Cease and Desist directives as issued by GOER in regard to all current and future Out of Title grievances and more specifically request that our PEF Field Rep. remit a letter to the NYSDOT Director of Employee Relations demanding that the assignment of PEF members to Out of Title duties Cease and Desist in accordance with GOER directives.

Kathy Button

From: Puleo, Andrew (DOT)

Sent: Wednesday, April 03, 2013 9:43 AM

To: Button, Kathy (DOT)

Subject: Cease and Desist Motions

Dear Kathy,

I, Andrew Puleo, Council Leader PEF Division 175 **hereby Motion** to request that PEF enforce all Cease and Desist directives as issued by GOER in regard to all current and future Out of Title grievances and more specifically request that our PEF Field Rep. remit a letter to the NYSDOT Director of Employee Relations demanding that the assignment of PEF members to Out of Title duties Cease and Desist in accordance with GOER directives.

Thank you,

A. Puleo

d. From: Puleo, Andrew (DOT)

Sent: Wednesday, April 03, 2013 10:08 AM

To: mfarrell@pef.org

Cc: BarrileJones, Valerie; Privitere, Tom; Ford, Joyce; Jobson, Jerry (DOT); hhdsmitter@yahoo.com; btompkins@pef.org; Holthausen, William (DOT); Holthausen, William (DOT); Gendron, Paul (DOT); Jobson, Jerry (DOT); Viera, Juan (DOT); McRorie, Chuck (DOT); Majeski, Dan (DOT); Kelefant, Charles (DOT); Turturro, Lorraine (DOT); Puleo, Andrew (DOT); Geyer, Steve (DOT); Stella, Michael (DOT); Duengfelder, John (DOT); btompkins@pef.org

Subject: FW: Cease and Desist Motions

Hi Mike,

Our Council has voted in favor, (see below), of requesting that you put our Agency on notice that we expect them to Cease and Desist all Out of Titles assignments to PEF members in our Division. I share this in case it is a necessary formality, and have cc'd the entire S/W L/M team so that we may all learn together.

Thank you,

A. Puleo

e. From: Puleo, Andrew (DOT) [<mailto:Andrew.Puleo@dot.ny.gov>]

Sent: Friday, April 19, 2013 12:02 PM

To: Kent, Susan; Garcia, Carlos; Bayer, Wayne

Cc: S/W L/M Team

Subject: Gov Press Release

Hi Sue,

Re: Governor's Press Release which Disavows PEF Member's Services

In the Governor's Press release found at the link below, the Governor is crediting his Design-Build Initiative as a savings to taxpayers. As you know, the Design-Build process is one wherein the State contracts out for services typically provided by PEF members. WE, the S/W L/M team have confirmed that some of these projects cited in the Governor's Press Release were in fact 100% designed by PEF members. The Governor should not be permitted to credit private contractors, and himself, for work performed by PEF members without a response from PEF.

For example:

Regarding the Press Release cited Patterson Bridge project, this Bridge was designed by PEF members in the Main Office's Structures Unit, and PEF members in Main Office Design Services Bureau designed the Highway Component, & PEF members here in Region 6 worked on the Erosion Control component. Also, a PEF member has been assigned as EIC, Engineer in Charge, and he has 2 PEF members assigned to perform the Construction Inspection on the Patterson Bridge project.

Thank you in advance for your serious consideration of this matter,

A. Puleo

S/W L/M Secy

From: Kent, Susan [mailto:SKent@pef.org]

Sent: Friday, April 19, 2013 1:54 PM

To: Puleo, Andrew (DOT); Garcia, Carlos; Bayer, Wayne; Tcetrino@pef.org; Lavin, Patricia; Murphy, John; dsteen@pef.org; Briggs, Jane

Cc: S/W L/M Team

Subject: RE: Gov Press Release

Hi to all the DOT L/M team members. Andrew thank you for conveying the information. John Murphy and Jane Briggs will follow up on this. I will be on Capital Tonight next week and will include this in my remarks, as well as sending a message directly to the Governor. Our marketing campaign, as well as our legislative bill advocacy will include a push for cost benefit analysis as a taxpayer accountability issue and DOT engineers will not be excluded as they were in the final bill that the Governor vetoed last year. My position is that Design/Build and DOT starved staffing are core examples of the need for cost/benefit analysis.

Bill as L/M Chair, please tell us who John and Jane should work with as the DOT point person for the L/M team if it is someone other than yourself. Thank you.

Susan

VI. Local Labor Management –The minutes of these meetings can be found at www.pef175.org/.

VII. Statewide Labor Management – Last meeting was January 3, 2013, at PEF HQ. Next meeting is Thursday June 27, 2013 from 9:00am to 4:00pm at PEF

Next agenda builder is Thursday, May 2, in Binghamton.

Following email infers PEF is considering statewide Cease and Desist enforcement of OOT's.

From: *Holthausen, William (DOT)*

Sent: *Thursday, April 25, 2013 7:18 AM*

To: *Kelefant, Charles (DOT); Puleo, Andrew (DOT); Tompkins, Bob; McRorie, Chuck (DOT); Majeski, Dan (DOT); Duengfelder, John (DOT); Gendron, Paul (DOT); Canarelli, John (DOT); Viera, Juan (DOT); Jobson, Jerry (DOT); Stella, Michael (DOT); Geyer, Steve (DOT); Turturro, Lorraine (DOT)*

Subject: *Cease & Desists*

Just to change the subject for a moment;

If you (and /or your council) have already presented cease & desist (C&D) orders for your out-of-titles locally, that's fine. Please send all the information to Bob Tompkins (with a note of what has already been submitted locally) for a state-wide C&D.

If you and your council have not submitted C&D's locally, then send all the details to Bob to be included in the state-wide C&D. Let him know that the information has not been submitted locally and whether or not you plan to submit it locally or not.

Try to get everything to Bob by the end of next week so he has time to put the whole package together and hopefully submit it before we meet in Binghamton on May 23rd.

Thank you –

- Bill

VIII. PAC/PAL – *A. Puleo is Divisional Liaison to Regional Coordinator Bonnie Wood in regard to Political Action.*

IX. Regional Coordinator – *Bonnie Wood has been named, "Agency Provider of the Year" by Families Together of NYS. We need to build our membership involvement. Proposed a Family Day meeting.*

X. E-board Rep. – *No great ideas or suggestion were submitted by any of the e-board Reps. at the last e-board meeting.*

XI. Field Rep. – *New PEF Region 2 Field Rep., Mike Farrell reports that his office has sent a total of 17 individual letters out to Raymond LaMarco, Director of Employee Relation, Main Office, NYSDOT requesting compliance with Cease and Desist orders in regard to all of Region 6's OOT Grievances. NOTE: Refer to above S/W L/M Section email dated this very same day for universal harmony/star alignment, or just all around good timing!*

XII. NASHTU – **National Association of Highway Transportation Unions**

A. Puleo will be attending the Annual Conference in Washington D.C from May 5 thru May 8 2013.

XIII. Steuben/Livingston County Labor Council – *A. Puleo attended a Meet & Greet with Congressional Candidate Martha Stevenson on Saturday, April 20 at San Carlos Restaurant in Bath NY. The issues of D/B, and allegations of Gunlocke practicing ageism were discussed. Also, the fact that the pool at Stony Brook State Park remains closed was discussed as investigated by a staff member of Tom Reed.*

XIV. R&GV ALF, Rochester & Genesee Valley Area Labor Federation- *No report*

XV. UNFINISHED BUSINESS – *We need a secy.*

Division 175 has not received a copy of the lease for the PEF Region 2 Field Office.

XVI. NEW BUSINESS –

A request to PEF to hold a steward election was placed per email below:

From: *Puleo, Andrew (DOT)*

Sent: *Monday, April 08, 2013 9:25 AM*

To: *'Furman, Kristie'*

Cc: *Button, Kathy (DOT); DeGraff, Lynn (DOT); Wood, Bonnie; 'BarrileJones, Valerie'; 'mfarrell@pef.org'; Jobson, Jerry (DOT)*

Subject: *Steward Election*

H Kristie,

Division 175 currently has (1) Vacant Steward seat. Could you assist us in holding a new Steward Election?

Thank you,

A. Puleo

607.324.8517

XVII. OPEN FORUM – *None this day, we covered it all above!*

XVIII. ADJOURNMENT

MOTION TO ADJOURN (& Pay Expenses): *A. Puleo*

Second: *K. Button*

Approved: *All*

NEXT MEETING SCHEDULED FOR: *Thursday, May 30, 2013, SOB Room 365*

RESPECTFULLY SUBMITTED:



Andrew Puleo
Council Leader
Acting Secretary