

**A.F.S.C.M.E. LOCAL 2627
NYC Electronic Data Processing Personnel
Membership Meeting
September 19th, 2006**

Agenda:

- Minutes**
- Treasurer's Report**
- Trustees Report**
- President's Report**
- New & Unfinished Business**
- Good & Welfare**

President Hysyk called the meeting to order at 6:15 PM.

Minutes:

Minutes of the June 20th, 2006 General Membership Meeting were distributed and reviewed. Charles McClain made a motion to accept the minutes. Charlie Michaels seconded the motion and it carried.

Treasurer's Report:

Treasurer Bruce Heigh distributed the Financial Reports for May 2006, June 2006, July 2006 and the cumulative report for Jan. 1 – June 30, 2006. A motion was made by Harrel Perkins to accept the Treasurer's Report as presented. Cynthia Cox seconded the motion. A discussion followed.

Artie Kellam wanted to know why the delegates meeting expenditure was half the cost of the general membership meeting which usually has 70 members. Bruce explained that each of the 10 elected delegate positions get a monthly meal money allowance of \$34 per meeting. The president is an automatic delegate to both DC 37 and the NYC Central Labor Council. He does not receive any allowance for these positions.

Bruce also added that the expenses under the 'Other Meetings' category included costs for shop steward/activist meetings and when the president has a captive audience.

A vote was taken on the motion and it carried.

Trustees Report:

Treasurer Heigh introduced the auditor, Peter DeCarlo C.P.A. and Local 2627 trustee Steve Weiner. Peter DeCarlo gave an explanation of the auditor's report that he distributed to members. Steve Weiner then read the financial statements reported in the auditor's report. Gilbert Sambolin made a motion to accept the auditor's report for the year ending December 31st, 2005. Cynthia Cox seconded the motion and the motion passed.

President's Report:

President Hysyk stated that the Computer Specialist (Operations) list is moving as a result of legal action taken by the Local. He said that appointments have been made to that position and that some provisionals have been removed. He said that agencies have to replace provisionals.

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President Hysyk introduced Moira Dolan, associate director of DC 37 Research & Negotiation Department, who gave the civil service report. She reported the following numbers as of September 2006: Computer Associate (Operations) – 111 eligibles on the list, 13 promotions and 18 open competitives appointed; Computer Associate (Software) – 842 eligibles on the list, 29 promotionals and 206 open competitives appointed; Computer Programmer Analyst - - 686 eligibles on the list, 60 open competitives appointed; Computer Specialist (Operations) - 107 eligibles on the list, 11 promotionals and 5 open competitives appointed; Computer Specialist (Software) – 1400 eligibles on the list, 87 promotionals and 395 open competitive appointments.

Moira Dolan stated that the 1% wage increase for CUNY members has been settled and will be paid effective 9/30/06 which is the last day of the contract. It will be paid out to the community colleges on 10/6/06 and to the senior colleges on 10/12/06. Unit bargaining on a new CUNY contract will begin very shortly.

She said that the wage settlement for the City Contract will be spread over 4 pay checks. The 1st check will be on October 6th which will include the rate, retro and overtime for the 3.15%. The 10/20 check will include the rate, retro and overtime for the 2%. The 1st check in November will include the additions to gross and retro for the 3.15%. The 2nd check in November will include the additions to gross and retro for the 2%.

Moira Dolan talked about improvements to the Transit Benefit Plan. LIRR and Metro North will be added to the transit debit card option. PATH and NJ Transit have not been included as of yet.

President Hysyk said that he is considering legal action against the city's use of the code "Z" pay class status for our members. He said that this code is used to represent seasonal workers and should not be used with any of our members. He stated that he is looking into filing a lawsuit with his name on it if he cannot find someone who is willing to do that.

22 people participated in the Labor Day Parade this year.

Basic training for Shop Stewards has started. Advanced training is for those who have successfully completed basic training.

The revised official salary chart is available for distribution. It is also listed on the local's website.

President Hysyk asked for volunteers to be on the salary review committees. He said that if there were no volunteers for a particular title then there would be no salary review request for that particular title. Gilbert Sambolin is the only member in the local who has volunteered to serve on a salary review committee.

Members must submit their request to use their floating holiday 30 days in advance.

President Hysyk said that the delegates that were elected to attend the AFSCME Convention all attended with the exception of one person who did not attend due to business reasons. Ed said that an important issue was discussed and voted upon at the convention. AFSCME President Gerald McEntee introduced the 21st Century AFSCME plan that raises member dues by \$3.00. This dues increase was debated at the convention center. Although all of the local's delegates voted against the dues increase, it still passed. As a result, on January 1st 2007 there will be a monthly increase of approximately \$1.25. On January 1st, 2008, it will go up \$ 0.75. It will go up another \$0.50 on January 1st, 2009. In 2011 member dues will be determined by AFSCME and will be determined by a percentage of salary.

Old Business:

President Ed Hysyk addressed the issue of the motion that was passed by the membership in November of 2005 ordering 6 members of the executive board to repay the \$2400 in legal fees that the board originally ordered Cody Childs to pay. Since that time, he said that members have asked him about the status of the repayment. He answered

that there was an ASFCME Judicial Panel case that would be decided upon by an AFSCME hearing officer. He said that a decision had been reached and proceeded to distribute the decision. He said that Cody Childs can appeal the decision if he chooses. He said that this will be the topic of discussion at the next executive board meeting.

Artie Kellam said that when members asked about the status of the board's repayment, they were told that it was being checked for legality. He said that it was delayed until President Hysyk found a member to file charges against Cody Childs to avoid reimbursing the Local for the \$2400 legal fee that the Local incurred when a lawyer was hired to contact Cody Childs about his website. Artie said that Ed Hysyk is behind the member who filed the charges. He noted that this member was at every membership meeting including the November 2005 membership meeting and he never once voiced any objection to the members' resolution. Artie said that the person who filed the charges never testified at the trial. Ed said that when he checked with the lawyers about this matter, they told him that if a member wanted to pursue this through the AFSCME judicial panel, he or she could.

Gary Goff said that the only body in the entire world that is qualified to rule on questions of the AFSCME constitution is the AFSCME judicial panel.

Artie Kellam said that the board members should have gone through AFSCME before they hired a lawyer for \$2400 to contact then candidate for secretary, Cody Childs. He said that if the board had a problem with a candidate's website, they should have gone through the Election Chair. He said that it was the job of the Election Chair to deal with complaints of this nature.

Artie said that the funding of the \$2400 legal fee was done without proper authorization at an executive board meeting.

Secretary Childs wanted to speak on the matter in question. President Hysyk warned him not to lay out his case at the membership meeting. He said that he warned Gary also. Artie Kellam noted that Ed did not give Gary Goff any warnings. Ed said that he spoke to Gary before the general membership meeting.

Cody stated that the problem with this whole matter concerns the manner that it was done. He said that this matter occurred in September of 2005 during the local's general election. Candidates had campaign websites. He said that if there was a problem with a website, the candidate should have been notified. He said the no one on the executive board ever notified him about a problem with his website. He said that even though the board knew about the website problem 4 days before the September 2005 general membership meeting, they didn't say a word to him or to the members at that meeting. Cody said that they hired a lawyer for \$200/hour the following day to contact him.

Ellen Bitkower stated that the hiring of a lawyer was unnecessary. She said that some preliminary effort should have been made to contact him before retaining a lawyer. Ellen said that the decision that AFSCME made was different than the decision that President Hysyk or the executive board made to hire a lawyer.

Ron Saunders stated that members had voted the way they did because there was a question over the communication. He said it seems like the local's leadership is disregarding what the membership wants to do. President Hysyk said that if he were at that November 2005 membership meeting he would have the members' motion out of order.

Ellen Bitkower said that regardless of the AFSCME decision, the membership feels that Cody Childs should not have to pay.

President Hysyk said that members have to accept the decision.

New Business:

None.

Good & Welfare:

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President Hysyk announced that the Local bought 10 tickets to the Italian Heritage affair at Russo on the Bay. Members were offered 1 ticket each. Each member who wants a ticket will have to pay for ½ of the ticket price.

DC 37 Representative Marianella Santana is out sick.

Cynthia Perkins is out sick.

Peter Micelli is recuperating.

The mother of Chris Sweeney (HRA) passed away.

Robert Fishburne made a motion to adjourn the meeting. Peter Jablin seconded the motion and it passed. The meeting was adjourned at 8:02 p.m.

Respectfully Submitted,

**Cody Childs
Secretary**