

Minutes
HULL CONTRIBUTORY RETIREMENT BOARD MEETING
 February 22, 2006

The regular meeting of the Hull Contributory Retirement Board, duly posted to be held in the Selectmen's Meeting Room, Town Hall, Hull, MA on the above date was called to order at 9:00 a.m. Present were Leonard Colten, Chairperson, Members Maurice Murphy, Marcia Bohinc, Arthur Flavin, Gerald Ball, and Retirement Administrator Jennifer Miller

Read and attest to the minutes from the January 25, 2006 regular Board Meeting as well as the Executive Session minutes.

Motion made by Leonard Colten seconded by Arthur Flavin to accept the minutes of the meeting held on January 25, 2006 with corrections as well as the executive session minutes for January 25, 2006. These minutes shall not be released.

Unanimously voted:

New Employees (The Board signed the New Employees certificates)

- Lori F. Warshaver – School Paraprofessional Group 1 – Certificate #253
- Robert S. Reynolds, Motor Equipment Repairman Group 1 – Certificate #254
- Kathleen M. Gilbrook – School Paraprofessional Group 1 – Certificate #255

Notice of Injury (The Board Accepted the Notice of Injury Reports)

- William W. Frazier III – Fire Department – Group 4 – 01/06/2006
- William R. Hatfield – Fire Department – Group 4 – 01/06/2006
- Nicolas M. Pino – Fire Department – Group 4 – 01/06/2006
- Captain Kevin P. Breen – Fire Department – Group 4 – 01/06/2006
- Michael Marciello – Fire Department – Group 4 – 01/06/2006

Payments

- Sign all bill warrants for February 2006
- Sign the contributory payroll for February 2006
- Received notice of death on Jeannett Means, date of death 01/23/2006. Ms. Means chose an A option at the time of retirement, 05/20/1977. Ms. Means received a final payment of \$342.99 in January.

9:15 a.m. – Richard Colton – Request for reinstatement of retirement benefits for period of 05/01/2004 through 06/2005 for failure to comply with M.G.L. c. 32, §8. Mr. Colton feels he has provided documents showing he had good faith and intent to comply and he should therefore be reinstated.

After a review of Mr. Colton's account and testimony given by Mr. Colten, the notarized statement from Mr. Colton's physician, Akos Beszterczey, attached with a notarized copy of the medical response to PERAC dated 04/15/2004 and the copy of the letter sent to Dr. Beszterczey, from Mrs. Colten, which was also notarized and dated April 5, 2004, the Board felt that Mr. Colton provided proof and good faith in complying with

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M.G.L. c, 32, §8 and therefore qualifies for reinstatement of his benefits for the period of May 04, 2004 through June 30, 2005.

Motion made by Leonard Colten seconded by Maurice Murphy to accept Richard Colton's request for reinstatement of his retirement benefits for the period of May 4, 2004 through June 30, 2005.

Unanimously voted:

Discussions

Received response from Michael Sacco in the matter of David Leary's Request to change date of retirement. (Request for clarification also sent to PERAC)

Motion made by Leonard Colten seconded by Gerald Ball to accept its Counsels opinion and take no action until further clarification is received from PERAC.

Unanimously voted:

Review Medical Panel Certificate received on Gary Taylor.

Present for review was Leonard Colton, Marcia Bohinc, Gerald Ball, Maurice Murphy, Arthur Flavin and Retirement Administrator Jennifer Miller. Mr. Taylor was not present, but was represented by his Attorney, David DeCelles.

After a update of Mr. Taylor's history, the Board reviewed the original Medical Panel Certificate dated June 23, 2003, the Clarification request dated August 18, 2003 as well as the final Medical Panel Certificate dated December 21, 2005, in which all three doctors answered all three questions in the affirmative.

Motion was made by Leonard Colten seconded by Gerald Ball to accept the medical panel certificate finds and grant Gary Taylor accidental disability benefits pending PERAC approval.

Unanimously voted:

Review Hull Supplementary Regulation for Benefits Pursuant to G.L. c. 32, §4(l)(h). The so-called "Military Buyback".

After a review of the Regulations and lengthy discussions for and opposed, the majority of the Board favored the regulations as written. Gerald Ball was opposed to having the person begin payments within the 180 days as well as the minimum bi-weekly payment amount. Maurice Murphy was also against the 180 days limit to begin payments.

Motion made by Leonard Colten seconded by Arthur Flavin to accept the Supplementary Regulations for Benefits Pursuant to G.L. c. 32, §4(l)(h) as written, pending PERAC approval.

So voted: Leonard Colten, Arthur Flavin and Marcia Bohinc yes.

Gerald Ball and Maurice Murphy no.

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Received letter from Michael Sacco dated 01/27/06 regarding termination of service with Kirkpatrick & Lockhart Nicholson Graham LLP. Mr. Sacco will be going into business for himself as the Law Offices of Michael Sacco.

Motion made by Leonard Colten seconded by Arthur Flavin to send a congratulation and well wish letter to Michael Sacco on his new endeavor.

Unanimously voted:

Received Copy of Final Demand to the Hull Housing Authority sent by Michael Sacco.

Update – Perla Olsen came into my office on February 2, 2006 and state that the Housing Authority will be meeting on February 23. She claimed that her and two other board members would be voting in the affirmative to make arrangement for payment of the FY03 Appropriation and that she would immediately contact me with the results of the 23rd meeting. She also apologized for not being able to adjourn a meeting prior to the 15th.

The Board appreciated Perla's dedication in trying to resolve the issue and hoped that she would prevail at the meeting of the 23rd, however if Ms. Olsen did not prevail, no further delays would be granted. Suit would be filed immediately.

Received notice from TACS regarding them being bought out by tyler Technologies.

The board expressed some concern with the change but was hopeful Tyler-TACS would remain faithful in their dedication to Mass Retirement software.

Travel Approval

The 13th Annual PRIM Client Conference.

Motion made by Leonard Colten seconded by Gerald Ball to allow Marcia Bohinc, Jennifer Miller, Leonard Colten and Gerald Ball to attend the PRIM Client Conference.

Unanimously voted:

Calendar Year 2005 Annual Statement Classes to be held March 15, 2006 at the Plymouth County Retirement Board.

Motion made by Leonard Colten seconded by Marcia Bohinc to allow Jennifer Miller to attend the PERAC Class on March 15, 2006.

Unanimously voted:

Review

Review Proposed Budget for calendar year 2006.

Motion made by Maurice Murphy seconded by Marcia Bohinc to accept the proposed budget of \$106,000.00 for calendar year 2006.

Unanimously voted:

Year-to-date trial balance and cash accounts reconciliation (Prior to Year End Close)

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The Board reviewed the above records and was pleased with the pre-close results.

Open Meeting Guidelines – Signature Required for receipt. (The Board signed the receipt of acceptance of copy of the guidelines.)

Old business

New Business

Informational Mail

Received from PERAC notice of re-exam on David Leary

PERAC Memo #8/2006 – Buyback and Make-up Repayment Worksheets Using Regular Interest

PERAC Memo #9/2006 – Buyback and Make-up Repayment Worksheets Using Buyback Interest

PERAC Memo #10/2006 – 2006 Limits under Chapter 46 of the Acts of 2002

PERAC Memo #11/2006 Data Verification for PERAC 2005 Annual Report

PERAC Memo #12/2006 PERAC's Proposed Regulation (Not Yet in Effect) Marcia Bohinc expressed concern for the changes proposed and the importance that the Board pays special attention to this memo.

PERAC Memo #14/2006 Disability Retirement Benefits for Veterans, Chapter 157 of the Acts of 2005

PERAC Memo #15/2006 – Military Pay Act (Chapter 77 of the Acts of 2005)

PERAC Financial Report

Ralph White, MACRS Legislative Committee Chairman – Public Service Hearing on Reform Initiative

Ralph White, MACRS Legislative Committee Chairman – PERAC Files Regular Compensation Language

Ralph White COLA Acceptance Update

Retired State County and Municipal Employees Newsletters

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The Babson Staff Letter dated 02/10/2006

Segal Bulletin dated 01/2006

Boston.Com articles dated 01/13/2006 – Clueless in Billerica and Legislature Mulls Pension Bill to Aid Ailing Ex-Member

12th Annual Mid-sized Pension Management Conference

Meeting adjourned: 10:30 a.m.

Leonard Colten, Chairman

Marcia D. Bohinc

Gerald Ball

Arthur Flavin

Maurice Murphy