

Minutes
HULL CONTRIBUTORY RETIREMENT BOARD MEETING
 June 28, 2006
 12:30 p.m. (Housing Authority Meeting Room)

The regular meeting of the Hull Contributory Retirement Board, duly posted to be held in the Housing Authority Meeting Room, 6 Atlantic Court House, Hull, MA on the above date was called to order at 12:30 p.m. Present were Leonard Colten, Chairperson, Members Maurice Murphy, Marcia Bohinc, Arthur Flavin, Gerald Ball, Retirement Administrator Jennifer Miller and Michael Sacco, Retirement Board Counsel.

To Be Voted:

Read and attest to the minutes from the May 25, 2006 regular Board Meeting and Executive Session Minutes.

Motion made by Arthur Flavin seconded by Leonard Colten to accept the regular minutes of the meeting held on May 25, 2006 with corrections.

Unanimously voted:

Motion made by Arthur Flavin seconded by Leonard Colten to accept the executive session minutes of the May 25, 2006 without authorization for release until all matters on this issue are resolved.

Unanimously voted:

Notice of Injury:

Gary Twombly – Fire Dept. – Group 4 – May 28, 2006

John J. King – Fire Dept. – Group 4 – June 3, 2006

Motion made by Arthur Flavin seconded by Gerald Ball to accept the Notice of Injury reports.

Unanimously voted:

Retirements

- Thomas Gould

Retirement Date: 05/16/2006	
Annuity	10.02
Pension	12.78
<i>Total Monthly Allowance</i>	\$22.80
Annual Annuity	120.24
Annual Pension	153.36
<i>Total Annual Allowance</i>	\$273.60
Option	C
Service	22.00
Age Factor	1.2
Percentage of Max	80.00%
Percentage of Pay	80.6% *

- First Check – May 31, 2006

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- PERAC did not grant Mr. Gould's based on C. 32 §13(2)(a) "Any member otherwise entitled to received a retirement allowance under the provisions of section one to twenty-eight inclusive, the normal yearly amount of which would be less than three hundred and sixty dollars, shall, in lieu of receiving such allowance, be paid the amount of his accumulated total deductions as of the date such allowance would otherwise become effective."
- Mr. Gould returned his first payment and has waived his retirement until 09/2008, his 55th birthday.

Payments

- Sign all bill warrants for June 2006
- Sign the contributory payroll for June 2006

Frank Greenberg, spouse of the late Judith Greenberg who passed away on 05/05/16/2006, option B refund due in the amount of \$38,977.63.

The Board signed all bill warrants and the contributory payroll for the moth of May inclusive of the Frank Greenberg option B refund.

Edward Burk, previous served as an elected official of the Park and Recreation Commission for the Town of Hull from 1980 to 1989 request to purchase creditable service.

Review of past minutes found on 02/06/2002 Mr. Burke's request was denied by a 3 to 2 vote. Review page 4 of Danna Crowley v. Boston Retirement Board – Boston's Decision to deny was upheld.

Motion made by Maurice Murphy seconded by Gerald Ball to allow Mr. Burke to present his case to purchase creditable service to the retirement board.

Voted: Maurice Murphy and Gerald Ball yes

Marcia Bohinc, Arthur Flavin, and Leonard Colten no

Motion defeated:

Prior to making their decision, the Board discussed its past practice and the minutes of the meeting held on February 6, 2002, in which Mr. Burke's request had been denied by a three to two vote. Because Mr. Burke offered no new or additional information to the Board, they had no grounds to reconsider a prior vote.

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1:00 p.m. Randolph Boothby – Review of Medical Panel Certificates

Motion Made by Maurice Murphy seconded by Arthur Flavin to go into executive session, with intention to reconvene in open session, to discuss the reputation, character, physical condition or mental health of an individual.

Roll call vote: Arthur Flavin, yes; Marcia Bohinc, yes; Maurice Murphy, yes; Leonard Colten, yes; Gerald Ball, yes.

Unanimously voted:

The Board reconvened in open session at 2:30 p.m.

At the request of John King, Hull Firefighter, his following statement is recognized in the records “My name is John J. King, I am a firefighter, I went through three years of hell, shame on the members who didn’t vote for Mr. Boothby. I disagree with what you did here, it was wrong. I’ve seen people retire out of this town with nothing, but this guy has been wronged from day one by that guy who just walked out of here. Shame on the members! Shame on you!”

The Board acknowledged Mr. King’s displeasure with their decision, however felt they made their individual decisions based the facts that were presented and the advice of their Attorney.

Discussions

Tyler Technologies – PERA Series Update Cost Analysis – Marcia began by pointing out the fees we paid for TACS in 2005 as \$4,400.00 and then in 2006 \$4,800.00. As well as presenting rates that it will cost to obtain the update to the PERA Series in 2006 it was going to cost an additional \$20,000.00 or if we wait until 2007 it will more than double to \$42,000.00.

Motor Vehicle Use – Regular Compensation

Boston Globe Article – Marcia Bohinc

Pioneer Institute – Public Pension – Unfair to State Employees, Unfair to Taxpayers
Pioneer Institute – Leaving Money of the Table – The 106 Pension Systems of Massachusetts

Updated: From Representative Garret Bradley - Article 17, Elected Official Earning Less Than \$10,000.00 a Year Will Not Be Enrolled In The Hull Retirement System. House Bill 4211 has been changed to HB-4800 and sent for a two study orders, will not go any where for this legislative session and is dead. Bradley Suggest that the Town submit another article for Town Meeting and start over.

Year-to-date trial balance and cash accounts reconciliation as of April 30, 2006

The Board reviewed the Trial Balance and Cash accounts with no discussions.

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- Old business

Chapter 157 of the Acts of 2005 Section 2 – Accidental Disability Veterans Benefit – In a review of this issue it was noted that at the last meeting no formal vote had been taken for placing an Article on town meeting for Section 2.

Motion made by Lenny Colten seconded by Arthur Flavin to place an article in the next annual town meeting for Chapter 157 of the Acts of 2005 Section 2 with no Board recommendation.

Substitute motion made by Gerald Ball to place the article without mention that Board has no recommendation. Motion not seconded

Second Substitute motion made by Maurice Murphy seconded by Arthur Flavin to place the article at the next town meeting without any recommendation.

**Voted: Maurice Murphy, Arthur Flavin, Lenny Colten and Marcia Bohinc yes
 Gerald Ball abstained**

- New Business

Informational Mail

- Received Notice of Receipt of Appeal in the matter of Leary v. Hull Retirement Board/PERAC
- PERAC Memo #26/2006 Pending Proceeding Relative to the Middlesex Retirement Board (MRB) – Middlesex email response
- PERAC Memo #27/2006 – Local Option Increase in Accidental Death Benefit for Surviving Children – The Board discussed the Local Option and table the issue for next months meeting.
- PERAC Memo #28/2006 – State Retirement Board v. Francis Woodward, SJC Decision
- PERAC Memo #29/2006 – Disability Retirement Benefits for Veterans, Chapter 157 of the Acts of 2005
- Ralph White – Newly Proposed Retirement Appeal Legislation (Was pulled by the Appellant Review Board)
- MACRS – H4939 – Retirement Board Reform -

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- Michael Reardon – PRIM – PRIT Fund - Certificate of Achievement for Excellence in Financial Reporting

Meeting adjourned: 2:45 p.m.

Leonard Colten, Chairman

Marcia D. Bohinc

Gerald Ball

Arthur Flavin

Maurice Murphy