

## **HULL CONTRIBUTORY RETIREMENT BOARD MEETING**

September 23, 2008

9:00 a.m. (Selectmen's Meeting Room)

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 9:04 a.m. Present were Marcia Bohinc, Chairperson, Members Leonard Colten, Maurice Murphy, Gerald Ball, Rocky Tenaglia and Retirement Administrator, Jennifer Miller.

### To Be Voted:

Read and attest to the minutes of the meeting held on July 29, 2008.

Motion made by Leonard Colten seconded by Gerald Ball to attest to the minutes of the meeting held on July 29, 2008.

### **Unanimously voted:**

Attest to the cancellation of the August 20, 2008 regular Board Meeting. The Board acknowledged the cancellation of the August 20, 2008 regular meeting.

### Notice of Injuries

- Richard J. McKenna – Police Dept. Gr. 4 – Injury 02/08/2008 Report 08/14/2008 (Beyond 90 days) (Received 111F through 03/06/2008)
- Neil J. Reilly – Police Dept. Gr. 4 – Injury 06/01/2008 – Report 07/31/2008 (Received 111F through 06/26/2008)
- David M. Buckley – Fire Department Gr. 4 – Injury 07/28/2008 – Report 08/05/2008
- Anthony Simmons – Fire Department Gr. 4 – Injury 08/03/2008 – Report 08/20/2008
- William Frazier III – Fire Department Gr. 4 – Injury 08/20/2008 – Report 09/03/2008
- Brian Thompson – Fire Department Gr. 4 – Injury 08/25/2008 – Report 09/03/2008

### Payments

- Sign all bill warrants for September 2008
- Sign the contributory payroll for September 2008

The Board signed all of the bill warrants inclusive of the transfer outs and refunds as well as the contributory payroll for the month of September.

### Transfer Out

- Michael Rice transfer in the amount of \$10.42 for make up of the additional 2% pension deductions for the period of 10/04/2002 to 12/13/2002 to the Weymouth Retirement Board. Mr. Rice was originally transferred 11/30/2007, payment for make up was made in January 2008.
- Plymouth County Retirement Board request transfer of member's funds held in the name of Ronald Sweeney.

Transfer of Mr. Sweeney's account to the Plymouth County Board as follows: \$70,834.31 amount of accumulated deductions, plus \$8,893.34, interest, to a total transfer of \$79,727.65.

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The Hull Retirement Board accepts service credit liability of 8 years 11 months for the period of 04/12/1999 to 02/29/2008. State Board of Retirement accepts service liability of 8 years 2 months for the period of 01/31/1988 to 04/10/1999. Total combined service 20 years 1 month.

- State Board of Retirement request transfer of member's funds held in the name of R. Marc Fournier.

Transfer of Mr. Fournier's account to the State Retirement Board as follows: \$81,187.74 amount of accumulated deductions, plus \$26,316.15 to a total transfer of \$107,503.89. The Hull Retirement Board accepts service credit liability of 1 year 2 months for the period of 07/01/2006 to 02/29/2008. State Board of Retirement accepts service liability of 23 years 7 months for the period of 01/08/1979 to 08/22/2002. Total combined service 25 years 3 months.

Motion made by Leonard Colten seconded by Gerald Ball to transfer the accounts of Michael Rice, Ronald Sweeney, and R. Marc Fournier as described above.

**Unanimously voted:**

#### **Refunds**

- Daniel Gray – refund in the amount of \$50.70 for deduction in error taken from retroactive pay after date of termination.
- Jason Walsh – refund in the amount of \$45.73 for deduction in error taken from retroactive pay after date of termination.

Motion made by Rocky Tenaglia seconded by Gerald Ball to refund Daniel Gray and Jason Walsh as described above.

**Unanimously voted:**

#### **Travel Approval**

MACRS Fall Conference October 19 thru 22, 2008 Sheraton Springfield, MA

Both Marcia and Jennifer Miller expressed interest in going to the MACRS Fall Conference.

Motion made by Leonard Colten seconded by Gerald Ball to allow any one who wishes to attend to attend the MACRS Fall Conference.

**Unanimously voted:**

#### **Discussions**

Donald Gillis – Received Notice of Refund Due for Excess Earning in Calendar Year 2007 in the amount of \$6,537.42. Received Payment in full on 08/19/2008 no further action necessary.

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The Board discussed the recent article in the newspaper on Mr. Gillis' claim against the Town of Hull and the fact that there was no stipulation for benefits to be paid to the retirement system in the event that Mr. Gillis' prevails in his suite against the Town of Hull.

Marcia Bohinc will compose a letter requesting Mr. Lampke's presences at the October 28, 2008 regular meeting to provide an update on Mr. Gillis' pending suit. The letter will request an explanation as to why the retirement system and their attorney, Michael Sacco, have been excluded from negotiations and entitlement for benefits from this suit. The Board feels it needs to protect both its retirees and member's money to cover both current and future payroll benefits.

Retirement Board Election effective December 17,2008 for both second and third member positions terms commence December 31, 2008 and expire December 30, 2011.

- Election Officer Jennifer Miller, Retirement Administrator – Confirm Board vote
- Notice of Election sent December 18, 2008
- Hull Times Notice place December 18, 2008
- Hull Local Cable placed December 18, 2008

Motion made by Rocky Tenaglia seconded by Gerald Ball to appoint Jennifer Miller, Retirement Administrator, as the election officer.

**Unanimously voted:**

Marcia Bohinc advised the Board as to the current situation on reinstating Thomas Claffey to the Hull Fire Department. A request has been made to PERAC for an opinion regarding the reinstatement process given the mandatory retirement age of 65 as described in M.G.L. c. 32, §1.

The Board discussed the election process and determined that the December 17, election will be conducted as in the past and that two separate ballots will be prepared in the event that either Board member has opposition.

Motion made by Rocky Tenaglia seconded by Gerald Ball to charge a minimal of \$50.00 for any candidate who wishes to have the retirement administrator create and affix mailing labels on any support letters to be sent for election purposes.

**Voted: Rocky Tenaglia, Gerald Ball and Marcia Bohinc yes**

**Leonard Colten no**

**Maurice Murphy abstained**

Motion made by Rocky Tenaglia seconded by Gerald Ball to amend the above motion to read a flat rate charge of \$50.00 will be applied to any candidate who wishes to have the retirement administrator create and affix mailing labels to support letters to be sent for election purpose.

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Said letters must be delivered to the retirement administrator stuffed, sealed, and stamped no later than 1 week prior to the effective date of mailing.

**Voted: Rocky Tenaglia, Gerald Ball and Marcia Bohinc yes**

**Leonard Colten no**

**Maurice Murphy abstained**

**Motion carried**

Approval of Supplemental Regulations for Retirement Board Elections. The Board discussed its options for the election and determined that it would maintain the two-ballot system for the current election. The Board will take the Supplemental Regulations for Retirement Board Elections for review and return them in October with any comments or suggestions.

**Tabled until next month's meeting**

Retirement Board appointed board member term expires January 7, 2009.

Motion made by Leonard Colten seconded by Rocky Tenaglia to advertise for candidates in November for the fifth member position.

**Unanimously voted:**

10:10 a.m. Maurice Murphy departed.

Tyler TACS PERA Conversion Schedule – The Board acknowledged the conversion schedule.

- Old business
- New Business

### **Review**

Final Copy of the Hull Retirement System Actuarial Study effective 01/01/2008.

The Board discussed how the bad investment market would effect future Town appropriations in the event that the market not rebound prior to the next actuarial evaluation.

David Leary v. Hull Retirement Board – Notice of Receipt of Appeal – Michael Sacco Notice of Appearance – Motion of Consolidate – Certificate of Service.

Retirement System Funds Description – The Board reviewed the fund descriptions.

Year-to-date trial balance and cash accounts reconciliation through July 2008.

The Board reviewed the year-to-date trial balance and cash accounts reconciliation with minimal discussion.

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**Informational Mail**

- Boston Globe Article – Gov. to Mass PRIM:
- Pension & Investments – Executive director of State-Boston system resigns
- PERAC Memo #28/2008 – Chapter 302 of the Acts of 2008, Amending Interest of Certain Buybacks
- Retired State, County and Municipal Employees Association of MA Newsletter

**Meeting adjourned: 10:25 a.m.**

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Marcia Bohinc, Chairman

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Leonard Colten

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Maurice Murphy

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Gerald Ball

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Rocky Tenaglia