

MINUTES
HULL CONTRIBUTORY RETIREMENT BOARD MEETING
July 30, 2014

The regular meeting of the Hull Contributory Retirement Board, duly posted to be held in the selectman's meeting room, Town Hall, Hull, MA on the above date was called to order at 9:03 a.m. Present were, Members, Phil Lemnios, Gregory Galvin, Brian Thompson, Michael Buckley and Retirement Administrator Lauren Durham. Leonard Colten was absent due to illness.

Chief Hollingshead, Susan Ovans, Jim Lampke, and Anthony Simmons were present in the audience.

In accordance with the open meeting law, the Chair was notified and it was announced that Lauren Durham was making and audio recording the meeting.

Chairman Lemnios notified the Board that Leonard Colten has been ill and wishes him well on behalf of the Board.

Minutes:

Brian Thompson made a motion, seconded by Greg Galvin to approve the minutes from June 25, 2014 regular Board meeting as presented.

Unanimously Voted.

Payments:

Greg Galvin made a motion to approve and sign the Bill Warrant and the Payroll Warrant for July 2014, seconded by Brian Thompson.

Unanimously Voted.

Michael Buckley authorized \$200,000.00 to be liquidated from PRIT in order to fund July payroll on July 29, 2014.

New Employees:

Greg Galvin made a motion to accept the following new employees as members of the Hull Retirement system:

Laura Foley, Hull School Department, Group 1

Margaret Malvesti, Treasurer's Office, Group 1

Brian Thompson seconded.

Unanimously Voted.

Refunds:

Greg Galvin made a motion to grant the follow inactive member a refund of accumulated deductions per their request, seconded Brian Thompson.

Mary Maynard, former employee of the Hull School Department requests a refund of accumulated deductions. Refund in the amount of \$1,193.16, payable as follows: \$954.53 to Ms. Maynard and \$238.63, to IRS for Federal Tax withholding as requested by Ms. Maynard

Unanimously Voted.

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Refunds (continued):

Brian Thompson made a motion to grant John Reilly, currently an elected member of the Board of Selectmen is due a refund of accumulation deductions from June 2010 through the present due to Pension reform of 2009, and Mr. Reilly is no longer eligible to contribute to the system as he doesn't receive the minimum annual salary requirement. Refund in the amount of \$1,010.44 payable as follows: \$808.35 to Mr. Reilly and \$202.09, to IRS for Federal Tax withholding. The Board has also requested that Mr. Reilly sign the check back over to the town in order to make a payment toward his buyback. An acknowledgement form is also requested for signature. Mike Buckley seconded.

Brian Thompson- Yes

Greg Galvin- Yes

Mike Buckley- Yes

Phil Lemnios recused himself from this vote as Mr. Reilly is a member of his appointing authority to the Retirement Board.

Motion Passed.

Retirements:

Brian Thompson made a motion to accept the application for Superannuation retirement under Option A from Margaret Sarno of the Hull School Department. Ms. Sarno has 12 years and 9 months of service and will be retired as of June 30, 2014. No final calculation is available at this time. Greg Galvin seconded.

Unanimously Voted.

Brian Thompson made a motion to accept the application for Superannuation retirement under Option A from Pamela Colley of the Hull Sewer Department. Ms. Colley has 16 years of service and will be retired as of October 24, 2014. No final calculation is available at this time. Greg Galvin seconded.

Unanimously Voted.

Payroll Changes:

The Board noted the following pension payment change:

Joseph Lyons, Jr. Retired member of the Hull Fire Department as of May 22, 2010 notified the Board of receipt of an additional payment from the fire Department due to a contract settlement which entitled him to a retro salary increase for his EMT Stipend for the period of 7/1/2011-5/22/2012.

The Total amount of compensation was \$906.55. Mr. Lyons is eligible for his pension to be recalculated based on his additional earnings as this period of time was used to calculate his 3 years average salary. Upon payment of $(906.55 * 7\%)$ \$63.45, which represents retirement deductions on the gross retro payment, Mr. Lyons' new pension monthly payment would be as follows:

Annuity:	765.30
Pension:	3,193.96
Total:	3,959.26

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This increase is also subject to PERAC approval and would be retro-active back to the original retirement date.

Involuntary Ordinary Disability Application:

The Board has received an Involuntary Ordinary Disability application from the Hull Fire Department on behalf of Fire Fighter Anthony Simmons. Chairman Lemnios asked Member Greg Galvin to lead this discussion, starting with the general overview of the procedure of the Involuntary Process. Member Galvin explains that the Involuntary Ordinary Disability process is similar to a voluntary ordinary disability process. A completed application must be submitted by the employer including the application, the Treating physician statement, Employer Statement and a complete packet of medical records. Mr. Galvin goes on that having ample time to review this application, the Fire Department has completed everything accordingly. Mr. Galvin goes on to explain that the member loses all appeal rights of the Board's ultimate decision of disability. The Board at this time has no questions regarding the procedure nor does the audience when asked.

The Board proceeds to ask Mr. Simmons if he would like to discuss his case in open session or executive session. Mr. Simmons waives his right of 48 hours notification of executive session and signs the proper paperwork in order to do so.

At 9:31 a.m. Greg Galvin made a motion to go into executive session to discuss the reputation, character, physical condition or mental health of Anthony Simmons and to reconvene in Open session. Roll Call Vote:

Mike Buckley- Yes

Greg Galvin- Yes

Phil Lemnios- Yes

Brian Thompson- Yes

At 10:01 a.m. Resumed Open Session

Greg Galvin made a motion to accept the application filed by the Hull Fire Department on behalf of Anthony Simmons for Involuntary Ordinary Disability Retirement and refer to PERAC to establish a medical panel. Mr. Simmons will have until Tuesday, August 5, 2014 at 7:30 p.m. to provide and additional information to the application. Mike Buckley seconded.

Brian Thompson has recused himself from this vote as a member of the Hull Fire Department.

Greg Galvin- Yes

Mike Buckley- Yes

Phil Lemnios- Yes

Motion Passed.

The Board thanks Mr. Simmons for his time and Greg Galvin reminds him that he must be present at the medical panel that PERAC schedules for him.

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Updates:

Susan Ovans of the Hull Times made a public records request for Retirement Board meeting minutes from December 1987. After an exhausting search, Lauren Durham was unsuccessful in locating these minutes. It appears that a minute book from January of 1983 August of 1988 is missing. Phil Lemnios offered a number of different avenues Ms. Ovans can explore from Public records with the Town if she chooses, such as payroll records (with proper information being redacted) and Board of Selectmen minutes from that time period. A formal response will be sent to Ms. Ovans and the Hull Times regarding this request.

The Board as issued a copy of the 1/1/2014 Actuarial valuation from Odyssey Advisors. They anticipate thoroughly reviewing the results at the next scheduled Board meeting and do not feel Parker Elmore needs to be present to review the results at this time.

Lynch, Malloy, Marini, LLP has reached out to the Board to engage in a 12/31/2013 Audit of the Retirement system as in years past. Brian Thompson made a motion, seconded by Mike Buckley to move forward with a 12/31/2013 Audit. Brian Thompson- Yes

Mike Buckley- Yes

Phil Lemnios- Yes

Greg Galvin recused himself from voting for personal reasons.

The Board reviewed the Trial Balance for May 2014 and June 2014 and the PRIM Board update for June 2014.

Lauren Durham notified the Board that registration has opened for PERAC's emerging issues forum on Thursday, September 18, 2014 at Holy Cross, Worcester Ma. 3 education credits are available for Board members.

Lauren Durham also notified the Board that she would be attending a class to become certified in electronic record submission hosted by PERAC on August 21, 2014.

The Board reviewed the following Informational Mail:

- a. PERAC Memo #21/2014- Concurrent Benefits
- b. PERAC Memo #22/2014- Mandatory Retirement Board Member Training- 3rd Quarter 2014
- c. PERAC Memo #23/2014- Mandatory Retirement Board Member Training- 3rd Quarter 2014, State Ethics Commission Seminars- Update
- d. PERAC Memo #24/2014- Retroactive Changes to Cash Book Entries
- e. PERAC Memo #25/2014- Reinstatement to Service under G.L. c. 32 section 105
- f. PERAC Notice of Re-evaluation of Marianne Sullivan

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**The Board's next scheduled meeting is for Wednesday, August 20, 2014 at 9:00 a.m.
In the Selectman's Meeting Room. Meeting adjourned: 10:22 a.m.**

Phil Lemnios, Chairperson

Gregory Galvin

J. Michael Buckley

Leonard Colten

Brian Thompson