

Brockton Contributory Retirement Agenda for May 27, 2020 at 1:00 P.M.

William R. Farmer, Chairman

Archibald Gormley, Jr., Elected

John A. Condon, Appointed

Scott G. Albanese, Elected

MaryLynn Peters Chu, Ex Officio

Board Counsel Greg Galvin, and Executive Director, Jeanne Martineau in attendance

Votes to be recorded as (Yes- No- Abstain)

No members of the public present due to Governor Baker's Executive Order signed March 12, 2020, wherein certain provisions of the Open Meeting Law were temporarily amended.

All Members will be participating remotely via video conference pursuant to 940 CMR 29.10(5)

Note: All Board Members are clearly audible to each other and all votes shall be roll call.

Minutes:

- Motion by S. Albanese, second by A. Gormley to approve the minutes of April 28, 2020.

Roll Call Vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

Vendor and Payroll Warrant:

- Motion by S. Albanese, second by A. Gormley to approve and authorize the payment of bills listed on the warrant of May 29, 2020.

Roll Call Vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

- Motion by S. Albanese, second by A. Gormley to approve and authorize the Contributory Pension Payroll for May 29, 2020.

Roll Call Vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

Refunds

Marceline Garcia

Mayor's Office

Brenda L. MacGillivray

School Dept.

Patricia Conley

Retiree (*deductions in error*)

Justin Baez

Police Dept.

Teresa McMenamin

School Dept.

- Motion by S. Albanese, second by A. Gormley to accept refunds as listed

Roll Call Vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

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Transfers Out

Jordan A. Cavaco State Retirement Board
Deborah J. Sasaki Norfolk County Retirement Board
Cody M. Marx Mass Teachers Retirement Board

- Motion by S. Albanese, second by A. Gormley to transfer funds as listed above

Roll Call Vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

Retirement Applications Received:

<u>Name</u>	<u>Dept.</u>	<u>Type</u>	<u>Effective Date</u>
Richard A. Papineau	Fire Dept.	Superannuation	05/17/2020
Frank Hinds	BHA	Superannuation	05/22/2020
Sandra Demelin	School	Superannuation	06/30/2020
Kevin O’Gorman	DPW	Superannuation	06/12/2020
Cheryl Donahue	School	Superannuation	06/19/2020
Charles Cassiani	Police Dept.	Superannuation	07/05/2020
Joseph A. Monteiro	DPW	Superannuation	07/10/2020

- Motion by S. Albanese, second by A. Gormley to accept the applications as listed above

Roll Call Vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

April

Retiree's Payroll Check Series Used: 401850
Retiree's Payroll End Check Series Used: 401851-401856
Warrant Check Series Used: 401857-401896
Void/cancel Checks: # n/a
Replacement Check Series Used: # n/a
Replacement Checks for Cash Project: # n/a

Financials

1. Review and accept Annual Statement for 2019

- Motion by S. Albanese, second by A. Gormley to accept the 2019 Annual Statement and send to PERAC

Roll Call Vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

SEI Financials as of April 30, 2020 *(prev. emailed 05/26/20)*

Disabilities

JANICE DEIULIIS, filed for Accidental Disability under §7; Griffin Hanrahan, of Keches Law group acts as her counsel. Board Counsel confirmed with Hanrahan that his client will waive her right to a hearing at this point in time, but reserves the right to be heard at a later date.

- Motion by S. Albanese, second by A. Gormley to accept the Accidental Disability Application and to convene an independent medical panel.

Roll Call vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

JEREMY P. MADDEN, Fire Fighter: Medical Panel Certificates and Narratives received; all physicians answered in the affirmative to all three questions.

- Motion by S. Albanese, second by A. Gormley to accept the Medical Panel Certificates and Narratives and to forward the Disability Transmittal to PERAC

Roll Call vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

DAVID L. DELEHOY, Police Officer: Medical Panel Certificates and Narratives received; all physicians answered in the affirmative to all three questions.

- Motion by S. Albanese, second by A. Gormley to accept the Medical Panel Certificates and Narratives and to forward the Disability Transmittal to PERAC

Roll Call vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

Workers Compensation offset:

Board reviews Agreement for Lump Sum Settlement for APRIL TROXELL, settlement meets the standard Board policy of 20%.

- Motion by S. Albanese, second by A. Gormley to accept the Workers' Compensation settlement for April Troxell.

Roll Call vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

Other Business

2. Received letter from the office of Babanikis, Zeidman & King, re: Stephen O'Malley and Thomas Lambert v. CRAB and BRB Suffolk Superior Court (Docket # 2084CV00334

Counsel gave an overview of the case to the Board and informed them that another appeal in this matter has been filed. He will answer the Court in writing in regard to above named Docket #.

3. Memo from Director to Board dated May 05, 2020 regarding State of Emergency and PERAC webinar.

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Board to discuss and promulgate Emergency Policies in the event of a State of Emergency:

Signatories for minutes and official documents:

Directors recommendation: Director and/or one Board member, or two Board members

Required hearings:

Directors recommendation: Chairman may authorize the Board Counsel to hold an evidentiary hearing and make a recommendation to the Board in writing

- Motion by S. Albanese, second by A. Gormley to accept the Director's recommendations and further to authorize the Executive Director to sign any official document of an emergency or time sensitive nature and to follow up with a vote at the next meeting.

Roll Call vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

Director to discuss the biennial affidavits with the Board, her concerns and possible workarounds.

- Motion by S. Albanese, second by A. Gormley to send out the affidavits in August of 2020 and limit the return policy to one month.

Roll Call vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

4. Received Letter of Remand from PERAC dated May 12, 2020 re: SHARON MORAN and applicant's response dated May 24, 2020

Moran's attorney, Judith Gray called into the Board meeting and spoke on behalf of her client. She discussed the applicant's written response to PERAC's letter of remand and requested that the Board send this response and a second request for review to PERAC.

- Motion by S. Albanese, second by A. Gormley to submit the Applicant's response to PERAC and to request that the application be reconsidered.

Roll Call vote: M.P.C. (I), J.C. (I), A.G. (I), S.A. (I), B.F. (I)

Received email from NCPERS; NCPERS Fiduciary Accredited Program (NAF); *(prev. emailed to Bd 4/29)*

Received email from Mass Retirees re: FY 21 COLA; *(prev. emailed to Bd 5/13)*

Received email from NCPERS; Future of NCPERS Conferences Survey *(prev emailed to Bd 05/18)*

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Business not reasonably anticipated by the Chair
n/a

NON-ACTION ITEMS

Notice of Deaths

Retirees:

Jeanne L. White, retired School Paraprofessional, deceased April 26, 2020. Survivor benefits to be provided to spouse, John Francis White.

George R. Cataldo, retired City Councilor, deceased April 23, 2020. No further benefits shall be made in his name.

Carl D. Pitaro, retired Mayor of Brockton, deceased May 06, 2020. No further benefits shall be paid in his name after the date of death.

Raymond R. Rose, retired School Employee, deceased April 15, 2020. No further benefits shall be paid in his name after the date of death.

Donald J. LaFayette, retired Fire Lieutenant, deceased May 10, 2020. No further benefits shall be paid in his name after date of death.

Mark D. O'Donahue, retired Fire Fighter, deceased May 12, 2020. No further benefits shall be paid in his name after date of death.

Raymond W. Baker, retired Police Detective, deceased May 14, 2020. No further benefits shall be paid in his name after date of death.

Lucien A. Duford, retired DPW worker, deceased May 12, 2020. No further benefits shall be paid his name after the date of his death.

Francis J. Labate, retired DPW worker, deceased May 09, 2020. His spouse Sheila Labate will receive his Option C survivor benefits.

Mark E. Madden, Sr., retired firefighter, deceased May 10, 2020. No further benefits shall be paid in his name after the date of death.

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PERAC Retirement Approvals

<u>Name</u>	<u>Dept.</u>	<u>Type</u>	<u>Effective Date</u>
Catherine Roberts (Raymond)	Fire	section 9	12/03/2019

PERAC Memos

<http://www.mass.gov/perac/forms-pubs/memos/>


n/a

Next meeting Wednesday June 24, 2020:


- Motion by S. Albanese, second by A. Gormley to adjourn the meeting

Roll call vote:

Meeting adjourned (1:35):



William R. Farmer, Chairman



Archibald Gormley, Jr. Elected



John A. Condon, Appointed



Scott G. Albanese, Elected



MaryLynn Peters Chu, Ex Officio