

Revere Retirement Board

Meeting Minutes

May 27, 2020 - 9:00 a.m.

At a meeting of the Revere Retirement System (RRS), held on Wednesday, May 27, 2020, at 9:00 a.m. online, the following Revere Retirement Board (RRB), members participated: Mr. Viscay, Mr. Henry, Mr. Manion, Mr. Cullen and Mr. Cataldo. Also participating in the meeting: Mr. Zapolin, Retirement Administrator and Mr. Zaleznik, Board Counsel.

Chairperson Mr. Viscay, called the meeting to order at 9:02 a.m.

On an affirmative vote, Mr. Viscay moving, the RRB voting 4-0-1 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-absent) to take matters out of order.

Agenda Item 12a – Executive Session – Disability Applications

The RRB held a hearing on the application for disability retirement of James McCraney. Mr. Stephen Allard, Mr. McCraney's attorney, participated. Mr. McCraney did not participate. Mr. Allard waived the executive session. The RRB and Mr. Allard discussed the proposed clarifications. On an affirmative motion, Mr. Cullen moving, the RRB voting 4-0-1 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-absent) to send clarification questions to PERAC.

Mr. Cataldo joined the meeting at 9:10am.

The RRB discussed the status of the medical panel of Mark DeSimone. Chief James Guido participated. Mr. DeSimone did not participate. Mr. Zapolin had spoken to Mr. DeSimone who declined to sign the Authorization to Obtain and Use Medical Records form or the waiver of in-person medical appointment form. Mr. Zapolin will request PERAC appoint a medical panel to examine Mr. DeSimone per prior month's vote. Chief Guido discussed other matters not on the agenda.

The RRB returned to the normal order of business.

Agenda Item 2a - Approval of Board Minutes

On an affirmative vote, Mr. Henry moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to approve the RRB minutes of the meeting of April 29, 2020. On an affirmative vote, Mr. Viscay moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to approve the Executive Session RRB minutes of the meeting of April 29, 2020.

Agenda Item 3 - Legal Matters – N/A

Agenda Item 4- Unfinished Business and Addendum

The RRB discussed PERAC Memo #11/2020 Payment Required for Service Credited under G.L. c. 32, s. 4(2)(b), PERAC's interpretation in the Mass. Supreme Judicial Court decision in *Plymouth Retirement Board v. CRAB and PERAC*, 482 Mass. 600 (2019). Mr. Manion will send a final list of firefighters to Mr. Zapolin. On an affirmative vote, Mr. Cataldo moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to send a letter to each effected firefighter explaining the effect of the memo on their reserve service credit and explaining their right to appeal, including a copy of his or her service record with a cc to the Fire Chief.

The RRB discussed the potential third party recovery involving Jerimiah Goodwin. Mr. Zaleznik discussed his conversation with Mr. Goodwin's attorney. Mr. Goodwin's attorney offered 10% of the net recovery in one payment. The RRB discussed the offer and other retirement boards' experiences. On an affirmative vote, Mr. Manion moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to accept \$4,835.20 as recovery of this third party claim without setting precedent for future claims.

The RRB discussed the proposed policy on the regular compensation status of fire certifications. On an affirmative vote, Mr. Manion moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to request clarification from PERAC on the regular compensation status of these payments and for advice on how to handle past payments given the RRB's vote. The letter will be reviewed by the RRB prior to being sent.

Agenda Item 5 - New Enrollments - N/A

Agenda Item 6 - New Retirements

On an affirmative vote, Mr. Viscay moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to approve the retirements of Noreen Cristiano, Public Health, Super Option C \$43,678.08, James Carlton, Elder Affairs, Super Option B \$11,710.20, Donald Goodwin, DPW, Super Option C \$74,982.96, Thomas Feeley, DPW, Super Option C \$38,383.20, Steven Capano, School, Super Option A \$24,028.08, Richard Sposito, DPW, Super Option C \$55,006.20, James Guido, Police, Super Option C \$143,024.40 and Robert LaSala, School, Super Option C \$39,397.32, subject to PERAC calculation approval.

Agenda Item 7 – Changes in Benefits and Addendum

The RRB noted the passing of William Bright, Fire, 5/15/2020, Rosemarie Smaldone, School, 5/8/2020, William Salemme, Police, 4/27/2020, Joseph DiCarlo, Fire, 5/17/2020 and Marie Papasadora, Housing, 5/1/2020. Mr. Zapolin has sent letters to the survivors of accidental disability retirees Bright and DiCarlo about potential benefits under MGL c, 32, s. 101.

Agenda Item 8 – Survivor Benefits

The RRB discussed the procedures for reviewing survivor benefits potentially available to Letitia Lear, survivor of Harold Lear, and the UMass DES review. On an affirmative vote, Mr. Manion moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to request UMass DES and PERAC review survivor benefits under MGL c. 32, s. 9 for Ms. Lear using supplied medical records.

On an affirmative vote, Mr. Viscay moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to approve benefits under MGL c. 32, s. 12(2)(d) for Joyce Horgan, survivor of James Horgan.

Agenda Item 9 – Disability Benefit Awards – N/A

Agenda Item 10 and Addendum – Awards of Creditable Service/Approval of Installment Plans/ Acceptance of Liability – N/A

Agenda Item 11- Approval of Warrant and Addendum

On an affirmative vote, Mr. Viscay moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to approve the transfer from PRIT to Bank of America in the amount of \$1,448,000.00 to fund the May 2020 retiree payroll. Mr. Zapolin discussed the possible need to increase the transfer due to upcoming retirements.

On an affirmative vote, Mr. Viscay moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to approve the following warrant expenditures: \$3,500.00 to Lawson & Weitzen LLP, \$6.36 to Crystal Rock, \$3,469.29 to Boston Ret. Bd for transfer out FBO S Arevalo, \$3,211.90 to Ricoh USA Inc for annual lease, and \$23,663.35 to Janus Henderson FBO L. Guido for refund. On an affirmative vote, Mr. Viscay moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to acknowledge the April 2020 RRS retiree payroll in the amount of \$1,396,483.08 and the April 2020 RRB payroll in the amount of \$15,868.76.

Agenda Item 12b – Litigation Strategy

Mr. Zaleznik noted that the April proceedings regarding the pension fraud matter are still scheduled for June 2, 2020.

Agenda Item 13 - New Business/Review of Administrative Items – N/A

Agenda Item 14a– Administrative/Other Items

The RRB discussed the issue of reopening City Hall to employees. Mr. Zapolin will provide a reopening plan to Mr. Viscay.

Mr. Viscay discussed the possible need to stagger appropriation payments in the next fiscal year due to cash flow issues with the City. He will discuss more at the next meeting.

The RRB acknowledged receipt of \$5,986.84 from Boston Retirement Board for 38c reimbursement.

The RRB reviewed the 2019 PERAC Annual Report. On an affirmative vote, Mr. Henry moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to approve the report and send to PERAC without social security numbers. Mr. Zapolin will send the signature page to members.

Agenda Item 14b– Administrator’s Report

On an affirmative vote, Mr. Viscay moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to accept the Trial Balance, Adjustments, Cash Receipts Report, Cash Disbursements Report, Reconciliation, Budget Report, Cash Flow Report and PRIT report.

Agenda Item 15- Communications and Addendum

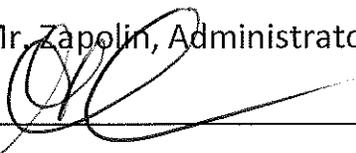
On an affirmative vote, Mr. Viscay moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to place on file the following correspondence: RRB letter PERAC re: COLA approval and RRB letter to PERAC re: S. Ferrante.

Agenda Item 16 - Other Inquiries – N/A

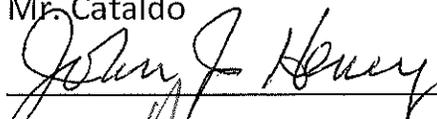
On an affirmative vote, Mr. Henry moving, the RRB voting 5-0 (Mr. Viscay-yes, Mr. Henry-yes, Mr. Manion-yes, Mr. Cullen-yes, Mr. Cataldo-yes) to adjourn the meeting at 10:45 a.m.



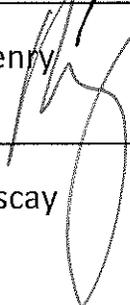
Mr. Zapolin, Administrator



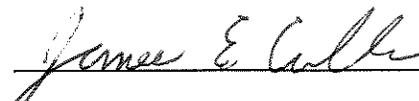
Mr. Cataldo



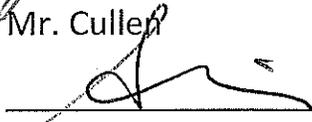
Mr. Henry



Mr. Viscay



Mr. Cullen



Mr. Manion

