

## **Barnstable County Retirement Association**

A regularly scheduled meeting was held on July 23, 2019, at 9:00 a.m. in the office of the Retirement Association – 750 Attucks Lane, Hyannis, MA 02601.

Board Members Present: Judith Sprague – Advisory Member/Vice-Chairman, Robert F. Rolanti – Elected Member, Ronald Bergstrom, Commissioner’s Appointee, Harold S. Brunelle – Elected Member. The record is noted that the Ex-Officio/Chairman position is currently vacant.

Other Present for Board: Christine A. Tetreault – Executive Director, James H. Quirk, Jr. – Board Counsel

Vice-Chairman Sprague called the meeting to order at 9:00 a.m.

### Executive Session:

Vice-Chairman Sprague announced pursuant to M.G.L. chapter 30A, section 21 (a)(1) the Board will convene in executive session to review, discuss and/or vote on the disability retirement applications of John Hurley, Robert Barry, and Daniel O’Connell as these matters involve the physical and/or mental health of the individuals. Vice-Chairman Sprague announced the open meeting will reconvene after Executive Session.

*On a motion by Mr. Rolanti , second by Mr. Bergstrom, it was voted by roll call vote 4-0 to enter into Executive Session at 9:01 a.m. Roll Call: Judith Sprague – Yes, Robert Rolanti – Yes, Ronald Bergstrom – Yes, and Harold Brunelle – Yes.*

### **Return to Open Session at 9:48 a.m.**

### Prior Minutes:

*On a motion by Mr. Brunelle and second by Robert Rolanti the June 25, 2019 and July 2, 2019 regular and executive session meeting minutes were approved as submitted. Motion unanimously passed.*

*On a motion by Mr. Brunelle, second by Mr. Rolanti, it was voted to reaffirm all votes taken at the 6/25/19 regular open and executive session meeting. Motion unanimously passed.*

### Record Executive Session votes into open session:

*On a motion by Mr. Bergstrom, second by Mr. Brunelle, it was voted to record in open session the following votes taken in Executive Session at the 6/25/19 and 7/2/19 meetings. Motion unanimously passed.*

### **Actions taken 6/26/19 ES:**

*On a motion made by Robert Rolanti, seconded by Harold Brunelle, the Board voted by roll call 5-0 to approve the accidental disability retirement of Matthew Mills. Roll Call: Judith Sprague – Yes, Robert Rolanti – Yes, Ronald Bergstrom – Yes, Harold Brunelle – Yes, Elizabeth Braccia – Yes*

*On a motion made by Judith Sprague, seconded by Robert Rolanti, the Board voted by roll call 5-0 to deny the accidental disability retirement of Luis Ribas. Roll Call: Judith Sprague – Yes, Robert Rolanti – Yes, Ronald Bergstrom – Yes, Harold Brunelle – Yes, Elizabeth Braccia – Yes*

*On a motion made by Robert Rolanti, seconded by Judith Sprague, the Board voted by roll call 5-0 to request PERAC convene a RMP to examine James P. Flanagan in conjunction with his application for accidental disability retirement. Roll Call: Judith Sprague – Yes, Robert Rolanti – Yes, Ronald Bergstrom – Yes, Harold Brunelle – Yes, Elizabeth Braccia – Yes*

*On a motion made by Ronald Bergstrom, seconded by Robert Rolanti, the Board voted by roll call 5-0 to take no action on the PERAC remand of Mr. Thomas Swartz’s accidental disability retirement application. Roll Call: Judith Sprague – Yes, Robert Rolanti – Yes, Ronald Bergstrom – Yes, Harold Brunelle – Yes, Elizabeth Braccia – Yes*

**Actions taken 7/2/19 ES:**

*On a motion made by Ronald Bergstrom, seconded by Harold Brunelle, the Board voted by roll call 3-0 to approve the accidental disability retirement of Edward Clough. Roll Call: Robert Rolanti – Yes, Ronald Bergstrom – Yes, Harold Brunelle -Yes*

*On a motion by Mr. Rolanti, second by Mr. Brunelle, it was voted to record in open session the following votes taken in Executive Session at the 7/23/19 meeting. Motion unanimously passed.*

*On a motion by Mr. Rolanti, second by Mr. Bergstrom, it was voted by roll call 4-0, after review of the hearing officer's report and Regional Medical Panel, to approve the Accidental Disability retirement of John Hurley. Roll Call: Robert Rolanti – Yes, Ronald Bergstrom – Yes, Harold Brunelle – Yes, Judith Sprague – Yes.*

*On a motion by Mr. Bergstrom, second by Mr. Brunelle, it was voted by roll call 4-0 to deny the Ordinary Disability Retirement application of Robert Barry. Roll Call: Robert Rolanti – Yes, Ronald Bergstrom – Yes, Harold Brunelle – Yes, Judith Sprague – Yes.*

Warrants:

*On a motion from Mr. Rolanti, second by Mr. Brunelle, it was voted to approve the following Warrants as submitted. Motion unanimously passed.*

1906PA1	6/25/19	Payroll	Office Payroll	\$15,498.26
1906RA	6/28/19	RA & Agency	Retiree Payroll	\$7,995,454.20
1906PA2	7/15/19	Payroll	Office Payroll	\$19,653.80
1906PA3	7/15/19	Payroll	Office Payroll	\$10,394.79
1907EX1	7/01/19	Exp. Fd.	Admin/Legal/Rent	\$30,212.38
1907EX2	7/15/19	Exp. Fd.	Admin/Legal	\$10,790.75
1907EX3	7/22/19	Exp. Fd.	Admin.	\$1,532.43
Jun3119	7/31/19	Refund	Ref/RO/Trans	\$226,278.10

91A Terminations:

Notice of terminations have been received from PERAC. Required notice has been sent out to affected retirees however the "notice of receipt" has not been received therefore no action can be taken at this time. If necessary this item will be placed on the next meeting agenda.

Legal Issues:

Atty. Quirk updated the Board on the following items.

Diane Back – Motion from Ms. Back to send back to RMP has been denied by DALA.

Thomas Swartz – Mr. Swartz has filed appeal and PERAC has filed motion to intervene.

Christopher Millote – Order to show cause why case should not be dismissed has been sent to Millote by DALA.

Parker v. PERAC – overearnings case – DALA has upheld Mr. Parker/Board. PERAC appealed to CRAB.

Dennis Macedo – ongoing dual membership issue – Macedo claims Group 4 has no 10-year vesting requirement.

Stephen Lozzi – LS Settlement – 20% to BCRA. *On a motion by Mr. Bergstrom, second by Mr. Rolanti, it was voted to ratify retirement system portion of the LS Settlement negotiated by Atty. Quirk. Motion unanimously passed.*

Membership:

New Retirements:

<u>Name</u>	<u>Unit</u>	<u>Ret. Date</u>	<u>Cred. Svc.</u>
Elizabeth Bohacs	Bourne	6/30/19	15.3333
Claudette Bookbinder	Barnstable	6/20/19	16.4167
Jean Giblen	Wellfleet	6/19/19	16.25
Leslie Hall	Barnstable	6/24/19	20.3333
Theodore Hamilton	Sandwich	5/31/19	16.0000
Jeff Jaran	Provincetown	6/9/19	7.0000
Susan Joy	Barnstable	6/17/19	28.25
Andrew Koch	Wellfleet	6/5/19	13.4167
Cheryl Leiberwirth	Dennis	5/31/19	19.6667
Robert Leite	Barns Cty/Orleans	6/5/19	30.8333
Kathleen Mark	Barnstable	6/20/19	23.0833
Dean Melanson	Hyannis Fire Dist.	5/31/19	39.4167
Mary Patton	Nantucket	5/10/19	18.25
Ellen Ryder	Nantucket	5/17/19	22.5833
Shirley Spencer	Nantucket	6/14/19	22.25
Richard Troy	Dennis	6/21/19	30.6667

*On a motion by Mr. Bergstrom, second by Mr. Rolanti, it was voted to approve the following new retirements. Motion unanimously passed.*

Survivor Application:

*On a motion by Mr. Bergstrom, second by Mr. Brunelle, it was voted to grant member-survivor benefits in accordance with the provisions of M.G.L. c.32 § 12 (2)(d) to David Wardrop, widower of Margaret A. Wardrop. Motion unanimously passed.*

Administrative Issues:

**Conversion of BCRA personnel time-off to calendar year** – Ms. Tetreault recommends change from fiscal to calendar year effective 1/1/20 for all BCRA personnel. *On a motion by Mr. Rolanti, second by Mr. Brunelle, it was voted to convert all BCRA employee time-off benefits to calendar year beginning 1/1/20. Motion unanimously passed.*

**Public Records Request Guidelines** – the Board reviewed the following guidelines, amended by Ms. Sprague to include the BCRA telephone number, that are proposed for adoption to be posted on our website.

GUIDELINES FOR REQUESTING PUBLIC RECORDS

Any individual or entity that wishes to access the Barnstable County Retirement Association's public records may do so by making a request orally or in writing, however the individual or entity requesting access to public records is hereby advised that the Supervisor of Public Records will not entertain any appeal of a denial to produce records unless the request for public records is in written form. A written request for public records may be delivered to the Board's Records Access Officer ("RAO"), Christine A. Tetreault, by hand, first class mail, electronic mail or by facsimile. The Board's RAO may be contacted as follows:

MAIL: Christine A. Tetreault, RAO  
Barnstable County Retirement Association  
750 Attucks Lane  
Hyannis, MA 02601

EMAIL: [Ctetreault@barnstablecountyretirement.org](mailto:Ctetreault@barnstablecountyretirement.org)

TEL: 508-775-1110  
FAX: 508-775-1344

Please be as specific as possible with respect to the type of records you seek, by identifying the document by name or documents that contain the specific information you seek.

The following information may be accessed on the Public Employee Retirement Administration Commission's ("PERAC") website at [www.mass.gov/perac/](http://www.mass.gov/perac/) :

- Annual Reports
- Appropriation Data
- Audit Report
- Funding Schedules
- Local Options
- Supplemental Regulations

- Most Recent Valuation
- PERAC regulations regarding elections, request for access of personal information, regular compensation and standard rules for disability retirement

In addition to the foregoing, the Board has posted the following documents to its website [www.barnstablecountyretirement.org](http://www.barnstablecountyretirement.org) that are immediately available for inspection:

- Open Session Board Minutes 7/2019 - ongoing
- Board Agenda
- Board Actuarial Reports
- Annual Statement

Upon receipt of your public records request, the RAO will respond to your inquiry within ten (10) business days from the date it is made (orally) or the next business day following the date it is received (if made in writing). The RAO's response may be an itemized good faith estimate as to the cost of producing the documents requested, which may include a charge of \$.05 per page and an hourly fee not to exceed \$25 per hour for the time spent searching for, compiling, segregating, redacting and reproducing a requested record. If a fee is charged, payment must be made prior to the production of documents. Once the Board receives the fee, the documents will be produced. If a fee is assessed, and you demonstrate the lack of financial ability to pay the fee, the RAO has the discretion to waive the fee.

If you are denied access in whole or in part to a record sought, you will be provided with written notice of the denial and your right to appeal the RAO's decision to the Supervisor of Public Records. Any such appeal must be filed within 90 days of receiving the RAO's denial.

*On a motion by Mr. Brunelle, second by Mr. Bergstrom, it was voted to adopt the Public Records Request Guidelines. Motion unanimously passed.*

**Vice-Chairman Sprague changed the September 2019 meeting date from Tuesday, 9/24/19 to Monday, 9/30/19.**

Education & Training:

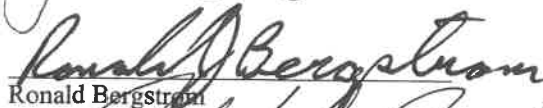
PERAC Emerging Issues Forum – 9/12/19 at Holy Cross. *On a motion by Mr. Brunelle, second by Mr. Rolanti, all members of the Board and staff are authorized to attend. Motion unanimously passed.*

Correspondence distributed to Board:

PERAC Memo #19/2019 – Board Training Opportunities 3<sup>rd</sup> Quarter  
Allegis Value Trust – Statement 4/1-6/30/19  
PRIT Performance Summary – May 2019

*On a motion by Mr. Rolanti, second by Mr. Brunelle, it was voted to adjourn at 10:19 A.M. Motion unanimously passed.*

  
Judith Sprague

  
Ronald Bergstrom

  
Robert F. Rolanti

  
Harold Brunelle