

Winchester Retirement Board Meeting

The meeting was called to order at 8:32 am on Tuesday, March 29, 2016 in the Mystic Valley Room located in the Winchester Town Hall.

Present: Stacie Ward, Ex-Officio
George Morrissey, Chairman
William Zink, Appointed Member

Also Present: Karen Manchuso, Administrator
Thomas Gibson, Esq., Board Counsel

Mr. Gibson began with an update on the JT Travers v. Winchester Retirement Board, CR-13-647. On March 8, 2016 he received by mail the DALA Decision. He explained by law that the decision becomes final and binding unless within fifteen days after the date of the Decision (March 4, 2016) a written appeal is filed to the contributory retirement appeal board (CRAB). Seeing that the fifteen day period in which one could file objections expired before the March 29, 2016 Board Meeting and the Board was unable to schedule a special meeting within that fifteen day period, Tom explained that it was customary under those circumstances for counsel to file objections to protect the Board's right to appeal, and at the next scheduled meeting the Board could then vote to either affirm or to withdraw the appeal.

Mr. Gibson requested the Chair call to order an executive session pursuant to Massachusetts General Laws Chapter 30A, Section 21 in order to discuss litigation strategy.

George Morrissey asked Tom to summarize the case in respect to the medical and legal positions taken up to this point. Tom did so by providing a review of the events, including the medical panel reports, the Board's questions in relation to the medical records and reports, and following up with the non-medical events and employment/personnel records.

George asked Tom to explain the process if the board affirms the appeal. Tom explained that if the retirement board votes to affirm the appeal the objections must be submitted to the Contributory Retirement Appeal Board (CRAB), Office of Attorney General Maura Healey. Within those objections the Board must explain why they believe the member is not entitled to the accidental disability. CRAB consist of: Assistant Attorney General (Catherine Sullivan) serving as the Chair, the designee of PERAC (Joseph Martin), and the designee of the Commissioner of Public Health. CRAB is responsible for reviewing DALA's decision and either affirming, reversing or modifying that decision. CRAB's final decision can be appealed to Superior Court.

A motion was made by George Morrissey, seconded by Bill Zink, to enter into Executive Session to discuss litigation strategy with the intent to return to an open public session.

Roll Call: Yea's Morrissey, Ward, Zink
Noes None

The Board entered into executive session at 8:45 am.

The Board reconvened in open public session at 9:13 am.

A motion was made by George Morrissey, seconded by Bill Zink, to affirm the appeal dated March 10, 2016 and mailed to Catherine E Sullivan, Assistant Attorney General, Chair, Contributory Retirement Appeal Board.

Roll Call: Yea's Morrissey, Ward, Zink
 Noes None

The Board unanimously approved the February 29, 2016 Meeting Minutes.

The Board reviewed the Investments as of February 29, 2016.

The Board unanimously approved the March 31, 2016 Retiree Payroll for \$588,919.94

The Board unanimously approved the following expenses:

Payee	Description		Amount
Arlington Retirement Board	2015 3(8)C Payment	Carbone & Sullivan	\$ 11,988.11
Barnstable County Ret	2015 3(8) C Payment	Barry, Groux, Tonaszuck	\$ 15,749.69
Boston Retirement Board	2015 3(8) C Payment	Deminico, Warren & Grosvenor	\$ 7,383.30
Bristol County Retirement	2015 3(8) C Payment	Pereault	\$ 561.12
Lexington Retirement	2015 3(8) C Payment	Adreani	\$ 2,416.23
MACRS	2016 membership dues		\$ 400.00
Massport Retirement	2015 3(8) C Payment	Chandler	\$ 7,735.67
State BD of Ret	2015 3(8) C Payment	Various	\$ 49,636.13
Middlesex Ret BD	2015 3(8) C Payment	Various	\$ 19,398.87
MA Teachers Ret BD	2015 3(8) C Payment	Various	\$151,672.94
Wakefield Retirement	2015 3(8) C Payment	Mitchell, Stecchi	\$ 4,151.21
Winchester Town Treasurer Service	Reimbursement for February 2016		\$ 7,153.21
Woburn Retirement Board	2015 3(8) C Payment	Larsen, Reid & Rufo	\$ 19,714.54

The Board unanimously approved the following refunds and Transfers:

Member	Dept	Creditable Service	Total Refund
Bernadine Vatcher	School		\$ 111.43
(Wages reclassified to workers compensation- contribution refunded)			
Jessica Lombardi	School	1.5833	\$ 3,164.97
To: Massachusetts Teachers Retirement Board			
Mellissa Pessoti	School	4.0000	\$ 8,016.57

Next Scheduled Board Meetings:

- April 26, 2016 at 8:30 am
- May 26, 2016 at 8:30 am

Meeting adjourned at 9:26 am

Date: March 29, 2016

Respectfully submitted,

Karen Manchuso

Attest:

George F. Morrissey, Chairman

Stacie Ward, Ex-Officio

William Zink, Appointed Member