Barnstable County Retirement Association

A regularly scheduled meeting was held on January 28, 2020, at 9:00 a.m. in the office of the Retirement Association – 750 Attucks Lane, Hyannis, MA 02601.

Board Members Present: Robert C. Lawton, Jr. – Ex-Officio Member, Judith Sprague – Advisory Member/Vice-Chairman, Robert F. Rolanti – Elected Member, Ronald Bergstrom, Commissioner’s Appointee, Harold S. Brunelle – Elected Member.

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

Chairman Lawton called the meeting to order at 9:04 a.m.

Chairman Lawton advised all present that pursuant to the Open Meeting Law any person may make an audio or video recording of this public meeting or may transmit the meeting through any medium. Attendees are therefore advised that such recordings or transmissions are being made whether perceived or unperceived by those present and are deemed acknowledged and permissible.

Prior Minutes:
On a motion by Ms. Sprague, second by Mr. Bergstrom, it was unanimously voted to approve the December 17, 2019 regular and executive session meeting minutes as submitted.

Executive Session:
Chairman Lawton 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 matters involving the physical and/or mental health of David Farren, Jason Sturgis (survivor application of Sarah Sturgis) and Christopher Carnevale, the disclosure of which may constitute an unwarranted invasion of personal privacy.

Chairman Lawton announced the open meeting will reconvene after Executive Session.

On a motion by Mr. Bergstrom, second by Mr. Rolanti, it was voted by roll call vote 5-0 to enter into Executive Session at 9:05 a.m. Roll Call: Ronald Bergstrom – Yes, Judith Sprague – Yes, Robert Rolanti – Yes, Harold Brunelle – Yes, Robert Lawton, Jr. – Yes.

Return to Open Session at 10:32 a.m.

Record in open session votes taken in Executive session:
On a motion by Ms. Sprague, second by Mr. Rolanti, it was unanimously voted to record in open session the following votes taken in Executive Session at the 1/28/20 meeting.

On a motion by Ms. Sprague, second by Mr. Brunelle, the Board voted by roll call 5-0, to request the Public Employee Retirement Administration Commission schedule a Regional medical Panel to examine David Farren Roberts in conjunction with his application for accidental disability retirement. Roll Call: Ronald Bergstrom – Yes, Judith Sprague – Yes, Robert Rolanti – Yes, Harold Brunelle – Yes, Robert Lawton, Jr. – Yes.

On a motion by Mr. Brunelle, second by Ms. Sprague, the Board voted by roll call 5-0, to approve the accidental death benefits of Sarah Sturgis, widow of Jason Sturgis. Roll Call: Ronald Bergstrom – Yes, Judith Sprague – Yes, Robert Rolanti – Yes, Harold Brunelle – Yes, Robert Lawton, Jr. – Yes.

On a motion by Mr. Rolanti, second by Mr. Bergstrom, the Board voted by roll call 5-0, to approve the ordinary disability retirement of Christopher Carnevale. Roll Call: Ronald Bergstrom – Yes, Judith Sprague – Yes, Robert Rolanti – Yes, Harold Brunelle – Yes, Robert Lawton, Jr. – Yes.

On a motion by Mr. Rolanti, second by Mr. Bergstrom, the Board voted by roll call 5-0, to deny the accidental disability retirement of Christopher Carnevale. Roll Call: Ronald Bergstrom – Yes, Judith Sprague – Yes, Robert Rolanti – Yes, Harold Brunelle – Yes, Robert Lawton, Jr. – Yes.
Legal Issues:
Atty. Quirk updated the Board on the outstanding Albert Harrington excess earnings case, noting PERAC has recently notified Harrington of 2017 excess earnings. He also noted that as a result of the Gomes v. Plymouth Retirement Board & PERAC case a directive will be coming from PERAC on the $5,000 rule and its effect on on-call/reserve time.

Warrants:
On a motion from Ms. Sprague, second by Mr. Rolanti, it was unanimously voted to approve the following Warrants as submitted.

1912PA1  12/29/19 Payroll  Office Payroll  $45,575.60
1912PA2  12/26/19 Payroll  Office Payroll  $16,220.37
1912RET  12/31/19 RA & Agency  Retiree Payroll  $8,332,899.25
2001EX1  01/02/20 Exp. Fd.  Admin/Legal/Rent  $23,854.92
2001EX2  01/15/20 Exp. Fd.  Admin/Legal  $116,250.00
2001PA1  01/24/20 Payroll  Office Payroll  $46,874.58
20-0128REF  01/28/20 Refund  Ref/RO/Trans  $84,492.15

Membership:
On a motion by Ms. Sprague, second by Mr. Brunelle, it was unanimously voted to approve the following new retirements.

New Retirements:

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<thead>
<tr>
<th>Name</th>
<th>Unit</th>
<th>Date</th>
<th>Creditable Service</th>
</tr>
</thead>
<tbody>
<tr>
<td>Eldredge, Cheryl</td>
<td>Town of Brewster</td>
<td>12/31/2019</td>
<td>21,2500</td>
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<td>Ferrantella, Linda</td>
<td>Town of Nantucket</td>
<td>12/01/2019</td>
<td>16,7500</td>
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<td>Monahan, Joseph</td>
<td>Town of Yarmouth</td>
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<td>Morrison, Joan</td>
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<td>Rasmussen, Theresa</td>
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<td>11/29/2019</td>
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<td>Xiarhos, Steven</td>
<td>Town of Yarmouth</td>
<td>12/08/2019</td>
<td>40,5833</td>
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<tr>
<td>Young, Timothy</td>
<td>Town of Bourne</td>
<td>12/24/2019</td>
<td>33,0833</td>
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Correspondence distributed to Board:

PERAC Memo #1/2020 – RE: Tobacco Company List
PERAC Memo #3/2020 – RE: 1st Quarter Board Training Opportunities
PERAC Memo #4/2020 – RE: Investment Consultant RFPs w/o attachment
PERAC Memo #7/2020 – RE: COLA Notice
PERAC Memo #8/2020 – RE: Actuarial Data
NCPERS – 2020 Schedule of Events

On a motion by Mr. Brunelle, second by Mr. Rolanti, it was unanimously voted to consider to elect to increase the cost of living from the CPI 1.6% to 3% in accordance c.32 § 103(i) at the March 2020 meeting.
Administrative Issues:

Enforcement of Board policies/regulations (91A excess earnings/membership reg.) Ms. Tetreault informed the Board that the policy adopted by the Board on 10/23/18 that no longer allows for insurance premiums withholding of retirees who have “waived” their benefit and/or owe excess earnings was enforced for all but 1 retiree. The Board agrees that the policy must be enforced for all retirees.

On a motion by Mr. Bergstrom, second by Mr. Rolanti, it was unanimously voted to enforce the 10/23/18 policy for all retirees without exception.

Ms. Tetreault informed the Board that it appears the BCRA membership eligibility regulation of 7/1/77 has not been consistently followed. The policy states: eligibility for membership for individuals whose employment commences on or after July 1, 1977 shall be based upon regular employment of not less than 25 hours per week per calendar year (1300 hours) or 25 hours per week per school year (900 hours). She will advise all units and staff of this policy to ensure compliance.

Ms. Tetreault informed the Board that she has been made aware that it is PERAC policy to exempt retired members with partial waivers from 91A Earned Income reporting. The Board does not wish to pursue this issue as enforcement of their 10/23/18 91A excess earnings policy remedies this issue.

Carol Wiggin matter – Ms. Tetreault reported that Ms. Wiggin has fallen behind on her agreed upon payment plan. A reminder letter has recently been sent by Denise Mulligan. If no response is received by March the Board authorized Atty. Quirk to contact Ms. Wiggin.

Segal Consulting – Services Agreement to be reviewed & signed. Atty. Quirk has reviewed the agreement and advised the Board that everything appears to be in order.

On a motion by Mr. Bergstrom, second by Ms. Sprague, it was unanimously voted to approve the services agreement for actuarial services between Segal Consulting and the BCRB. The agreement was signed by Chairman Lawton.

On a motion by Mr. Rolanti, second by Mr. Brunelle, it was unanimously voted to adjourn at 12:06 p.m.