NEWTON RETIREMENT BOARD MEETING
Tuesday, August 22, 2023 – 9:00 a.m.
Location: Newton City Hall, Room B15
Agenda

POSTED
City Clerk

New Agenda Items:

1. Maureen Lemieux, City of Newton's Chief Financial Officer, to discuss, via Zoom Software, the City's creation of a new stabilization fund

2. Board to review regular session minutes of meeting held July 25, 2023

Administrative Agenda Items:

1. Board to designate an Election Officer for Thomas Lopez' elected member position, term ending 12/13/2023

2. Board to approve election timeline for Thomas Lopez' elected member position, term ending 12/13/2023, Notice of Election and instructional memo to candidates

3. Update on 2023 Annual Affidavits – 2nd Notices mailed on 8/1/2023

4. Update on 91A

5. Monthly financial reporting for month ending June 2023

6. Board to approve new members as indicated on list provided in Board Member's monthly packet

7. Board to approve the following expense warrants:

Warrant # 18-23	08-23-2023	Administrative expense/member account disbursements	$ 68,276.04
Warrant # 19-23	08-28-2023	08/31/2023 Contributory pension payroll	$ 4,025,456.88

RECEIVED
By City Clerk at 4:43 pm, Aug 17, 2023

Pending Agenda Items:

1. Board to review draft findings of the June 27, 2023 hearing concerning Russell Adam – tabled from July 25, 2023 meeting

2. Pre-employment physicals – Update re: Director O'Brien's request for meeting with Humas Resources (MPO and Francoise Charlot)

3. Current status of pending disability retirement applications – **informational only**:

Applicant	Dept.	Current Status
Russell Adam	Police	***Medical Panel Appts. scheduled for 7/21/23,7/25/23 & 8/16/23; 2 of the 3 Med Panel Certs recvd***
Lawrence Podolske	Fire	***Disability Transmittal approved by PERAC on 8/4/23***
Joshua Richardson	DPW	***Disability Transmittal submitted to PERAC on 8/2/23***
Lisa Mikoleit	Police	***Medical Panel Appts scheduled for 8/29/23,8/31/23 & 9/12/23***
Dawn Fleming	Police	***Medical Panel Appts scheduled for 9/25/23 & 9/28/23;pending scheduling of 3rd appt.***

4. Current status of pending appeal cases – The Board may enter Executive Session for reason 3 under G.L. c.30A s.21 ("To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares")

Petitioner	Docket#	Most Recent Status
Edward Murphy	CR-17-724	DALA hearing held 9/12/21;5/17/22 recvd DALA decision -NRB's decision which was based on PERAC's directive/ approach re Shift Substitution was reversed.5/31/22 PERAC appealed DALA's decision;9/13/22 CRAB granted a 90 day extension with a filing date on or before 12/21/22 to the member's counsel,Atty Hynes.
Richard Metro	CR-20-0237	5/19/20 Mr. Metro appealed denial of $300/yr. veteran's benefit. 2/1/22 Order to Show Cause issued to Mr. Metro by DALA. Metro filed reply w/ DALA on 2/7/22;3/18/22 recvd DALA's final decision-Dismissal;3/23/22 recvd CRAB's Receipt of Notice of Richard Metro's Objection to DALA dismissal.
Scott Perella	CR-22-0103	3/18/22 recv'd DALA's Notice of Receipt of Appeal-Mr. Perella is appealing the effective date of his ADR.;3/30/23 recv'd Scheduling Order from DALA;5/3/23 recv'd copy of Petitioner's Memorandum; 6/29/23 Board Counsel filed

		Memorandum to DALA and motion to add PERAC as an addt'l party;7/18/23 recv'd copy of Atty. Judith Corrigan's filing to DALA of Notice of Appearance for PERAC;***8/15/23 PERAC's Memorandum of Law was filed***
Kimberley Vanaman	CR-22-0180	5/16/22 recv'd DALA's Notice of Receipt of Appeal-Ms. Vanaman is appealing the calculation of her creditable service.2/28/23 recv'd Scheduling Order from DALA; ***8/1/23 Board Counsel filed Memorandum relative to consolidated appeal***
Susan Cellucci	CR-22-0199	5/25/22 recv'd DALA's Notice of Receipt of Appeal-Ms. Cellucci is appealing the calculation of her creditable service; 11/28/22 recv'd First Pre-Hearing Order-Joint Pre-hearing Memorandum due by 3/17/23;3/9/23 Board Counsel filed Motion for Summary Decision;3/13/23 Counsel for Ms. Cellucci filed Motion to Withdraw Without Prejudice
Paula Fallon	CR-22-0200	5/25/22 recv'd DALA's Notice of Receipt of Appeal-Ms. Fallon is appealing the calculation of her creditable service.;4/05/23 recv'd Scheduling Order from DALA; ***8/1/23 Board Counsel filed Memorandum relative to consolidated appeal***
Elizabeth Whittum	CR-22-0211	6/7/22 recv'd DALA's Notice of Receipt of Appeal-Ms. Whittum is appealing the calculation of her creditable service; 4/10/23 recv'd Scheduling Order from DALA; ***8/1/23 Board Counsel filed Memorandum relative to consolidated appeal***
Edith Goethals	CR-22-0248	7/1/22 recv'd DALA's Notice of Receipt of Appeal-Ms. Goethals is appealing the calculation of her creditable service;4/28/23 recv'd Scheduling Order from DALA; ***8/1/23 Board Counsel filed Memorandum relative to consolidated appeal***
Lee Gilliam	CR-23-0039	1/25/23 recv'd DALA's Notice of Receipt of Appeal-Mr. Gilliam is appealing the NRB's decision in connection with his Ordinary Disability Retirement;5/8/23 recv'd First Pre-Hearing Order

Next scheduled retirement board meeting: Tuesday, September 26, 2023 @ 9:00 a.m.

NOTE: The Board reserves the right to consider items on the agenda out of order. The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting at least forty-eight (48) hours prior to the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. Items identified for discussion in Executive Session may be conducted in open session, in addition to or in lieu of discussion in Executive Session. A motion to convene an Executive Session may be entertained during the meeting. Meetings are open to the public and will be held in the designated meeting room in Newton City Hall. The location of this meeting is wheelchair accessible and reasonable accommodations will be provided to persons with disabilities who require assistance. If you need a reasonable accommodation, please contact the City of Newton's ADA/Sec. 504 Coordinator, Jini Fairley, at least 2 business days in advance of the meeting: jfairley@newtonma.gov or 617-796-1253. The city's TTY/TDD direct line: 617-796-1089. For the Telecommunications Relay Service (TRS), dial 711.