

**NEWTON RETIREMENT BOARD MEETING**  
**Wednesday, August 28, 2024 – 9:00 a.m.**  
**Location: Newton City Hall, Room 204**  
**Agenda**

**New Agenda Items:**

1. Board to review regular session minutes of meeting held July 23, 2024
2. Board to review/amend regular session minutes of meeting held June 27, 2023 as it relates to “Once a Member Always a Member”
3. Hosting Senior or Veteran Property Tax Work-Off participants

**Administrative Agenda Items:**

4. Monthly financial reporting for month ending June 2024
5. Board to approve new members as indicated on list provided in Board Member's monthly packet
6. New application(s) for superannuation & termination retirement:

**RECEIVED**  
*By City Clerk at 4:14 pm, Aug 23, 2024*

Member	Position	Dept.	Date of Retirement
Jennifer Newberg	Executive Assistant	School Department	August 31, 2024
Maryam Tavassoli	Teacher Aide	School Department	August 31, 2024

7. Board to approve the following expense warrants:

Warrant # 18-24	08-29-2024	Administrative expense/member account disbursements	\$ 428,738.44
Warrant # 19-24	08-28-2024	08/30/2024 Contributory pension payroll	\$ 4,148,624.94
Warrant # C7-24	08-29-2024	Federal Tax	\$ 18,771.41
Warrant # 20-24	08-29-2024	Death Refund	\$ 39,720.86

**Pending Agenda Items:**

1. Scott Perella –5 year repayment plan to be completed by April 2029.
2. Elected Officials – purchase of prior non-membership service –on hold pending receipt of PERAC opinion requested on 4/4/24
3. Transfer \$11,250,000 to the PRIT Core Fund effective 9/1/24, 10/1/24 and 11/1/24
4. Retirement Office staff policy and procedures handbook update-Employment-at-Will Statement and Employee Handbook Preface
5. Pre-employment physicals update-meeting with Human Resources held on 7/23/24
6. 8/22/24 letter from City Solicitor, Alissa O. Giuliani, received in response to 4/2/24 letter to Mayor Fuller regarding three alleged post-retirement employment over earners.
7. 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; Member filed response on 12/21/22; Member’s counsel requested a status update on 7/17/24; <b>7/19/24 CRAB confirmed that a decision is pending</b>
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. <b>8/22/24 Board Counsel requested an update from CRAB</b>

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; Petitioner has been granted an extension to 3/29/24;3/29/24 recv'd Petitioner's Pre-Hearing Submission; 4/5/24 Board Counsel objected to request for a hearing and filed a motion to compel a response to NRB's Written Submission; Hearing scheduled for 10/22/24
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; Petitioner has been granted an extension to 3/29/24; 3/29/24 recv'd Petitioner's Pre-Hearing Submission; 4/5/24 Board Counsel objected to request for a hearing and filed a motion to compel a response to NRB's Written Submission; Hearing scheduled for 10/22/24
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; Petitioner has been granted an extension to 3/29/24; 3/29/24 recv'd Petitioner's Pre-Hearing Submission; 4/5/24 Board Counsel objected to request for a hearing and filed a motion to compel a response to NRB's Written Submission; Hearing scheduled for 10/22/24
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; Petitioner has been granted an extension to 3/29/24; 3/29/24 recv'd Petitioner's Pre-Hearing Submission; 4/5/24 Board Counsel objected to request for a hearing and filed a motion to compel a response to NRB's Written Submission; Hearing scheduled for 10/22/24
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; 10/25/23 Opposing Counsel filed parties' joint pre-hearing memo;10/27/23 DALA granted parties' joint motion to join PERAC as additional party;7/17/24 DALA confirmed the case is awaiting the scheduling of a hearing date
Jeremy Wilson	CR-24-0294	5/20/24 recv'd DALA's Notice of Receipt of Appeal-Officer Wilson is appealing the NRB's denial of his accidental disability retirement application; 5/29/24 recv'd DALA Scheduling Order, Petitioner's Pre-Hearing Memorandum due 8/23/24, NRB submission due 10/10/24; <b>8/20/24 Petitioner submitted his pre-hearing memorandum</b>

### Director's Report :

- Update on Employee Self Service, Scanning, Scanning Project & Notice of Deposits
- 2023 Annual Statement of Earned Income – MGL c.32, s. 91A compliance update

### Correspondence:

- PERAC Memo #19 2024 Reinstatement to Service under G.L. c. 32 s.105
- PERAC Memo #20 2024 Cost of Living Increase for Supplemental Dependent Allowance Paid to Accidental Disability Retirees and Accidental Death Survivors
- PERAC Memo #21 2024 New Anti-Spiking Provisions
- PERAC Memo #22 2024 New Standard for Calculating Public Sector Post-Retirement Work Limitations
- PERAC Memo #23 2024 Veterans' Buyback Changes
- January 1, 2024 Actuarial Valuation

**Next scheduled retirement board meeting: Tuesday, September 24, 2024 @ 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](mailto: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.*