



### MINUTES FROM MEETING ON FEBRUARY 9, 2017

Chairman Smith called the meeting to order on Thursday, February 9, 2017 in the Sustainability Conference Room, 2nd floor, City Hall at 9:40 AM. There was a quorum.

#### Board Members

Jay L. Smith, Chairman  
 Jose Vicente, Vice-Chairman  
 Laurie Botts, Secretary (Absent)  
 Mathew Fleury, Trustee  
 Christopher McCullion, Trustee

#### Others Present

Katrina Laudeman, Executive Director  
 Michelle McCrimmon, Deputy CFO  
 Shannon Hetz, Police Department Advocate  
 Randy Thames, FOP Labor Chairman  
 Robert Klausner, Board Attorney  
 Arthur R. "Randy" Brown, Jr., Esquire  
 William Anderson, Police Officer  
 Jill Baxter, Court Reporter  
 Matt Dickey, Deputy Executive Director  
 Katie Zuccarini, Employee Benefits  
 Michele Keane, Pension Coordinator

#### 1. **PUBLIC COMMENT**

Chairman Smith asked if there was any public comment. There was none.

#### 2. **DISABILITY HEARING – WILIAM ANDERSON**

Chairman Smith stated that this is the time set for hearing the disability application of William Anderson. He informed everyone the hearing is being recorded and will be conducted in an informal manner but consistent with constitutional requirements of due process and equal protection.

Officer Anderson was represented by Mr. Brown. Chairman Smith asked if Mr. Brown and Officer Anderson wished to have the process explained. They declined. Officer Anderson was sworn in by Ms. Keane. The department advocate was Ms. Hetz.

Chairman Smith stated that Officer Anderson's disability package, Independent Medical Examination and all documentation submitted to the Board would be accepted into evidence.

Chairman Smith asked Mr. Brown if he would like to make an opening statement. Mr. Brown waived his opening statement. Ms. Hetz also waived her opening statement.

Mr. Brown stated the evidence is incontrovertible and proves clearly that Officer Anderson is permanently and totally disabled and that this arose out of line of duty incident. Mr. Brown added that the Chief of Police does not have any limited duty jobs available that can accommodate Officer

Anderson's conditions. Ms. Hetz reiterated that the Chief of Police did not have a position for Officer Anderson. There were no questions from the Board.

Chairman Smith declared the evidence phase of the hearing was now closed and the Board would enter into the determination phase of the proceeding. Chairman Smith noted that Statute 185 would not be taken into consideration.

**A MOTION THAT THIS IS A LINE OF DUTY DISABILITY** was made by Chairman Smith and seconded by Mr. Vicente; **MOTION CARRIED UNANIMOUSLY.**

**A MOTION THAT THIS IS A PERMANENT AND TOTAL DISABILITY** was made by Mr. McCullion and seconded by Mr. Fleury; **MOTION CARRIED UNANIMOUSLY.**

**A MOTION THAT THE BOARD GRANT A LINE OF DUTY DISABILITY TO WILLIAM ANDERSON** was made by Mr. Vicente and seconded by Mr. Fleury; **MOTION CARRIED UNANIMOUSLY.**

A recess was taken at 9:49 am at which time Officer Anderson, Mr. Brown and Ms. Baxter left the meeting.

Meeting resumed at 9:52 am.

Chairman Smith asked to have the records reflect that Officer Anderson's disability will become effective March 1, 2017.

3. **APPROVAL OF MINUTES OF JANUARY 12, 2017**

**A MOTION TO APPROVE THE MINUTES OF JANUARY 12, 2017** was made by Mr. Vicente and seconded by Mr. Fleury; **MOTION CARRIED UNANIMOUSLY.**

4. **APPROVAL OF CONSENT AGENDA**

**A MOTION TO APPROVE THE CONSENT AGENDA** was made by Mr. Fleury and seconded by Mr. Vicente; **MOTION CARRIED UNANIMOUSLY.**

5. **PENDING / OLD BUSINESS**

- a. **Disability Update** - Mr. Thames updated the Board about Dolores Bracero.
- b. **Securities Litigation Update** –Chairman Smith thanked Ms. Laudeman for the report.
- c. **Electronic Device Policy** – Mr. Klausner noted that he and Ms. Laudeman share a concern regarding using the devices for personal use. Language has been added to the policy discouraging personal use whenever possible. Mr. Klausner added cyber security as an additional concern.

**A MOTION TO APPROVE THE ELECTRONIC DEVICE POLICY AS AMENDED** was made by Mr. McCullion and seconded by Chairman Smith; **MOTION CARRIED UNANIMOUSLY.**

6. **NEW BUSINESS**

- a. Chairman Smith reminded the Board they will be reviewing the first five (5) Pension Board Policies and Procedures at the March meeting. Mr. Klausner requested a copy of the policies be sent to his office. Mr. McCullion suggested a reminder to review the policies be sent to the Board 10 days prior to the meeting. Mr. Klausner will participate in the March meeting via telephone. Ms. Laudeman noted that the State Report draft will also be reviewed in March. (Ms. Hetz left the meeting at 10:07 am.)
- b. Chairman Smith discussed meeting with the actuary to discuss changes in the mortality tables. Mr. Klausner noted that SB632 is currently before the legislature and may affect actuarial reporting. Mr. McCullion thanked him for bringing the bill to the Board's attention.

7. **ADJOURNMENT**

**A MOTION TO ADJOURN** was made by Mr. Smith and seconded by Mr. Fleury. The meeting adjourned at 10:55 AM.

Respectfully submitted,

*Michele Keane*

Michele Keane  
Pension Coordinator