



**Retirement Board of the Employees'  
Retirement System  
Regular Meeting  
~ Meeting Minutes ~**

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**Wednesday, April 27, 2016**

**10:30 AM**

**Committee "B" (City Hall 3rd Floor)**

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**PRESENT:** Chairman Lawrence J. Mancini; James J. Lombardi, III, City Treasurer; Joseph Callei; April Chase-Lubitz; Thomas D'Amico; Betty Jackson; Susan LaPidus and Carl H. Richards – 8.

**ABSENT:** Vice-Chairman Raymond A. Hull; Councilman John J. Igliazzi; Sylvia Bernal; Lino Cambio and John M. Carnevale – 5.

Also present are Kenneth Chiavarini, Deputy City Solicitor, Law Department; Dr. Donnah Mathews, Medical Advisor; Krystle Lindberg, Acting Pension Administrator; Heather Kilkenny, Confidential Assistant to Director of Human Resources; Patricia Marcoccio; Ronald Coia, Esquire for Ms. Marcoccio; Peter Viera; Lori L. Hagen, City Clerk and Donna M. Peligian, Assistant Clerk.

**1. Approval of Minutes:**

**February 2015, March 2015, April 2015, May 2015, June 2015, July 2015, August 2015, October 2015, November 2015, December 2015, January 2016, February 2016 and March 2016.**

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ACCEPTED [UNANIMOUS]</b>   |
| <b>MOVER:</b>    | Mr. Lombardi  |
| <b>SECONDER:</b> | Mr. Richards  |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D'Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards – 8. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale – 5.                                    |

**2. Retirement Board Disability Committee Report: Closed Session:  
RIGL 42-46-4 and RIGL 42-46-5(a)(1) (Specific to discussion  
regarding physical or mental health of a person)**

- a. Peter Viera - Ordinary Disability**
- b. Mary Weakley - Ordinary Disability**
- c. Patricia Marcoccio - Accidental/Ordinary Disability**

**a. Peter Viera - Ordinary Disability**

On motion of Mr. Lombardi, Seconded by Mr. Richards, it is voted to grant the application for Ordinary Disability of Peter Viera, by the following Roll Call

Vote:

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|------------------|---|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>   |
| <b>MOVER:</b>    | Mr. Lombardi  |
| <b>SECONDER:</b> | Mr. Richards  |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D’Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards – 8. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale – 5.                                    |

**b. Mary Weakley - Ordinary Disability**

On motion of Mr. Lombardi, Seconded by Ms. Chase-Lubitz, it is voted to continue the application for Ordinary Disability of Mary Weakley, by the following Roll Call Vote:

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| <b>RESULT:</b>   | <b>CONTINUED [UNANIMOUS]</b>  |
| <b>MOVER:</b>    | Mr. Lombardi  |
| <b>SECONDER:</b> | Ms. Chase-Lubitz  |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D’Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards – 8. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale – 5.                                    |

**c. Patricia Marcoccio - Accidental/Ordinary Disability**

MR. LOMBARDI: As you stated, this is an application for Accidental/Ordinary Disability for Patricia Marcoccio. Let me start by saying that she does not qualify for an Ordinary Disability. She does not have the ten years to qualify for that. In regard to the Accidental Disability, I’m going to make a motion to deny the Accidental, and I’m going to say, and Ordinary Disability, she does not have unanimity of doctors on causation and does not have the ten years to qualify for Ordinary.

CHAIRMAN MANCINI: Motion has been made by Treasurer Lombardi as Chairman of the Medical Sub-Committee to deny the application for item 2c, in the matter of Patricia Marcoccio for an Accidental/Ordinary Disability based on the lack of unanimity from the doctors and lack of service time on the Ordinary.

DEPUTY CITY SOLICITOR CHIAVARINI: I would break them up. I mean separately and then get a vote on one.

CHAIRMAN MANCINI: Okay. Thank you, Mr. Solicitor.

MR. LOMBARDI: I will withdraw my motion.

CHAIRMAN MANCINI: Motion has been withdrawn. Chairman Lombardi, would you like to offer a new motion on items 2c, and if you could, offer them in components.

MR. LOMBARDI: I'll make a motion to deny the Accidental Disability based on the fact that there is no unanimity of doctors on causation.

On motion of Mr. Lombardi, Seconded by Mr. Richards, it is voted to deny the application for Accidental Disability of Patricia Marcoccio, by the following Roll Call Vote:

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| <b>RESULT:</b>   | <b>DENIED [UNANIMOUS] ACCIDENTAL DISABILITY</b>   |
| <b>MOVER:</b>    | Mr. Lombardi  |
| <b>SECONDER:</b> | Mr. Richards  |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Ms. LaPidus and Mr. Richards – 6. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Iglizzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale – 5.           |
| <b>ABSTAIN:</b>  | Mr. D'Amico and Ms. Jackson – 2.  |

CHAIRMAN MANCINI: Again on item 2c in the matter of Patricia

Marcoccio, as it pertains to the Ordinary Disability application. Mr. Chairman, is there a motion.

MR. LOMBARDI: I'm going to make a motion to deny the Ordinary Disability of Patricia Marcoccio, based on the fact that she does not have ten years to qualify for an Ordinary Disability.

On motion of Mr. Lombardi, Seconded by Mr. Richards, it is voted to deny the application for Ordinary Disability of Patricia Marcoccio, by the following Roll Call Vote:

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| <b>RESULT:</b>   | <b>DENIED [UNANIMOUS] ORDINARY DISABILITY</b>  |
| <b>MOVER:</b>    | Mr. Lombardi   |
| <b>SECONDER:</b> | Mr. Richards   |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Ms. Jackson, Ms. LaPidus and Mr. Richards – 7. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Iglizzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale – 5.                        |
| <b>ABSTAIN:</b>  | Mr. D'Amico – 1.   |

**3. Invoices for payment:**

None

**4. Purchase of Service:**

None

**5. Loans Against Member Retirement Contributions:**

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| <b>City of Providence</b><br><b>Retirement Loan Portfolio – E.R.S. Monthly Loan Summary</b><br><b>March 2016</b> |
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|                           | Begin Balance   | Loans Issued | Principal Issued | Principal Paid | End Balance     |
|---------------------------|-----------------|--------------|------------------|----------------|-----------------|
| <u>City Sub-totals:</u>   | \$18,708,130.18 | 60           | \$441,126.00     | -\$328,365.33  | \$18,820,890.85 |
| <u>School Sub-totals:</u> | \$ 7,878,741.34 | 33           | \$ 83,299.00     | -\$ 77,861.02  | \$ 7,884,179.32 |
| <b>TOTAL:</b>             | \$26,586,871.52 | 93           | \$524,425.00     | -\$406,226.35  | \$26,705,070.17 |

**RESULT:** ACCEPTED [UNANIMOUS]  
**MOVER:** Mr. Lombardi  
**SECONDER:** Ms. LaPidus  
**AYES:** Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D’Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards - 8.  
**ABSENT:** Vice-Chairman Hull, Councilman Iglizzo, Ms. Bernal, Mr. Cambio and Mr. Carnevale - 5.

**6. Service Retirements:**

**Maximum – Robert Zabinski – APPLICATION FOR SERVICE RETIREMENT**

Ms. Lindberg presents the application for service retirement of Robert Zabinski, employed as a Police Person by the Police Department. Mr. Zabinski is 62 years of age with a service record of thirty years, seven months, working for the City the same length of time.

This application is in proper form with allowance as recommended by the Actuary as follows:

Robert Zabinski – Police Person/Police Department

Allowance: \$4,040.74 a month, effective December 31, 2015.

**Option I – Frances L. Mancino – APPLICATION FOR SERVICE RETIREMENT**

Ms. Lindberg presents the application for service retirement of Frances L. Mancino, employed as a Crossing Guard by the School Department. Ms. Mancino is 62 years of age with a service record of ten years, two months, working for the City the same length of time.

This application is in proper form with allowance as recommended by the Actuary as follows:

Frances L. Mancino – Crossing Guard/School Department

Allowance: \$163.12 a month, effective November 16, 2015.

**Option II: None**

**Option III: None**

**Option IV – Edward P. Donahue – APPLICATION FOR SERVICE RETIREMENT**

Ms. Lindberg presents the application for service retirement of Edward P. Donahue, employed as a Lieutenant by the Fire Department. Mr. Donahue is 58 years of age with a service record of twenty-one years, eight months, twelve days, purchasing two years, three months, 20 days military service, working twenty-four years, working for the City the same length of time.

This application is in proper form with allowance as recommended by the Actuary as follows:

Edward P. Donahue – Lieutenant/Fire Department

Allowance: \$2,060.64 a month, effective June 30, 2015.

**Option IV – Wayne Jankura – APPLICATION FOR SERVICE RETIREMENT**

Ms. Lindberg presents the application for service retirement of Wayne Jankura, employed as an Equipment Operator by the Department of Parks and Recreation. Mr. Jankura is 71 years of age with a service record of ten years, working for the City the same length of time.

This application is in proper form with allowance as recommended by the Actuary as follows:

Wayne Jankura – Equipment Operator/Department of Parks and Recreation

Allowance: \$291.68 a month, effective November 1, 2015.

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| <b>RESULT:</b>   | <b>ACCEPTED [UNANIMOUS]</b>   |
| <b>MOVER:</b>    | Mr. Lombardi  |
| <b>SECONDER:</b> | Ms. Chase-Lubitz  |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D’Amico, Ms. Jackson, Ms. LaPibus and Mr. Richards - 8. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale - 5.                                    |

**7. New/Continued Business:**

- a. The Board may meet in executive session, pursuant to R.I. Gen. Laws §42-46-4 and 42-46-5(a)(2), to discuss issues pertaining to the matter pending before the Rhode Island Supreme Court in *Retirement Board of the Employees’ Retirement System of the City of Providence v. Frank E. Corrente, et al.*, Nos. SU12-0110, SU12-0111 and SU12-0112.**

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| <b>RESULT:</b>   | <b>CONTINUED [UNANIMOUS]</b>  |
| <b>MOVER:</b>    | Mr. Richards  |
| <b>SECONDER:</b> | Ms. LaPidus   |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D'Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards - 8. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale - 5.                                    |

DEPUTY CITY SOLICITOR CHIAVARINI: Mr. Chairman, I'd ask that you take 7b out of order. If the Board would take 7c and 7d next, and then item 7b afterwards, so that I can properly brief the Board.

**c. The Board may meet in executive session, pursuant to R.I. Gen. Laws §42-46-4 and 42-46-5(a)(2), to discuss issues pertaining to the matter pending before the Rhode Island Supreme Court in *Prew v. Providence Retirement Board SU-14-0270*.**

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| <b>RESULT:</b>   | <b>CONTINUED [UNANIMOUS]</b>  |
| <b>MOVER:</b>    | Mr. Lombardi  |
| <b>SECONDER:</b> | Mr. Richards  |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D'Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards - 8. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale - 5.                                    |

**d. The Board may meet in executive session, pursuant to R.I. Gen. Laws §42-46-4 and 42-46-5(a)(2), to discuss issues pertaining to the matter pending before the Rhode Island Supreme Court in *Morse v. Providence Retirement Board SU-13-0252*.**

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| <b>RESULT:</b>   | <b>CONTINUED [UNANIMOUS]</b>  |
| <b>MOVER:</b>    | Mr. Lombardi  |
| <b>SECONDER:</b> | Mr. Richards  |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D'Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards - 8. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale - 5.                                    |



**b. The Board may meet in executive session, pursuant to R.I. Gen. Laws §42-46-4 and 42-46-5(a)(2), to discuss issues pertaining to the matter pending before the Rhode Island Superior Court in *Sauro v. James Lombardi, in his capacity as Treasurer of the City of Providence; Retirement Board of the Employees Retirement System of the City of Providence* CA NO. PC 14-3388.**

DEPUTY CITY SOLICITOR CHIAVARINI: Mr. Chairman, I have an update. I'd like to go into Executive Session.

CHAIRMAN MANCINI: Before I do that, can the Clerk note that Dr. Donnah Mathews has excused herself from the balance of this meeting.

CITY CLERK HAGEN: So noted.

CHAIRMAN MANCINI: Thank you. Mr. Treasurer, can you make a motion please.

MR. LOMBARDI: Motion to go into Executive Session, pursuant to Rhode Island General Laws 42-46-4 and 42-46-5 (a)(2), to discuss issues pertaining to the matter pending before the Rhode Island Supreme Court in Sauro.

CHAIRMAN MANCINI: Correct that, Madame Clerk, to Superior Court.

CITY CLERK HAGEN: So noted.

CHAIRMAN MANCINI: Motion has been made by Treasurer Lombardi, on 7b, pursuant to Rhode Island General Laws 42-46-4 and 42-46-5 (a)(2), to discuss the matter in Executive Session. Is there a Second on the motion?

MR. RICHARDS: Second.

On motion of Mr. Lombardi, Seconded by Mr. Richards, it is voted to enter into Executive Session, pursuant to Rhode Island General Laws 42-46-4 and 42-46-5 (a)(2), by the following Roll Call Vote:

AYES: Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D'Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards – 8.

ABSENT: Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale – 5.

## EXECUTIVE SESSION

### RECONVENTION

On motion of Mr. Lombardi, Seconded by Mr. Richards, it is voted to reconvene into Open Session, by the following Roll Call Vote:

**AYES:** Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D'Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards – 8.

**ABSENT:** Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carneval – 5.

**CHAIRMAN MANCINI:** Mr. Treasurer, would you like to make a motion to seal the record?

**MR. LOMBARDI:** Motion to seal the record.

**MR. D'AMICO:** Second.

On motion of Mr. Lombardi, Seconded by Mr. D'Amico, it is voted to Seal the Minutes of Executive Session.

**CHAIRMAN MANCINI:** All in favor please say Aye.

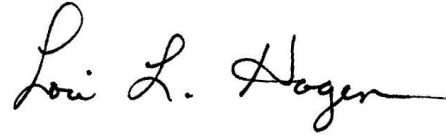
**COMMITTEE:** Aye.

**CHAIRMAN MANCINI:** Opposed? The "Ayes" carry.

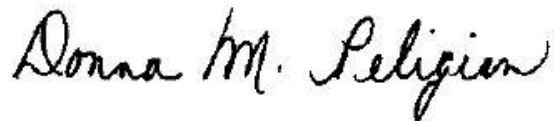
|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>CONTINUED [UNANIMOUS]</b>  |
| <b>MOVER:</b>    | Mr. Lombardi  |
| <b>SECONDER:</b> | Ms. Chase-Lubitz  |
| <b>AYES:</b>     | Chairman Mancini, Mr. Lombardi, Mr. Callei, Ms. Chase-Lubitz, Mr. D'Amico, Ms. Jackson, Ms. LaPidus and Mr. Richards - 8. |
| <b>ABSENT:</b>   | Vice-Chairman Hull, Councilman Igliazzi, Ms. Bernal, Mr. Cambio and Mr. Carnevale - 5.                                    |

**ADJOURNMENT:** On motion of Mr. Lombardi, Seconded by Mr.

D'Amico, it is voted to adjourn the meeting at 11:33 o'clock A.M.

Handwritten signature of Lou L. Hagen in cursive script.

**City Clerk**

Handwritten signature of Donna M. Peligion in cursive script.

**Assistant Clerk**