

STATE EMPLOYEES
RETIREMENT COMMISSION



MEDICAL EXAMINING BOARD
for DISABILITY RETIREMENT



STATE OF CONNECTICUT
RETIREMENT SERVICES DIVISION
OFFICE of the STATE COMPTROLLER
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Meeting of the Legal & Personnel Subcommittee of the State Employees Retirement Commission

DATE: February 8, 2023

PRESENT:

Chairman Peter Adomeit
Trustee Michael Carey
Trustee Sal Luciano
Trustee Michael O'Brien
Commission Counsel Michael Rose (Rose Kallor, LLP)
Commission Counsel Cindy Cieslak (Rose Kallor, LLP)
Commission Tax Counsel Bruce Barth (Robinson & Cole LLP)
Commission Tax Counsel Elizabeth Doyon (Robinson & Cole LLP)
Yamuna Menon, General Counsel/Assistant State Comptroller
John Herrington, Retirement Services Division Director
Robert Helfand, Retirement Services Division Assistant Director

The Chairman called the meeting to order at 8:41 a.m. Those present were identified by Ms. Cieslak.

At 8:42 a.m., Mr. Luciano moved, seconded by Mr. Carey to approve the agenda. All voted in favor.

Executive Session – discussion and possible recommendation

1. Sean Kilbride request for hearing pursuant to Regs., Conn. State Agencies 5-155a-2(i) - written legal opinion.
2. Carlos Chavez request to waive participation - written legal opinion.
3. SERC v. Town of Ellington - pending litigation.
4. Linda Cicarella v. SERC - pending litigation.
5. David J. Dunn v. William Tong et al. - pending litigation.
6. FOI appeal by Attorney Russell Zimmerlin - pending claim/pending litigation.

At 8:42 a.m., Mr. Luciano moved, seconded by Mr. Carey to suspend the regular meeting and go into executive session for the purposes of discussing Items 1-6. Bruce Barth, Cindy Cieslak, Elizabeth Doyon, John Herrington, Yamuna Menon, and Michael Rose were invited by the Subcommittee to stay for executive session for all items. The Chairman asked if there was any discussion. There being no discussion he called for a vote.

The Subcommittee voted unanimously in favor to enter executive session to discuss Items 1-6. At 8:46 a.m., Mr. Helfand entered the meeting and he was invited into executive session to discuss Items 1-6.

At 8:58 a.m., Mr. Luciano moved, seconded by Mr. Carey to exit executive session. All voted in favor.

Public Session

At 8:59 a.m., Mr. Luciano moved, seconded by Mr. Carey that the Subcommittee recommend to the Commission that it have a hearing regarding mitigating circumstances for a late filing of a disability retirement application by Mr. Kilbride. All voted in favor.

At 8:59 a.m., Mr. Luciano moved, seconded by Mr. Carey that the Subcommittee recommend to the Commission that deny Dr. Chavez Carlos's request for a waiver so that he remains in ARP because he was appropriately placed and cannot withdraw from participation. All voted in favor.

No old business was discussed.

MEETING ADJOURNED: With no further business before the Subcommittee, at 9:01 a.m., Mr. Luciano moved, seconded by Mr. Carey to adjourn. All voted in favor. Meeting adjourned.

Respectfully submitted,

Michael Carey