

STATE EMPLOYEES RETIREMENT COMMISSION  
LEGAL & PERSONNEL SUBCOMMITTEE

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SEPTEMBER 9, 2020 MEETING  
HELD VIA ZOOM  
CONVENED AT 8:38 a.m.

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Present:

Peter Adomeit, Chairman  
Michael Carey, Trustee  
Robert Coffey, Trustee  
Sal Luciano, Trustee

Commission Counsel Cindy Cieslak (Rose Kallor, LLP)  
Commission Counsel Michael Rose (Rose Kallor, LLP)  
Commission Tax Counsel Bruce Barth, (Robinson & Cole,  
LLP)  
Commission Tax Counsel Alisha Sullivan (Robinson &  
Cole, LLP)  
John Herrington, Retirement Services Division Director

Karen Vibert, LSR #00064

1 (Proceedings commenced at 8:38 a.m.)

2 MR. ADOMEIT: We are opening the meeting.  
3 No. 1, VCP update.

4 MR. BARTH: We need to go in executive  
5 session.

6 MR. ADOMEIT: We do. Thank you.

7 MS. CIESLAK: Peter, there is an approval  
8 of the agenda on the -- there's an item titled  
9 Approval of Agenda on the agenda.

10 MR. ADOMEIT: Oh, I don't see it, but  
11 maybe that's because I have an earlier version. So,  
12 do we have a motion to approve this agenda, please?

13 MR. COFFEY: I'll so move.

14 MR. LUCIANO: I'll second it. I don't see  
15 the agenda.

16 MR. ADOMEIT: All in favor say aye.  
17 Opposed nay. The ayes have it. We're in executive  
18 session.

19 MR. BARTH: That moved the agenda. Now we  
20 have to go into executive session.

21 MR. ADOMEIT: Oh, yes. Sorry.

22 MR. LUCIANO: Motion to go into executive  
23 session.

24 MR. ADOMEIT: I thought -- I'm very  
25 confused this morning. I'm sorry. Is there a

1 second?

2 MR. COFFEY: I'll second.

3 MR. ADOMEIT: All in favor say aye. All  
4 opposed nay. The ayes have it.

5 MS. CIESLAK: Before I turn off the  
6 recording, Mr. Luciano and Mr. Coffey, could you  
7 verify that your motion is to invite legal counsel  
8 and John Herrington into executive session?

9 MR. COFFEY: Yes.

10 MR. LUCIANO: Yes.

11 (The Subcommittee was in executive session  
12 from 8:39 a.m. until 9:06 a.m.).

13 MR. ADOMEIT: We're out of executive  
14 session.

15 MR. BARTH: Is there a recommendation that  
16 the Committee would like to make to the Commission  
17 regarding the de minimis amounts for VCP?

18 MS. CIESLAK: I'll just remind everyone  
19 that I turned the recording back on. Please state  
20 your name when you make a motion or make a  
21 statement.

22 MR. BARTH: That was Bruce Barth. Sorry,  
23 Cindy.

24 MS. CIESLAK: Thank you.

25 MR. ADOMEIT: Any comments?

1           MR: HERRINGTON: I do think perhaps not for  
2 this particular situation, but for, you know, future  
3 use by the Division across the board that there would  
4 be some benefit for there being a, you know, rule  
5 that applies equally to both under and overpayments  
6 with respect to de minimis amounts, whatever that  
7 should be.

8           MR. LUCIANO: I would like to make a  
9 recommendation to the Board that the de minimis  
10 amount, both for collecting and paying, be a hundred  
11 dollars for the VCP and other issues. I'm not sure  
12 that we can -- we can make a motion to do that, but  
13 I think we can make a motion for the Board to do  
14 that. I think as a subcommittee the Board still has  
15 the authority, so I would make that as a  
16 recommendation.

17           MR. CAREY: I think that makes sense.

18                   Cindy, didn't you say that there's  
19 something in one of the regulations already about a  
20 hundred dollars?

21           MS. CIESLAK: Yes. The overpayment  
22 regulation is 5-156c-1 and it does say de minimis  
23 amounts of a hundred dollars or less may not be  
24 collected.

25           MR. CAREY: That's consistent with

1 existing regulation, so Sal, I think your  
2 recommendation is terrific. I think we should move  
3 forward with that.

4 MR. COFFEY: My only concern with the  
5 motion is we heard from John that there really  
6 wasn't much of an administrative burden when it came  
7 to paying people out the money. If that's the case,  
8 then I don't know whether we have to -- we really  
9 have to deal with this at this time, and that maybe  
10 we could wait until we come up with situations that  
11 are not so de minimis, or not so unburdensome, I  
12 should say. I'm willing to go along with the motion  
13 if the other trustees feel that now is the time to  
14 move forward with this.

15 MR. ADOMEIT: Okay. Do we have that as a  
16 formal recommendation or should we just present it  
17 to the Commission?

18 MR. HERRINGTON: I think it should be a  
19 formal recommendation.

20 MR. ADOMEIT: Okay.

21 MS. CIESLAK: I do believe Mr. Luciano has  
22 moved to make that recommendation.

23 MR. LUCIANO: Yes.

24 MR. ADOMEIT: Is there a second?

25 MR. CAREY: Cindy, you can consider my

1 comments as a second.

2 MR. ADOMEIT: All right. Any further  
3 discussion? Hearing none, all in favor say aye.  
4 Opposed nay. It's unanimous. The ayes have it.

5 All right. We have come to the end  
6 of the line, I believe. Have we not?

7 MR. LUCIANO: I believe a motion to  
8 adjourn is in order and so moved.

9 MR. CAREY: I'll second.

10 MR. ADOMEIT: All in favor say aye.  
11 Opposed nay. The ayes have it. Thank you all very  
12 much.

13 (Concluded at 9:10 a.m.)

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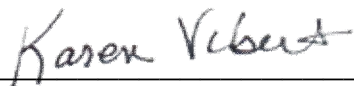
1 STATE OF CONNECTICUT:  
: ss: Bristol  
2 COUNTY OF HARTFORD :

3  
4 I, Karen Vibert, LSR No. 00064, a  
5 Notary Public for the State of Connecticut, do hereby  
6 certify that the preceding pages are an accurate  
7 transcription of the Legal & Personnel Subcommittee of  
8 the State Employees Retirement Commission meeting held  
9 electronically via Zoom, convening at 8:38 a.m., on  
10 September 9, 2020.

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19 Dated at Bristol, Connecticut,  
20 this 30th day of September, 2020.

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Karen Vibert, Notary Public  
25 Commission expires: 8/31/2024



<p><b>A</b></p> <p>a.m 1:8 2:1 3:12,12 6:13 7:9</p> <p>accurate 7:6</p> <p>adjourn 6:8</p> <p>administrative 5:6</p> <p>Adomeit 1:11 2:2,6 2:10,16,21,24 3:3 3:13,25 5:15,20 5:24 6:2,10</p> <p>agenda 2:8,9,9,12 2:15,19</p> <p>Alisha 1:16</p> <p>amount 4:10</p> <p>amounts 3:17 4:6 4:23</p> <p>applies 4:5</p> <p>approval 2:7,9</p> <p>approve 2:12</p> <p>authority 4:15</p> <p>aye 2:16 3:3 6:3,10</p> <p>eyes 2:17 3:4 6:4,11</p>	<p>collecting 4:10</p> <p>come 5:10 6:5</p> <p>commenced 2:1</p> <p>comments 3:25 6:1</p> <p>Commission 1:1,14 1:15,15,16 3:16 5:17 7:8,25</p> <p>Committee 3:16</p> <p>concern 5:4</p> <p>Concluded 6:13</p> <p>confused 2:25</p> <p>Connecticut 7:1,5 7:19</p> <p>consider 5:25</p> <p>consistent 4:25</p> <p>CONVENED 1:8</p> <p>convening 7:9</p> <p>counsel 1:14,15,15 1:16 3:7</p> <p>COUNTY 7:2</p>	<p><b>G</b></p> <p>go 2:4,20,22 5:12</p> <p><b>H</b></p> <p>HARTFORD 7:2</p> <p>heard 5:5</p> <p>Hearing 6:3</p> <p>held 1:7 7:8</p> <p>Herrington 1:17 3:8 4:1 5:18</p> <p>hundred 4:10,20 4:23</p> <p><b>I</b></p> <p>invite 3:7</p> <p>issues 4:11</p> <p>item 2:8</p> <p><b>J</b></p> <p>John 1:17 3:8 5:5</p> <p><b>K</b></p> <p>Kallor 1:14,15</p> <p>Karen 1:25 7:4,24</p> <p>know 4:2,4 5:8</p>	<p>name 3:20</p> <p>nay 2:17 3:4 6:4,11</p> <p>need 2:4</p> <p>Notary 7:5,24</p> <p><b>O</b></p> <p>Oh 2:10,21</p> <p>Okay 5:15,20</p> <p>opening 2:2</p> <p>opposed 2:17 3:4 6:4,11</p> <p>order 6:8</p> <p>overpayment 4:21</p> <p>overpayments 4:5</p> <p><b>P</b></p> <p>pages 7:6</p> <p>particular 4:2</p> <p>paying 4:10 5:7</p> <p>people 5:7</p> <p>Personnel 1:2 7:7</p> <p>Peter 1:11 2:7</p> <p>please 2:12 3:19</p> <p>preceding 7:6</p> <p>present 1:11 5:16</p> <p>Proceedings 2:1</p> <p>Public 7:5,24</p>	<p>Sal 1:13 5:1</p> <p>second 2:14 3:1,2 5:24 6:1,9</p> <p>see 2:10,14</p> <p>sense 4:17</p> <p>September 1:7 7:10 7:20</p> <p>Services 1:17</p> <p>session 2:5,18,20 2:23 3:8,11,14</p> <p>situation 4:2</p> <p>situations 5:10</p> <p>sorry 2:21,25 3:22</p> <p>ss 7:1</p> <p>state 1:1 3:19 7:1,5 7:8</p> <p>statement 3:21</p> <p>subcommittee 1:2 3:11 4:14 7:7</p> <p>Sullivan 1:16</p> <p>sure 4:11</p>
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