

DRAFT MINUTES-PUBLIC WORKS PENSION BOARD MEETING  
March 27, 2013

A meeting of the Public Works Pension Board of the Town of Westport was held on Wednesday, March 27, 2013 at 9:00 AM in Town Hall Room 309.

PRESENT: Avi Kaner, Chairman of the Public Works Pension Board and Chairman of the Board of Finance, Gordon Joseloff, First Selectman; Patricia Strauss, Town Clerk and Secretary of the Public Works Pension Board; Gary Conrad, Finance Director; Stephen Edwards, Public Works Director; Dale Wehmhoff, Public Works Department Representative, all board members.

ABSENT: Joseph Bottone, Public Works Department Representative

ALSO PRESENT: Joseph Aubin; Attorney Steve Howe, for Joseph Aubin; Attorney Jeff Mogan, for the Town.

The chairman called the meeting to order.

1. To take such action as the meeting may determine to approve the minutes of the January 29, 2013 meeting of the Westport Public Works Pension Board.

Upon motion by Gordon Joseloff, seconded by Gary Conrad, and passed unanimously 6-0, it was:

**RESOLVED:** That the minutes of the January 29, 2013 meeting of the Westport Public Works Pension Board are hereby **APPROVED**.

2. To take such action as the meeting may determine to approve the Public Works item (final three pages) of the February 4, 2013 Combined Pension Boards/Commissions meeting.

Upon motion by Steve Edwards, seconded by Gordon Joseloff, and passed unanimously 6-0, it was:

**RESOLVED:** That the Public Works item (final three pages) of the February 4, 2013 Combined Pension Boards/Commissions meeting are hereby **APPROVED**.

3. To take such action as the meeting may determine to approve the disability retirement request of Joseph Aubin, Public Works employee, to retire with a disability benefit retroactive to September, 1, 2012, with a normal retirement benefit on February 1, 2030, at age 65.

The motion was read as to the original request for the disability benefit retroactive to September 1, 2012 and failed since there was no motion and no vote.

Gary Conrad stated that permanent disability status shall begin when the third required doctor opinion letter was received, in this case March 1, 2013.

Attorney Howe stated that there have been no changes to Mr. Aubin's condition since the first doctor opinion letter of April 26, 2012. His client is requesting retirement benefits retroactive to the date of last paycheck, September 1, 2012.

Attorney Jeff Mogan read Section 7.2a of the Public Works Pension Contract and opined that, in accordance with that language, permanent disability benefits do not commence until the applicant has obtained certification of disability by at least three physicians. In this case March 6, 2013.

Upon a motion by Steve Edwards and seconded by Gary Conrad, it was approved 5-1, Dale Wehmhoff opposing, item 3 was revised to read:

To take such action as the meeting may determine to approve the disability retirement request of Joseph Aubin, Public Works employee, to retire with a disability benefit retroactive to March 1, 2013, with a normal retirement benefit on February 1, 2030.

By a vote of 5-1, Dale Wehmhoff opposing, it was:

**RESOLVED:** That the disability retirement request of Joseph Aubin, Public Works employee, to retire with a disability benefit retroactive to March 1, 2013, with a normal retirement benefit on February 1, 2030 is hereby **APPROVED**.

The meeting was adjourned at 9:40 AM.

ATTEST:

Patricia H. Strauss  
Town Clerk and Secretary to the Public Works Pension Board