

MINUTES OF THE POLICE PENSION BOARD

June 2, 1971

The Police Pension Board met in the Conference Room at City Hall at 3:00 P.M. Wednesday, June 2, 1971.

Present were City Manager Richard N. Gray, Chairman of the Board, Finance Director William Manchester, Treasurer of the Board, Captain Carl Davis, Police Department Representative, City Clerk Neva B. Lockhart, Secretary of the Board, Harvey M. Rose, Personnel Director, and City Attorney Gerald Ashby.

Chairman Gray called the meeting to order, and dispensed with the reading of the minutes of May 12, 1971.

At the May 12 meeting of the Board, the Secretary was instructed to get a status report of the members with children who are under the Police Pension Fund. Two members, Mrs. Marilyn B. Johnson and Mrs. Virginia Keith, are receiving monthly payments for children. Mrs. Johnson reported that the birth dates of her two sons are:

Steven Johnson, February 2, 1954	(\$60.75)
David Johnson, May 27, 1957	(\$60.75)

A letter from Mrs. Virginia Keith listed her son's birth date as:

Charles Stanley Keith, November 25, 1953 (\$ 6.00)

Section 139-81-8 of the Colorado Revised Statutes provides that payment of said pension fund shall be made monthly to each child, while unmarried, until he reaches the age of sixteen years. Mrs. Johnson, as guardian for Steven Johnson, has received an overpayment of \$60.75 per month for 15 months (\$911.25). Mrs. Virginia Keith, as guardian for Charles Stanley Keith, has received an overpayment of \$6.00 per month for 19 months (\$114).

In a telephone conversation with the Secretary on June 2, Mrs. Johnson had indicated that the lump-sum repayment of the \$911.25 would pose a problem, but she suggested that she continue to receive the monthly payment for her younger son David through February, 1972, and then have his monthly payment terminated for the next 15 months, or through May 27, 1973. Captain Davis felt that the Board should consult City Attorney Gerald Ashby regarding the proper procedure to take on this.

City Attorney Ashby said that he did not feel the Board could request a cutback on benefit payments that are being made to the younger son. This monthly payment is being made to Mrs. Johnson for David. He suggested, however, that the Board should approach Mrs. Johnson and Mrs. Keith with a time payment repayment plan.

Mr. Manchester suggested that arrangements be made with Mr. Smith, Trust Officer of the First National Bank, for the repayments to be made into the Police Pension Fund and also that Mrs. Johnson be

given 15 months for the repayment of the \$911.25 and that Mrs. Keith be given 19 months for the repayment of the \$114.

It was so moved by Harvey Rose and seconded by William Manchester that the Secretary approach Mrs. Marilyn Johnson and Mrs. Virginia Keith with a non-interest repayment schedule of 15 months at \$60.75 and 19 months at \$6.00 respectively until the amount of overpayment to each child from the date of his 16th birthday has been repaid. Motion carried unanimously.

Personnel Director Harvey Rose reported that had Patrolman Clarence Mistler separated from the City on June 1 as he requested, he would have lost 18 working days of pay. He can actually take this time in vacation. Mr. Rose said that the Trust Officer at the First National Bank had been instructed to hold payment until further notification from the Board.

Mr. Rose made a motion to amend the original motion made at the meeting on May 12, 1971, to read "that the request of Clarence L. Mistler for service retirement effective June 25, 1971, be granted." Captain Davis seconded and the motion carried unanimously. (Mr. Mistler's pension payment for June 25 through the end of June will be \$60.58.)

Chairman Gray instructed the Secretary to call on Mr. Richard Smith, Trust Officer, to explain the changes authorized by the Board.

There being no further business to come before the Board, Mr. Rose moved and Captain Davis seconded that the meeting be adjourned. Motion carried.



Neva B. Lockhart
Secretary to Police Pension Board