

CHICAGO TRANSIT AUTHORITY

EMPLOYEES' RETIREMENT PLAN - SURFACE DIVISION

The 94th Meeting of the Retirement Allowance Committee was held on February 21, 1949 at 11:00 A.M., in Room 406, 79 West Monroe Street. The following members of the Committee were in attendance:

Mr. S. D. Forsythe	Mr. L. S. Bernard
Mr. H. B. Storm	Mr. J. Devane
Mr. W. A. Hall	Mr. E. Bedore
Mr. J. McDonald	

Mr. P. N. Simmons was unable to attend.

Committee Meeting Minutes

The minutes of the 93rd Meeting of the Retirement Allowance Committee held on January 17, 1949 were read. Mr. Bernard made a motion, seconded by Mr. Devane, that the minutes be accepted as read, to which the Committee agreed.

Deaths

The Secretary reported that the following retired employees had passed away since the last meeting:

<u>Name</u>	<u>Date Retired</u>	<u>Date of Death</u>	<u>Last Check Made Payable</u>
Gustav Birr	12-1-48	1-16-49	Administrator
Harvey Pressnall	1-1-42	1-13-49	Administrator
Daniel Johnston	8-15-41	1-18-49	Administrator
Thomas J. Morris	10-1-45	1-19-49	Bridget
Louis E. Meyer	10-1-43	1-20-49	Francis
Peter B. Stewart	3-1-42	1-21-49	Mary
Edward W. Clark	8-1-47	2-1-49	Elizabeth
Thomas Golden	8-18-41	1-30-49	Administrator
Neuman M. Fischer	11-1-43	2-3-49	Golde
Gustav F. Hedburg	4-1-43	2-5-49	Selma
Frank Mueller	6-1-46	2-16-49	Tillie
Charles B. Dewick	10-1-41	2-18-49	Sena

This makes a total of 618 deaths to date.

Application Withdrawn

A letter received from Mr. Hall was read to the Committee which stated that Joseph Vandergraff, Badge No. 2257 of Burnside Station, whose application for Total and Permanent Disability was approved at the Committee Meeting of January 17, 1949, to become effective February 1, 1949 returned to work, as a flagman, on January 29, 1949 and that this cancelled his application for Total and Permanent Disability.

Returned
to Work

Mr. Storm reported that three employees receiving Total and Permanent Disability returned to work in the past month. They are George A. Oakes, Edward R. Laird, and Thomas Sheeran.

New
Applica-
tions

There were six regular retirement applications from the Transportation Department presented at this meeting. Mr. Storm informed the Committee that Acie T. Ellis and Blaz Mihoc, both of whom had been granted Total and Permanent Disability benefits, became 65 years of age in the month of February-1949 and that they will be transferred to the regular retirement roll on March 1, 1949. This makes a total of 2,213 applications approved to date.

The Secretary again brought up the cases of Jeremiah Scannell and Edward J. Klima, both of whose applications for Total and Permanent Disability were discussed at the Retirement Meeting of January 17, 1949 and were held over for a decision at this meeting. In order to clarify the Total and Permanent Disability provisions of the Pension Plan set up in the Award of the Board of Arbitration, Mr. Storm read the interpretation of the disability benefits as determined at a special meeting held on April 21, 1947. Those attending were Mr. E. J. McIlraith, Mr. W. J. Flaherty, Mr. W. A. Hall, Mr. J. V. Sullivan, and Mr. H. B. Storm.

Their interpretation was as follows:

- 1 - Totally and permanently disabled for any type of work.
- 2 - Unable to return to his regular duties or some available lighter work after six month disability.
- 3 - Unable to return to his regular duties after six month disability, but able to do lighter work which is not available.
- 4 - Where an employee has previously been paid six months for a specific disability and has thereafter returned to work and he is again afflicted with the same disability, it will not be necessary for the employee to wait six months before applying, provided he is not drawing disability benefits under our Insurance.

The Committee was in agreement with this interpretation as well as with the suggestion made by Mr. Forsythe that questionable applications be passed on a separate motion. Mr. McDonald then made a motion, seconded by Mr. Devane, that the applications of Jeremiah Scannell and Edward J. Klima be accepted and made retro-active to the starting date specified in their applications. Motion passed. There were also five additional Total and Permanent Disability applications from the Transportation Department presented which makes a total of seven approved at this meeting. This makes a total of 138 applications approved to date.

Mr. McDonald made a motion, seconded by Mr. Devane, that the six regular and the five additional Total and Permanent Disability applications be accepted. Motion Passed.

Legal Interpretation Requested Mr. Storm read a paragraph from the Award of the Board of Arbitration dated January 23, 1947, which stated as follows:

"Commencing June 1, 1946 any employee of the Company covered by the plan who shall become totally and permanently disabled for regular employment for hire, by reason of an accident or sickness not arising out of and in the course of his employment with the Company, shall be entitled to receive a Disability Allowance of fifty (\$50.00) dollars a month for life, provided that such employee shall have been, at the time of becoming totally and permanently disabled, in the continuous service of the Company for fifteen (15) or more years."

He called to the attention of the Committee the aforementioned clause "shall be entitled to receive a Disability Allowance of fifty (\$50.00) dollars a month for life", and then raised the question whether or not the Committee erred in passing a motion at their Committee Meeting on May 19, 1947, that transfers an employee receiving Total and Permanent Disability to regular Retirement when becoming 65 years of age provided he has 20 or more years of service. It was decided by the Committee to refer this matter to our Legal Department for a valid interpretation.

The Meeting adjourned at 12:30 P.M.

Respectfully Submitted,

W. B. Storm
Secretary

W. B. Storm

John Devane

James M. Donald

W. B. Storm

Carl G. Bedore

W. B. Storm

Lester A. Bernard

W. B. Storm

EJD:bc