
MINUTES OF THE PROCEEDINGS
REGULAR MEETING
OF THE
RETIREMENT BOARD OF THE POLICEMEN'S
ANNUITY & BENEFIT FUND
HELD
FRIDAY – APRIL 22, 2016

The regular meeting of the Retirement Board of the Policemen's Annuity and Benefit Fund was held April 22, 2016, at 9:00 A.M. at the office of the Fund, 221 N. LaSalle Street, Room 1626, Chicago, Illinois for the consideration of applications and bills, and for other such matters that came before the Board. The contents of this meeting were transcribed by Esquire Communications, Ltd. Court Reporters and are made a part of the record.

PRESENT: Trustees Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

ABSENT: Trustee Avila, Brown 2.

PRESIDING: President and Trustee Kenneth Hauser

Trustee Hauser called the meeting to order.

The first order of business was review and approval of the minutes of the Investment Committee Meeting held April 18, 2016.

It was moved by Trustee Lappe, seconded by Trustee Wright that the Board approve the minutes as presented.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

Next was the approval of the Minutes of the last regular meeting of the Retirement Board held March 24, 2016.

It was moved by Trustee Wright, seconded by Trustee Maloney that the Board approve the minutes from the regular meeting held March 24, 2016, with noted amendment regarding approval of the Revised Annuities on pages 20 to 25.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

Trustee Hauser requested adoption of Board orders as submitted by the Board's legal counsel.

In the matter of **Alan D. Hall**, pursuant to 40 ILCS 5/5-227, for all of the reasons stated herein, Hall's annuity benefit shall terminate effective April 26th, 2016, the date that he was sentenced for the felonies of which he was convicted, with some clerical corrections to the order.

It was moved by Trustee Wright, seconded by Trustee Hamburger that the Board adopt the order on Alan D. Hall as submitted.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

In the matter of **Robert A. Pet**, on his application for a duty disability benefit, the Board finds that Sergeant Pet did not establish that he was disabled by reason of a duty incident and is not disabled as disability is defined in the Act. Therefore, the award of ordinary disability benefits without prejudice to a full evidentiary hearing is terminated effective April 30, 2016.

It was moved by Trustee Hamburger, seconded by Trustee Wright that the Board adopt the order on Robert A. Pet as submitted.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

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In the matter of **Jose Garcia**, on receipt of a duty disability benefit, the Board finds that Officer Garcia's disability resulting from an act of duty incident has ceased, therefore his duty disability benefits shall cease April 30, 2016, and he is directed to return to the Chicago Police Department for assignment.

It was moved by Trustee Wright, seconded by Trustee Lappe that the Board adopt the order on Jose Garcia as submitted.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

In the matter of **Adam Nasadowski**, the Board finds that Nasadowski was for a time disabled as the result of an act of duty incident, but that the injury was exacerbated by a preexisting physical defect or other disease. Therefore, Nasadowski's application for a duty disability benefit is granted in the amount of 50 percent of salary as more fully defined in the Pension Act for the period commencing August 2, 2015, the date he exhausted his CPD medical leave. The Board further finds that Nasadowski is no longer disabled as disability is defined in the Act and, therefore, his disability benefit will cease on April 30, 2016.

It was moved by Trustee Lappe, seconded by Trustee Hamburger that the Board adopt the order on Adam Nasadowski as submitted.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

In the matter of **Richard Hagan**, a petition for pension credit for prior service. On February 25, 2016, Hagan failed to appear before the Board for a scheduled hearing. The Board considered the documents tendered by Officer Hagan and the Board finds that it does not have jurisdiction to hear Officer Hagan's case as this matter was previously before the Board and a decision was made on this matter on March 25, 2010. Pursuant to 40 ILCS 5/5-214.2 and the previous Board order, Officer Hagan had until March 25, 2015, to pay for his prior service credit. The Board has no statutory authority to rehear cases, and, therefore, the request of Richard Hagan for Board to rehear his application for police pension credit prior to his appointment as a CPD officer is hereby denied.

It was moved by Trustee Lappe, seconded by Trustee Wright that the Board adopt the order on Richard Hagan as submitted.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

The President turned the meeting over to the Recording Secretary, Trustee Maloney.

The Board Recording Secretary conducted the agenda as follows:

PAGE NO. REFERENCE

1 - 6 Incurred Expenses for the Month of April 2016.

It was moved by Trustee Lappe, seconded by Trustee Hamburger that the Board approve the Obligations as detailed on pages 1 through 6.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

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PAGE NO. REFERENCE

7 - 14 Refunds of Contributions; Withdrawal of Service, Widow's Annuity Accumulations;
 Revised Widow's Annuity Accumulations and Exempt Rank.

It was moved by Trustee Wright, seconded by Trustee Lappe that the Board approve the Refunds as detailed on page 7.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

It was moved by Trustee Wright, seconded by Trustee Lappe that the Board approve the remaining Refunds as detailed on pages 8 through 14.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

15 - 16 Payment to Heirs of Deceased Annuitants

It was moved by Trustee Hauser, seconded by Trustee Lappe that the Board approve the Payment to Heirs of Deceased Annuitants as detailed on pages 15 and 16.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

17 - 18 Refunds of Unused Annuity Accumulations - Revised

It was moved by Trustee Hauser, seconded by Trustee Hamburger that the Board approve the Revised Refunds as detailed on pages 17 and 18.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

19 Refund of Automatic Increase Contributions - less than 20 years of service

It was moved by Trustee Hauser, seconded by Trustee Lappe that the Board approve the Refund as detailed on page 19.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

20 Refund of Automatic Increase Contributions - Revised

It was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Refund as detailed on page 20.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

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PAGE NO. REFERENCE

21 - 23 Annuities [Summary pg. 24]

It was then moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Annuities as detailed on pages 21 through 23.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

25 - 34 Annuities - Revised

It was then moved by Trustee Hauser, seconded by Trustee Hamburger that the Board approve the Revised Annuities as detailed on pages 25 through 34.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

35 Annuities to Widows [Summary pg. 36]

It was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Annuities to Widows as detailed on page 35.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

37 Duty Disability Application

a) **Alessi, Christine L.**

It was moved by Trustee Wright, seconded by Trustee Hamburger that the Board grant the officer subject to a full evidentiary hearing an ordinary benefit without prejudice with the understanding that the Board reserves the right prior to such hearing to revisit and terminate that benefit if it is deemed warranted.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

38 - 40 Payment of Death Benefits [Summary pg. 41]

It was moved by Trustee Wright, seconded by Trustee Hamburger that the Board approve the Death Benefits as detailed on pages 38 through 40.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

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MISCELLANEOUS

PAGE NO. REFERENCE

42 REQUESTS FOR PENSION CREDIT FOR PRIOR COOK COUNTY
SERVICE UNDER 5-214 (c)

Documentation verified, It was moved by Trustee Wright, seconded by Trustee Hamburger to add the request of Dean Markoshan's to purchase prior Cook County Service as a Deputy Sheriff.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

It was then moved by Trustee Hamburger, seconded by Trustee Wright that the Board approve the remaining requests to purchase service credit for cook county service as detailed on page 42,

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

43 REQUESTS FOR PENSION CREDIT FOR CERTAIN PRIOR LAW ENFORCEMENT
SERVICE UNDER 5-214.2

Discussion was held concerning requests received under this provision of the Pension Act.

*It was moved by Trustee Hamburger, seconded by Trustee Hauser, that the Board deny the request of Officer **Anthony J. Rotkovich** in accordance with the statutory deadlines.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

44 REQUESTS FOR PENSION CREDIT FOR PRIOR MILITARY
SERVICE UNDER 5-214.3

Documentation verified, it was moved by Trustee Hamburger, seconded by Trustee Wright that the Board approve the requests to purchase service credit for prior military service as detailed on page 44.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

45 REQUEST FOR PENSION CREDIT FOR MILITARY SERVICE UNDER **USERRA**

Documentation verified, it was moved by Trustee Wright, seconded by Trustee Hamburger that the Board approve the request to purchase service credit for military leave of absence period as detailed on page 45.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

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46 REQUESTS FOR PENSION CREDIT FOR MILITARY UNDER USERRA – POST
RETIREMENT

Documentation verified, it was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the request to purchase service credit for military leave of absence periods as detailed on page 46.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

General Agenda completed.

A Conference call was initiated with Don Broggi of the law firm of Scott & Scott concerning litigation involving the Fund.

It was moved by Trustee Hamburger, seconded by Trustee Wright that the Board go into executive session pursuant to Section 2 (c)(11) to discuss outstanding litigation.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

WHEREUPON, Trustee Summers entered the proceedings

It was moved by Trustee Wright, seconded by Trustee Maloney that the Board exit the executive session.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

It was moved by Trustee Hamburger, seconded by Trustee Wright that the Board go back into executive session pursuant to Section 2 (c)(11) to discuss outstanding litigation.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

It was moved by Trustee Lappe, seconded by Trustee Maloney that the Board exit the executive session.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

It was moved by Trustee Hamburger, seconded by Trustee Maloney that the Board approve the Scott & Scott securities litigation matter, with the Fund seeking lead plaintiff.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

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The matter of **Regina Wilson's** duty disability application was reviewed. Officer Wilson has withdrawn her duty disability application and wishes to be reinstated to active duty with the Chicago Police Department. Therefore, her ordinary disability benefits should be terminated so that she can begin the reinstatement process to active service.

It was moved by Trustee Lappe, seconded by Trustee Wright that the Board terminated Regina Wilson's ordinary disability benefit effective May 31, 2016.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

The duty disability benefits of **Mary McMahon** were reviewed.

Based on correspondence the Fund received, *it was moved by Trustee Hamburger, seconded by Trustee Wright that the Board terminate Mary McMahon's disability benefit effective May 31, 2016.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

The ordinary disability benefits of **Laura Nemeth** were reviewed.

Based on correspondence the Fund received, *it was moved by Trustee Hamburger, seconded by Trustee Wright that the Board terminate Laura Nemeth's ordinary disability benefit effective May 31, 2016.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

HEARINGS

PAGE NO. REFERENCE

47 REQUEST FOR PRIOR SERVICE CREDIT

Wojtan, Kenneth

Officer Wojtan appeared, without counsel, on his request for prior service credit. Board counsel reviewed with Officer Wojtan the procedures of an administrative hearing, along with his right to have an attorney present. Officer Wojtan agreed to proceed without counsel. After hearing testimony and reviewing the documents submitted *it was moved by Trustee Lappe, seconded by Trustee Hamburger that the Board deny the request to purchase prior service credit in accordance with the provisions of the Pension Act.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

DUTY DISABILITY STATUS REVIEW

48 **Giangrosso, Carl**

Attorney representing Officer Giangrosso appeared before the Board to request a continuance in order to obtain the officer's medical records.

It was moved by Trustee Lappe, seconded by Trustee Wright that the Board approve the request for a continuance for Officer Giangrosso, to be scheduled for a hearing in June 2016.

ROLL CALL

For: Hauser, Lappe, Maloney, Wright 4.

Absent: Avila, Brown, Summers 3.

Against: Hamburger 1.

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49 **Ivers, Neal**

A legal representative on behalf of Officer Ivers appeared before the Board and requested a continuance on the status review due to a schedule conflict of Officer Iver's attorney.

It was moved by Trustee Maloney, seconded by Trustee Wright that the Board approve the request for a continuance for Officer Ivers, to be scheduled for a hearing in June 2016.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

50 **Stehlik, Scott**

Scott Stehlik appeared before the Board, without counsel, on his duty disability status review. Board counsel reviewed with Officer Stehlik the procedures of an administrative hearing, along with his right to have an attorney present. Officer Stehlik agreed to proceed without counsel. After hearing testimony from Officer Stehlik, the Board's physician, Director O'Neill of the Chicago Police Department and reviewing the documents submitted, *it was moved by Trustee Wright, seconded by trustee Lappe that the Board terminate Officer Stehlik's duty disability benefit effective May 31, 2016.*

ROLL CALL

For: Hamburger, Lappe, Maloney, Summers, Wright 5.

Absent: Avila, Brown 2.

Against: Hauser 1.

WHEREUPON; Trustee Summers exited these proceedings.

51 **Whiteside, Perry**

Perry Whiteside appeared before the Board, with counsel, on his disability status review. This matter was previously before the Board concerning current medical status and ability to return to active duty. After hearing testimony from Officer Whiteside and reviewing the documents submitted, *it was moved by Trustee Hamburger, seconded by trustee Maloney that the Board enter into executive session per Section 2 (c)(11).*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

It was moved by Trustee Lappe, seconded by Trustee Hamburger that the Board exit the executive session.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

The status hearing of Officer Whiteside resumed. Testimony was taken from Director O'Neill of the Chicago Police Department.

At the conclusion of all testimony, *it was moved by Trustee Lappe, seconded by Trustee Hamburger that the Board terminate Officer Whiteside's duty disability benefits effective May 31, 2016.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

It was then moved by Trustee Lappe that the Board award an ordinary disability benefit.

No Second.

MOTION FAILED.

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52 DUTY DISABILITY CLAIMS

Dahms, Dave H.

Dave H. Dahms appeared before the Board, with counsel, on his claim for a duty disability benefit. After hearing testimony from claimant, reviewing the documents submitted, and hearing testimony from Donald J. O'Neill, Director of Human Resources of the Chicago Police Department, *it was moved by Trustee Wright, seconded by Trustee Summers that the Board enter into executive session.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

It was moved by Trustee Wright, seconded by Trustee Lappe that the Board exit the executive session.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

It was moved by Trustee Lappe, seconded by Trustee Summers that Board defer the decision on the duty disability application until the May 26, 2016 meeting of the Board, which enables Officer Dahms the opportunity to begin the reinstatement process.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

Rodriguez, Francisco

Francisco Rodriguez appeared before the Board, with counsel, on his claim for a duty disability benefit. After hearing testimony from claimant and reviewing the documents submitted *it was moved by Trustee Maloney, seconded by Trustee Lappe, that the Board grant a duty disability benefit to Francisco Rodriguez.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

It was moved by Trustee Wright, seconded by Trustee Lappe that the Board grant the duty award at 75% of salary as defined in the Statute for the period May 26, 2015, through April 5, 2016, when Officer Rodriguez returned to active service with the Chicago Police Department.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

53 OCCUPATIONAL DISEASE DISABILITY CLAIM

Nieves, Lourdes

Lourdes Nieves appeared before the Board, without counsel, on her claim for an occupational disease disability benefit. Board counsel reviewed with Officer Nieves the procedures of an administrative hearing, along with her right to have an attorney present. Officer Nieves agreed to proceed without counsel. After hearing testimony from claimant, the Board's consulting physician and reviewing the documents submitted *it was moved by Trustee Maloney, seconded by Trustee Hamburger that the Board award Officer Nieves an ordinary disability benefit.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

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54 ORDINARY DISABILITY CLAIM

Blaszczyk, James

James Blaszczyk appeared before the Board, without counsel, on his claim for an ordinary disability benefit. Board counsel reviewed with Officer Blaszczyk the procedures of an administrative hearing, along with his right to have an attorney present. Officer Blaszczyk agreed to proceed without counsel. After hearing testimony from claimant, the Board physician and reviewing the documents submitted *it was moved by Trustee Wright, seconded by Trustee Lappe that the Board award Officer Blaszczyk an ordinary disability benefit.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

It was moved by Trustee Hamburger, seconded by Trustee Wright that the Board enter into executive session per 2 (c)(11).

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

It was moved by Trustee Wright, seconded by Trustee Lappe that the Board exit the executive session.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

The Executive Director reviewed with the Board the following matters.

- The Fund received an invitation from the Police Memorial Foundation for the 55th Annual Police Recognition Ceremony and Luncheon. Typically the Fund has bought a table at this event. However, this year the ceremony and the luncheon are at the same time as the May Board meeting. After discussion *it was moved by Trustee Hamburger, seconded by Trustee Lappe that the Board allow \$500 be applied to the event, at the discretion of the Executive Director, either as individual luncheon tickets for select staff or towards a donation, or a combination thereof.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

- The next item is regarding a written request from the Fraternal Order of Police (FOP), which has been provided to the Trustees for review. The letter indicates that the FOP has been working on securing healthcare benefits for retirees as early as January 1st, 2017, and the FOP is requesting a variety of data from Fund with respect to this undertaking. After lengthy discussion it was mutually agreed that the Fund will provide the requested member data to the FOP upon receipt of a signed, written confidentiality agreement from the FOP, which would, in substance, require the FOP to confirm that they will use the information requested solely to secure healthcare for the Fund's members.
- Audit and Actuarial draft results for the year ended December 31, 2015, continue to be finalized. However, there is a concern regarding the pending legislation of SB 777, which was presented to Governor Rauner on March 31, 2016. Given the significance of the legislation to the Fund's financial condition, the suggestion was made to complete the Fund's financials after May 31, 2016, when the Governor's action on SB 777 is known. The finalization of the financial statements and actuarial

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report would then be issued later in June than originally desired by the City of Chicago. The Board agreed with such timing. Additionally, President Hauser confirmed the members of the Audit and Actuarial Committee (Trustees Brown, Hamburger and Maloney). Once the draft financial statements and actuarial report are complete, the Audit and Actuarial Committee will hold a meeting to discuss the results. Time of such meeting is to be determined.

- Trustee Maloney addressed the issue concerning the City and its legal justification to hold the \$172 million deposit associated with PA 1495.

It was moved by Trustee Maloney, seconded by Trustee Wright that the Board direct legal counsel to send the drafted letter to the City requesting the legal justification of the City Treasurer's Office to hold the deposit and not allow the Fund to invest such funds.

ROLL CALL

For: Hauser, Lappe, Maloney, Wright 4.

Absent: Avila, Brown, Summers 3.

Against: Hamburger 1.

- The Board physician reviewed the medical status of various disability recipients. Per the Board physician's recommendation the following actions were taken:

It was moved by Trustee Lappe, seconded by Trustee Hamburger that the Board approve observation be conducted on Officer [REDACTED].

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

*It was moved by Trustee Hamburger, seconded by Trustee Wright that the Board approve the recommended additional testing on disability recipients **Frank Gonzalez, Kenneth Krofel, Mary Zwolski and Joseph Smith.***

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

- As previously discussed, the Fund's current disaster recovery site shall terminate September 2016. Alternatives to be adopted after September were presented by Fund Comptroller James Dollard and the IT Administrator Richard Muhlbacher. After discussion it was determined to have representatives from E-Dot provide a presentation on their system.
- A matter of an annuity overpayment to retired member Joaquin Rivera, now deceased, was discussed. Final review and Board direction will be conducted at the May Board meeting.
- Fiduciary Insurance was discussed at the last Board meeting concerning issuing an RFP for insurance brokerage services. As instructed, the Executive Director drafted an RFP for Commercial Insurance Brokerage Services, inclusive of Fiduciary Insurance.

It was moved by Trustee Maloney, seconded by Trustee Hamburger that the Board direct the Executive Director to proceed with the RFP for Insurance Brokerage Services.

ROLL CALL

For: Hamburger, Lappe, Maloney 3.

Absent: Avila, Brown, Summers 3.

Against: Hauser, Wright 2.

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- The next item for review and discussion was Health Insurance for the Fund's retirees. Per the request of Trustee Hamburger, the Executive Director prepared a draft letter, to be sent to the current Fund retirees, which discusses the current health insurance and possible termination of such coverage. The Board requested that the Executive Director send the letter to the Fund retirees.
- The Executive Director updated the Board on the Naviant case. Based on communication from Avi Josefson, a copy of which was provided to the Board, a larger claimant has come forward and, thus, they believe it is in the best interest that this Fund step down and not continue as the lead plaintiff. The Board agreed with Mr. Josefson's recommendation.
- The last item for Board consideration concerned tenant improvements to the Fund's office space. To begin remodeling tasks, the service of an engineer is required. The Executive Director requests hiring an engineer for an estimated fee of \$3500. Trustee Hamburger noted that she would like the architect firm to work to identify minority businesses as appropriate. Director Tuczak did indicate that such concern has been expressed to the architect.

It was moved by Trustee Hamburger, seconded by Trustee Wright that the Board approve the retention of an engineer to work with the architect firm.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.

EXECUTIVE DIRECTOR'S REPORT CONCLUDED

All business concluded for this date, April 22, 2016, *it was moved by Trustee Wright, seconded by Trustee Lappe that this meeting be adjourned.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.

Absent: Avila, Brown, Summers 3.

Against: 0.