
MINUTES OF THE PROCEEDINGS
REGULAR MEETING
OF THE
RETIREMENT BOARD OF THE POLICEMEN'S
ANNUITY & BENEFIT FUND
HELD
THURSDAY – AUGUST 25, 2016

The regular meeting of the Retirement Board of the Policemen's Annuity and Benefit Fund was held August 25, 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 Hauser

President Hauser called the meeting to order.

The first order of business was review and approval of the minutes of the Investment Committee meeting held August 22, 2016.

It was moved by Trustee Wright, seconded by Trustee Summers that the Board approve the minutes as submitted.

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

There was brief Discussion concerning a follow-on investment with Global Infrastructure Partners.

It was moved by Trustee Maloney, seconded by Trustee Lappe, that the Board approve a commitment of up to \$25 million to Global Infrastructure Partners to their Fund III.

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

Next was review of the minutes from the regular Board Meeting held July 28, 2016.

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

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

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

In the matter of **Neal Ivers**, the Board found that the disability resulting from the act of duty incident has ceased, and therefore, his duty disability benefits shall cease on July 31, 2016, and he is directed to return to the CPD for assignment.

It was moved by Trustee Wright, seconded by Trustee Summers that the Board adopt the order on Neal Ivers as submitted.

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

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In the matter of **Beverly Simmons**, on her duty disability application, the Board finds that Officer Simmons did not establish that the March 17, 2011, injury was sustained while in the performance of an act of duty and that her disability is the result of a non-act of duty incident. Therefore, she is entitled to an ordinary disability benefit as defined in the Pension Act.

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

ROLL CALL

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

Absent: Avila, Brown 2.

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 August 2016.

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

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

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 pages 7 through 14.

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

15 - 16 Payment to Heirs of Deceased Annuitants

It was moved by Trustee Hauser, seconded by Trustee Summers 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, Summers, Wright 6.

Absent: Avila, Brown 2.

Against: 0.

17 Refund of Unused Annuity Accumulations

It was moved by Trustee Lappe, seconded by Trustee Wright that the Board approve the Refund as detailed on page 17.

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

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PAGE NO. REFERENCE

18 *Revised Refund of Automatic Increase Contributions – less than 20 years of service*
It was moved by Trustee Hauser, seconded by Trustee Hamburger that the Board approve the Revised Refund as detailed on page 18.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

19 - 21 Annuities [Summary pg. 22]

It was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Annuities as detailed on pages 19 through 21.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

23 - 26 Annuities - Revised

It was moved by Trustee Hauser, seconded by Trustee Lappe that the Board approve the Revised Annuities as detailed on pages 23 through 26.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

27 Annuities to Widows [Summary pg. 28]

It was moved by Trustee Hauser, seconded by Trustee Hamburger that the Board approve the Annuities to Widows as detailed on page 27.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

29 Ordinary Disability Application

a) **Heberger, Shelly C.**

Based on the medical reports, it was moved by Trustee Lappe, seconded by Trustee Wright that the Board grant the officer an ordinary disability benefit.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

MINUTES CONTINUED

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Page 4.

PAGE NO. REFERENCE
30 Occupational and Duty Disability Applications
 b) **Davis, Jr., Thomas A. ♥**

The medical documentation on this application was reviewed by the Board members.
It was moved by Trustee Hauser, seconded by Trustee Wright that the Board grant the officer an occupational disease disability benefit.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

c) **Fencl, Matthew R.**

The medical documentation on this application was reviewed by the Board members.
It was moved by Trustee Hauser, seconded by Trustee Wright that the Board grant the officer subject to a full evidentiary hearing an ordinary disability 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, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

d) **Guerrero, Angelica**

The medical documentation on this application was reviewed by the Board members.
It was moved by Trustee Lappe, seconded by Trustee Hauser that the Board grant the officer subject to a full evidentiary hearing an ordinary disability 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, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

31 - 32 Payment of Death Benefits [Summary pg. 33]
It was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Death Benefits as detailed on pages 31 and 32.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

MISCELLANEOUS

34 REQUEST FOR PENSION CREDIT FOR PRIOR COOK COUNTY
 SERVICE UNDER 5-214 (c)

Documentation verified, *it was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the request to purchase pension credit for prior cook county service as detailed on page 34.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

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PAGE NO. REFERENCE
35 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 pension credit for prior military service as detailed on page 35.*

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

36 REQUEST FOR PENSION CREDIT FOR MILITARY LEAVE UNDER **USERRA**

Documentation verified, *it was moved by Trustee Wright, seconded by Trustee Summers that the Board approve the request to purchase service credit for military leave of absence periods as detailed on page 36.*

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

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

Request to address the Board

Thomas Kolman, appeared before the Board concerning his previously approved request to purchase prior service pension credit. Officer Kolman had made a payment for approximately six months of prior service. He now wants to pay for an additional six months of the prior service. The ‘portability’ provision under which he was allowed to purchase prior service has a 5-year payment deadline, which has lapsed.

It was moved by Trustee Wright, seconded by Trustee Maloney that the Board approve the request to purchase an additional six months of pension credit, for a maximum of one year of prior service.

ROLL CALL

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

Absent: Avila, Brown 2.

Against: Hamburger 1.

It was noted that final communication will be sent to Officer Kolman, with updated interest calculations, which will allow Officer Kolman approximately two to four weeks to complete payment. If payment is not received at the conclusion of such period, no further extensions are permitted.

General Agenda completed.

The Chief Investment Officer presented to the Board members travel requests and approvals.

It was moved by Trustee Wright, seconded by Trustee Lappe that the Board approve travel expenses for the Fund’s CIO as requested, for attendance at the Carlyle annual meeting and a Private Debt Conference.

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

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Tim Bowen of Mesirow Insurance Services appeared before the Board with a presentation on the options available for the Fund's renewal of its fiduciary liability insurance. Mr. Bowan confirmed Mesirow's procedures included contacting every insurance carrier that underwrites fiduciary insurance for public pension funds, in an attempt to obtain information on all options available to the Board of Trustees.

After review and discussion, *it was moved by Trustee Maloney, seconded by Trustee Wright that the Board approve renewal of Option 1 for \$15 million of Fiduciary Liability Coverage and Cyber Liability Coverage Option 1, as presented.*

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 into executive session pursuant to Section 2 (c)(11).

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 exit the executive session.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

The Board in Open Session; *it was moved by Trustee Hamburger, seconded by Trustee Lappe that the Fund modify the **US vs. City of Chicago** case as recommended by Fund counsel.*

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 accept the order as submitted by Fund counsel on the duty disability status of **Joseph J. Smith**.*

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Summers, Wright 6.
Absent: Avila, Brown 2.
Against: 0.

PAGE NO. REFERENCE

HEARINGS

38 REQUEST FOR PENSION CREDIT FOR PRIOR SERVICE

Freeman, Daniel L.

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

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 Wright that the Board go into executive session.

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 Wright that the Board exit the executive session.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.
Absent: Avila, Brown, Summers 3.
Against: 0.

DUTY DISABILITY STATUS REVIEWS

39 **Charleston Harris**

Charleston Harris appeared before the Board, without counsel, on his disability status review. After reviewing the medical reports and documents submitted, Mr. Harris informed the Board members that he was retiring September 30, 2016.

It was moved by Trustee Wright, seconded by Trustee Lappe, that pursuant to the testimony received and the documents reviewed, the Board terminate Officer Harris' duty disability benefit effective September 30, 2016.

ROLL CALL

For: Hamburger, Hauser, Lappe, Maloney, Wright 5.
Absent: Avila, Brown, Summers 3.
Against: 0.

40 **Robert A. Mohedano**

Robert A. Mohedano appeared before the Board, with counsel, on his disability status review. After hearing testimony from Robert Mohedano and reviewing the medical reports and documents submitted, *it was moved by Trustee Maloney that this officer's duty disability benefits continue.*

NO SECOND: MOTION FAILS

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

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PAGE NO. REFERENCE

ROLL CALL

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

Absent: Avila, Brown, Summers 3.

Against: 0.

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

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 Lappe that pursuant to the testimony received and the documents reviewed, the Board terminate Robert Mohedano's duty disability benefit effective September 30, 2016.

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 Maloney that the Board grant Robert Mohedano an ordinary disability benefit effective October 1, 2016.

ROLL CALL

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

Absent: Avila, Brown, Summers 3.

Against: 0.

DUTY DISABILITY STATUS REVIEWS, Continued

41 **Ryan J. O'Donnell**

Ryan O'Donnell appeared before the Board, with counsel, on his disability status review. After hearing testimony from Ryan O'Donnell, the Board's physician Dr. Peter Hoepfner, and Donald J. O'Neill of Human Resources, Chicago Police Department, and reviewing the medical reports and documents submitted, *it was moved by Trustee Lappe, seconded by Trustee Wright, that pursuant to the testimony received and the documents reviewed, the Board terminate Officer O'Donnell's duty disability benefit effective September 30, 2016.*

ROLL CALL

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

Absent: Avila, Brown 2

Against: 0.

42 DUTY DISABILITY CLAIMS

Patrick J. Gilmore

Patrick Gilmore appeared before the Board, with counsel, on his duty disability application. The Board's file is incomplete and thus is not prepared to hear the duty disability application. Attorney for Officer Gilmore requested the Board consider awarding an ordinary disability benefit while this matter is deferred and pending, given the Independent Medical Evaluation provided.

It was moved by Trustee Wright, seconded by Trustee Maloney that the Board grant the officer subject to a full evidentiary hearing an ordinary disability 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.

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PAGE NO. REFERENCE

ROLL CALL

For: Hauser, Maloney, Wright 3.

Absent: Avila, Brown 2.

Against: Hamburger, Lappe, Summers 3.

TIE VOTE: MOTION FAILS

It was moved by Trustee Wright, seconded by Trustee Hamburger that the Board go 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.

The Board in Open Session; *It was moved by Trustee Lappe, seconded by Trustee Wright that the Board reconsider the motion previously made on Patrick Gilmore's application for benefits.*

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

It was again moved by Trustee Wright, seconded by Trustee Maloney that the Board grant the officer subject to a full evidentiary hearing an ordinary disability 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: Hauser, Lappe, Maloney, Summers, Wright 5.

Absent: Avila, Brown 2.

Against: Hamburger 1.

42 DUTY DISABILITY CLAIMS, continued

Shirley A. Johnson

Officer Johnson appeared before the Board, with counsel, on her claim for a duty disability benefit. After reviewing the documents submitted, Officer Johnson's attorney requested a thirty-day continuance to obtain additional medical records. *It was moved by Trustee Lappe, seconded by Trustee Maloney that the Board grant a continuance for 30 days.*

ROLL CALL

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

Absent: Avila, Brown, Summers 3.

Against: 0.

Craig J. Nykiel

Officer Nykiel 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 Lappe, seconded by Trustee Summers that the Board go into executive session.*

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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 Wright 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 Wright, that the Board grant a duty disability benefit to Craig Nykiel.

ROLL CALL

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

Absent: Avila, Brown 2.

Against: 0.

It was moved by Trustee Lappe, that the Board grant the duty award at 75% of salary.

NO SECOND: MOTION FAILS

It was moved by Trustee Lappe, seconded by Trustee Wright that the Board grant the duty award at 50% of salary as defined in the Statute.

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.

- Disability recipient Dean Angelo, previously forwarded communication to the Fund that he wished to return to active duty with the CPD, thereby his disability benefit was terminated July 31, 2016. Accordingly, the Board approved an Order, which was sent to Officer Angelo. Subsequently, Officer Angelo, through his attorney, requested some word changes - not to change the Board-issued Order. A follow-up letter was sent by Board counsel. A further request has been made by Officer Angelo's attorney to indicate that changes in the Chicago Police Department policy allow for Officer Angelo to return to duty under the new sworn limited duty program, given his medical condition. Upon Board agreement, Fund counsel will produce subsequent communication to Officer Angelo which will reflect the agreed changes.
- An invitation from the Chicago Police Memorial Foundation for its annual reception and candlelight vigil on September 13, 2016, at 5:00 pm is extended to all trustees and staff.
- An update on the Fund's 2016 Annuitant Signature Affidavit was provided. There are approximately 120 retirees and widows who have not responded to the Fund's first or second request nor telephone contact. After much discussion, mutual decision was to do a final review at the end of September, and prepare to inactivate the individuals that have not complied.

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- The Fund recently upgraded the death service utilized to receive notifications of member deaths. The new system has found deaths of some retirees and/or widows which were not reported to the Fund. Staff is working on retrieving any distributions made after dates of death and any required reporting, and the Board will be kept updated on the progress.
- Senate Bill 777 became law at the end of May 2016. Contained in this bill was the significant funding change as well as another item which relates to the minimum annuity for retirees. The bill provides that any policeman who retired from service prior to January 1, 2016, at age 50 or over with 20 or more years of service, or any policeman who retired from service due to disability and is entitled to an annuity on January 1, 2016, shall receive a monthly annuity that is no less than 125% of the federal poverty level. Staff is reviewing the retiree amounts, including all cost of living adjustments, to determine eligibility. The base annuity award alone will not be used to determine eligibility, but rather the base annuity plus any cost-of-living adjustment will be included in the annuity granted for comparison purposes to the poverty index.
- At a prior Investment Committee meeting there was indication that one of the underlying investments of Invesco (Chancellor), has a recorded value of approximately \$75,000. Invesco has indicated a method to sell this holding, which would involve a completed Power-of-Attorney, to allow Invesco to conduct all transactions necessary to accomplish the sale on behalf of the Fund. The Board agreed with this recommendation, given the value of the holding. The Power-of-Attorney is in lieu of a sale document, which would require a legal review by the Fund.
- The Fund has been officially appointed lead plaintiff in the Gerdau case and is under obligation to ensure that all document retention requirements are followed with respect to this matter.

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

ROLL CALL

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

Absent: Avila, Brown, Summers 3.

Against: 0.

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

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 Maloney that the Board go into executive session for personnel matters.

ROLL CALL

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

Absent: Avila, Brown, Summers 3.

Against: 0.

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

ROLL CALL

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

Absent: Avila, Brown, Summers 3.

Against: 0.

- The Board's physician completed an annual exam on disability recipient **Teresa Flynn-Fanning** and has recommended a modified Functional Capacity Evaluation be completed.

It was moved by Trustee Wright, seconded by Trustee Lappe that the Board approve a modified FCE on Teresa Flynn-Fanning.

ROLL CALL

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

Absent: Avila, Brown, Summers 3.

Against: 0.

- The Board's attorney requests the Board's consent to file an appeal on the **Hernandez** disability case.

It was moved by Trustee Wright, seconded by Trustee Maloney that the Board approve Fund counsel filing an appeal on the Hernandez case on behalf of the Board

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, August 25, 2016, *it was moved by Trustee Wright, seconded by Trustee Lappe that this meeting be adjourned.*

ROLL CALL

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

Absent: Brown, Hauser, Summers 3.

Against: 0.