



**Retirement Board of the Policemen's Annuity and Benefit Fund of Chicago**

**MINUTES**

**BOARD MEETING**

THURSDAY – JULY 29, 2021

**Board Meeting Agenda**  
**July 29, 2021, 9:00 AM, via Teleconference**

In accordance with Governor JB Pritzker's Disaster Proclamation issued July 23, 2021 and 5 ILCS 120/7(e), the Policemen's Annuity and Benefit Fund of Chicago Board Meeting will be held through remote attendance. Members of the public wishing to listen to the proceeding, please dial into the meeting at:

*Phone:* 1-312-626-6799

*Meeting ID:* 962 3016 5134

- 1) Roll Call
- 2) Requests from Members of the Public to Address the Board
- 3) Approval of Administrative Items
  - a) Approval of Minutes - Board Meeting held June 24, 2021
  - b) Approval of Minutes - Executive Sessions held June 24, 2021
  - c) Approval of Minutes – Investment Committee held July 26, 2021
  - d) Approval of Transcript - Board Meeting held June 24, 2021
  - e) Periodic Review of Closed Session Meeting Minutes
- 4) Approval of Board Orders – Sgt. Keith Fuelling
- 5) Approval of Benefit Applications and Expenses
- 6) Disability Hearing - Officer Neal Ivers
- 7) Disability: Board review of Physician's Recommendations on Re-examinations
- 8) Credit for Other Service - Danial F. Taiym
- 9) Legal Review - In-process Cases Status Report\*
- 10) Consideration of 2022 Funding Resolution
- 11) Consideration of Passive Index RFP Finalists
- 12) Trustee Election Timeline Update
- 13) Other business

\*Topics may be discussed in closed session in accordance with the applicable Open Meetings Act provisions.

The regular meeting of the Retirement Board of the Policemen's Annuity and Benefit Fund of Chicago (the "Board" or "Fund") was held on July 29, 2021, convening remotely via video and audio conference at 9:00 a.m. for the consideration of applications and bills, and for other such matters that came before the Board. This meeting was held via video and audio conference in accordance with the Open Meetings Act 5 ILCS 120/7(e) and Governor Pritzker's Disaster Proclamation issued July 23, 2021 as a result of the COVID-19 pandemic. In consideration of the health and safety of Trustees, staff, members, and the public, the Board President determined that an in-person meeting was not practical or prudent due to the Governor's Disaster Proclamation.

Board Members Present:

Thomas Beyna^	President
Melissa Conyears-Ervin*	Trustee
John Lally^	Trustee
Michael Lappe^	Vice President
Susie Park	Trustee
Stephen Skardon	Trustee
Michael Stiscak^	Recording Secretary

Staff Present:

Erin Keane^	Executive Director
Kevin Reichart^	Comptroller
Justin Kugler^	Board Counsel
Kay Hylton^	Benefits Manager
Bob Crawford^	Disability Manager

Consultants and Advisors Present:

Dr. Peter Orris*	Board Physician
Richard Reimer*	Board Attorney/Hearing Officer
Deanna Jones	NEPC

Public in Attendance:

Mark Myslinski	City of Chicago Office of the Treasurer
Craig Slack	City of Chicago Office of the Treasurer
Neal Ivers	Annuitant, CPD
Ralph Licari	Attorney

Others in attendance via audio, identified only by telephone numbers

^ Denote attendance in person at the Fund office

\*Denotes partial attendance

## **ROLL CALL**

President Beyna determined a quorum was present and called the meeting to order.

## **REQUESTS FROM MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD**

President Beyna asked if there were any requests from the public to address the Board.

There were no requests to address the Board.

## **APPROVAL OF ADMINISTRATIVE ITEMS**

The first order of business was review of the minutes of the June 24, 2021, Board meeting.

*A motion to approve the minutes from the Board meeting held June 24, 2021, was made by Trustee Skardon, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

The next order of business was the review of the minutes of the Executive Sessions of the June 24, 2021, Board meeting.

*A motion to approve the executive session minutes from the Board meeting held June 24, 2021, was made by Trustee Skardon, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

The next order of business was the review of the minutes of the Investment Committee meeting of July 26, 2021.

*A motion to approve the minutes from the investment committee meeting held July 26, 2021, was made by Trustee Skardon, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

The next order of business was the review of the transcript of the June 24, 2021, Board meeting.

*A motion to approve the transcript from the Board meeting held June 24, 2021, was made by Trustee Skardon, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

The next order of business was the periodic review of closed session meeting minutes. After review, the Board determined the minutes no longer require confidential treatment and may be opened.

*A motion to open the closed session minutes was made by Trustee Skardon, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

## **APPROVAL OF BOARD ORDERS**

### **Keith Fuelling**

A draft order was provided to the Board by Board Counsel.

*A motion authorizing staff to adopt and publish the Board order prepared for Sergeant Fuelling was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

President Beyna turned the meeting over to Board Secretary Stiscak for the approval of Benefit Applications and Expense items as appearing in July 2021 Docket.

## **DOCKET: SCHEDULE I-A Incurred Expenses for the Month of July 2021**

*A motion to approve the Incurred Expenses as detailed on Schedule I-A was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

## **DOCKET: SCHEDULE II-A Refunds of Contributions**

*A motion to approve the Refunds as detailed on Schedule II-A was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

## **DOCKET: SCHEDULE II - B Refunds of Widow's Annuity Accumulations**

*A motion to approve the Refunds as detailed on Schedule II-B was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

## **DOCKET: SCHEDULE II - B Refunds of Widow's Annuity Accumulations - Revised**

*A motion to approve the revised Refunds as detailed on Schedule II-B was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

## **DOCKET: SCHEDULE II-C Refunds Exempt Rank**

*A motion to approve Refunds-Exempt Rank as detailed on Schedule II-C was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE II-D Partial Payment to Heirs of Deceased Annuitants**

*A motion to approve Payments to Heirs of Deceased Annuitants as detailed on Schedule II-D was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE II-E Refund of Unused Annuity Accumulations**

*A motion to approve the Refund of Unused Annuity Accumulations as detailed on Schedule II-E was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE III-A Annuities and Annuities with a Summary page**

*A motion to approve the Annuities as detailed on Schedule III-A was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE III-A Annuities - Revised**

*A motion to approve the revised Annuities as detailed on Schedule III-A - Revised was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE III-B Annuities to Widows with a Summary page**

*A motion to approve the Annuities to Widows as detailed on Schedule III-B, excluding Jean Kirk AW-65787, was made by Trustee Beyna, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE III-C Annuities to Children**

*A motion to approve the Annuities as detailed on Schedule III-C was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE IV New Disability Applications**

- a) Conway, Patrick M., claiming Occupational disability

The Board awarded Sgt. Conway an ordinary disability benefit in June 2017. Sgt. Conway is now applying for an occupational disease disability benefit because of changes in his medical condition and additional medical treatment.

*A motion to defer consideration of Sgt. Conway's occupational disease disability benefit to a future Board meeting was made by Trustee Beyna, seconded by Trustee Skardon.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

- b) O'Sullivan, Damian M., claiming duty disability

Medical report reviewed.

*A motion to defer consideration of Officer O'Sullivan's duty disability application, subject to a full evidentiary hearing, was made by Trustee Beyna, seconded by Trustee Skardon.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE V Payment of Death Benefits with a Summary page**

*A motion to approve payment of the Death Benefits indicated Schedule V was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE VI PENSION CREDIT FOR EXTENDED MILITARY LEAVES UNDER 40 ILCS 5/5-212**

Documentation verified, review and discussion concluded.

*A motion to approve the additional pension credit for MILITARY LEAVES under 40 ILCS 5/5-212 as detailed on Schedule VI was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE VII-A REQUESTS TO PURCHASE ADDITIONAL PENSION CREDIT FOR PRIOR COOK COUNTY LAW ENFORCEMENT SERVICE UNDER 40 ILCS 5/5-214 (c)**

Documentation verified, review and discussion concluded.

*A motion to approve the request to purchase additional pension credit for prior Cook County service under 40 ILCS 5/5-214(c) as detailed on Schedule VII-A was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE VII-B REQUESTS TO PURCHASE ADDITIONAL PENSION CREDIT FOR PRIOR MILITARY SERVICE UNDER 40 ILCS 5/5-214.3**

Documentation verified, review and discussion concluded.

*A motion to approve the request to purchase additional pension credit for prior military service under 40 ILCS 5/5-214.3 as detailed on Schedule VII-B was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

General docketed items completed.

**DOCKET: SCHEDULE VIII-A DUTY DISABILITY HEARING**

*A motion to appoint Rick Reimer as the Hearing Officer for all disability cases scheduled to be heard at this meeting was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**Neal P. Ivers Hearing**

This hearing was conducted pursuant to Article 5 of the Illinois Pension Code concerning the disability claim of Officer Neal Ivers. Neal Ivers appeared before the Board, with counsel Ralph Licari, on his claim for a disability benefit. The records and documents presented were reviewed and it was determined additional information was required.

*A motion to defer this application for disability benefits until the August Board meeting was made by Trustee Skardon, seconded by Trustee Park.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DISABILITY: Board Review of Physician’s Recommendations on Disability Recipients’ Re-Examinations**

*A motion to approve the recommendations provided in the June 21, 2021 memo to the Board on disability matters was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

**DOCKET: SCHEDULE VIII-B CREDIT FOR PRIOR SERVICE**

**Danial F. Taiym**

*The Board’s attorney, Mr. Justin Kugler, summarized this matter which was previously heard before the Board with a decision made, an Order issued, and legal appeals concluded in the Circuit and Appellate Courts. The Board directed counsel to send the drafted letter to Officer Taiym.*



**LEGAL REVIEW**

*A motion to go into executive session per 5 ILCS 120/2(c)(11) was made by Trustee Skardon, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Beyna, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett, Conyears-Ervin.

*WHEREUPON; Trustee Conyears-Ervin joined the proceedings.*

*A motion to exit executive session was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Conyears-Ervin, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett.

Upon returning to open session, the record reflects the Trustees met in closed session to discuss pending matters of actual and/or threatened litigation pursuant to 5 ILCS 120/2(c)(11). Based on the Board discussions in executive session, the Board entertained motions in open session.

**BOARD DECISIONS**

Kirk, Jean

*A motion granting reinstatement Jean Kirk Koncelcki's widow's annuity in accordance with 40 ILCS 5/5-147 was made by Trustee Stiscak, seconded by Trustee Skardon.*

ROLL CALL:           For:           Beyna, Conyears-Ervin, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett.

*A motion authorizing staff to withhold Jean Kirk Koncelcki's widow's annuity until her indebtedness of \$12,502.46 is reimbursed to the Fund in accordance with 40 ILCS 5/5-218 was made by Trustee Stiscak, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Conyears-Ervin, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett.

Daly, James

*A motion directing Board counsel Justin Kugler to send the drafted and reviewed letter to the Estate of Officer James Daly was made by Trustee Stiscak, seconded by Trustee Skardon.*

ROLL CALL:           For:           Beyna, Conyears-Ervin, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett.

### Authorized Signers List

*A motion to approve the authorized signers list as prepared by Board counsel Justin Kugler was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Conyears-Ervin, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett.

### **FUNDING RESOLUTION**

The drafted funding resolution notifying the City of Chicago that the required statutory funding for budget year 2022, payable in calendar year 2023, of \$799,446,710 was reviewed and discussed.

*A motion to approve the 2021 Funding Resolution for the City of Chicago budget year 2022 was made by Trustee Skardon, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Beyna, Conyears-Ervin, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett.

### **PASSIVE INDEX RFP FINALISTS**

*A motion to award a contract for a passive index provider to Northern Trust Asset Management and Exponance, subject to the completion of the terms of the contract, was made by Trustee Lappe, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Beyna, Conyears-Ervin, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett.

### **ELECTION TIMELINE UPDATE**

The Executive Director Erin Keane reviewed with the Board members a revised election timeline, which coordinates with the electronic voting method for the 2021 Trustee Election.

*A motion approving the revised election timeline was made by Trustee Skardon, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Conyears-Ervin, Lally, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Abstain:    Beyna, Lappe.  
                          Absent:     Bennett.

### Danial F. Taiym

For consistency purposes, the Board counsel Justin Kugler requested a motion regarding the Danial Taiym matter.

*A motion to approve Fund staff or Board counsel sending the correspondence as drafted to Officer Taiym was made by Trustee Skardon, seconded by Trustee Stiscak.*

ROLL CALL:           For:           Beyna, Conyears-Ervin, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett.

All business concluded for this date, *a motion to adjourn the meeting was made by Trustee Skardon, seconded by Trustee Lappe.*

ROLL CALL:           For:           Beyna, Conyears-Ervin, Lally, Lappe, Park, Skardon, Stiscak.  
                          Against:    0.  
                          Absent:     Bennett.