



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

### **MINUTES**

#### **BOARD MEETING**

MONDAY – DECEMBER 16, 2022

**Board Meeting Agenda**  
**December 16, 2022, 9:00 A.M., via Teleconference**

In accordance with Governor JB Pritzker's Disaster Proclamation issued December 8, 2022 and 5 ILCS 120/7(e), the Policemen's Annuity and Benefit Fund of Chicago Board Meeting will be accessible through remote attendance. Members of the public wishing to participate or listen to the proceeding, please dial into the meeting at:

*Phone:* 1-312-626-6799

*Meeting ID:* 871 6333 3551

- 1) Roll Call
- 2) Requests from Members of the Public to Address the Board
- 3) Election of Board Officers
- 4) Consideration for Approval of Board Orders
  - a) Officer Nicholas Stella
- 5) Consideration for Approval of Benefit Applications and Expenses
- 6) Consideration for Approval of Applications for Credit for Other Service
  - a) Hearing on Officer Gia DiVito
  - b) Hearing on Officer Kimberly Lewis-Davis
- 7) Consideration for Approval of Application for Disability / Reviews
  - a) Hearing on Officer Carlos Yanez, Jr. – Duty Disability Claim
- 8) Discussion Regarding Cash Flow and Possible Action Regarding the Liquidation of Investments to Assist in the Payment of Benefits
- 9) Discussion and Possible Action Regarding Fund Lobbyist
- 10) Discussion and Possible Action Regarding 2023 Conference Attendance
- 11) Consideration and Possible Action Regarding Executive Director position\*
- 12) Other Business

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

Board Members Present:

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

Staff Present:

Kevin Reichart^	Acting Executive Director
Sarah Boeckman^	Board Counsel
Kay Hylton^	Benefits Manager
Bob Crawford^	Disability Manager
Jason Wasiukiewicz^	Staff Assistant

Consultants and Advisors Present:

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

Public in Attendance:

Craig Slack	City of Chicago Office of the Treasurer
Mark Myslinski	City of Chicago Office of the Treasurer
Gia DiVito*	Police Sergeant, CPD
Kimberly Lewis-Davis *	Police Officer, CPD
Ralph Licari*	Attorney

Via Telephonic:

Al Jaglowski	Retired, CPD
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Others in attendance via audio, identified only by telephone numbers

^ Denote attendance in person at the Fund office

\*Denotes partial attendance

**ROLL CALL**

President Stiscak called the meeting to order and determined a quorum was present at approximately 9:00 a.m.

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

Trustee Stiscak asked if there were any requests from the public to address the Board. One member of the public addressed the Board: Mr. Al Jaglowski.

**ELECTION OF OFFICERS**

Election of the Board President, Vice President and Recording Secretary is required in every December per 40 ILCS 5/5-181.

*Nomination by Trustee Lally seconded by Trustee Park to elect Michael Stiscak for the position of Recording Secretary and President and Steven Skardon as Vice President.*

*No other nominations made.*

VOTE:                    For:            Conyears-Ervin, Lally, Metcalfe, Park, Skardon, Stiscak.  
                              Against:        Lappe.  
                              Absent:        Bennett.

**DISCUSSION OF POSSIBLE ACTION REGARDING FUND LOBBYIST**

The Fund’s contract with the current lobbyist is to expire end of year.

Lengthy discussion concerning retaining the current lobbyist for a month-to-month, 12-month contract, or a short-term contract per the terms that have been offered; or conduct an RFP.

*A motion to renew or extend the current contract with Bukola Bello through March 2023 at the current rate was made by Trustee Skardon, seconded by Trustee Metcalfe.*

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

*A motion to issue an RFI or RFP for lobbyist services was made by Trustee Skardon, seconded by Trustee Metcalfe.*

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

**APPROVAL OF BOARD ORDERS**

Nicholas Stella

Credit for Other Service

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

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

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

**DOCKET: SCHEDULE I-A Incurred Expenses for the Month of December 2022**

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

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

**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 Lally.*

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

**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 Metcalfe.*

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

**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 Metcalfe.*

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

**DOCKET: SCHEDULE II-C Refunds of Exempt Rank Contributions**

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

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

**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 Metcalfe.*

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

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

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

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

**DOCKET: SCHEDULE II-G Refund of Annual Increase Contributions**

*A motion to approve the Refund of Annual Increase Contributions as detailed on Schedule II-G was made by Trustee Skardon, seconded by Trustee Metcalfe.*

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

**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 Metcalfe.*

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

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

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

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

**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 was made by Trustee Skardon, seconded by Trustee Metcalfe.*

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

**DOCKET: SCHEDULE III-B Annuities to Widows - Revised**

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

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

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

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

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

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

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

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

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

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

ROLL CALL: For: Lally, Lappe, Metcalfe, 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 Metcalfe.*

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

**DOCKET: SCHEDULE VII-A Guardianship Appointments**

Documentation verified, review and discussion concluded. *A motion to acknowledge the guardianship appointments as detailed on Schedule VII-A was made by Trustee Skardon, seconded by Trustee Metcalfe.*

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

**DOCKET: SCHEDULE VII-B Pension Credit For Prior Service under 40 ILCS 5/5-214(c)**

Documentation verified, review and discussion concluded. *A motion to approve the additional pension credit for other service under 40 ILCS 5/5-214(c) as detailed on Schedule VII-A was made by Trustee Skardon, seconded by Trustee Metcalfe.*

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

**DOCKET: SCHEDULE VII-C 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-C was made by Trustee Skardon, seconded by Trustee Metcalfe.*

ROLL CALL: For: Conyears-Ervin, Lally, Lappe, Metcalfe, Park, Skardon, Stiscak.

Against: 0.  
Absent: Bennett.

General docketed items completed.

**DOCKET: SCHEDULE VII-D PRIOR SERVICE HEARING**

Gia L. DiVito

This hearing was conducted pursuant to Article 5 of the Illinois Pension Code concerning the application to purchase pension credit for prior service with the Cook County State's Attorney Office. Detective DiVito appeared before the Board, without counsel, on her application. The records and documents presented were reviewed and testimony was taken from applicant.

*A motion to go into executive session pursuant to 5 ILCS 120/2(c)(4) was made by Trustee Skardon, seconded by Trustee Lappe.*

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

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

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

*A motion to deny the application of Detective DiVito under 40 ILCS 5/5-214 was made by Trustee Skardon, seconded by Trustee Metcalfe.*

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

**CONSIDERATION AND POSSIBLE ACTION REGARDING EXECUTIVE DIRECTOR POSITION**

Per Board's direction, Board counsel Sarah Boeckman presented the terms for consideration as the Executive Director of the Fund to Mr. Kevin Reichart. Ms. Boeckman informed the Trustees that he has accepted those terms, so this completes the executive director search a motion is required, in open session, to approve Kevin Reichart as the Fund's executive director on the terms negotiated between the parties.

*A motion to appoint Kevin Reichart as the next Executive Director of the Policemen's Annuity and Benefit Fund of Chicago pursuant to the terms was made by Trustee Skardon, seconded by Trustee Lappe.*

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



**DISCUSSION REGARDING CASH FLOW AND POSSIBLE ACTION REGARDING THE LIQUIDATION OF INVESTMENTS TO ASSIST IN THE PAYMENT OF BENEFITS**

Executive Director Kevin Reichart reported on cash balances as well as benefit expenses for the month of December will be approximately \$80 million. The Fund expects to receive a fourth cash payment from the City for the delayed second installment property tax bills for approximately \$59 million. The Fund also expects to receive additional payroll contributions from the City of Chicago for December of \$4.5 million, leaving the Fund with a projected cash balance at December 31, 2022, of \$34 million.

For Tax Levy Year 2021/Payment Year 2022, the Fund has received approximately \$664 million of the total amount due of \$787 million. The Fund has received approximately 84 percent of the 2021 amount owed. At the November investment meeting, the Board passed a motion approving the liquidation of up to \$80 million for December cash flow needs. So far this month, we have not liquidated any assets as the Fund has started to receive second installment property tax receipts. The Fund also expects to receive \$89 million in January for the advance payments towards future benefit contributions – future pension contributions that was part of the City's 2023 budget. Therefore, no need to liquidate any investments in the month of January.

Trustee Conyears-Ervin left the proceedings.

**DOCKET: SCHEDULE VII-D PRIOR SERVICE HEARING Continued**

Kimberly Lewis-Davis

This hearing was conducted pursuant to Article 5 of the Illinois Pension Code concerning the application to purchase pension credit for prior service with the City of Chicago mayor’s Office for People with Disabilities. Officer Lewis-Davis appeared before the Board, without counsel, on her application. The records and documents presented were reviewed and testimony was taken from applicant.

*A motion to go into executive session pursuant to 5 ILCS 120/2(c)(4) was made by Trustee Lappe, seconded by Trustee Skardon.*

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

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

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

*A motion to grant the pension credit sought to Officer Lewis-Davis under 40 ILCS 5/5-214 was made by Trustee Lally, seconded by Trustee Lappe.*

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

**CONSIDERATION FOR APPROVAL OF APPLICATION FOR DISABILITY / REVIEWS**

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

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

**HEARING ON OFFICER CARLOS YANEZ, JR. – DUTY DISABILITY CLAIM**

This hearing was conducted pursuant to Article 5 of the Illinois Pension Code concerning the disability claim of Officer Carlos Yanez, Jr. Officer Yanez filed an application for duty disability benefits. The Board reviewed medical records and documents prior to the meeting. Officer Yanez appeared with counsel before the Board.

*A motion to award Officer Yanez a Total and Permanent Disability Benefit in accordance with 40 ILCS 5/5-154 (a) iii was made by Trustee Lappe, seconded by Trustee Metcalfe.*

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

**DISCUSSION AND POSSIBLE ACTION REGARDING 2023 CONFERENCE ATTENDANCE**

**2023 Conference Attendance**

A review of the 2023 conference schedule was completed.

*A motion to approve the conference schedule which Fund Trustees and appropriate staff could attend in 2023 was made by Trustee Lappe, seconded by Trustee Skardon.*

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

**OTHER BUSINESS**

Board counsel, Sarah Boeckman, reviewed with the Board the Gonzales matter. The recommendation made by counsel Mr. Reimer was for the Board to have the decision published. To have the order published, a brief must be filed within 21 days under the administrative rules. The Board directed staff to follow through and file the required brief.

All business concluded, *a motion to adjourn was made by Trustee Skardon, seconded by Trustee Metcalfe.*

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