



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

### **MINUTES**

#### **BOARD MEETING**

THURSDAY – September 28, 2023

**Board Meeting Agenda**  
**September 28, 2023, 9:00 A.M.**

- 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 August 24, 2023
  - b) Approval of Minutes - Executive Session during Board Meeting held August 24, 2023
  - c) Approval of Transcript - Board Meeting August 24, 2023
- 4) Consideration for Approval of Benefit Applications and Expenses
- 5) Consideration for Approval of Applications for Disability / Reviews
  - a) Hearing for Officer Michael Komo – Duty Disability
  - b) Hearing for Officer Elisheba Marchbank – Duty Disability
  - c) Hearing for Officer Mark Friar – Duty Disability
  - d) Hearing for Officer Tiffany Gaji – Duty Disability
  - e) Status Review for Officer Richard Arroyo – Duty Disability
- 6) Consideration and Possible Action Regarding Physician's Recommendations
- 7) Legal Review\*
  - a) In-process case report
  - b) Other
- 8) 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
Jill Jaworski*	Trustee
John Lally	Trustee
Mike Lappe	Trustee
Jeffrey Levine	Trustee
Wayne Metcalfe	Trustee
Michael Stiscak	President, Recording Secretary

Staff Present:

Kevin Reichart	Executive Director
Sarah Boeckman	Board Counsel
Kay Hylton	Benefits Manager
Bob Crawford	Disability Manager

Consultants and Advisors Present:

Dr. Susan Buchanan*	Board Physician
Richard Reimer	Board Attorney/Hearing Officer

City of Chicago Office of the Treasurer Staff

Public in Attendance:

Ralph Licari*	Attorney
Dianne Onichimowski*	Attorney
Michael Komo *	Police Officer, CPD
Elisheba Marchbank *	Police Officer, CPD
Mark Friar *	Police Officer, CPD
Tiffany Gaji *	Police Officer, CPD
Tom Laughran	Retired, CPD
Anthony Graffeo*	Retired, CPD
Roberta Bartik*	Retired, CPD
Stanley Williams	Retired, CPD

\*Denotes partial attendance

**ROLL CALL**

Trustee Stiscak called the meeting to order and determined a quorum was present.

**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.

There were three requests to address the Board: Anthony Graffeo, Roberta Bartik and Thomas Laughran.

**APPROVAL OF ADMINISTRATIVE ITEMS**

The first order of business was review of the minutes of the Board Meeting held August 24, 2023.

*A motion to approve the minutes from the Board Meeting held August 24, 2023, was made by Trustee Lappe, seconded by Trustee Metcalfe.*

ROLL CALL:                For:            Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                                  Against:       0.  
                                  Absent:       Conyears-Ervin, Jaworski.

The next order of business was the review of the minutes of the Executive Sessions held August 24, 2023.

*A motion to approve the minutes from the Executive Sessions held August 24, 2023, was made by Trustee Lappe, seconded by Trustee Metcalfe.*

ROLL CALL:                For:            Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                                  Against:       0.  
                                  Absent:       Conyears-Ervin, Jaworski.

The next order of business was the review of the transcript of the Board Meeting held August 24, 2023.

*A motion to approve the transcript of the Board Meeting held August 24, 2023, was made by Trustee Lappe, seconded by Trustee Metcalfe.*

ROLL CALL:                For:            Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                                  Against:       0.  
                                  Absent:       Conyears-Ervin, Jaworski.

**CONSIDERATION FOR APPROVAL OF BENEFIT APPLICATIONS AND EXPENSES**

**DOCKET: SCHEDULE I-A Incurred Expenses for the Month of September 2023**

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

ROLL CALL:                For:            Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                                  Against:       0.  
                                  Absent:       Conyears-Ervin, Jaworski.

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

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

ROLL CALL:                For:            Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                                  Against:       0.  
                                  Absent:       Conyears-Ervin, Jaworski.

**CONSIDERATION FOR APPROVAL OF BENEFIT APPLICATIONS AND EXPENSES – continued**

**DOCKET: SCHEDULE II-B Refunds of Surviving Spouse’s Contributions**

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

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**DOCKET: SCHEDULE II-B Continued Refunds of Surviving Spouse’s Contributions - REVISED**

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

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

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

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

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**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 Lally, seconded by Trustee Metcalfe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

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

*A motion to approve refunds as detailed on Schedule II-G, was made by Trustee Lally, seconded by Trustee Metcalfe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**DOCKET: SCHEDULE II-H Refund/Transfer Annual Contributions 5/5-236**

*A motion to approve Transfer as detailed on Schedule II-H, was made by Trustee Lally, seconded by Trustee Metcalfe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**CONSIDERATION FOR APPROVAL OF BENEFIT APPLICATIONS AND EXPENSES – continued**

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

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

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**DOCKET: SCHEDULE III-A Continued Annuities - REVISED**

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

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**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 Lally, seconded by Trustee Metcalfe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**DOCKET: SCHEDULE IV Disability Benefits**

Krystyna Z. Zbela, Claiming Ordinary Disability

*A motion to award ordinary disability benefits was made by Trustee Lappe, seconded by Trustee Metcalfe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**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 Lally, seconded by Trustee Metcalfe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**DOCKET: SCHEDULE VI REQUESTS TO PURCHASE ADDITIONAL PENSION CREDIT FOR LEAVE OF ABSENCE 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 under 40 ILCS 5/5-214(C) as detailed on Schedule VI was made by Trustee Lally, seconded by Trustee Metcalfe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**DOCKET: SCHEDULE VII-A REQUESTS TO PURCHASE ADDITIONAL PENSION CREDIT FOR LAW ENFORCEMENT SERVICE UNDER 40 ILCS 5/5-214.2**

Documentation verified, review and discussion concluded. *A motion to approve the request of MARCUS RIVERA to purchase additional pension credit under 40 ILCS 5/5-214.2 as detailed on Schedule VII-A was made by Trustee Stiscak, seconded by Trustee Lappe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

*A motion to deny the request of ALMA L. PRICE to purchase additional pension credit under 40 ILCS 5/5-214.2 as detailed on Schedule VII-A was made by Trustee Stiscak, seconded by Trustee Lappe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

**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 Lally, seconded by Trustee Metcalfe.*

ROLL CALL:           For:           Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Jaworski.

General docketed items completed.

**HEARINGS**

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

ROLL CALL: For: Guzman, Lally, Lappe, Levine, Metcalfe, Stiscak.  
Against: 0.  
Absent: Conyears-Ervin, Jaworski.

IN ORDER OF APPEARANCE

**DOCKET: SCHEDULE VIII-A DISABILITY HEARINGS**

Michael Komo

This hearing was conducted pursuant to Article 5 of the Illinois Pension Code concerning the disability claim of Officer Michael Komo. Officer Komo appeared before the Board, without counsel, on his claim for an ordinary disability benefit. The records and documents presented were reviewed and testimony was taken from claimant.

WHEREUPON, Trustees Conyears-Ervin and Jaworski joined the proceedings.

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

ROLL CALL: For: Conyears-Ervin, Guzman, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
Against: 0.  
Absent: 0.

*A motion to return to open session was made by Trustee Stiscak, seconded by Trustee Guzman.*

ROLL CALL: For: Conyears-Ervin, Guzman, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
Against: 0.  
Absent: 0.

*A motion to deny Officer Michael Komo disability benefits as provided for in the Pension Act was made by Trustee Levine, seconded by Trustee Guzman.*

ROLL CALL: For: Conyears-Ervin, Guzman, Jaworski, Lappe, Levine, Stiscak.  
Against: Lally, Metcalfe.  
Absent: 0.

Elisheba Marchbank

The continuation of this hearing was conducted pursuant to Article 5 of the Illinois Pension Code concerning the disability claim of Officer Elisheba Marchbank. Officer Marchbank appeared before the Board, with counsel, on her claim for a duty disability benefit. Additional records, body-cam videos, were presented. In order to organize presentation of the new records, this hearing was suspended.



**DOCKET: SCHEDULE VIII-A DISABILITY HEARINGS- continued**

Mark Friar

This hearing was conducted pursuant to Article 5 of the Illinois Pension Code concerning the disability claim of Officer Mark Friar. Officer Friar appeared before the Board, with counsel, on his claim for a duty disability benefit. The records and documents presented were reviewed and testimony was taken from claimant and witness, retired Sgt. Stanley Williams.

WHEREUPON Trustee Guzman left the proceedings.

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

ROLL CALL:           For:           Conyears-Ervin, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Guzman.

*A motion to return to open session was made by Trustee Metcalfe, seconded by Trustee Lappe.*

ROLL CALL:           For:           Conyears-Ervin, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Guzman.

*A motion to deny Officer Mark Friar disability benefits as provided for in the Pension Act was made by Trustee Stiscak, seconded by Trustee Jaworski.*

ROLL CALL:           For:           Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    Conyears-Ervin.  
                          Absent:     Guzman.

RECALL previously suspended hearing.

Elisheba Marchbank

The continuation of this hearing was conducted pursuant to Article 5 of the Illinois Pension Code concerning the duty disability claim of Officer Elisheba Marchbank. Officer Marchbank appeared before the Board, with counsel, on her claim for a duty disability benefit. Additional records, body-cam videos, were presented and reviewed. Additional testimony was heard from the claimant.

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

ROLL CALL:           For:           Conyears-Ervin, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Guzman.

*A motion to return to open session was made by Trustee Stiscak, seconded by Trustee Lappe.*

ROLL CALL:           For:           Conyears-Ervin, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Guzman.

*A motion to award Officer Elisheba Marchbank a duty disability benefit at 75% of salary as provided for in the Pension Act was made by Trustee Metcalfe, seconded by Trustee Lappe.*

ROLL CALL:           For:           Conyears-Ervin, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Guzman.

**DOCKET: SCHEDULE VIII-A DISABILITY HEARINGS- continued**

Tiffany Gaji

This hearing was conducted pursuant to Article 5 of the Illinois Pension Code concerning the disability claim of Officer Tiffany Gaji. Officer Gaji appeared before the Board, with counsel, on her claim for a duty disability benefit. The records and documents presented were reviewed and testimony was taken from claimant.

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

ROLL CALL:                   For:           Conyears-Ervin, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                                  Against:    0.  
                                  Absent:     Guzman.

*A motion to return to open session was made by Trustee Metcalfe, seconded by Trustee Lappe.*

ROLL CALL:                   For:           Conyears-Ervin, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                                  Against:    0.  
                                  Absent:     Guzman.

*A motion to award Officer Tiffany Gaji a duty disability benefit at 50% of salary as provided for in the Pension Act was made by Trustee Metcalfe, seconded by Trustee Lappe.*

ROLL CALL:                   For:           Conyears-Ervin, Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                                  Against:    0.  
                                  Absent:     Guzman.

WHEREUPON Trustee Conyears-Ervin left the proceedings

**DOCKET: SCHEDULE VIII-B DISABILITY STATUS HEARINGS**

Richard Arroyo

Attorney for Officer Richard Arroyo requested a continuance on the duty disability status hearing.

*A motion to grant a continuance for Officer Richard Arroyo to the November 2023 Board meeting was made by Trustee Metcalfe, seconded by Trustee Lally.*

ROLL CALL:                   For:           Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                                  Against:    0.  
                                  Absent:     Conyears-Ervin, Guzman.

**LEGAL REVIEW - IN-PROCESS CASES STATUS REPORT**

Board’s legal counsel Sarah Boeckman provided a report included with meeting materials for review.

**OTHER BUSINESS**

Executive Director Kevin Reichart provided an Election update.

Election for the trustee position from the rank of “Sergeant” and the trustee position from the rank of “Lieutenant or Rank Superior to Lieutenant” will occur online with voting poll available October 10 – 30, 2023, with intermittent e-mail reminders during that period.

Mr. Reichart informed the Board that an additional Board meeting has been schedule for Monday October 30, 2023, at 9:00 a.m.

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

ROLL CALL:           For:           Jaworski, Lally, Lappe, Levine, Metcalfe, Stiscak.  
                          Against:    0.  
                          Absent:     Conyears-Ervin, Guzman.