RIVER FOREST FIREFIGHTERS' PENSION FUND



400 Park Avenue
River Forest, Illinois 60305

Stephen Fischer John Carter President Secretary Lester Telkamp Trustee Tom Severson Trustee

Rosey McAdams Trustee

NOTICE OF A REGULAR MEETING OF THE RIVER FOREST FIREFIGHTERS' PENSION FUND BOARD OF TRUSTEES

The River Forest Firefighters' Pension Fund Board of Trustees will conduct a regular meeting on **Thursday, April 27, 2023 at 2:30 p.m.** in the Village Hall located at 400 Park Avenue, River Forest, Illinois 60305, for the purposes set forth in the following agenda:

AGENDA

- 1. Call to Order
- 2. Roll Call
- 3. Public Comment
- 4. Approval of Meeting Minutes
 - a. January 26, 2023 Regular Meeting
- 5. Communications and Reports
 - a. Statements of Economic Interest
 - b. Affidavits of Continued Eligibility
- 6. Investment Report
 - a. FPIF Marquette Associates
 - b. Statement of Results
 - c. Review of Non-FPIF Account Holdings
- 7. Accountant's Report Lauterbach & Amen, LLP
 - a. Monthly Financial Report
 - b. Presentation and Approval of Bills
 - c. Additional Bills, if any
 - d. Review/Update Cash Management Policy
- 8. Applications for Retirement/Disability Benefits
- 9. Applications for Membership/Withdrawals from Fund
- 10. Old Business
- 11. New Business
 - a. Discussion/Possible Action Lauterbach & Amen, LLP Engagement Letter
 - b. Discussion/Possible Action Attorney Fee Increase
 - c. Review/Approve Updated Board Rules and Regulations
 - d. Certify Board Election Results Active Member Position
 - e. Appointed Member Term Expiration Rosey McAdams
 - f. Discussion/Possible Action Authorized Agents and Account Representatives for FPIF
- 12. Trustee Training Updates
 - a. Approval of Trustee Training Registration Fees and Reimbursable Expenses
- 13. Attorney's Report Karlson Garza McQueary LLC
 - a. Legal Updates
- 14. Closed Session, if needed
- 15. Adjournment



RIVER FOREST FIREFIGHTERS' PENSION FUND

River Forest, Illinois 60305 400 Park Avenue

Stephen Fischer John Carter President Secretary

Trustee

Lester Telkamp Rosemary McAdams Thomas Severson Trustee

Trustee

MINUTES OF A REGULAR MEETING OF THE **RIVER FOREST FIREFIGHTERS' PENSION FUND BOARD OF TRUSTEES JANUARY 26, 2023**

A regular meeting of the River Forest Firefighters' Pension Fund Board of Trustees was held on Thursday, January 26, 2023 at 2:30 p.m. in the River Forest Village Hall Located at 400 Park Avenue, River Forest, Illinois 60305, pursuant to notice.

CALL TO ORDER: Trustee Fischer called the meeting to order at 2:31 p.m.

ROLL CALL:	
PRESENT:	Trustees Stephen Fischer, Rosemary McAdams, Lester Telkamp, John
	Carter and Tom Severson
ABSENT:	None
ALSO PRESENT:	Attorney Keith Karlson (arrived at 2:40 p.m.), Karlson Garza McQueary LLC; Alex Michael and Declan Harkin, Lauterbach & Amen, LLP (L&A)

PUBLIC COMMENT: There was no public comment.

APPROVAL OF MEETING MINUTES: October 27, 2022 Regular Meeting: The Board reviewed the October 27, 2022 regular meeting minutes. A motion was made by Trustee Carter and seconded by Trustee McAdams to approve the October 27, 2022 regular meeting minutes as written. Motion carried unanimously by voice vote.

Semi-Annual Review of Closed Session Meeting Minutes: There were no closed session meeting minutes for review.

COMMUNICATIONS AND REPORTS: Statement of Economic Interest: The Board noted that the List of Filers must be submitted to the County by the Village by February 1, 2023. Statements of Economic Interest will be sent to all registered filers who will need to respond by the deadline of May 1, 2023.

INVESTMENT REPORT: FPIF – Marquette Associates: The Board reviewed the FPIF Monthly Summary prepared by Marquette Associates for the period ending October 31, 2022. As of October 31, 2022 the one-month total net return is 3.4% and the year-to-date total net return is (18.2%) for an ending market value of \$6,952,824,020. The current asset allocation is as follows: Total Equity at 63.6%, Fixed Income at 30%, Real Estate at 5.2% and Cash at 1.2%.

Statement of Results: The Board reviewed the Northern Trust Statement of Results for the period ending November 30, 2022. The beginning value was \$14,961,888.69 and the ending value was \$15,702,595.63. The net return on total assets was 6.19%.

River Forest Firefighters' Pension Fund Meeting Minutes – January 26, 2023 Page 2 of 4

Review of Non-FPIF Account Holdings: Trustee McAdams reviewed the IMET account balance with the Board and informed them that currently an automatic withdrawal in the amount of \$180,000 is scheduled to be deposited into the IMET account on a monthly basis to fund pension benefits and expenses.

Attorney Karlson arrived at 2:40 p.m.

ACCOUNTANT'S REPORT – LAUTERBACH & AMEN, LLP: *Monthly Financial Report and Presentation and Approval of Bills:* The Board reviewed the Monthly Financial Report for the seven-month period ending November 30, 2022 prepared by L&A. As of November 30, 2022, the net position held in trust for pension benefits is \$16,004,827.12 for a change in position of (\$1,550,452.21). The Board also reviewed the Cash Analysis Report, Revenue Report, Expense Report, Member Contribution Report, Payroll Journal and the Vendor Check Report for the period September 1, 2022 through November 30, 2022 for total disbursements of \$101,097.77. A motion was made by Trustee Carter and seconded by Trustee Fischer to accept the Monthly Financial Report as presented and approve the disbursements shown on the Vendor Check Report in the amount of \$101,097.77. Motion carried by roll call vote.

AYES:Trustees McAdams, Severson, Telkamp, Carter and FischerNAYS:NoneABSENT:None

Additional Bills, if any: There were no additional bills presented for approval.

Review/Update Cash Management Policy: The Board discussed the current Cash Management Policy and determined that no changes are required at this time.

APPLICATIONS FOR RETIREMENT/DISABILITY BENEFITS: There were no applications for retirement or disability benefits.

APPLICATIONS FOR MEMBERSHIP/WITHDRAWALS FROM FUND: There were no applications for membership or withdrawals from the Fund.

OLD BUSINESS: There was no old business to discuss.

NEW BUSINESS: *Trustee Indemnification Policy and/or Administrative Rule:* Attorney Karlson reviewed the Indemnification rule per statute with the Board. All questions were answered by Attorney Karlson. A motion was made by Trustee Severson and seconded by Trustee Carter to direct Attorney Karlson to add such a clause to the updated Board Rules and Regulations. Further discussion will be held at the next regular meeting. Motion carried by roll call vote.

AYES:Trustees McAdams, Severson, Telkamp, Carter and FischerNAYS:NoneABSENT:None

Approve Annual Cost of Living Adjustments for Pensioners: The Board reviewed the 2023 Cost of Living Adjustments calculated by L&A. A motion was made by Trustee Carter and seconded by Trustee McAdams to approve the 2023 Cost of Living Adjustments as required by statute and calculated by L&A. Motion carried by roll call vote.

River Forest Firefighters' Pension Fund Meeting Minutes – January 26, 2023 Page 3 of 4

AYES:Trustees McAdams, Severson, Telkamp, Carter and FischerNAYS:NoneABSENT:None

Review Trustee Term Expirations and Election Procedures: The Board noted that the active member term currently held by Trustee Carter is expiring in April 2023. Trustee Carter expressed his interest to remain on the Board if nominated. L&A will conduct an election on behalf of the Pension Fund for one of the two active member Trustee positions. The Board also noted that the appointed member position held by Trustee McAdams is expiring in April 2023 and she is interested in remaining on the Board. The Board will contact the Village and seek reappointment of Trustee McAdams to the Board. A motion was made by Trustee Fischer and seconded by Trustee McAdams directing L&A to conduct the active member election. Motion carried by roll call vote.

AYES:Trustees McAdams, Severson, Telkamp, Carter and FischerNAYS:NoneABSENT:None

Update Local Bank Account Collateralization Agreements: The Board reviewed the memorandum prepared by L&A regarding the successor of the third-party custodian from Bank of America to The Bank of New York Mellon to continue collateralization of the BMO Harris Bank operating account. A motion was made by Trustee Carter and seconded by Trustee Fischer to authorize Trustees Carter, McAdams and Fischer to execute the updated tri-party pledge depository agreement on behalf of the Fund. Motion carried by roll call vote.

AYES: Trustees McAdams, Severson, Telkamp, Carter and Fischer

NAYS: None

ABSENT: None

TRUSTEE TRAINING UPDATES: The Board reviewed the Trustee Training Summary and discussed upcoming training opportunities. Trustees were reminded to submit any certificates of completion to L&A for recordkeeping.

Approval of Trustee Training Registration Fees and Reimbursable Expenses: There were no trustee training registration fees or reimbursable expenses presented for approval.

ATTORNEY'S REPORT – KARLSON GARZA MCQUEARY LLC: *Legal Updates:* The Board reviewed the *Response Time* quarterly newsletter. Attorney Karlson discussed recent court cases and decisions, as well as general pension matters with the Board.

CLOSED SESSION, IF NEEDED: There was no need for closed session.

ADJOURNMENT: A motion was made by Trustee McAdams and seconded by Trustee Fischer to adjourn the meeting at 3:07 p.m. Motion carried unanimously by voice vote.

The next regular meeting is scheduled for April 27, 2023 at 2:30 p.m.

River Forest Firefighters' Pension Fund Meeting Minutes – January 26, 2023 Page 4 of 4

Minutes approved by the Board of Trustees on_____.

Minutes prepared by Alex Michael, Pension Services Administrator, Lauterbach & Amen, LLP





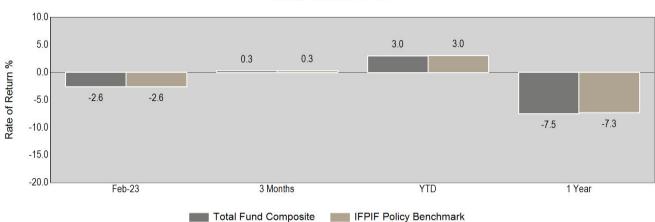
Illinois Firefighters' Pension Investment Fund Monthly Summary

February 28, 2023

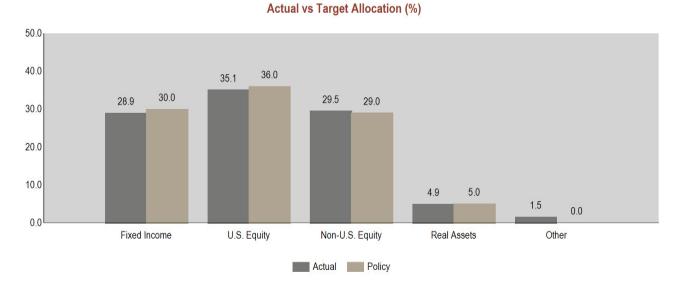
* Preliminary, subject to change

Illinois Firefighters' Pension Investment Fund

Annualized Performance (Net of Fees)



Return Summary Ending February 28, 2023



Return Summary - 1 Month

	Total Return
Total Fund Composite	-2.6%
IFPIF Policy Benchmark	-2.6%
Total Fund Composite excl. Member Funds	-2.6%
IFPIF Policy Benchmark	-2.6%
U.S. Equity Composite	-2.3%
Russell 3000	-2.3%
Non-U.S. Equity Composite	-3.7%
MSCI ACWI ex USA IMI	-3.4%
Total Fixed Income Composite	-2.1%
Bloomberg US Universal TR	-2.5%
Total Real Estate Composite	-1.7%
Real Estate Custom Benchmark	-1.9%

Total Fund Composite

Asset Allocation

Market Value: \$7,474.0 Million and 100.0% of Fund

Ending February 28, 2023

	Asset Class	Market Value	% of Portfolio	Policy %
Total Fund Composite		\$7,474,009,308	100.0%	100.0%
Total Fund Composite excl. Member Funds		\$7,474,009,308	100.0%	100.0%
Total Equity Composite		\$4,827,953,538	64.6%	65.0%
U.S. Equity Composite		\$2,622,602,505	35.1%	36.0%
Rhumbline Russell 200	Large-Cap Core	\$1,790,189,634	24.0%	25.0%
Rhumbline Russell Midcap	Mid-Cap Core	\$676,755,012	9.1%	9.0%
Rhumbline S&P 600	Small-Cap Core	\$155,657,859	2.1%	2.0%
Non-U.S. Equity Composite		\$2,205,351,033	29.5%	29.0%
International Developed Equity Composite		\$1,470,261,696	19.7%	19.0%
SSGA World ex US	Non-U.S. Large-Cap Core	\$1,247,739,676	16.7%	16.0%
SSGA World ex US Small	Non-U.S. Small-Cap Core	\$222,522,020	3.0%	3.0%
Emerging Markets Equity Composite		\$735,089,337	9.8%	10.0%
SSGA MSCI EM	Emerging Markets	\$589,522,589	7.9%	8.0%
SSGA EM Small	EM Small-Cap	\$145,566,748	1.9%	2.0%
Total Fixed Income Composite		\$2,163,228,393	28.9%	30.0%
Rate Sensitive Composite		\$1,939,950,941	26.0%	27.0%
Treasury Inflation Protected Securities Composite		\$218,479,469	2.9%	3.0%
SSGA TIPS	TIPS	\$218,479,469	2.9%	3.0%
Core Fixed Income Composite		\$1,721,471,472	23.0%	24.0%
SSGA Intermediate Credit	Int, Fixed Income	\$660,031,246	8.8%	9.0%
SSGA Intermediate Treasury	Int. Fixed Income	\$434,701,120	5.8%	6.0%
SSGA Securitized	MBS Fixed Income	\$426,052,191	5.7%	6.0%
SSGA Long Treasury	Long-Term Fixed Income	\$200,686,915	2.7%	3.0%
Credit Fixed Income Composite		\$223,277,452	3.0%	3.0%
Emerging Markets Debt Composite		\$223,277,452	3.0%	3.0%
SSGA EM Global Diversified	EM Fixed Income	\$223,277,452	3.0%	3.0%
Total Real Estate Composite		\$367,736,627	4.9%	5.0%
Core Real Estate Composite		\$367,736,627	4.9%	5.0%
Public Real Estate Composite		\$128,314,563	1.7%	2.0%
SSGA FTSE NAREIT	U.S. REIT	\$128,314,563	1.7%	2.0%
Private Real Estate Composite		\$239,422,064	3.2%	3.0%
Principal USPA Fund	Core Real Estate	\$239,422,064	3.2%	3.0%
Cash Composite		\$115,035,486	1.5%	0.0%
Transition Composite		\$55,264	0.0%	0.0%
Member Funds Composite				0.0%

8 of 74 MarquetteAssociates

Investment Manager

Annualized Performance (Net of Fees)

Market Value: \$7,474.0 Million and 100.0% of Fund

Ending February 28, 2023

	1 Mo	3 Mo	YTD	1 Yr	3 Yrs	5 Yrs	10 Yrs	Inception	Inception Date
Total Fund Composite	-2.6	0.3	3.0	-7.5		-		-6.7	Oct-21
IFPIF Policy Benchmark	-2.6	0.3	3.0	-7.3	5.7	4.9	6.5	-6.3	Oct-21
Total Fund Composite excl. Member Funds	-2.6	0.3	3.0	-7.4		-		-8.2	Oct-21
IFPIF Policy Benchmark	-2.6	0.3	3.0	-7.3	5.7	4.9	6.5	-8.8	Oct-21
Total Equity Composite	-2.9	0.5	4.3	-7.5		-		-10.0	Oct-21
MSCI ACWI IMI Net USD	-2.8	0.4	4.4	-8.1	8.9	5.7	7.9	-10.6	Oct-21
U.S. Equity Composite	-2.3	-1.7	4.4	-7.9		-		-10.1	Oct-21
Russell 3000	-2.3	-1.7	4.4	-8.1	11.8	9.4	11.9	-10.4	Oct-21
Rhumbline Russell 200	-2.4	-2.5	3.6	-9.4		-		-10.8	Oct-21
Russell Top 200	-2.4	-2.6	3.6	-9.3	12.1	10.2	12.6	-10.7	Oct-21
Rhumbline Russell Midcap	-2.4	0.0	5.7	-5.1		_		-9.4	Oct-21
Russell MidCap	-2.4	0.0	5.7	-5.0	11.5	8.4	10.7	-9.3	Oct-21
Rhumbline S&P 600	-1.2	0.9	8.1	-3.5		_		-5.6	Oct-21
S&P 600 SmallCap	-1.2	0.9	8.1	-3.5	13.8	7.9	10.9	-5.5	Oct-21
Non-U.S. Equity Composite	-3.7	3,1	4.1	-7.4		-		-10.2	Oct-21
MSCI ACWI ex USA IMI	-3.4	3.7	4.3	-7.5	5.5	1.6	4.1	-10.3	Oct-21
International Developed Equity Composite	-2.3	5.2	5.6	-4.1		-		-7.8	Oct-21
MSCI World ex USA IMI NR USD	-2.4	5.2	5.6	-4.6	6.9	2.7	4.9	-8.1	Oct-21
SSGA World ex US	-2.3	5.2	5.7	-3.4		_		-6.8	Oct-21
MSCI World ex USA	-2.3	5.2	5.7	-3.8	7.1	3.0	4.8	-7.0	Oct-21
SSGA World ex US Small	-2.4	5.7	5.0	-9.2		-		-13.5	Oct-21
MSCI World ex USA Small Cap	-2.5	5.6	5.0	-9.7	6.1	1.3	5.8	-13.8	Oct-21
Emerging Markets Equity Composite	-6.2	-0.8	1.3	-13.8		-		-15.2	Oct-21
MSCI Emerging Markets IMI	-6.0	-0.2	1.2	-14.6	2.0	-1.5	1.7	-15.7	Oct-21
SSGA MSCI EM	-7.0	-1.6	0.8	-15.2		-		-16.5	Oct-21
MSCI Emerging Markets	-6.5	-0.5	0.9	-15.3	1.0	-1.9	1.5	-16.4	Oct-21
SSGA EM Small	-2.8	2.1	3.1	-9.4		-		-11.1	Oct-21
MSCI Emerging Markets Small Cap	-2.9	1.8	2.9	-9.5	10.2	1.3	3.1	-11.2	Oct-21
Total Fixed Income Composite	-2.1	0.2	0.6	-8.4		_		-8.4	Oct-21
Bloomberg US Universal TR	-2.5	0.2	0.6	-9.3	-3.4	0.7	1.4	-9.5	Oct-21
Rate Sensitive Composite	-2.1	0.1	0.6	-8.4		_		-7.9	Oct-21
Bloomberg US Aggregate TR	-2.6	0.0	0.4	-9.7	-3.8	0.5	1.1	-9.6	Oct-21
Treasury Inflation Protected Securities Composite	0.0	0.4	0.4	-2.3		-		-0.7	Oct-21
Bloomberg 1-3 Year US TIPS	0.0	0.3	0.3	-2.3	2.4	2.6	1.3	-0.7	Oct-21
SSGA TIPS	0.0	0.4	0.4	-2.3		_		-0.7	Oct-21
Bloomberg 1-3 Year US TIPS	0.0	0.3	0.3	-2.3	2.4	2.6	1.3	-0.7	Oct-21

Investment Manager

Annualized Performance (Net of Fees)

Market Value: \$7,474.0 Million and 100.0% of Fund

Ending February 28, 2023

	1 Mo	3 Mo	YTD	1 Yr	3 Yrs	5 Yrs	10 Yrs	Inception	Inception Date
Core Fixed Income Composite	-2.4	0.0	0.6	-9.2		-		-8.9	Oct-21
Bloomberg US Aggregate TR	-2.6	0.0	0.4	-9.7	-3.8	0.5	1.1	-9.6	Oct-21
SSGA Intermediate Credit	-1.9	0.4	0.6	-6.0		_		-6.6	Oct-21
Bloomberg US Credit Int TR	-1.9	0.3	0.4	-6.1	-1.9	1.5	1.8	-6.6	Oct-21
SSGA Intermediate Treasury	-1.7	-0.4	0.0	-6.3		_		-6.0	Oct-21
Bloomberg US Treasury Int TR	-1.8	-0.4	-0.2	-6.3	-2.5	0.7	0.7	-6.0	Oct-21
SSGA Securitized	-2.6	0.1	0.7	-9.0		-		-8.8	Oct-21
Bloomberg US Securitized MBS ABS CMBS TR	-2.6	0.2	0.6	-8.9	-3.5	0.0	0.9	-8.6	Oct-21
SSGA Long Treasury	-4.8	-0.3	1.8	-24.1		_		-21.4	Oct-21
Bloomberg US Treasury Long TR	-4.7	-0.4	1.4	-24.1	-11.0	-0.7	1.0	-21.4	Oct-21
Credit Fixed Income Composite	-2.2	1.1	0.7	-8.5		-		-12.9	Oct-21
JP Morgan EMBI Global Diversified	-2.2	1.2	0.9	-8.6	-5.2	-0.7	1.8	-13.4	Oct-21
Emerging Markets Debt Composite	-2.2	1.1	0.7	-8.5		-		-12.9	Oct-21
JP Morgan EMBI Global Diversified	-2.2	1.2	0.9	-8.6	-5.2	-0.7	1.8	-13.4	Oct-21
SSGA EM Global Diversified	-2.2	1.1	0.7	-8.5		_		-12.9	Oct-21
JP Morgan EMBI Global Diversified	-2.2	1.2	0.9	-8.6	-5.2	-0.7	1.8	-13.4	Oct-21
Total Real Estate Composite	-1.7	-2.3	1.2	-4.1		-		1.9	Oct-21
Real Estate Custom Benchmark	-1.9	-3.0	2.3	0.2	8.3	8.5	8.7	2.7	Oct-21
Core Real Estate Composite	-1.7	-2.3	1.2	-4.1		-		1.9	Oct-21
Real Estate Custom Benchmark	-1.9	-3.0	2.3	0.2	8.3	8.5	8.7	2.7	Oct-21
Public Real Estate Composite	-4.8	0.0	5.4	-11.6		-		-10.6	Oct-21
FTSE NAREIT Equity REIT	-4.8	-0.1	5.4	-11.7	4.1	7.4	6.6	-10.6	Oct-21
SSGA FTSE NAREIT	-4.8	0.0	5.4	-11.6		-		-10.6	Oct-21
FTSE NAREIT Equity REIT	-4.8	-0.1	5.4	-11.7	4.1	7.4	6.6	-10.6	Oct-21
Private Real Estate Composite	0.1	-3.7	-0.9	-0.7		-		9.5	Oct-21
NFI-ODCE Equal Weighted	0.0	-5.1	0.0	7.6	9.7	8.3	9.5	10.7	Oct-21
Principal USPA Fund	0.1	-3.7	-0.9	-0.7		-		9.5	Oct-21
NFI-ODCE Equal Weighted	0.0	-5.1	0.0	7.6	9.7	8.3	9.5	10.7	Oct-21

Illinois Firefighters' Pension Investment Fund

Investment Manager	Fee Schedule
Rhumbline	0.005% on the Balance
SSGA	0.011% on the Balance
Principal USPA Fund	0.75% on the Balance

Marquette Associates

Benchmark History

Total Fund Composite		
10/1/2021	Present	25% Russell Top 200 / 9% Russell MidCap / 2% S&P 600 SmallCap / 16% MSCI World ex USA / 3% MSCI World ex USA Small Cap / 8% MSCI Emerging Markets / 2% MSCI Emerging Markets Small Cap / 3% Bloomberg 1-3 Year US TIPS / 9% Bloomberg US Credit Int TR / 6% Bloomberg US Treasury Int TR / 3% Bloomberg US Treasury Long TR / 6% Bloomberg US Securitized MBS ABS CMBS TR / 3% JP Morgan EMBI Global Diversified / 2% FTSE NAREIT Equity REIT / 3% NFI- ODCE Equal Weighted
Total Real Estate Com	nposite	
10/31/2021	Present	60% NFI-ODCE Equal Weighted / 40% FTSE NAREIT Equity REIT
		Performance Disclosures
Inception Performance	Э	
		Total Fund Composite, Private Real Estate Composite, and the Principal USPA Fund inception performance are based on an October 1, 2021 start. All other account and composite inception performance is based on an October 31, 2021 start.
NFI-ODCE Equal Weig	ghted	
		Quarterly valued index. Value of the quarterly return is recognized in the last month of each quarter.



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Statement of Results

Illinois Firefighters Pension Investment Fund					
Currency: USD (\$)	February 2023	2023 YTD			
Beginning NAVs:					
Beginning NAV	16,643,733.01	15,106,881.49			
Contributions	148.87	846,148.87			
Withdrawals	185,000.00	370,000.00			
Net Time Weighted Activity	-98,990.17				
Allocation Balance	16,544,742.84				
Allocation Percent	0.22%				
Income & Expenses:					
Unrealized Gain/Loss	-441,822.90	429,731.15			
Realized Gain/Loss	-729.07	-4,364.62			
Dividend Income	10,370.23	16,158.27			
Interest Income	3,077.96	5,795.87			
Other Income	-	-			
Total Income	-429,103.78	447,320.67			
Administrator Expenses (FPIF)	-	-			
Other Fee & Expenses (FPIF)	1,480.37	2,040.56			
Other Expenses	10.77	23.51			
Management Fee	320.59	320.59			
Performance Fee	-	-			
Total Fee & Expenses	1,811.73	2,384.66			
Net Income	-430,915.51	444,936.01			
Ending NAVs:					
Ending NAV	16,027,966.37	16,027,966.37			
Rate of Returns:					
Return on Invested Capital	-2.60%	2.98%			
Return on Total Assets	-2.60%	2.97%			
Ownership	0.21%				

Disclaimer / Important Information:

The Plan Total reflects the total of underlying plan balances, and may not be equal to the sum of displayed columns.

Although this report has been prepared using information believed to be reliable, it may contain information provided by third parties or derived from third party information, and/or information that may have been obtained from, categorized or otherwise reported based upon client direction. The Northern Trust Company does not guarantee the accuracy, timeliness or completeness of any such information. The information included in this report is intended to assist clients with their financial reporting needs, but you must consult with your accountants, auditors and/or legal counsel to ensure your accounting and financial reporting complies with applicable laws, regulations and accounting guidance. The Northern Trust Company and its affiliates shall have no responsibility for the consequences of investment decisions made in reliance on information contained in this report.

River Forest Firefighters Pension Fund Portfolio Activity Report From 2/1/2023 To 2/28/2023 (Report as of March 20, 2023)

Date	Name	Activity	Amount	Cash Amount	Note
	Client Activities:				
2/14/2023	River Forest	Redeem	185,000.00	(185,000.00)	PPF PAYMENT TRANSFER FROM MEMBER FUND ACCOUNT ON NT PLATFORM TO EXTERNAL MEMBER FUND ACCT
	Total Client Activities:		185,000.00	(185,000.00)	
	Investment Activities:				
2/7/2023	Illinois Firefighters Pension Investment Fund	Subscription	148.87	(148.87)	INTEREST EARNED ON MEMBER FUND CONTRIBUTIONS PLAN #330
2/14/2023	Illinois Firefighters Pension Investment Fund	Redeem	185,000.00	185,000.00	PPF TRANSFER TRANSFER FROM FPIF MAIN CASH ACCT TO MEMBER FUND CASH ACCOUNT ON NT PLATFORM
	Total Investment Activities:		185,148.87	184,851.13	:
	Total Portfolio Activities:		370,148.87	(148.87)	

River Forest Firefighters' Pension Fund

Monthly Financial Report For the Month Ended

February 28, 2023

Prepared By



CERTIFIED PUBLIC ACCOUNTANTS

River Forest Firefighters' Pension Fund

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Accountants' Compilation Report



PHONE 630.393.1483 • FAX 630.393.2516 www.lauterbachamen.com

March 28, 2023

River Forest Firefighters' Pension Fund 400 Park Avenue River Forest, IL 60305

To Members of the Pension Board:

Management is responsible for the accompanying interim financial statements of the River Forest Firefighters' Pension Fund which comprise the statement of net position - modified cash basis as of February 28, 2023 and the related statement of changes in net position - modified cash basis for the ten months then ended in accordance with the modified cash basis of accounting and for determining that the modified cash basis of accounting is an acceptable financial reporting framework. We have performed a compilation engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the American Institute of Certified Public Accountants. We did not audit or review the interim financial statements nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. Accordingly, we do not express an opinion, a conclusion, nor provide any form of assurance on these interim financial statements.

The interim financial statements are prepared in accordance with the modified cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America.

Management has elected to omit substantially all of the disclosures ordinarily included in interim financial statements prepared in accordance with the modified cash basis of accounting. If the omitted disclosures were included in the interim financial statements and other supplementary information, they might influence the user's conclusions about the Pension Fund's assets, liabilities, net position, additions and deductions. Accordingly, the interim financial statements and other supplementary information are not designed for those who are not informed about such matters.

Other Matter

The other supplementary information is presented for purposes of additional analysis and is not a required part of the basic financial statements. Such information is the responsibility of management. The other supplementary information was subject to our compilation engagement. We have not audited or reviewed the other supplementary information nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. Accordingly, we do not express an opinion, a conclusion, nor provide any form of assurance on the other supplementary information.

Cordially, Lauterbach & Amen. LLP

Lauterbach & Amen, LLP

Financial Statements

River Forest Firefighters' Pension Fund Statement of Net Position - Modified Cash Basis As of February 28, 2023

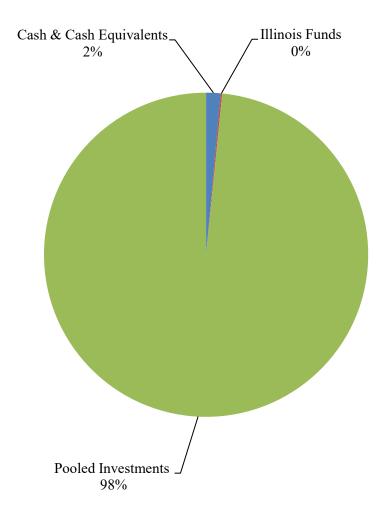
Assets	
Cash and Cash Equivalents	\$ 231,951.87
Investments at Fair Market Value	
Illinois Funds	26,043.05
Pooled Investments	16,027,966.37
Total Cash and Investments	16,285,961.29
Prepaids	2,429.50
Total Assets	16,288,390.79
Liabilities	
Expenses Due/Unpaid	3,862.50
Total Liabilities	3,862.50
Net Position Held in Trust for Pension Benefits	16,284,528.29

River Forest Firefighters' Pension Fund Statement of Changes in Net Position - Modified Cash Basis For the Ten Months Ended February 28, 2023

Additions	
Contributions - Municipal	\$ 773,076.75
Contributions - Members	198,963.11
Total Contributions	972,039.86
Investment Income	
Interest and Dividends Earned	122,820.87
Net Change in Fair Value	(501,025.08)
Total Investment Income	(378,204.21)
Less Investment Expense	(10,619.43)
Net Investment Income	(388,823.64)
Total Additions	583,216.22
Deductions	
Administration	38,413.65
Pension Benefits and Refunds	
Pension Benefits	1,815,553.61
Refunds	0.00
Total Deductions	1,853,967.26
Change in Position	(1,270,751.04)
Net Position Held in Trust for Pension Benefits	
Beginning of Year	17,555,279.33
End of Period	16,284,528.29

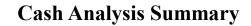
Other Supplementary Information

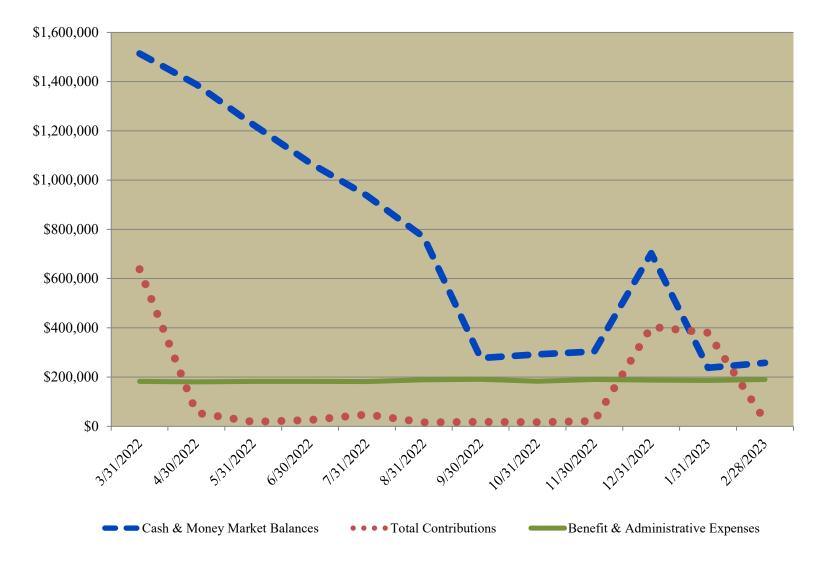
Cash and Investments



River Forest Firefighters' Pension Fund Cash Analysis Report For the Twelve Periods Ending February 28, 2023

		03/31/22	04/30/22	<u>05/31/22</u>	06/30/22	07/31/22	08/31/22	<u>09/30/22</u>	10/31/22	<u>11/30/22</u>	<u>12/31/22</u>	01/31/23	02/28/23
<u>Financial Insti</u>	tutions												
Harris Bank - CK	#3175551	\$ 143,059	143,019	142,978	141,047	139,059	252,625	243,246	241,061	240,838	235,687	235,182	231,952
		143,059	143,019	142,978	141,047	139,059	252,625	243,246	241,061	240,838	235,687	235,182	231,952
IMET - Convenience Fund	#20413-401	9,331	9,334	9,339	9,347	9,359	9,375	9,393	9,416	-	-	-	-
Illinois Funds - MM	#1600013412	1,362,195	1,236,305	1,072,857	919,100	788,546	506,404	24,982	41,683	62,826	467,597	2,892	26,043
		1,371,526	1,245,639	1,082,196	928,447	797,905	515,779	34,375	51,099	62,826	467,597	2,892	26,043
Total		1,514,585	1,388,658	1,225,174	1,069,494	936,964	768,404	277,621	292,160	303,664	703,284	238,074	257,995
<u>Contributi</u>	ons												
Current Tax		623,654	36,559	3,372	9,409	3,698	-	-	-	-	387,467	362,869	6,261
Contributions - Current Yea	r	14,931	18,760	14,931	16,471	44,361	16,533	18,166	16,619	20,996	16,754	17,278	16,854
		638,585	55,319	18,303	25,880	48,059	16,533	18,166	16,619	20,996	404,221	380,147	23,115
<u>Expense</u>	<u>s</u>												
Pension Benefits		179,827	179,827	179,827	179,827	179,827	186,419	180,009	180,321	180,321	180,321	184,340	184,340
Administration		2,469	734	2,877	2,690	2,236	2,253	11,426	3,018	9,702	7,208	1,823	5,799
		182,296	180,561	182,704	182,517	182,063	188,672	191,435	183,339	190,023	187,529	186,163	190,139
Total Contributions less E	xpenses	456,289	(125,242)	(164,401)	(156,637)	(134,004)	(172,139)	(173,269)	(166,720)	(169,027)	216,692	193,984	(167,024)

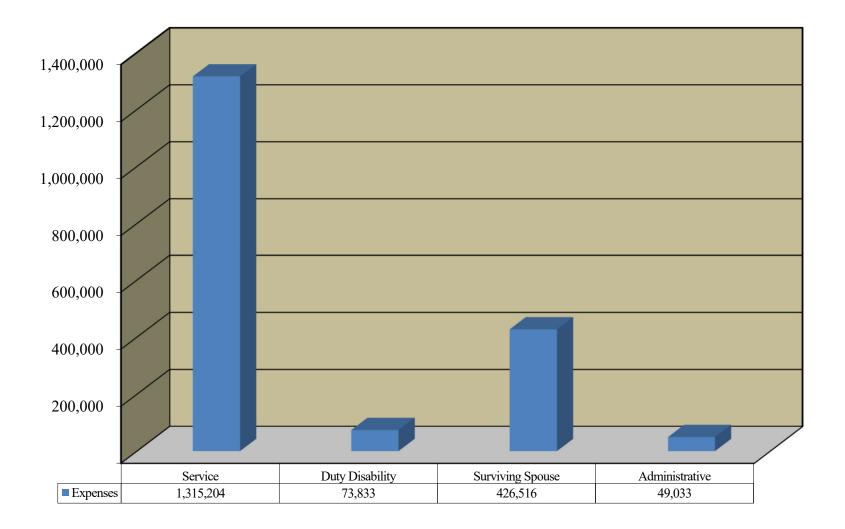




River Forest Firefighters' Pension Fund Revenue Report as of February 28, 2023

	Received <u>this Month</u>	Received <u>this Year</u>
<u>Contributions</u>		
Contributions - Municipal		
41-210-00 - Current Tax	\$ 6,261.26	773,076.75
	6,261.26	773,076.75
Contributions - Members		
41-410-00 - Contributions - Current Year	16,854.10	198,963.11
	16,854.10	198,963.11
Total Contributions	23,115.36	972,039.86
Investment Income Interest and Dividends		
43-102-09 - Harris Bank #317-555-1	97.30	441.02
43-105-05 - IMET - Convenience Fund #20413-401	0.00	87.71
43-106-01 - Illinois Funds - Money Market #1600013412	35.45	6,661.16
43-800-01 - IFPIF Consolidated Pool Dividend	10,370.23	109,697.96
43-800-02 - IFPIF Consolidated Pool Interest	3,077.96	6,734.69
43-800-03 - IFPIF Contribution Interest	148.87	175.56
	13,729.81	123,798.10
Gains and Losses		
44-800-01 - IFPIF Consolidated Pool - Unrealized	(441,822.90)	(134,831.73)
44-800-02 - IFPIF Consolidated Pool - Realized	(729.07)	(366,193.35)
	(442,551.97)	(501,025.08)
Other Income		
49-000-01 - Other Income	0.00	(977.23)
	0.00	(977.23)
Total Investment Income	(428,822.16)	(378,204.21)
Total Revenue	(405,706.80)	593,835.65

Pension Benefits and Expenses



River Forest Firefighters' Pension Fund Expense Report as of February 28, 2023

	Expended <u>this Month</u>	Expended <u>this Year</u>
Pensions and Benefits		
51-020-00 - Service Pensions	\$ 134,217.68	1,315,204.13
51-040-00 - Duty Disability Pensions	7,470.91	73,833.18
51-060-00 - Surviving Spouse Pensions	42,651.63	426,516.30
Total Pensions and Benefits	184,340.22	1,815,553.61
Administrative		
Insurance		
52-150-01 - Fiduciary Insurance	0.00	3,935.00
	0.00	3,935.00
Professional Services		
52-170-01 - Actuarial Services	0.00	4,020.00
52-170-02 - Auditing Services	0.00	2,205.00
52-170-03 - Accounting & Bookkeeping Services	2,090.00	13,975.00
52-170-05 - Legal Services	87.50	3,175.00
52-170-06 - PSA/Court Reporter	1,810.00	9,905.00
	3,987.50	33,280.00
Investment		
52-190-04 - Bank Fees	0.00	129.25
52-195-01 - Administrator Expenses (IFPIF)	0.00	2,779.86
52-195-02 - Other Fee & Expenses (IFPIF)	1,480.37	6,475.81
52-195-03 - Management Fee (IFPIF)	320.59	1,223.74
52-195-05 - Other Expenses (IFPIF)	10.77	10.77
	1,811.73	10,619.43
Other Expense	0.00	200.00
52-290-25 - Conference/Seminar Fees	0.00	200.00
52-290-26 - Association Dues	0.00	795.00
52-290-35 - Other Expense	0.00	203.65
	0.00	1,198.65
Total Administrative	5,799.23	49,033.08
Total Expenses	190,139.45	1,864,586.69

River Forest Firefighters' Pension Fund Member Contribution Report As of Month Ended February 28, 2023

	Thru Prior Fiscal	Current Fiscal	Service		Total
Name	Year	r iscai Year	Purchase	Refunds	Contributions
Ivaille	I Cal	I cai	rurchase	Kelullus	Contributions
Basa, Matthew D.	\$ 32,338.77	8,694.99	0.00	0.00	41,033.76
Bencik, Jason E.	58,614.60	10,204.76	0.00	0.00	68,819.36
Bochenek, David M.	130,934.07	13,195.10	0.00	0.00	144,129.17
Boyd, Quentin A.	93,781.28	10,652.91	0.00	0.00	104,434.19
Buchholz, Jonathan P.	34,372.52	8,860.20	0.00	0.00	43,232.72
Carter, John E.	190,072.56	13,545.94	0.00	0.00	203,618.50
Doran, Christopher C.	119,408.08	10,911.33	0.00	0.00	130,319.41
Ercoli, Jarrett M.	10,413.76	7,164.03	0.00	0.00	17,577.79
Finfrock, Lucas J.	90,580.21	10,911.33	0.00	0.00	101,491.54
Fischer, Stephen G.	159,240.53	10,561.53	0.00	0.00	169,802.06
Howe, Adam J.	56,083.25	10,053.39	0.00	0.00	66,136.64
Howe, Edward F.	169,619.86	12,888.80	0.00	0.00	182,508.66
Krall, Matthew K.	58,540.09	10,166.91	0.00	0.00	68,707.00
McKenna, Brian T.	38,863.01	9,015.93	0.00	0.00	47,878.94
Rouse, Jonathan W.	17,412.13	7,796.87	0.00	0.00	25,209.00
Seablom, Adam R.	42,893.38	9,969.85	0.00	0.00	52,863.23
Smith, Michael P.	167,905.53	12,973.24	0.00	0.00	180,878.77
Viera, Adan	109,840.35	10,596.19	0.00	0.00	120,436.54
Zipperich, Paul B.	159,039.26	10,722.19	0.00	0.00	169,761.45
	1,739,953.24	198,885.49	0.00	0.00	1,938,838.73
	Inactive/	Terminated Mem	ibers		
Bohlmann, Kurt B.	239,702.15	31.11	0.00	0.00	239,733.26
Rose, John M.	187,286.34	46.51	0.00	0.00	187,332.85
Totals	2,166,941.73	198,963.11	0.00	0.00	2,365,904.84

Check Date 2/28/2023 1

SSN	Family ID	Employee Name	ACH Re	tro Net Amount	Member Gross	Medical	Dental Insurance I	Life	Federal Tax
		Alt Payee Name	Ch	eck #	Gross	Insurance	insurance in	nsurance	
Duty Disability	Ĺ								
***-**2182									
	109397	Fahy, Patrick J.	✓ □ 0	\$3,811.62	\$3,811.62	\$0.00	\$0.00	\$0.00	\$0.00
			***-**2182 Si	ubtotal: \$3,811.62	\$3,811.62	\$0.00	\$0.00	\$0.00	\$0.00
***-**2110									
	109398	Schejbal, James F.		\$3,579.07	\$3,659.29	\$0.00	\$65.98	\$14.24	\$0.00
			***-**2110 S	ubtotal: \$3,579.07	\$3,659.29	\$0.00	\$65.98	\$14.24	\$0.00
		D	uty Disability S	ubtotal: \$7,390.69	\$7,470.91	\$0.00	\$65.98	\$14.24	\$0.00
<u>Service</u>									
***-**3560									
	120753	Bohlmann, Kurt B.	✓ □ 0	\$8,783.38	\$11,054.86	\$1,122.61	\$114.63	\$0.00	\$1,034.24
			***-**3560 Si	ubtotal: \$8,783.38	\$11,054.86	\$1,122.61	\$114.63	\$0.00	\$1,034.24
***-**7938									
	110935	Daugherty, William J.	✓ □ 0	\$5,257.00	\$8,117.86	\$397.37	\$0.00	\$0.00	\$1,263.49
	110935	Payment to Access Credit Union, Daugherty -		\$1,200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
		· 5 ·	0						
			***-**7938 Si	ubtotal: \$6,457.00	\$8,117.86	\$397.37	\$0.00	\$0.00	\$1,263.49

Check Date 2/28/2023 1

SSN	Family ID	Employee Name	ACH	Retro	Net Amount	Member Gross	Medical Insurance	Dental Insurance In	Life	Federal Tax	
		Alt Payee Name		Check #		61035	insulance		Surance		
***-**2389											
	111043	Finnegan, Mark T.		0	\$7,140.05	\$9,110.49	\$1,122.61	\$127.45	\$0.00	\$720.38	
			***-**238	9 Subtotal:	\$7,140.05	\$9,110.49	\$1,122.61	\$127.45	\$0.00	\$720.38	
***-**8444	106833	Law, Dennis J.		0	\$4,070.51	\$4,079.50	\$0.00	\$0.00	\$8.99	\$0.00	
*** **** **				4 Subtotal:	\$4,070.51	\$4,079.50	\$0.00	\$0.00	\$8.99	\$0.00	
***-**8043	112495	Law, Michael D.		0	\$5,135.67	\$5,619.44	\$0.00	\$0.00	\$0.00	\$483.77	
***-**6763			***-**8043	3 Subtotal:	\$5,135.67	\$5,619.44	\$0.00	\$0.00	\$0.00	\$483.77	
- 0703	106828	Lidinsky, Richard T.		0	\$7,635.75	\$9,061.46	\$0.00	\$0.00	\$0.00	\$1,375.71	
	106828	Payment to Access Credit Union, Lidinsky -		0	\$50.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
				3 Subtotal:	\$7,685.75	\$9,061.46	\$0.00	\$0.00	\$0.00	\$1,375.71	
***-**0172	106827	Marrocco, Timothy		0	\$111.42	\$111.42	\$0.00	\$0.00	\$0.00	\$0.00	
			***-**0172	2 Subtotal:	\$111.42	\$111.42	\$0.00	\$0.00	\$0.00	\$0.00	

SSN	Family ID	Employee Name	ACH Retro	Net Amount	Member Gross	Medical Insurance	Dental Insurance Ir	Life	Federal Tax
		Alt Payee Name	Check #		Gloss	insurance	insulance in	ISUIAIICE	
***-**4999									
	111666	Newberry, John J.	✓ □ 0	\$5,190.96	\$6,385.55	\$610.85	\$38.47	\$0.56	\$544.71
			***-**4999 Subtota	\$5,190.96	\$6,385.55	\$610.85	\$38.47	\$0.56	\$544.71
***-**1107									
	110549	Nortier, Robert A.	✓ □ 0	\$7,472.01	\$9,456.52	\$916.51	\$78.80	\$0.56	\$988.64
			***-**1107 Subtota	: \$7,472.01	\$9,456.52	\$916.51	\$78.80	\$0.56	\$988.64
***-**1730									
	106819	Nummer, Russell W.	✓ □ 0	\$6,951.98	\$10,444.55	\$0.00	\$0.00	\$0.00	\$1,292.57
	106819	Payment to Access Credit Union, Nummer -		\$2,200.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
			0						
			***-**1730 Subtota	: \$9,151.98	\$10,444.55	\$0.00	\$0.00	\$0.00	\$1,292.57
***-**1514									
	106829	Powell Sr, Richard H.	✓ □ 0	\$5,900.60	\$8,666.96	\$0.00	\$0.00	\$8.99	\$1,030.37
	106829	Payment to Access Credit Union, Powell -		\$1,478.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
		,	0						
	106829	Blue Cross Blue Shield of Illinois		\$249.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
			184						
			***-**1514 Subtota	\$7,627.60	\$8,666.96	\$0.00	\$0.00	\$8.99	\$1,030.37

See Accountants' Compilation Report 10-3

Check Date 2/28/2023 1

SSN	Family ID	Employee Name	ACH Retro	Net Amount	Member Gross	Medical Insurance	Dental Insurance Ir	Life	Federal Tax
		Alt Payee Name	Check #		61035	insulance	insulance in	isurance	
***-**0064									
	115980	Rose, John M.		\$7,938.26	\$8,793.65	\$0.00	\$0.00	\$0.00	\$855.39
			***-**0064 Subtotal:	\$7,938.26	\$8,793.65	\$0.00	\$0.00	\$0.00	\$855.39
***-**5659									
	106821	Schoff, Robert H.	0	\$8,100.10	\$9,515.36	\$0.00	\$25.65	\$0.00	\$1,389.61
			***-**5659 Subtotal:	\$8,100.10	\$9,515.36	\$0.00	\$25.65	\$0.00	\$1,389.61
***-**5896	100000			¢7.040.44	* 0.004.04	* 0.00	* 0.00	* 0.00	¢4.047.00
	106823	Stamm, Paul J.		\$7,813.41	\$9,031.01	\$0.00	\$0.00	\$0.00	\$1,217.60
			***-**5896 Subtotal:	\$7,813.41	\$9,031.01	\$0.00	\$0.00	\$0.00	\$1,217.60
***-**7868	106824	Telkamp, Lester H.		\$6,393.33	\$7,924.16	\$0.00	\$0.00	\$0.00	\$1,530.83
			***-**7868 Subtotal:	\$6,393.33	\$7,924.16	\$0.00	\$0.00	\$0.00	\$1,530.83
***-**4199	106830	Vondracek, Arthur W.		\$6,096.70	\$7,884.22	\$506.66	\$25.65	\$7.97	\$1,247.24
			***-**4199 Subtotal:	\$6,096.70	\$7,884.22	\$506.66	\$25.65	\$7.97	\$1,247.24
***-**6387	106825	Witken, David B.		\$7,565.72	\$8,960.67	\$397.37	\$114.63	\$0.00	\$882.95

SSN	Family ID	Employee Name	ACH	Retro	Net Amount	Member Gross	Medical Insurance	Dental Insurance I	Life	Federal Tax	
		Alt Payee Name		Check #		61055	insurance		lisurance		
				0							
			***-**638	7 Subtotal:	\$7,565.72	\$8,960.67	\$397.37	\$114.63	\$0.00	\$882.95	
			Servio	ce Subtotal:	\$112,733.85	\$134,217.68	\$5,073.98	\$525.28	\$27.07	\$15,857.50	
Surviving Spo	ouse										
***-**9623											
	108225	Barth, Charlotte B.	\checkmark	0	\$2,256.40	\$2,494.96	\$0.00	\$0.00	\$0.00	\$238.56	
			***-**962	3 Subtotal:	\$2,256.40	\$2,494.96	\$0.00	\$0.00	\$0.00	\$238.56	
***-**8921											
	108223	Bentel, Loretta H.	\checkmark	0	\$4,677.45	\$7,364.35	\$596.06	\$0.00	\$0.00	\$1,090.84	
	108223	Payment to Fifth Third Bank, Bentel -	\checkmark		\$1,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
			***-**892	0 21 Subtotal:	\$5,677.45	\$7,364.35	\$596.06	\$0.00	\$0.00	\$1,090.84	
***-**6579											
	106832	Bentel, Ruth M.	\checkmark	0	\$5,611.54	\$6,490.65	\$0.00	\$38.47	\$0.00	\$840.64	
*** **0.170			***-**657	'9 Subtotal:	\$5,611.54	\$6,490.65	\$0.00	\$38.47	\$0.00	\$840.64	
***-**9173	109394	Daudelin, Evelyn M.	\checkmark	0	\$1,702.05	\$1,732.23	\$0.00	\$0.00	\$30.18	\$0.00	
			***-**917	'3 Subtotal:	\$1,702.05	\$1,732.23	\$0.00	\$0.00	\$30.18	\$0.00	

See Accountants' Compilation Report 10-5

Check Date 2/28/2023 1

SSN	Family ID	Employee Name	ACH Retro	Net Amount	Member Gross	Medical Insurance	Dental Insurance li	Life	Federal Tax
		Alt Payee Name	Check #		Gloss	insurance	insurance in	lisurance	
***-**2973									
	106831	Diebold, Linda L.		\$4,500.13	\$4,992.69	\$0.00	\$0.00	\$0.00	\$492.56
			***-**2973 Subtotal:	\$4,500.13	\$4,992.69	\$0.00	\$0.00	\$0.00	\$492.56
***-**3791									
	106826	Gerard, Pauline M.		\$4,416.65	\$4,416.65	\$0.00	\$0.00	\$0.00	\$0.00
			***-**3791 Subtotal:	\$4,416.65	\$4,416.65	\$0.00	\$0.00	\$0.00	\$0.00
***-**0510									
	106822	Hlavaty, Evelyn		\$3,635.47	\$4,135.47	\$0.00	\$0.00	\$0.00	\$500.00
			***-**0510 Subtotal:	\$3,635.47	\$4,135.47	\$0.00	\$0.00	\$0.00	\$500.00
***-**5533									
	109396	Rausch, Patricia E.		\$4,654.49	\$4,692.96	\$0.00	\$38.47	\$0.00	\$0.00
			***-**5533 Subtotal:	\$4,654.49	\$4,692.96	\$0.00	\$38.47	\$0.00	\$0.00
***-**1867									
	106834	Riley, Lorraine A.		\$6,331.67	\$6,331.67	\$0.00	\$0.00	\$0.00	\$0.00
			***-**1867 Subtotal:	\$6,331.67	\$6,331.67	\$0.00	\$0.00	\$0.00	\$0.00
			Surviving Spouse Subtotal:	\$38,785.85	\$42,651.63	\$596.06	\$76.94	\$30.18	\$3,162.60

Multiple Batch Report Check Date

SSN	Family ID	Employee Name Alt Payee Name	ACH	Retro Check #	Net Amount	Member Gross	Medical Insurance		
Totals									
ACH Flag	Payments	Net Payment Total		Gross	Medica Insurance		Dental L Insurance	ife Insurance	Federal Tax
Yes	33	\$158,661.39		\$184,340.22	\$5,670.	04	\$668.20	\$71.49	\$19,020.10
No	1	\$249.00		\$0.00	\$0.	00	\$0.00	\$0.00	\$0.00
Grand Total	34	\$158,910.39		\$184,340.22	\$5,670.	04	\$668.20	\$71.49	\$19,020.10

2/28/2023 1

River Forest Firefighters' Pension Fund Quarterly Vendor Check Report

All Bank Accounts

December 1, 2022 - February 28, 2023

	Check		Invoice	Check
Date	Number	Vendor Name	Amount	Amount
12/01/22	30502	Village of River Forest*		
-		52-170-02 Reimburse Sikich #4079 Audit - Partia	1 Payment 2,205.00	
			Check Amount	2,205.00
2/06/22	20501	Karlaar Carry McOraary LLC		
2/06/22	30301	Karlson Garza McQueary, LLC 52-170-05 #1457 4Q22 Retainer	750.00	
		52-170-05 #1457 4Q22 Retainer	ACH Amount (Direct Deposit)	750.00
			Activitient (Direct Deposit)_	750.00
2/12/22	30503	Lauterbach & Amen, LLP		
		52-170-03 #73140 11/22 Accounting & Benefits	1,045.00	
		52-170-06 #73140 11/22 PSA	905.00	
			ACH Amount (Direct Deposit) _	1,950.00
2/30/22	30504	Village of River Forest - Insurance		
		20-220-00 Medical Insurance - 12/22	5,670.04	
		20-220-00 Dental Insurance	668.20	
			ACH Amount (Direct Deposit) _	6,338.24
7/30/22	30505	Internal Revenue Service		
2130122	50505	20-230-00 Internal Revenue Service	19,266.93	
			ACH Amount (Direct Deposit)	19,266.93
			·	
2/31/22	50290	IFPIF	(2.00	
		52-290-35 Other Expenses	63.88	
		52-195-01 Administrator Expenses	1,322.26 606.34	
		52-195-02 Other Fee & Expenses 52-195-03 Management Fee	310.12	
		52-175-05 Wanagement Fee	Check Amount	2,302.60
				<u> </u>
1/09/23	30506	Lauterbach & Amen, LLP		
		52-170-01 #73407 FYE22 GASB 67/68	1,250.00	1.050.00
			ACH Amount (Direct Deposit) _	1,250.00
1/31/23	30507	Village of River Forest - Insurance		
		20-220-00 Medical Insurance - 01/23	5,670.04	
		20-220-00 Dental Insurance	668.20	
		20-220-00 Life Insurance	58.98	
			ACH Amount (Direct Deposit) _	6,397.22
1/31/23	30508	Internal Revenue Service		
	20200	20-230-00 Internal Revenue Service	19,020.10	
			ACH Amount (Direct Deposit)	19,020.10

River Forest Firefighters' Pension Fund Quarterly Vendor Check Report

All Bank Accounts

December 1, 2022 - February 28, 2023

	Check		Invoice	Check
Date	Number	Vendor Name	Amount	Amount
01/01/00	50201			
)1/31/23	50291		10.74	
		52-290-35 Other Expenses	12.74	
		52-195-02 Other Fee & Expenses	560.19	572.02
			Check Amount	572.93
02/02/23	30509	Karlson Garza McQueary, LLC		
		52-170-05 #1528 Legal Service	87.50	
			ACH Amount (Direct Deposit) _	87.50
)2/13/23	30510	Lauterbach & Amen, LLP		
,2,13,23	00010	52-170-03 # 74017 12/22 Accounting & Benefits	1,045.00	
		52-170-06 #74017 12/22 PSA	905.00	
			ACH Amount (Direct Deposit)	1,950.00
/ /			· - · · <u>-</u>	
12/27/23	30513	Lauterbach & Amen, LLP		
		52-170-03 #74903 01/23 Accounting & Benefits	1,045.00	
		52-170-06 #74903 01/23 PSA	905.00	
			ACH Amount (Direct Deposit) _	1,950.00
02/28/23	30511	Village of River Forest - Insurance		
		20-220-00 Medical Insurance - 02/23	5,670.04	
		20-220-00 Dental Insurance	668.20	
		20-220-00 Life Insurance	71.49	
			ACH Amount (Direct Deposit) _	6,409.73
11/28/22	20512	Internal Revenue Service		
)2/20/23	50512	20-230-00 Internal Revenue Service	19,020.10	
		20-230-00 Internal Revenue Service	ACH Amount (Direct Deposit)	19,020.10
				19,020.10
02/28/23	50292	IFPIF		
		52-195-02 Other Fee & Expenses	1,480.37	
		52-195-03 Management Fee	320.59	
		52-195-05 Other Expenses	10.77	
			Check Amount _	1,811.73



PHONE 630.393.1483 • FAX 630.393.2516 www.lauterbachamen.com



Lauterbach & Amen, LLP

CERTIFIED PUBLIC ACCOUNTANTS

March 2, 2023

Members of the Pension Board of Trustees River Forest Firefighters' Pension Fund 400 Park Avenue River Forest, Illinois 60305

We are pleased to confirm our acceptance and understanding of the following services we are to provide for the River Forest Firefighters' Pension Fund for the fiscal years ended April 30, 2024, 2025, and 2026.

We will compile from information you provide, monthly Treasurer's reports including annual and interim statements of net position - modified cash basis, statements of changes in net position - modified cash basis, and other supplementary information for the fiscal years ended April 30, 2024, 2025, and 2026 and perform a compilation engagement with respect to those financial statements. These financial statements will not include related notes to the financial statements as required for the financial statements prepared in accordance with the modified cash basis of accounting. In addition, the supplementary information accompanying the compiled financial statements will be prepared and presented with the financial statements. Such supplementary information is the responsibility of management and will be subject to our compilation engagement. We will not audit or review the supplementary information. We will not express an opinion, a conclusion or provide any assurance on such supplementary information.

Our Responsibilities

- 1. We will provide you with the following bookkeeping services: post the cash receipt and cash disbursement journals; reconcile all bank accounts; account for all investment transactions; post the general ledger; issue vendor, contribution refund, and pension benefit payments; maintain vendor and benefit payment history; maintain records of contributions paid by members.
- 2. We will prepare financial statements in accordance with the modified cash basis of accounting based on information provided by you.
- 3. We will apply accounting and financial reporting expertise to assist you in the presentation of financial statements without undertaking to obtain or provide assurance that there are no material modifications that should be made to the financial statements in order for them to be in accordance with the modified cash basis of accounting.
- 4. In addition, we will prepare the Illinois Department of Insurance (IDOI) Annual Statement and the Year End Auditor's Workpapers. We will also prepare and file the annual tax forms 1099-R, 945, 1099-MISC and 1099-NEC and 1096 for the calendar years ended December 31, 2023, 2024, and 2025. All transactions will be recorded utilizing the chart of accounts established by the IDOI. Account coding for transactions is self-evident based upon the chart of accounts established. It is our understanding that the transactions posted, along with the monthly Treasurer's reports, will be approved by the Pension Board at the regularly scheduled Board Meetings.

- 5. We will perform pension benefit calculations and process benefit and vendor disbursements upon written authorization of management. A list of the scheduled pension benefit increases for each calendar year will be provided to the Pension Board for approval. All benefits are calculated in accordance with State Statutes and are based upon the pension benefit calculation schedules prepared for each beneficiary and approved by the Pension Board. We will disburse to the pensioners the gross pension benefit amounts indicated on the list provided for the applicable twelve-month benefit period. Any other amendments or changes to the gross benefits will require written authorization from the Pension Board. We will also perform requested non-actuarial calculations for all creditable service transfers and purchases allowable per State Statutes.
- 6. We will provide Professional Services Administration (PSA), which includes board meeting agenda preparation, scheduled board meeting attendance and preparation of minutes, maintenance of active member files, administration of annual elections, and preparation of annual affidavits to pensioners.
- 7. We will provide electronic data management by utilizing online portals. The portal will allow online access to an archive of current and historic River Forest Firefighters' Pension Fund financial documents and active member files. The documentation will be uploaded into the portal, filed appropriately and maintained by Lauterbach & Amen. It is the understanding of the parties that the portal is a supplement to, and not a replacement for, the Pension Board's responsibility to maintain original paper and/or electronic public records of the Pension Fund. The Pension Fund may terminate the portal services with written notice to Lauterbach & Amen. Lauterbach & Amen agrees to maintain the Pension Board's access for a maximum of 30 days after written notice is received, for the Pension Board to make sufficient electronic copies.
- 8. Lauterbach & Amen will maintain cyber and professional liability insurance and provide documentation of such coverage upon request.

We will conduct our compilation engagement in accordance with Statements on Standards for Accounting and Review Services (SSARS) promulgated by the Accounting and Review Services Committee of the American Institute of Certified Public Accountants (AICPA) and comply with applicable professional standards, including the AICPA's Code of Professional Conduct and its ethical principles of integrity, objectivity, professional competence, and due care, when performing the bookkeeping services, preparing the financial statements, and performing the compilation engagement.

We are not required to, and will not, verify the accuracy or completeness of the information you will provide to us for the engagement or otherwise gather evidence for the purpose of expressing an opinion or a conclusion. Accordingly, we will not express an opinion or a conclusion nor provide any assurance on the financial statements.

Our engagement cannot be relied upon to identify or disclose any financial statement misstatements, including those caused by fraud or error, or to identify or disclose any wrongdoing within the entity or noncompliance with laws and regulations. However, we will inform the Pension Board of any material errors, and of any evidence or information that comes to our attention during the performance of our compilation procedures with respect to possible instances of fraud or misstatements unless they are clearly inconsequential.

We, in our sole professional judgment, reserve the right to refuse to perform any procedure or take any action that could be construed as assuming management responsibilities since performing those procedures or taking such action would impair our independence.

Your Responsibilities

The engagement to be performed is conducted on the basis that you acknowledge and understand that our role is to prepare financial statements in accordance with the modified cash basis of accounting and assist you in the presentation of the financial statements in accordance with the modified cash basis of accounting. You have the following overall responsibilities that are fundamental to our undertaking the engagement in accordance with SSARS:

- 1. The selection of the modified cash basis of accounting as the financial reporting framework to be applied in the preparation of the financial statements.
- 2. The preparation and fair presentation of financial statements in accordance with the modified cash basis of accounting and the inclusion of a description of the modified cash basis of accounting.
- 3. The design, implementation, and maintenance of internal controls relevant to the preparation and fair presentation of the financial statements that are free from material misstatement, whether due to fraud or error.
- 4. The prevention and detection of fraud.
- 5. To ensure that the River Forest Firefighters' Pension Fund complies with the laws and regulations applicable to its activities.
- 6. The accuracy and completeness of the records, documents, explanations, and other information, including significant judgments, you provide to us for the engagement.
- 7. To provide us with
 - a. access to all information of which you are aware is relevant to the preparation and fair presentation of the financial statements, such as records, documentation, and other matters,
 - b. additional information that we may request from you for the purpose of the compilation engagement,
 - c. unrestricted access to persons within the entity of whom we determine it necessary to make inquiries.

You are also responsible for all management decisions and responsibilities and for designating an individual, with suitable skills, knowledge, and experience to oversee our bookkeeping services and the preparation of your financial statements. You are responsible for evaluating the adequacy and results of the services performed and accepting responsibility for such services.

Lauterbach & Amen, LLP does not assume any management responsibilities for the Pension Fund. We are not engaged to, and will not, perform an audit, the objective of which would be the expression of an opinion on the specified elements, accounts, or items. These services cannot be relied upon to detect errors, irregularities, or illegal acts that may exist. However, we will inform you of any such matters that may come to our attention.

It is the understanding of the parties that the portals provided to or held by Lauterbach & Amen, LLP, is a supplement to, and not a replacement for, the original paper and electronic public records of the Pension Fund.

Our Report

As part of our engagement, we will issue a report that will state that we did not audit or review the financial statements and that, accordingly, we do not express an opinion, a conclusion, nor provide any assurance on them. There may be circumstances in which the report differs from the expected form and content. Our report will disclose that the Pension Fund management has elected to omit substantially all the disclosures ordinarily included in financial statements prepared in accordance with the modified cash basis of accounting. If the omitted disclosures were to be included in the financial statements, they might influence the user's conclusions about the Pension Fund's assets, liabilities, net position, additions and deductions. Accordingly, the financial statements will not be designed for those who are not informed about such matters. If for any reason, we are unable to complete the compilation of your financial statements, we will not issue a report on such statements as a result of this engagement.

Our report will disclose that the financial statements are prepared in accordance with the modified cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America.

You agree to include our accountant's compilation report in any document containing financial statements that indicates that we have performed a compilation engagement on such financial statements and, prior to inclusion of the report, to ask our permission to do so. The supplementary information accompanying the financial statements will be presented for purposes of additional analysis. Our report will not express an opinion, a conclusion, nor provide any assurance on such information.

Other Relevant Information

Services Provided	Fiscal Year Ended 04/30/2024	Fiscal Year Ended 04/30/2025	Fiscal Year Ended 04/30/2026
Monthly Accounting & Benefits Administration	\$1,045	\$1,075	\$1,105
	Monthly	Monthly	Monthly
Professional Service Administration	\$905	\$930	\$960
Thessional Service Administration	Monthly	Monthly	Monthly
IDOI Annual Statement	\$1,635	\$1,685	\$1,735
• IDOI Annual Statement	Annual	Annual	Annual
X	\$985	\$1,015	\$1,045
Year End Auditor's Workpapers	Annual	Annual	Annual
	Calendar	Calendar	Calendar
	Year Ended	Year Ended	Year Ended
	12/31/2023	12/31/2024	12/31/2025
Description of the Terry Formula	\$515	\$530	\$545
Payroll & Vendor Tax Forms	Annual	Annual	Annual
Annual Total Costs of Services	\$26,535	\$27,290	\$28,105

Costs for our services are as follows:

Monthly services will be billed on a monthly basis and annual services will be billed as completed.

In connection with this agreement, the River Forest Firefighters' Pension Fund authorizes Lauterbach & Amen, LLP to automatically debit the Pension Fund's disbursement account at BMO Harris Bank N.A. upon completion of any past, present, or future services for the cost agreed upon in the respective engagement letter. Either the Pension Fund or Lauterbach & Amen, LLP may terminate this auto debit arrangement at any time by providing prior written notice to the other.

Either party may terminate all or a portion of the services contemplated by this engagement at any time for any reason upon 30 days written notice to the other. Subcontracting is prohibited without the express written approval of the Pension Fund's Board of Trustees. This agreement shall be governed by and construed in accordance with the laws of the State of Illinois.

We appreciate the opportunity to be of service to the River Forest Firefighters' Pension Fund and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you acknowledge and agree with the terms of our engagement as described in this letter, please indicate your acceptance of the above understanding by signing below and returning a signed copy to us. If the Pension Fund's needs change during the year, the nature of our services can be adjusted accordingly. Likewise, if you have special projects with which we can assist, please let us know.

Cordially,

Lauterbach & Amen. LLP

Lauterbach & Amen, LLP

RESPONSE:

This letter correctly sets forth the understanding of the River Forest Firefighters' Pension Fund:

Accepted by:

Title:

PHONE 630.393.1483 • FAX 630.393.2516 www.lauterbachamen.com



Lauterbach & Amen, LLP

CERTIFIED PUBLIC ACCOUNTANTS

March 31, 2023

Members of the Board of Trustees Village of River Forest 400 Park Avenue River Forest, Illinois 60305

We are pleased to confirm our acceptance and understanding of the services we will provide for the Village of River Forest for the fiscal years ending April 30, 2023 through April 30, 2025. It is our understanding that Lauterbach & Amen, LLP will prepare the Firefighters' & Police GASB 67/68 Actuarial Valuation for the Village.

You agree to assume all management responsibilities for the actuarial services we provide; you will oversee the services by designating an individual, preferably from senior management, with suitable skill, knowledge, or experience; you will evaluate the adequacy and results of the services and will accept responsibility for them.

Lauterbach & Amen, LLP does not assume any management responsibilities for the Village. These services cannot be relied upon to detect errors, irregularities, or illegal acts that may exist. However, we will inform you of any such matters that may come to our attention.

Costs for our services are as follows:

Annual Actuarial Reports	Fiscal Year Ended 04/30/2023	Fiscal Year Ended 04/30/2024	Fiscal Year Ended 04/30/2025
 Preparation of Firefighters' GASB 67/68 Actuarial Valuation 	\$2,600	\$2,700	\$2,810
Preparation of Police GASB 67/68 Actuarial Valuation	\$2,600	\$2,700	\$2,810
Preparation of Audit Friendly Exhibits	Included	Included	Included
Attendance at Meeting to Present Results	Included	Included	Included
Total Annual Actuarial Reports	\$5,200	\$5,400	\$5,620

Per the agreement with the Village, the above fee is to be split between the Pension Funds and the Village per the below:

River Forest Firefighters' Pension:	25% of total fee
River Forest Police Pension:	25% of total fee
Village of River Forest:	50% of total fee

The fees as depicted above include attendance for up to 2 meetings per year, as requested, to discuss actuarial results. Meeting attendance includes virtual and in-person attendance as mutually determined. Any meeting attendance required above and beyond the 2 included meetings will be billed at the rate of \$275 per meeting.

Out of Scope Services:

Out of scope services will be billed on a time and charges basis. The hourly rate for out of scope services is \$275 per hour. We will provide an estimate of costs for any out of scope services when the service is requested and the scope is defined. You will not be charged any additional costs under this section unless written approval, including email confirmation, is provided ahead of time.

Either party may terminate all or a portion of the services contemplated by this engagement at any time for any reason upon 30 days written notice to the other. Subcontracting will be disclosed to the Village's Board of Trustees prior to beginning work. This agreement shall be governed by and construed in accordance with the laws of the State of Illinois.

We appreciate the opportunity to be of service to the Village of River Forest and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please indicate your acceptance by signing below and returning it to us.

Cordially,

Lauterbach & Amen, LLP

Lauterbach & Amen, LLP

RESPONSE:

This letter correctly sets forth the understanding of the Village of River Forest:

Accepted by:

Title:



235 Remington Boulevard, Suite 5B Bolingbrook, IL 60440

> (708) 761-9030 www.kgmlawyers.com

March 31, 2023

Dear Clients and Friends:

Our firm is dedicated to serving the needs of local police and fire pension funds across the State of Illinois. In addition, we are committed to safeguarding equality, working conditions, livable wages, and other benefits for working people and their families.

Over the last 12 months, the Consumer Price Index has ballooned. Moreover, like everyone else, our firm has experienced ever-increasing costs associated with providing service to our clients. In addition, our attorneys provide *pro bono* service to select first responders, veterans, and related advocacy organizations, including the Bagpipes & Drums of the Emerald Society Chicago Police Department.

In line with our commitment to working people, our firm strongly believes we should live the values we advocate. We have provided all full-time employees with wage increases and enhanced benefit packages. Philosophically and practically, we have a responsibility to pay our employees competitive and fair wages. In the end, our firm is not about simply being a revolving door; but instead, a team of professionals who each client can call and have a personal relationship with. We are dedicated to recruiting and retaining talented professionals. This is part of our firm's culture, and, in part, why our clients choose Karlson Garza McQueary LLC.

Since our founding in 2018, we have not increased rates. Considering ongoing economic concerns and our responsibility to our employees, beginning July 1, 2023, there will be a fee increase as follows:

Retainer (\$800 per quarter):

Includes:

- ✤ attendance by an attorney at all meetings;
- routine inquires by phone and email;
- administrative rules and regulations;
- annual financial audit letters;
- ✤ annual levy request letter.

By virtue of the retainer agreement the following hourly rates apply:

Partner time:	\$225 per hour
Associate time:	\$185 per hour
Support staff time:	\$75 per hour

As you can imagine, we grappled with this decision and did not take it lightly. We understand how this affects our clients. As such, we sincerely thank you for your ongoing support, trust, and confidence. These changes will allow us to continue to provide you knowledgeable and exceptional legal representation. We ask your board to place this item on its April agenda for approval. Upon approval an updated retainer letter will be provided.

As always, should you have any questions or concerns, please do not hesitate to contact us. We look forward to being your advocate now, and in the future.

Very truly yours,

Keith A. Karlson

Raymond G. Garza

Mark S. McQueary

River Forest Firefighters' Pension Fund Board of Trustees

Notice of Election Results

April 2023 Election Active Member Position

Nominations are closed and have resulted in:

John Carter

running unopposed for the position of:

Active Member Trustee Three-Year Term Expiring April 30, 2026

John Carter has accepted the position as a member of the Board of Trustees and has agreed to uphold the duties required.

		Certified Trustee Traini	na		
			ng		
	Organization: River Forest	Fire Pension Fund Year: 2023			
		Stephen Fischer	Hours	Date	1
	Hours Required	Type of Training	Completed	Completed	Cert on File
1 2	8		_		
3					
4 5					
6					
	1 1	John Carter	Hours	Data	
	Hours Required	Type of Training	Hours Completed	Date Completed	Cert on File
1	8				
2 3					
4 5					
5 6					
		Lester Telkamp			
	Hours Required	Type of Training	Hours Completed	Date Completed	Cert on File
1	8	·) / · · · · · · · · · · · · · · · · ·		•	
2 3					
4					
5 6					
		Tom Severson			
	Hours Required	Type of Training	Hours Completed	Date Completed	Cert on File
1	16			Completed	
2 3					
4					
5 6					
			-		
		Rosemary McAdams			
	Hours Required		Hours Completed	Date Completed	Cert on File
1	8	Type of Training			
2 3					
3 4					
5 6					
	1 1			1	1
—			Hours	Date	
1	Hours Required	Type of Training	Completed	Completed	Cert on File
2					
3 4					
5					
6					

2023 IPPFA Illinois Pension Conference



May 10 - 12, 2023

1:00PM - 12:30PM

444 Eagle Ridge Drive, Galena, IL 61036

Julie Guy

Registration is Open!

a second rest for the second second second

May 10 – 12, 2023

DUE TO LIMITED CAPACITY NO WALK-IN REGISTRATIONS WILL BE ALLOWED.

Eagle Ridge Resort 444 Eagle Ridge Drive Galena, IL 61036 Additional Room Block Irish Cottage Inn & Suites 9853 US Highway 20 Galena, Illinois 61036

The Irish Cottage is located 10 minutes from the Eagle Ridge Resort Room rate is \$89 per night/ plus tax & amenity fee. To make a reservation call 1-815-776-0707 Ext 0

2023 MidAmerican Pension Conference



)clober 4 - 6, 2023	
2:00PM - 12:30PM	
10 Marriott Drive, Lincolnshire, IL 60069	
Julie Guy	

The MidAmerican Pension Conference is the perfect way to complete your 8-hours of pension trustee training. Highlights include dynamic speakers, informative exhibits, and many networking opportunities. For over 30 years, the IPPFA has given attendees the very best training in ethics, fiduciary responsibilities, and legal and legislative updates, all covering every aspect of pension trustee training.

2023 MidAmerican Pension Conference

- The 2023 MidAmerican Pension Conference will be held at the Marriott Lincolnshire Resort
- October 4 6.2023
- The IPPFA room rate is \$189.00 per night, plus taxes and fees
- Check-in 4:00 pm, Check-out 12:00 pm
- To make a room reservation call 1(800) 228-9290 and mention IPPFA Room Block

2023 IPPFA Trustee Training Opportunities

IPPFA ONLINE SEMINAR COURSE

WHEN: Ongoing

- Online 8 hr. seminar (Recorded from the 2021 MidAmerican Pension Conference)
- WHERE: IPPFA Website: www.ippfa.org/education/online-classes/
- COST: IPPFA MEMBER: \$275.00/seminar IPPFA NON-MEMBER: \$525.00/seminar

This online seminar agenda includes:

- Pension Obligation Bond Panel
- Consolidation Update Panel
- Mock Disability Trial
- Keynote Speaker Admiral Foggo
- Ask an Attorney and Legal Updates
- Covid-19 Vaccinations and Workplace Rules
- Ask an Administrator
- Re-Entry into Actie Service and Hot it has Evolved Over Time

-this online seminar satisfies 8 hours of the required continuing pension trustee training

IPPFA IN PERSON SEMINAR COURSE

WHEN: November 14, 2023

- WHERE: John A. Logan College 700 Logan College Road, F104 Carterville, IL 62918
- **TIME:** 8:00 a.m. 4:30 p.m.
- COST: IPPFA MEMBER: \$225.00 IPPFA NON-MEMBER: \$450.00

16-hour Certified Trustee Programs* offered through IPPFA

IPPFA ONLINE Certified Trustee Program

 COST:
 IPPFA MEMBER:
 \$ 550.00

 IPPFA NON-MEMBER:
 \$1,100.00

Registration is online at the IPPFA website www.ippfa.org/education/trustee-program/

IPPFA IN PERSON Certified Trustee Program

WHEN: December 5-6, 2023

TIME: 7:30 a.m. – 5:00 p.m.

- WHERE: NIU Outreach Campus 1120 E. Diehl Road, Room 266 Naperville, IL 60563
- COST: IPPFA MEMBER: \$500.00 IPPFA NON-MEMBER: \$1,000.00 *Walk-ins will be charged an additional \$25

Registration is online at the IPPFA website www.ippfa.org/education/trustee-program/

*On December 18, 2019, Governor J.B. Pritzker signed SB 1300, making it Public Act 101-0610. This act will consolidate all Article 3 and 4 pension fund's investment assets. Under Public Act 101-0610, **training requirements have now been reduced from 32-hours to 16-hours of new trustee training**, however all pension trustees will still need 4-hours of mandatory consolidation transition training.

All Article 3 & 4 Pension Trustees elected or appointed are required to complete the 16-hour trustee certification course within 18 months of election or appointment to the board.

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Municipality, District, or		(please print or type)		
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TOTAL CHECK ENCLOSED \$.

Payment must accompany this Registration Form and be received in our office on or before Monday, May 1, 2023 to gualify for lower rates. Reservations received after the above date will be charged walk-in registration fee. Requests for refunds also must be received on or before Monday, May 1 for full fee credit. No credits of seminar fees after this date. Please mail the completed form to IPFA, 188 Industrial Drive, Suite 134, Elmhurst, IL 60126-1608, fax it to 630-833-2412, or scan & e-mail to ipfa@aol.com. Any guestions, call 630-833-2405. For Tax Reporting Purposes our Federal I.D. Number is: 36-2650496.

The Illinois Pension Statute requires continuing education for all pension board members. This seminar provides up to 8 hours of credits.

For IPFA Office Use: Date: Check #: Amount: Payer:





For Immediate Release: February 15, 2022 **Contact:** Brad Cole, Executive Director 217.525.1220 bcole@iml.org

Illinois Municipal League Launches Free Pension Fund Trustee Training Program

SPRINGFIELD - Today, the Illinois Municipal League (IML) launched a free education platform for all local police (Article 3) and firefighter (Article 4) pension fund trustees. The platform, available online at <u>iml.org/pensiontrustees</u>, provides the statutorily-required training certification for all trustees.

The training program provides all required training for pension fund trustees. IML provides this training program at no charge to the trustee, the pension fund and the municipality. Upon completion of each training module, a certificate will be issued to the trustee to prove compliance with statutory training requirements.

"One of the core tenets of the Illinois Municipal League is to educate municipal officials in a cost effective manner," said **Decatur Mayor Julie Moore Wolfe, IML President**. "Providing this training ensures all trustees are receiving the resources they need to successfully represent public safety personnel on local pension boards."

"IML's investment in this program will provide training at no cost to all pension trustees and will result in millions of dollars of savings that will stay in the pension funds—to pay pension benefits—instead of going to private entities that charge thousands of dollars per person for the same training," said **Brad Cole, IML Executive Director**. "This makes it easier for the trustees, free for the boards, strengthens the funds and saves taxpayer dollars. It's a win-win."

The online curriculum includes educational seminars on the following topics:

- Articles 3 and 4 Pension Disability Pension Overview
- Duties and Ethical Obligations of a Pension Fund Fiduciary
- Board Oversight of Cyber Risk: Before a Breach
- Illinois Public Employee Disability Act and Public Safety Employee Benefits Act
- Developments and Potential Changes in Federal and Illinois Labor and Employment Laws
- Qualified Domestic Relations Order
- Pension Plan Funding 101
- Pension Plan Assumptions 101
- Freedom of Information Act and Open Meetings Act
- Cyber Security Best Practices
- Managing Generational Differences and Unconscious Bias in the Workplace
- How to Identify, Address and Prevent Sexual Harassment and Discrimination
- Let Me Ask You a Question

This training program is provided completely online at no cost to the user and is available 24 hours a day through a partnership with Eastern Illinois University's School of Extended Learning. The training program is available at <u>iml.org/pensiontrustees</u>. Questions about the program may be directed to IML by email at <u>pensiontrustees@iml.org</u>.

###

ABOUT THE ILLINOIS MUNICIPAL LEAGUE

IML is the statewide organization representing local communities throughout Illinois. Founded in 1913, IML has worked continuously for the benefit of all 1,296 municipalities in Illinois to provide a formal voice on matters involving common interests.

FACT SHEET

ARTICLE 3 AND ARTICLE 4 PENSION TRUSTEE CERTIFICATION



All elected and appointed Article 3 (Police) and Article 4 (Firefighters) local pension board trustees are required to participate in state-mandated trustee certification training.

WHAT IS THE FIRST YEAR CERTIFICATION REQUIREMENT?

The trustee certification training requirement for a first year trustee is at least 16 hours.

WHAT IS THE ANNUAL CERTIFICATION REQUIREMENT?

Annually, all trustees must complete a minimum of eight hours of continuing trustee education.

WHERE CAN TRUSTEES RECEIVE THEIR TRAINING?

The Illinois Municipal League provides this certification training at no charge to all trustees.

More information is available at iml.org/pensiontrustees.

Trustee certification training is provided online and in accordance with all statutory requirements. If you have questions regarding pension trustee certification, please contact us by email at pensiontrustees@iml.org.

HOW MUCH DOES THE TRAINING COST?

\$0. The Illinois Municipal League provides this certification training at no charge. Really — it's free = no charge.

WHAT ARE SOME TRUSTEE EDUCATION TOPICS?

- Articles 3 and 4 Pension Disability Pension Overview
- Duties and Ethical Obligations of a Pension Fund Fiduciary
- Board Oversight of Cyber Risk: Before a Breach
- Illinois Public Employee Disability Act and Public Safety Employee Benefits Act
- Developments and Potential Changes in Federal and Illinois Labor and Employment Laws
- Qualified Domestic Relations Order
- Pension Plan Funding 101
- Pension Plan Assumptions 101
- Freedom of Information Act and Open Meetings Act
- Cyber Security Best Practices
- Managing Generational Differences and Unconscious Bias in the Workplace
- How to Identify, Address and Prevent Sexual Harassment and Discrimination
- Let Me Ask You a Question

EASTERN ILLINOIS UNIVERSITY in partnership with ILLINOIS MUNICIPAL



2022 Pension Trustee Training Course Hours

Course Titles	Credit Hours
Articles 3&4 Disability Pension Overview Video	2.5 Hours
Duties and Ethical Obligations of a Pension Fund Fiduciary Video	1.5 Hours
Board Oversight of Cyber Risk: Before a Breach	2 Hours
IL Public Employee Disability Act and Public Safety Employee Benefits Act Video	1.5 Hours
Developments and Potential Changes in Federal IL Labor and Employment Laws Video	1.5 Hours
Qualified Domestic Relations Order "QILDRO" Video	1.5 Hours
Pension Plan Funding 101: The Basics of Public Pension Funding Mechanics Video	.75 Hours
Pension Plan Assumptions 101: Common Approaches to Setting Actuarial Assumptions Video	.75 Hours
The IL Freedom of Information Act and Open Meetings Act Video	1.5 Hours
Cyber Security Best Practices Video	1 Hour
Managing Generational Differences and Unconscious Bias in the Workplace	1.5 Hours
How to Identify, Address and Prevent Sexual Harassment and Discrimination Video	1 Hour
Let Me Ask You a Question Video	2 Hours

RESPONSE TIME

QUARTERLY NEWS FOR FIRST RESPONDERS



- → Some Security Footage Exempt From FOIA
- → Employees Can Waive Right to Opt Out of Union
- → Set Aside Divorce Does Not a Surviving Spouse Make
- → Say It and Forget It, Post It On Facebook and Regret It
- → CBA Supersedes Rules and Regulations in Bolingbrook
- → FOIAs Must Be Clear
- → Officer Still Disabled
 → Disability Denied
 - Administrativo Agoncy
- → Administrative Agency Bears Burden of Proof to Divest Benefits Where Statute is Silent
- → Retiree Owed Reimbursement for Out-of-Pocket Premiums

April 2023 Vol. 6 Iss. 2

Another Sore Loser Employer Who Lost at Arbitration Loses in Court Too

Springfield v. PBPA, Unit No. 5 and James Foxx

James Foxx works as a police officer for the City of Springfield. He belongs to PBPA, the union representing officers.

In February 2020, Foxx was covering a beat for Lawrence Williams, a black patrol officer. They were communicating through the Department's mobile data computer ("MDC") and texting. At one point, Foxx messaged Williams on the MDC that he was going to send Williams a text message so it was secured.

Foxx then sent Williams a text message saying, "you're making me feel like 800's house [n-word]." Williams responded he did not understand what that meant. Foxx then sent a screenshot of an urbandictionary.com definition of "house n-word." Following the shift, Williams told Foxx he understood the meaning of the term, but did not appreciate the screenshot. Foxx apologized to Williams in person and sent a follow up text apologizing as they had joked before and Foxx did not believe it was serious. Williams signed a complaint against Foxx prepared by a commanding officer, triggering an internal investigation of Foxx.

In March 2020, Foxx was given a notice of charges which the chief ultimately sustained. Foxx was discharged from the Department and the union grieved. The matter went to arbitration pursuant to the CBA.

During the termination arbitration, Foxx admitted what he sent violated department policy, but had been joking with Williams. Foxx had also attended a department-wide workplace harassment training three months before this incident with Williams. Foxx described two other occasions where Williams made jokes about not being laid off due to his race and not going mudding because there were too many white people. Command staff all supported termination of Foxx. Several officers testified in support of Foxx, though they were shocked at the comment.

Ultimately, the arbitrator found there was just cause for discipline, but termination was excessive. The arbitrator concluded Foxx took responsibility for his actions, acknowledged the comment was inappropriate, and made a commitment to not repeat the prohibited conduct. The arbitrator concluded Foxx was capable of remediation. The arbitrator reinstated Foxx, but did not award any back pay, resulting in a 13-month unpaid suspension.

Springfield filed in circuit court to vacate the arbitrator's award claiming a public policy violation argument. In essence, Springfield argued there was such a strong public policy against racial discrimination, bias, and harassment that termination of Foxx is necessary to protect that policy. While the circuit court agreed such a well-defined policy exists, the CBA does not provide immediate termination for officers found to be discriminatory, biased, or harassing and Foxx's behavior did not go unpunished as evidenced by the 13-month suspension. The circuit court upheld the arbitrator's award and Springfield appealed.

The Appellate Court agreed there was a well-defined public policy against racial discrimination, bias, and harassment. It noted, the Foxx and the union never contested this point. The Appellate Court found Springfield failed to show how reinstatement, after a 13-month unpaid suspension, ran afoul with public policy against racial discrimination, bias, and harassment. The Appellate Court concluded not all public policies mandate termination and upheld the arbitrator's award.

FIRST RESPONDER MENTAL HEALTH RESOURCES

Suicide & Crisis Lifeline: 988

MAP: (630) 759-4925

IAFF: 202-824-8626

PBPA: http://www.pbpa.org/Resources/Links.aspx

FOP: (866) 535-1078

Text BLUE to 741741: Crisis Text Line free, 24/7, and confidential crisis text service.

The National Suicide Prevention Hotline 1-800-273-TALK

Cop 2 Cop 1-866-COP-2COP

Safe Call Now 1-206-459-3020

Serve & Protect 1-615-373-8000

Share the Load 1-888-731-3473

Copline 1-800-267-5463

Frontline Helpline 1-800-676-7500 (First Responder Call-Takers)

CIST (Critical Incident Support Team): 866-535-1078

Some Security Footage Exempt From FOIA

Glynn v. Department of Corrections

In November 2019, Ivan Glynn made a FOIA request to the Department of Corrections ("DOC"). Glynn sought audio and video footage of the day room security cameras at the Joliet Treatment Center on November 11, 2019, and any footage of dorm 7 on November 12, 2019.

DOC denied the request, asserting it did not maintain footage and it was exempt from inspection and copying as it related to the security of the institution pursuant to 5 ILCS 140/(1)(e). In support, DOC cited a nonbinding determination letter from the Public Access Bureau ("PAB") which held video footage from within a correctional facility depicting an incident where a correctional officer was injured could not be released as it jeopardizes the facility's security by showing potential blind spots or weaknesses an inmate may exploit.

In 2020, Glynn sued and both parties submitted motions for summary judgment. In support of its motion, DOC supplied the court with an affidavit by Joel Diers, DOC's legal counsel, three nonbinding determinations letters by PAB, and an index of three video files describing what was depicted. DOC argued if the affidavit and PAB letters were found to be insufficient, the Court should conduct an *in camera* review of the videos.

Diers' affidavit explained the FOIA request revealed the layout and structure of the dayroom and dorm 7, the locations of DOC staff, and the timing and process of staff and prisoner movement. Diers explained revealing this would compromise security in the facility. The three PAB letters concluded videos of a correctional facility's dining hall and cellblock were exempt from FOIA because of the security risks. However, in all three cases, the PAB reviewed the videos in question before making its determination.

Glynn argued DOC failed to prove by clear and convincing evidence disclosure created a security risk. In support, Glynn cited to an affidavit by Patrick C. Eddington, an imagery-security specialist. Eddington opined determining whether there was a security risk involved much more analysis, including the camera's field of view, whether the camera was zoomed in, the type of camera lens, and the number of cameras in the field of vision. Eddington also opined anyone within the camera's view could already establish if there were any blind spots and positioning and timing of staff or inmate movements. Glynn also cited a PAB letter where DOC failed to prove video surveillance filming outside of a correctional facility was exempt for security risk reasons.

Ultimately, the trial court decided in favor of DOC, holding Diers' affidavit was sufficient to establish disclosure created a security risk. The trial court also found Eddington's affidavit uncompelling compared to Diers' because Eddington did not view the footage nor did he have the insight a DOC employee who works regularly with the films has. The trial court declined to perform an *in camera* review. Glynn sought reconsideration which the court denied. Glynn appealed.

The Appellate Court determined FOIA's section 7(1)(e) could not be broadly construed to mean any relation to security means exemption. Rather, section 7(1)(e) exemption applies "only when a public body demonstrates that disclosure of a requested record could pose a potential security risk to a correctional facility."

The Appellate Court determined an *in camera* review was necessary to determine whether Diers' affidavit was sufficient to prove by clear and convincing evidence disclosure posed a security risk. As such, the matter was remanded back for *in camera* review.

Crossing Guard Gets Workers' Comp

Western Springs Police Dept v. IL Workers' Compensation Commission

A crossing guard for the Western Springs Police Department was awarded workers' compensation benefits by the appellate court. The guard fractured her wrist after slipping on ice while stepping out of her vehicle to get to work. The guard had parked in a lot across from the village hall near the corner she worked at, not in the designated employee lot. Initially, the guard was denied benefits by an administrative law judge. After review by the Workers' Compensation Commission, she was awarded benefits. Western Springs sought judicial review. The circuit court held she was not eligible for benefits because she had parked outside of the employee lot. However, the Appellate Court ultimately found the guard was parked at a place the Village reasonably expected her to be in the performance of her duties. As such, it was a covered injury.

Employees Can Waive Right to Opt Out of Union

Baro v. Lake County Federation of Teachers, Local 504 Ramon Baro taught English as a second language for Waukegan Community School District. During her hiring orientation, she sat through a presentation by the Lake County Federation of Teachers, the Union representing teachers in that District. Following the meeting, Baro executed a dues deduction form, not realizing, by her own accord, it was optional to join the Union. When Baro realized it was optional to join the Union, she issued letters to both the District and the Union attempting to revoke her membership. During this time, the District began deducting dues from her paychecks. In response, the Union informed Baro she could not revoke her membership and would have to wait until the following August during the enrollment period to discontinue her membership pursuant to the agreement.

Baro filed a federal lawsuit against the District and Union, alleging the continued dues deduction was a violation of her First Amendment rights pursuant to *Janus v. AFSCME*. The initial district court dismissed the matter, holding even if Baro made an ill-informed decision she was still bound by the agreement. Baro appealed.

The Seventh Circuit found *Janus* was inapplicable to Baro because she had freely and willingly joined the Union and agreed to dues deduction. The Court further found whether Baro understood joining was not mandatory was immaterial based on the clear language of the contract for which she was now bound.

Set Aside Divorce Does Not a Surviving Spouse Make

Claxton v. Board of Trustees Alton Firefighters' Pension Fund

Gary Claxton worked for the City of Alton as a firefighter. In 1996, Gary and Davi Claxton married. Following the marriage, the couple signed and agreed to an antenuptial agreement which provided in the event they divorced, all claims to maintenance and retirement accounts or employment pensions, irrespective of whether the benefits

had vested, would be relinquished. In other words, if they divorced, the couples would have no claim to the other's retirement benefits. Gary retired from Alton in 2013. Davi filed for separation in 2014. Gary filed a counterpetition for dissolution of the marriage and enforcement of the antenuptial agreement.

Their divorce proceedings went into 2017. During that time, Gary's health declined. The trial judge ruled the antenuptial agreement was valid and moved on to the dissolution of marriage. Gary's health declined further. In response, the court entered a judgment dissolving the marriage, but reserved other issues. Gary then died. Davi appealed the ruling on the dissolution, and it was granted, but not until 2019.

In the meantime, in 2017, Gary's attorney issued a letter to the Pension Board providing the order of dissolution, notification of the appeal, and a description of a tentative settlement agreement. Pursuant to this agreement, Davi would be classified as a surviving spouse of Gary and entitled to his pension benefit. The memorandum of settlement ("MOS") ultimately provided the antenuptial agreement was void, the dissolution was vacated, the marriage was restored, and deemed Davi the surviving spouse of Gary, pursuant to the Board's approval and Davi's receipt of benefits.

The Board denied Davi's application for surviving spouse benefits. Davi appealed and the circuit court reversed the Board. It remanded the matter back to the Board to issue surviving spouse benefits to Davi. The Board appealed. The Board argued its denial was based on §4-114, which provides if a firefighter dies during retirement after 20 years of service, their spouse may receive a benefit. It further says when there has been a dissolution of marriage set aside after death, the surviving spouses are eligible if the judicial proceedings are filed within 2 years of the dissolution, within 1 year of the firefighter's death, and the board is made party to the proceedings.

This case turned on a communication between Davi's counsel and the Board notifying the Board in 2017 of the ongoing dissolution and an inquiry into whether a third-party claim should be issued. In response, the Board replied it would act in accordance with Article 4, Section 2 of the Pension Code. The Appellate Court found this was not tantamount to waiver to being a party to the proceeding.

Davi argued portions of §4-114, violated Article XIII, Section 5 of the Illinois Constitution ("the Pension Protection Clause") by taking away surviving spouse benefits she was entitled to premised on an erroneous decision by the trial court to dissolve the marriage. The Appellate Court did not agree, finding she was not entitled to surviving spouse benefits at the time of Gary's death as the marriage was dissolved. Davi's surviving spouse benefits only vest once the dissolution is set aside, pursuant to the procedures in §4-114.

The Appellate Court further held inclusion of the Board as a party to the proceedings, where appropriate, is justified as the Board must manage the fund properly in accordance with Illinois law. In this case, Davi and Gary's estate worked out a settlement, without including the Board, designating Davi as a "surviving spouse". The Appellate Court found this "concerning" and even more of a reason to include the Board in the ongoing litigation. The Appellate Court affirmed the Board's denial of pension benefits to Davi as a surviving spouse.

ADT Disdain for Employee Rights ADT v. NLRB

The Seventh Circuit upheld the NLRB's finding ADT committed unfair labor practices ("ULP"). ADT consolidated its Rockford, Illinois and Madison, Wisconsin locations and relocated to Janesville, Wisconsin. Rockford employees were unionized, but Madison employees were not. After consolidation, ADT announced it was withdrawing its union recognition, citing a decertification petition. However, none of the unionized employees signed the petition. After withdrawing recognition, ADT made a series of unilateral changes to the terms and conditions of employment. ADT had also interrogated and threatened an employee regarding union support; on two occasions a supervisor threatened ADT would take away a bonus program if employees returned to the union. The NLRB found ADT had committed several ULPs, and ordered the employer to cease and desist and imposed a notice-reading requirement. The Seventh Circuit defined ADT as a recidivist with "evident disdain for employees' rights" citing no less than seven instances of unfair labor practices since 2015. The Seventh Circuit denied ADT's petition for judicial review and granted the NLRB's application for enforcement.

Consolidated Funds Investment Returns								
IPOPIF								
Assumed Rate of Return		6.8%						
Actual Rate of Return as	1 Month	3 Month	Since April 1, 2022					
of January 31, 2023	5.2%	8.7%	-4.1%					
	IF	PIF						
Assumed Rate of Return		7.1259	%					
Actual Rate of	1 Month	3 Month	Since Inception					
Return as of January 31, 2023	5.7%	9.3%	-5.2%					

Say It and Forget It, Post It On Facebook and Regret It

Kelleher v. Illinois State Board of Ed, et al

Diedre Kelleher worked as a middle school teacher for the Oak Park Elementary School District for over 20 years. Each year, teachers were required to complete social media training. This training included directives prohibiting teachers from making disparaging remarks about students and parents on social media. In March 2019, Kelleher had to leave a classroom because she could no longer tolerate the extent of her students' misbehavior. She also swore at the students, saying "I can't f—ing take this anymore." Kelleher received a write up for this incident. This was Kelleher's first disciplinary action in her teaching career. The following April, Kelleher's teacher evaluation came back as excellent and proficient in all areas except for professionalism, which was cited as needing improvement.

In May 2019, Kelleher spoke up at a board meeting citing issues with student misbehavior for lack of consequences and problems with parents redoing their children's work. Later that same month, Kelleher found a student using a cellphone on a fire escape. Kelleher wrote this student a disciplinary referral and contacted the student's parent about it. The parent then issued an email to Kelleher, the principal, and others telling staff they did not have permission to take away her child's cell phone, the student felt uncomfortable in Kelleher's class, and Kelleher had "displayed malicious behavior" towards the disabled child. The parent also described in the email they filed an ADA complaint against Kelleher and would continue to do so until Kelleher was removed from the District.

In June 2019, a parent emailed the assistant principal citing concerns about Kelleher and included screenshots of Kelleher's Facebook page. The screen shots depicted a video where another user commented racial slurs and a post where Kelleher was complaining about the phone incident. On this second post, another employee of the District asked Kelleher if it had actually occurred and Kelleher told the commenter to check her direct messages for proof.

The District investigated Kelleher. Investigators found a series of Facebook posts deemed concerning for the District. One post complained about calling parents. Another was shared from a teacher Facebook group which stated, "I can think of no better form of birth control than to have people observe my class for a day."

Another post depicted a photo where a student wrote "Ms Kelleher suck dick" in a textbook. Kelleher posted she was going to give students a writing task to determine who wrote the graffiti in the textbook. She then posted pictures of the students' writing samples. Another District teacher commented on the post, writing "one of the triplets told me that she hoped I had an awful day as she walked out of the class." Kelleher called the student a "biatch" in response.

The day of Kelleher's walk out incident, she posted about having the worst day of her career. In relation to the reported post about the cellphone incident, Kelleher called the parent crazy and nuts. Kelleher also posted an article from the Washington Post about students missing class and still graduating. Kelleher wrote, "you can miss 85 days in Oak Park and still pass 6th grade." Kelleher then commented about a student missing more days and that she could not imagine this student being able to keep a job.

In July 2019, Kelleher was notified she was under investigation for her Facebook posts. In late July, a meeting was held to discuss the results of the investigation and allow Kelleher to respond. At this meeting, Kelleher acknowledged making the posts, exclusive of

the one using a racial slur (this post was never found during the District's investigation). Kelleher believed her Facebook to be private. Administrators at the meeting did not find Kelleher remorseful. Kelleher later issued a letter to the District apologizing for how her post could be harmful, deleted the posts, and made her account private.

In August 2019, administrators issued a memorandum outlining the investigation. This investigation concluded Kelleher had violated District policy and would either seek a remedial warning with a 5-day unpaid suspension or dismissal from the District.

The Board of Education ("Board") did not consider the matter at its next hearing which occurred the day after the memorandum was issued. Instead, Kelleher remained on paid administrative leave for the start of the school year. Though Kelleher was assigned to a classroom, substitute teachers filled in. Instead, the Union and District went into settlement negotiations for a resignation agreement. The parties reached agreement for \$20,000.00 in exchange for resignation, but Kelleher refused to sign.

During these negotiations, the District became aware of a complaint alleging racial discrimination filed against it by the parent of the student involved in the cell phone incident. Upon review of the incident, the District and Civil Rights of the United States Department of Education ("OCR") found the complaint to be unfounded. Kelleher also reported she had confiscated two laptops when children had accessed adult images but did not refer discipline as another teacher had already done so. In September 2019, the District became aware Kelleher made posts on Facebook Marketplace selling classroom items and identifying herself as a former teacher. The District confronted Kelleher. The District was concerned she was selling District property. The District also took issue with Kelleher identifying herself as a former teacher despite still being employed. Kelleher was able to produce receipts for her items except for a pair of dice given to Kelleher personally by another teacher. The District also became aware staff members were going to attend a goodbye party in October for Kelleher.

In October, the District gave Kelleher a supplemental and amended summary of the investigation and its recommendation for termination. This new report included five new allegations. First, it cited to her March 2018 outburst in class. Second, it alleged Kelleher posted about a District student who filed а complaint alleging racial discrimination. Third, it alleged Kelleher failed to discipline the students caught with adult images on laptops. Fourth, it alleged Kelleher solicited District property for sale without authorization and sold items donated to the District for her personal profit. And fifth, Kelleher resigned from the District without authorization from the Board.

The Board adopted the termination resolution on October 15, 2019. Kelleher requested a hearing before a neutral third-party. The hearing officer found Kelleher had violated District policy through social media and gave students a noncurricular writing assignment. The hearing officer also concluded some of the charges against Kelleher were either false or without sufficient proof. The hearing officer found the allegations of theft were

defamatory and could have prejudiced the Board against Kelleher. The hearing officer also found Kelleher had not resigned without permission when she identified herself as a former teacher on Facebook Marketplace. The hearing officer also found Kelleher had not been racially discriminatory. Here, the officer noted the District had phrased the allegation with the Board to make It seem like Kelleher had engaged in that conduct but failed to include both the District and OCR conclusion the allegations were unfounded. This, the hearing officer concluded, was designed to bias the Board against Kelleher. The District had also made allegations Kelleher shared posts with racial slurs, but did not include proof substantiating such conduct.

The hearing officer concluded, "In short, the District had painted [plaintiff] with the patina of being a racist and allowed the Board to believe there was proof [she] had racially discriminated against a student and made racially insensitive Facebook postings—neither of which were proven and the inclusion of which were inflammatory and highly prejudicial."

Ultimately, the hearing officer recommended termination, with the caveat the Board find Kelleher was not guilty of being racist, using racial slurs, theft, or failed to discipline students caught with adult images. The Board declined to do so and instead adopted the hearing officer's recommendation for termination based on sustained charges and excluded any mention of the non-sustained charges. Kelleher sought administrative review and the circuit court affirmed the Board. Kelleher appealed.

The Appellate Court found Kelleher was in fact remediable and should be reinstated. In fact,

as soon as Kelleher became aware her Facebook was publicly viewable, she made the account private and deleted the posts. What's more, discussions of the damage Kelleher's posts caused was done in the abstract as there was no evidence supporting Kelleher had caused any damage, a factor necessary when determining whether a tenured teacher is remediable. The Appellate Court determined. despite the inappropriateness of the Facebook posts, they were not irremediable. As such, Kelleher could not be terminated without written warning of the inappropriate conduct. Therefore, the termination was set aside and Kelleher was returned to the classroom.

Disability Benefits Subject to Marital Settlement Agreement In Re Marriage of Grandt

The Appellate Court considered whether a disability pension benefit was subject to division under the marriage separation agreement, which provided for the wife to receive half of a firefighter's retirement benefit. The firefighter in question was receiving a disability pension benefit. The trial court initially declined to consider the disability benefit as a retirement benefit and denied the wife's petition to enforce the separation agreement. The marital Appellate Court, however, disagreed. It reasoned, at a certain point, based on the Code, disability benefits transition into a recipient's retirement benefit.

Police Chiefs May Have Property Interest in Employment

Bradley v. University Park

Eddie Bradley is given another chance by the Seventh Circuit appeals panel in his suit against University Park and Mayor Vivian Covington. Bradley alleged he was terminated without cause following an election. Initially, the Village conceded he had a property right, but changed its argument after a remand by the appeals panel. Bradley alleged a federal due process violation when he was terminated without notice or hearing. In the second round, the Village alleged Bradley had no property interest in his position, changing its original admission. Bradley's state law claims for breach of contract and violations of the Illinois Wage Payment and Collections Act were dismissed, a finding upheld by the appeals panel. Covington asserted qualified immunity, but the panel did not consider the matter as it was not discussed by the lower court. The Seventh Circuit appeals panel found Bradley had established liability on his federal due process violation claim against University Park, remanding the matter for consideration of damages.

CBA Supersedes Rules and Regulations in Bolingbrook

Bolingbrook v. MAP #3

Yet another sore loser public employer refused to accept an arbitrator's award. Yet again, the employer lost. In June 2018, Ken Teppel, the Director of Public Safety for the Village of Bolingbrook, learned the police and fire departments calculated sick leave, vacation leave, and holiday pay accrual for individuals receiving workers' compensation benefits for longer than a year differently. The Village attorney issued an opinion that under the Public Employee Disability Act ("PEDA") and the Village's employee manual, employees were not to accrue leave time after the expiration of PEDA benefits. So, the police department was instructed to stop recording benefit time to employees who had exhausted PEDA benefits.

As a result, the Union filed a grievance against the Village for making a unilateral change to benefits in violation of the collective bargaining agreement ("CBA"). The matter went to arbitration.

The Union relied on Section 16.1 of the CBA which provided officers were not to accrue benefits on unpaid leaves of absence, but specifically excluded workers' compensation. The Village relied on Section 8.6 of the CBA which provided the Village would maintain a disability policy aligned with Village Rules and Regulations. The Village Rules and Regulations provided employees were not to accrue sick leave, vacation leave, and holiday pay during leave periods, including workers' compensation leave, extending 30 days.

When the Village attorney issued his opinion, negotiations for a successor CBA were ongoing. The Union never raised the issue because it believed it was covered by the language in the CBA. In the end, the arbitrator sustained the Union's grievance. The arbitrator further found the Village's Rules and Regulations provided in the event of a conflict, the CBA would supersede the Rules and Regulations. As such, the CBA language would be applied over the Rules and Regulations. The arbitrator concluded leave time would still accrue after the expiration of PEDA benefits and the Village violated the CBA by unilaterally implementing a change.

The Village filed a motion to vacate the award, which the trial court denied. The Village appealed. The Appellate Court found the arbitrator did not exceed his authority as the Village claimed. The Appellate Court found no evidence the arbitrator disregarded any rules, regulations, or provisions relevant to the issue and clearly derived his conclusion from interpreting the CBA.

Springfield Discrimination Case Remanded

A white employee, Diane Runkel, of the City of Springfield was passed over for a promotion. The Seventh Circuit appeals panel is permitting her case to proceed to trial. Runkel was passed over for the promotion, but offered a salary increase. An employee she supervised was offered the promotion instead. Runkel filed а discrimination complaint with the EEOC. Runkel then faced discipline and her raise was rescinded. She brought claims for discrimination and retaliation against Springfield. Springfield challenged and was granted summary judgment. However, the Seventh Circuit appeals panel felt otherwise and reversed summary judgment on both claims. The matter was remanded to proceed to a jury trial.

FOIAs Must Be Clear

Edgar County Watchdogs v. Joliet Township

In June 2020, Kirk Allen, on behalf of the Edgar County Watchdogs, made a FOIA request to Joliet Township for a copy of the hard drive of a specific computer. In response, the Township told Allen he would have to pay IT for both the time it took to copy as well as provide a device of his choosing to store the information. The Township provided an invoice from the external IT company to the Township totaling \$350.00 and provided it to Allen as the cost he must pay for the copy. In response, Allen requested an invoice be addressed to him, which the Township provided. He then asked for the statutory basis the Township relied upon to assess the fees. The Township did not respond and Allen sued to enforce the FOIA request.

The trial court ruled the Township was required to copy the documents saved on the computer and provided them to Allen within 28 days. It did not order the payment of any professionals because copying the documents, instead of copying the hard drive and metadata on the drive, did not require additional expertise by the Township. The Township complied. Allen then filed for attorney fees, costs, and penalties against the Township.

At a hearing considering attorney fees and costs, the trial court denied the request by Allen. It reasoned the FOIA request was not clear and the lawsuit was not necessary had Allen made reasonable attempts to clarify the request the lawsuit would not have happened. Allen appealed.

The Appellate Court determined Allen was not eligible for attorney fees and costs as the trial court determined the lawsuit was not necessary had the plaintiff clarified the request. The Appellate Court further found Allen was not entitled to civil penalties as the Township had not willfully, intentionally, and in bad faith failed to comply with FOIA. In fact, the trial court found the Township wanted to produce the records. The Appellate Court did not find bad faith when the Township

provided the invoice to Allen for the cost of the device and services by experts. It reasoned, FOIA permits a public body to pass the cost of a recording medium onto the requester where necessary. Though the Township also attempted to pass the cost of the expert, this was not made in bad faith. Both the request for attorney fees and costs and civil penalties were denied by the Appellate Court.

Officer Still Disabled

Mahan v. Marian Police Pension Board

Joshua Mahan worked as a police officer for the Marion Police Department. In 2011, Mahan was injured on duty. Mahan, while in pursuit of a suspect, stepped into a ditch and injured his spine. While he was able to complete the arrest, he went to the emergency room for treatment afterward. In March 2012, Mahan filed an application for line-of-duty disability pension benefits.

Pursuant to the Pension Code, Mahan was independently examined by two physicians, of the Board's choosing, Drs. Bernard Rerri and Lange. Only Dr. Rerri's report was in the administrative record. Dr. Rerri found surgery for Mahan's injury carried significant risk and was not recommended. Dr. Rerri also determined Mahan was disabled with a "medium" disability, meaning he could work a light, sedentary role lifting no more than 20 pounds. Dr. Rerri found Mahan was permanently disabled as a result of the injury. The Board ultimately granted Mahan a line-of-duty benefit.

Mahan underwent annual exams for his disability benefit in 2016, 2017, and 2018. In 2018, the annual exam completed by Dr. Joseph Yazdi concluded Mahan was no longer disabled. Mahan appealed and the circuit court reversed the Board's finding. In doing so, it concluded the Board erred in giving weight to Dr. Yazdi's report, did not consider a functional capacity exam (FCE) demonstrating Mahan could not perform the duties of a police officer, and inappropriately found Mahan not credible.

In 2020, Mahan again underwent his yearly examination. A hearing was held in 2021. There, the Board's attorney served as hearing officer, sat in during deliberations, and wrote the Board's final decision and order. At no point was any objection made to the attorney's role.

Once again, the Board sent Mahan to Dr. Yazdi. Dr. Yazdi found Mahan capable of performing the duties of a police officer. At the hearing, Mahan presented several pieces of evidence, one of which was a 2018 FCE. The Board attorney did not admit the FCE into evidence. Mahan also presented a report from a 2021 visit to Dr. Rerri which included a note that "letter was not signed." Applicant also submitted an additional letter by Dr. Rerri indicating Mahan could not return to work, but it was signed.

At the hearing, the Board voted to find Mahan was no longer disabled. It reasoned Dr. Yazdi's report was credible, Dr. Rerri's report was unsigned and lacked specificity, and Mahan lacked credibility for failing to improve his condition at the instruction of his doctor. Mahan sought administrative review and the circuit court affirmed the Board. Mahan appealed.

The appellate court did not believe Dr. Yazdi's report made a finding Mahan was no longer disabled. Rather, it read his 2020 report as responding to the 2019 order criticizing his previous report. The appellate court found Dr. Yazdi made no report of how Mahan had recovered or was no longer limited. The appellate court found the Board's decision was against the manifest weight of the

evidence. Specifically, the court noted Dr. Yazdi's report did not explain how Mahan was no longer disabled. The appellate court also called into question the Board attorney's various roles. The appellate court suggested separate attorneys should be acting as hearing officer and presenting evidence. However, the appellate court refrained from holding the attorney's role was a basis to overturn the Board's decision.

SURS Transfer to Article 3

Public Act 102-1061 permits for the transfer of creditable service. Until **June 30, 2023**, former members of SURS may transfer creditable police service time to Article 3 Pension Funds. This process is **irrevocable**. To learn more, contact SURS at (800) 275-7877 and your local pension fund.

Disability Denied Szymala v. Romeoville Firefighters' Pension Fund

Arthur Szymala worked as a firefighter for Romeoville. In June 2007, Szymala fell during a training drill. Szymala alleged his harness broke and fell to the ground onto his bottom. He alleged he did not recall anything until he woke up at the hospital. Following the fall, Szymala told a physician at the hospital he fell 15 feet onto his bottom and his head hit a pole. Records indicated Szymala never lost consciousness and had no neck pain, numbness, or tingling. X-Rays showed no abnormalities and he was released from the hospital after two hours and prescribed medication for pain and inflammation.

Szymala returned to work approximately a week after the fall. Szymala completed an employee report of the injury and a separate letter describing the fall from approximately 15 feet onto his bottom and hitting his head on a metal pole. Twelve separate reports from witnessing firefighters stated Szymala fell 15-20, his belt snapped, and Szymala tried to rappel down but the ropes became loose in his hands and he fell either onto his bottom or his heels. No reports indicated he fell on his head or hit his head on a pole. Szymala alleged years after the fall his helmet had to be replaced due to a crack.

Szymala continued to work without issue. In 2013, Szymala was promoted to lieutenant. In 2017 Szymala was put on a performance improvement plan ("PIP"). He was given a last chance agreement ("LCA") in 2018 or face demotion. The PIP and LCA were put in place to address his inability to work as team member, lead personnel, communicate effectively, and work calmly in stressful situations. In 2019, Szymala was demoted for failing to meet the standards of the PIP and LCA.

Following the demotion, Szymala requested FMLA time to seek professional help. He never returned to work.

In February 2019, Szymala was diagnosed with depression following his demotion. This was the first mention of depression symptoms in his medical records, despite having undergone several depression assessments from 2012 to 2018 by his primary care physician.

After two sessions with an advanced practice registered nurse, who works under a psychiatrist, Szymala was ordered off work for an inability to work for four months. In April 2019, Szymala filed an application for disability benefits, citing both physical and mental disabilities.

Szymala visited Dr. Alexander Eschbach, Ph.D., for neuropsychological testing related to headaches. Dr. Eschbach believed Szymala suffered from a variety of issues, including a mild traumatic brain injury ("TBI") and PTSD, as well as nicotine dependence. At hearing, Dr. Eschbach testified, when asked if his demotion would have a psychological impact on Szymala, he was unsure if Szymala even told him about the demotion, but it could be a impacting his cognitive factor and neurological functions. Dr. Eschbach refused to state on the record a causality between Szymala's fall and his disability, but he noted a diminishment in functioning over the years.

At the direction of the pension board, Szymala was examined by three physicians for independent medical examinations ("IME"). One doctor only examined Szymala for a physical disability and did not find one. Two doctors performed psychological evaluations—one found him not disabled, but could not work on his current medication and the other found him disabled, but not tied to the performance of an act of duty.

At hearing, Szymala credited his disability with two events: the 2007 fall and his demotion. Szymala also limited his disability to PTSD. After the hearing, the Board determined there was no credible evidence in the record supporting a finding Szymala was disabled due to PTSD as none of the IME providers diagnosed him with it. As such, the Board denied his application and Szymala sought administrative review. The circuit court upheld the Board's finding and Szymala appealed.

The Appellate Court found the Board was able to give weight to whichever examining and

treating physicians it deemed appropriate. The Board had concluded it believed Szymala suffered from anxiety, depression, and an adjustment disorder, but his failure to return to work, by his own admission, related to embarrassment in lower rank. The Appellate Court found there was a sufficient basis for the Board to make a finding Szymala was not disabled. The pension board was affirmed

Administrative Agency Bears Burden of Proof to Divest Benefits Where Statute is Silent

Chaudhary v. Department of Human Services

The Illinois Supreme Court made a ruling that an administrative agency bears the burden of proof when it initiates an action to divest a recipient of a benefit. Chaudhary was receiving Supplemental Nutrition Assistance Program ("SNAP") benefits. Her ex-husband, using the same mailing address, was also receiving those benefits. Based on the address, the Department of Human Services determined Chaudhary had received just over \$21,000.00 in overpayment of benefits which it sought to recoup pursuant to the Illinois Administrative Code. The Supreme Court likened SNAP benefits to Social Security, wherein the burden of proof is on the agency when it seeks to divest social security recipients. The Illinois Supreme Court upheld the findings of the lower court that the Department had failed to meet its burden and its decision to divest Chaudhary of her benefit and seek reimbursement for the alleged overpayment was against the manifest weight of the evidence.

Whether the reasoning of the Illinois Supreme Court applies to pension boards seeking to

divest participants of benefits remains to be seen. However, it is worth consideration should your pension board have such a matter before it.

Felony Divestiture Okay in Pruente Pruente v Retirement Board of the Policemen's Annuity and Benefit Fund of the City of Chicago

Former Chicago William Pruente is not eligible to receive his police pension. Pruente was convicted of perjury, obstruction of justice, and official misconduct for providing false testimony in a narcotics case. When he applied for a pension benefit, the Board initially granted it but did not issue a final decision and order. It later rescinded its vote to investigate his felony conviction. After investigation, the Board held a hearing and denied his application. Pruente sought administrative review. The trial court affirmed the denial, but found Pruente was entitled to a refund of his contribution. An appeal followed. The Appellate Court affirmed the Board, finding it had "good cause" to rescind its oral vote granting the benefit.

Retiree Owed Reimbursement for Out-of-Pocket Premiums

Maas v. Board of Education of Peoria

Peggy Maas sued the Board of Education of Peoria Public School District 150 ("District") under the Illinois Wage Payment and Collection Act ("Wage Act") seeking reimbursement for insurance premiums she paid personally following retirement. She alleged this violated the terms of the collective bargaining agreement ("CBA") and the Wage Act.

The CBA provided a retiree healthcare program, the Teachers' Retirement Health

Plan ("TRIP"). Per TRIP, the employer would pay "toward insurance coverage the lesser of the amount paid on behalf of active employees or the actual amount of the TRIP individual premium" until Medicare eligible.

Maas had discovered premiums had been deducted from her pension check each month before she had reached Medicare eligibility. Maas contacted the Director of Employee Services. Geralyn Hammer. seeking reimbursement for the payments. Hammer replied there was no obligation to reimburse Maas as she failed to properly complete the necessary CMS Enrollment Form. This form, which includes enrollment in TRIP, required the retiree to fill in additional information if the employee wanted the school district to pay for their portion of premium.

Two sections in the form presented issues. Section 7 was to be signed by employees authorizing release of information. Section 8 was to be signed by the District notifying them of enrollment in TRIP and then submit to the Teacher Retirement System ("TRS"). Maas had signed Section 7, but failed to have the District sign section 8.

The trial court found for Maas on summary judgment, awarding her reimbursement, interest, and costs and fees. The District appealed.

The Appellate Court found the trial had jurisdiction over the matter because Maas was retired, despite it being a controversy arising from the CBA, a matter contested by the District. However, it could not consider any other part of the appeal as the trial court had not issued a final, binding order as it related to damages. Therefore, there was no jurisdiction to hear an appeal.

July-Sept (3rd Quarter) Agenda Items

- Semi-Annual Review of Closed Session Meeting Minutes
- Status of Affidavits of Continued Eligibility
- Status Actuarial Valuation
- Fire: Board Officer Elections President and Secretary
- Police: Board Officer Elections President, Vice President, Secretary, and Assistant Secretary
- FOIA Officer and OMA Designee
- Status of Annual Independent Medical Examinations (if necessary)
- Review/Approve Actuarial Valuation and Tax Levy Request
- Review/Approve Municipal Compliance Report

KGM LLC News

- → Partner Mark S. McQueary will be teaching at the IPFA Spring Seminar on May 5, 2023.
- → Partner Keith A. Karlson will be teaching at IPPFA from May 10, 2023, through May 12, 2023, speaking over multiple panels.
- → Partner Keith A. Karlson is teaching at the National Association of Public Pension Attorneys in San Antonio, Texas, from June 27, 2023, through June 30, 2023, regarding the impact of public pensions on recruitment and retention.
- → Partner Mark S. McQueary taught at the Suburban Law Enforcement Academy January 11-12, 2023.
- → Partner Keith A. Karlson was again selected as an Illinois Super Lawyer© for 2023.
- → Partner Mark S. McQueary was again named a 2023 Rising Star by Super Lawyer©.
- → Please check out our recently updated website: www.KGMLawyers.com

235 Remington Boulevard Suite 5B Bolingbrook, IL 60440 https://www.kgmlawyers.com/ (708) 761-9030 Fax (708) 716-4890 Follow at

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