

**Champaign Police Pension Fund
Special Board Meeting
September 15, 2021, 1:30pm
Minutes**

Meeting called to order at 1:39pm at the CPPF office, 10 Henson Place, Suite 2, Champaign, IL 61820, by Vice-President Anthony Ackerman.

In Attendance:

Anthony Ackerman, Vice President
Patrick Simons, Treasurer
Michael Murphy, Asst. Secretary
Brian Maloney, Secretary (by phone-deployed active duty)
Amber Oberheim, Surviving spouse (by phone-household has covid)
Charles Atwell, Board Attorney
Ashley Huelsmann, Court Reporter from Alaris (by phone-covid exposure)
Mary Tollakson, Board Accountant
Joan Keeler, Fund Office Manager
David Gordon, Fund Clerk

Trustee Ackerman turned the meeting over to Mr. Atwell. Mr. Atwell noted that Mrs. Oberheim was invited to attend and wished to do so, but was not yet in attendance, and wished to give her more time. Trustee Simons called Mrs. Oberheim on his cell phone and she joined the meeting. Assistant City Attorney Thomas Yu was invited, but did not attend.

Mr. Atwell noted that Trustee Maloney was participating by phone as a business exception in the Open Meetings Act.

Mr. Atwell noted the intent of the meeting is to confirm the entitlement of Mrs. Oberheim to the full salary attached to rank, pursuant to pension code 40 ILCS 5/3-112(e), providing the survivor is entitled to 100% of salary. The pension code also provides for reducing pension benefits by the amount of Workers' Compensation in 40 ILCS 5/3-114.5.

Mr. Atwell explained to Mrs. Oberheim that she is entitled to the full amount of salary, with the Pension Fund paying the difference of the Workers' Compensation offset. Trustee Maloney asked if we have to revisit this in 25 years when the WC offset expires. Mr. Atwell responded that this meeting will satisfy requirements, and will not need to be revisited.

Mr. Atwell described the Exhibits (1-7) he provided in advance to the Board and Mrs. Oberheim, and the Exhibits he brought to the meeting (8-12).

Mrs. Oberheim asked about future raises in the benefit amount. Mr. Atwell answered that the current statute does not provide for an annual increase for surviving spouses, but he was unable to answer for Workers' Comp, he suggested that Mrs. Oberheim contact the City regarding WC.

Trustee Simons added to the discussion that while there was no current provision for raises by statute, there is a minimum amount by statute. Given the current benefit amount, he did not think this would be triggered.

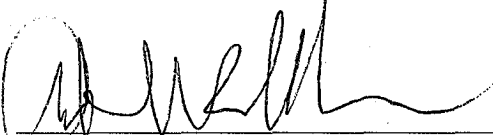
Trustee Ackerman raised the point that with Mrs. Oberheim's entitlement to 100% of salary, checking with the City for increases in WC wouldn't change her benefit, simply the amount the Pension Fund paid. Mr. Atwell added that future changes to the pension code could happen, and they may be retroactive. She would be entitled to said changes.

A motion was made by Trustee Simons to apply the setoff provisions provided for in 40 ILCS 5/3-114.5 that the pension amount would be reduced by the amount of the Workers' Comp death benefit of 66 2/3%. Trustee Murphy seconded. There was no further discussion. Roll call vote Ackerman-yes, Simons-yes, Murphy-yes, Maloney-yes. Motion passed.

A motion was made by Trustee Simons to confirm the figures provided in the exhibits with Accounting and the Board, and to make the applicant whole with 100% of salary attached to rank, over and above the setoff. To be paid immediately including any retroactive benefit owed at the time of death. Trustee Ackerman noted that the Workers' Comp figure did not include comp time used by Officer Oberheim, and they would be determining if it should be included. It should be resolved in the next day or two.

Discussion continued with a motion by Trustee Simons to commence with paying the benefit immediately, without waiting on the written decision. Trustee Murphy seconded. There was no further discussion. Roll call vote Ackerman-yes, Simons-yes, Murphy-yes, Maloney-yes. Motion passed.

A motion was made by Trustee Simons to adjourn and seconded by Trustee Murphy. No discussion. Roll call vote Simons-yes, Murphy-yes, Maloney-yes, Ackerman-yes. Motion passed, meeting adjourned at 2:19pm.



Anthony Ackerman, Vice President