

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT  
SECOND QUARTER MEETING  
April 21, 2016

The Joint Committee on Public Employee Retirement held its 2nd Quarter meeting on Thursday, April 21, 2016 at 9:00 am in House Hearing Room 3. With a quorum being established, Representative Leara called the meeting to order. Joint Committee members in attendance were Senators Chappelle-Nadal, Keaveny, Schaaf, Wallingford and Walsh and Representatives Anders, Bernskoetter, Leara, Runions and Walker. Senator Kehoe was not in attendance.

Representative Leara turned the meeting over to the Executive Director, Michael Ruff. The Director presented action items that require approval of the committee. The Director requested the authority from the committee to hire a temporary employee during the legislative interim who will help with the continuation of record preservation that began in 2014. Representative Leara made the motion to allow the Executive Director to hire a temporary interim employee, seconded by Representative Anders. The motion was unanimous with a roll call vote. The committee also discussed the conference held by the Missouri Association of Public Employee Retirement Systems (MAPERS). The Director indicated the committee must authorize the reimbursement of conference expenses for staff and/or committee members to attend. Representative Leara made the motion for the committee to pay for MAPERS expenses and Senator Walsh seconded. The motion was unanimous with a roll call vote. Additionally, the Director discussed the request for staff to receive salary increases equal to those passed during the appropriations process for all state employees. Representative Leara made the motion for pay increases and Senator Chappelle-Nadal seconded. The motion was unanimous with a roll call vote.

The Director then discussed updates on three plans. The first plan is the Berkeley Police & Fire Pension Plan. Currently, the plan is funded from a property tax levy which is insufficient to meet the annual required contribution. The City Council and Pension Board have worked for two years to develop a proposition that would make changes to the retirement plan and increase the tax levy. Proposition A was placed on the ballot and was passed by the voters on April 6, 2016. Proposition A increased the property tax levy from 11 cents to 33 cents and made several plan changes that decrease costs to the plan, including ending the COLA. The next plan discussed is Jennings Police & Firemen's Retirement Fund. This plan was closed in 1987 and new members were placed into LAGERS. The plan is funded from a property tax levy which is insufficient in continuing to fund the plan. Voters approved a property tax increase of 12.5 cents. The current tax was 24.5 cents and the new tax will be 37 cents. The plan's actuary stated this increase should be sufficient to fund the plan. The tax may be decreased when it is no longer needed. Also noted, the City Finance Director fully supports current legislation in SB 639 and HB 1443 which would allow the closed plan to be placed into LAGERS. One of the main reasons is due to the fact that it is a small plan and the city has trouble finding investment custodians.



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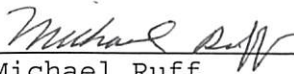
The third plan is the Springfield Police & Fire Retirement Fund. Included in the members' packets is an updated news article from March. The Springfield News-Leader has reported that the Springfield Police Officers Association has filed suit against the city, alleging that city leaders should be responsible for paying some of the cost of the pension benefit increase approved in 1999. The JCPER staff will continue to monitor this plan and update the committee members.

The Director reviewed pension related legislation that was moving through the legislative process. It was noted that 6 bills have crossed chambers and that there is one Truly Agreed to and Finally Passed bill, SB 585. The committee will receive an abbreviated status report of the proposals moving on a more frequent basis over the last weeks of the legislative session.

Quarterly plan reporting was reviewed from the first quarter of 2016, ending March 31. Many of the plans do not have their information available yet for submission. This is the first report that includes the additional fields of assumed rate of return, price inflation and salary/wage growth, which the committee requested be added to the quarterly reporting. It was noted that this has been a volatile period for investments.

The JCPER 3rd quarter meeting will be held during veto session.

No further business being presented, the committee adjourned.

  
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Michael Ruff  
Executive Director



# JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

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**2nd QUARTER MEETING**  
**April 21 , 2016**  
**9:00 a.m.— House Hearing Room 3**

## **AGENDA**

### **Roll Call**

### **Budgetary Items\***

MAPERS Approval  
Salary Approval

### **Plan Updates**

Berkeley Police & Fire  
Jennings Police & Firemen's  
Springfield Police & Fire

### **Legislation**

### **Quarterly Reporting**

### **Other Business**

*\*Action Items*





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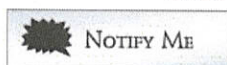
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## Berkeley City News

Posted on: April 6, 2016

## Unofficial 04-05-2016 Election Results

## MAYOR BERKELEY

(Vote for ) 1

(WITH 7 OF 7 COUNTED)

THEODORE (TED) HOSKINS. . . . . 453 42.06

BABATUNDE DEINBO. . . . . 415 38.53

WILLIAM J. BAYLESS, III. . . . . 207 19.22

WRITE-IN. . . . . 2 .19

## COUNCIL MEMBER BERKELEY WARD 2

(Vote for ) 1

(WITH 1 OF 1 COUNTED)

JOHN A. CHAMBERS. . . . . 6 4.55

BRENDA F. WILLIAMS. . . . . 69 52.27

CATHY CARDINALE DAVIS. . . . . 52 39.39

CARL MYERS. . . . . 4 3.03

WRITE-IN. . . . . 1 .76

## COUNCIL MEMBER BERKELEY WARD 4

(Vote for ) 1

(WITH 2 OF 2 COUNTED)

LOUVENIA (LOU) MATHISON. . . . . 150 72.82

TINA HUNT-MEEKS. . . . . 56 27.18

WRITE-IN. . . . . 0

## BERKELEY - PROPOSITION A

\*\*TAX LEVY - POLICE &amp; FIRE PENSION PLAN\*\*

(Vote for ) 1

(WITH 7 OF 7 COUNTED)

YES. . . . . 581 54.61

NO. . . . . 483 45.39

## BERKELEY - PROPOSITION B

\*\*OUT OF STATE SALES TAX - CONTINUATION\*\*

(Vote for ) 1

(WITH 7 OF 7 COUNTED)

YES. . . . . 562 53.12

NO. . . . . 496 46.88



Next =&gt;

 Notice of Public Hearing by Board of Adjustment:  
 Variances - Sign - 8600 Airport Rd

## Other News in Berkeley City News

## Notice of Public Hearing by Board of Adjustment: Variances - Sign - 8600 Airport Rd

Posted on: March 15, 2016

## Notice of Public Hearing by Board of Adjustment: Variances - Fence - 9347 Koenig

Posted on: March 28, 2016

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**Introduced by: Council Present**

**AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE QUALIFIED VOTERS OF THE CITY OF BERKELEY, MISSOURI, AT THE GENERAL ELECTION TO BE HELD IN THE CITY OF BERKELEY, MISSOURI, ON THE 5<sup>th</sup> DAY OF APRIL, 2016 PROPOSITION A THE QUESTION OF APPROVAL OR DISAPPROVAL OF THE AMENDED BERKELEY POLICE AND FIRE PENSION PLAN**

**Now, Therefore, Be it Ordained by the City Council of the City of Berkeley, Missouri, as follows:**

**Proposition A**

**Section 1. Creation of Plan of Retirement**

There is hereby provided a plan ("Pension Plan") for the retirement of the salaried members of the Police and Fire Departments of the City of Berkeley (hereinafter referred to as "Covered Employees") on account of age or disability, and for the payment to such employees during their retirement and upon their death to their surviving spouses and minor children, of the pension as herein more specifically set forth, in pursuance of the Constitution of the State of Missouri and the laws enacted pursuant thereto.

**Section 2. Creation of Retirement Fund**

A fund to be known and designated as "Police and Firemen's Retirement Fund" ("Retirement Fund") shall be set up and maintained, to be derived partly from taxation as hereinafter set forth, and partly from contributions made by salaried members of the Police and Fire Departments and other sources as hereinafter provided.

**Section 3. Board of Trustees**

There is hereby created a Board of Trustees to consist of six (6) members and to be known as "Board of Trustees of the Police and Firemen's Retirement Fund." The Board shall consist of the City Manager, a member of the City Council, one (1) salaried member of the Police Department, one (1) salaried member of the Fire Department, and two (2) additional members who are bona fide citizens of Berkeley, outside of the City Administration. The member of the Council shall serve during the pleasure of the Council. The members from the Police and Fire Departments are to be elected by a majority vote of the employees of their respective Departments for terms of two (2) years each. The citizen members shall be appointed by the Council for a term of two (2) years. The Director of Finance of Berkeley shall serve as Treasurer of the Board. The members of the Board of Trustees shall serve until their successors shall be chosen in the manner provided herein. No member of the Board shall receive any compensation for his services as such. Vacancies on the Board shall be filled for the remainder of the term in the like manner as original appointments. The Board of Trustees shall elect one (1) of its members as Chairman, one (1) as Vice Chairman and appoint a secretary who may or may not be a member of the Board.

**Section 4. Powers and Duties of the Board of Trustees**

(a) The Board of Trustees provided for herein shall be vested with the exclusive management and control of all matters pertaining to the administration of the Retirement Fund, the investment and reinvestment thereof, and may sue or be sued in their capacity as such Board of Trustees; shall receive and hold all monies, securities and other property in the name of said Board of Trustees for the use and benefit of said Retirement Fund, and may accept donations therefor. The Board shall be vested with full power and authority to employ and fix the compensation of necessary employees, and to incur and pay such medical, legal, actuarial and other expenses as may be found necessary and desirable in the performance of their duties; provided, however, that the expenses shall bear a reasonable relation to the income of the Retirement Fund. The Board shall keep minutes of all its meetings, as well as full and complete records of all receipts, securities and other property coming into its hands, in such manner as may be prescribed by the Director of the Department of Finance of the City, and all such minutes or records shall be open to public inspection; provided, however, the records of any medical examinations made of any retired employees or applicant for retirement shall not be subject to public inspection.

(b) The Board shall have exclusive jurisdiction to receive, hear, and rule upon all claims for benefits from the Retirement Fund and to hear and determine all such claims in the first instance. All decisions of the Board shall be by majority vote of the members thereof, and the Board shall take and preserve the evidence on any

disputed claim. The Board shall have discretionary authority to determine eligibility for benefits and to construe the terms of the Pension Plan, and other pension documents. Such decision shall be final and binding on all parties. The Board's decisions shall be subject to judicial review under the arbitrary and capricious standard of review.

(c) The Board shall have the power to prescribe rules for its own meetings and proceedings and shall be required to provide suitable forms of application and other forms to be used in making claims for benefits from the Retirement Fund, and shall have power to prescribe rules and regulations not inconsistent with State laws, the City Charter, or this Chapter to govern and control the hearing, consideration, and disposition of all claims and other administrative matters before it.

(d) As provided by Missouri law, currently Section 86.590, Missouri Revised Statutes, the Board shall comply with the prudent investor standard for investment fiduciaries when investing assets of the system, and may invest and reinvest the moneys of the system, and may hold, purchase, sell, assign, transfer or dispose of any of the securities and investments in which such moneys shall have been invested, as well as proceeds of such investments and such moneys subject to the applicable legal restrictions provided under Missouri law for police and firemen's pension systems.

(e) The Board, with respect to all or any part of the assets of the Retirement Fund, may appoint an Investment Manager or Managers to manage (including the power to acquire and dispose of) any assets of the Retirement Fund. No Trustee shall be liable for the acts or omissions of such Investment Manager, or be under an obligation to invest or otherwise manage any asset of the Retirement Fund, which is subject to the management of any Investment Manager.

(f) The Board shall retain a competent actuary on an annual basis and shall set up a system of accounts, such as will be required for the actuary to determine annually, the financial condition of the Retirement Fund, the contributions required annually for the sound actuarial operation of the Pension Plan and shall furnish to the Council, upon request, such information in order that the Council may have the necessary data concerning the tax requirements of the Retirement Fund.

(g) At least one (1) regular meeting of the Board shall be held each quarter, together with such additional meetings as may be required for the transaction of its business.

(h) The enumeration of the specific powers and authority of the Board of Trustees shall not be construed in limitation of their powers and authority to do all things necessary or reasonably required to carry out and make effective the specific powers herein granted.

**Section 5. Provision for Funds.** The Retirement Fund shall consist of:

1. The proceeds from any public funds as authorized by the City Council and not exceeding thirty-three cents (\$0.33) per one hundred dollars (\$100.00) of the assessed values of all taxable real and tangible personal property, as the same may appear on the tax books for the City.
2. Any and all property given or donated to the Retirement Fund from any source.
3. The earnings on all investments and all interest earned.
4. The contributions paid into the Retirement Fund by the Covered Employees as provided in this Chapter.

**Section 6. Contributions from Covered Employees.**

(a) Every Covered Employee of the Police and Fire Departments of the City of Berkeley shall be assessed and required to pay into the Retirement Fund, a sum equal to six percent (6%) of their salary.

(b) Each Covered Employee of the Police and Fire Departments shall execute and deliver to the Retirement Fund Treasurer an authorization in proper form for the deductions herein described and no person shall be employed or retained as a member of the Police or Fire Department unless such authorization has been executed and delivered. A Covered Employee employed with either Department refusing to execute such authorization shall be ineligible to receive any of the benefits herein provided.

(c) The City of Berkeley in preparing its payroll for members of the Police and Fire Departments shall be

authorized and hereby required to deduct from the compensation due each Covered Employee for each payroll period the sums as set forth herein and such deductions are to be paid to the Treasurer of the Board of Trustees to be placed in the Retirement Fund.

#### **Section 7. Covered Employee, Definition**

The term, "Covered Employee," as used in this Chapter, shall mean a policeman or fireman employed by the City of Berkeley as a full—time, permanent, regular employee of such Department in active service as a policeman or fireman. The term, "Covered Employee," shall not be construed to include school traffic officers or any employee who is not a full—time, permanent, regular employee of such Departments in active service as hereinbefore described. However, the term, "Covered Employee," shall include any probationary policeman or fireman.

#### **Section 8. Code, Definition**

The term "Code", as used in this Chapter shall mean the Internal Revenue Code of 1986, as amended, and any regulations thereunder.

#### **Section 9. Compensation, Definition.**

A Covered Employee's "Compensation" shall mean the gross amount paid to the Covered Employee as stated on IRS Form W-2. The annual compensation of each Covered Employee taken into account in determining benefit accruals in any Plan Year beginning after December 31, 2001, shall not exceed the limits set forth in section 401(a)(17)(B) of the Code. Annual compensation means compensation during the Plan Year or such other consecutive 12-month period over which compensation is otherwise determined under the Plan (the determination period).

#### **Section 10. Application of Funds**

No portion of the Retirement Fund herein created shall be used for any purpose other than that set forth in this Chapter, and any person consenting to a diversion of any part of the Retirement Fund to any other purpose shall, upon conviction thereof, be subject to a fine of not more than five hundred dollars (\$500.00), in addition to any other penalties prescribed by law.

#### **Section 11. Eligibility for Retirement by Reason of Age**

(a) Any Covered Employee having attained the age of fifty—five (55) years and having twenty (20) years of service in either Department, or a combination of service in both Departments aggregating twenty (20) years shall be eligible for retirement, and upon application therefor, duly approved by the Board of Trustees, shall be paid benefits as prescribed herein; provided, however, no Covered Employee shall be required without his consent to continue in service of the Police or Fire Department after becoming eligible for retirement under this Section, nor shall such employee remain in the service of the City thereafter except with Covered Employee approval of the City Manager, who shall before making his final determination, receive from the Civil Service Board and the Department Director their recommendations and shall act in compliance with Section 623(f) of the Age Discrimination in Employment Act.

(b) Any Covered Employee having been vested and having attained the age of fifty—five (55) years but having less than twenty (20) years of service, shall be eligible to retire for the benefits hereinafter described.

(c) Upon termination of the employment of a Covered Employee who has completed at least ten (10) years of service, that Covered Employee shall be entitled to a vested deferred interest as hereinafter prescribed.

#### **Section 12. Preexisting Conditions.**

A Covered Employee who becomes partially or totally disabled within two (2) years of his date of employment resulting from a medical condition, which existed prior to his employment with the City, shall be ineligible for any type of disability retirement benefit.

#### **Section 13. Eligibility for Benefits on Account of Service-connected Injuries**

Covered Employees who shall sustain injuries while in the discharge and performance of their duties, including the performance of any duties by members of the Police Department that may be assigned them as deputy officers of the Police Department of St. Louis County, provided that such deputization has been authorized by the Council, shall be eligible for benefits as herein provided independent of the length of service in said Departments in either of the following cases, and none other to wit:



1. If such injuries shall result in Permanent Total Disability of such Covered Employee within six (6) years next following the date of his injury. "Permanent Total Disability" means that the Covered Employee is incapable of performing any of his duties in the Department in which he was employed at the time of his disability.

2. If such injuries shall result in the death of such Covered Employee within six (6) years next immediately following the date of such injury, or if his death shall occur while receiving benefits under paragraph (1) above, then and in such event, his surviving spouse and minor children, if any, shall be entitled to benefits as herein provided.

#### **Section 14. Eligibility for Benefits on Account of Non-service Disability or Death**

Covered Employees who sustain illness before retirement age resulting in Permanent Total Disability as set forth in Section 13, or who shall sustain injuries while not in the performance of their duties resulting in Permanent Total Disability as set forth in Section 13, except illness contracted or injuries sustained while on military leave of absence (see Section 15), or self-inflicted injuries, or while engaged in any employment other than as a salaried employee of the Police or Fire Department of the City, shall be entitled to benefits as herein provided and in the event of death from such causes, except as noted above, or while receiving benefits, their surviving spouses and minor children shall be entitled to benefits as herein provided. Notwithstanding the foregoing, effective with deaths occurring on or after January 1, 2007, in accordance with the Heroes Earnings Assistance and Relief Tax (HEART) Act of 2008, if a Covered Employee dies while performing USERRA-qualified military service their surviving spouses and minor children shall be entitled to benefits as herein provided.

#### **Section 15. Reduction of Benefits**

Any applicant for employment in or reinstatement to the Police or Fire Department following a period of military service during a national emergency, who is receiving disability compensation from the United States Government as a result of illness contracted or injuries sustained while in military service, may, at the option of the Board of Trustees, be required to waive payment of any benefits payable for Permanent Total Disability under Section 14 which may be determined by medical examination to be due directly or indirectly to an injury or illness resulting from or growing out of military service of such applicant, but only to the extent of the amount of disability compensation received by him from the United States Government.

#### **Section 16. Benefit and Service Requirements Under USERRA**

Notwithstanding any provision of this Chapter to the contrary, effective December 12, 1994, benefit and service credits with respect to qualified military service will be provided in accordance with Section 414(u) of the Code.

#### **Section 17. Conditions for Employment**

- (a) No person shall be employed as a member of either the Police or Fire Department unless he shall first undergo a physical examination.
- (b) The Board of Trustees, with the consent of the Civil Service Board, and subject to its approval, may adopt and promulgate rules governing the age, height, weight and other physical or mental requirements for the employees of both the Police and Fire Departments.

#### **Section 18 Service Records**

Each Covered Employee shall furnish a statement containing such information as requested by the Board of Trustees. These statements shall be checked and verified and, if approved by the Board of Trustees, shall become a part of the permanent files of the Board. The proper officials and employees of the City shall cooperate in supplying information concerning such service records.

#### **Section 19 Retirement Benefits Due to Age**

There shall be paid to each Covered Employee found eligible to retire as provided in Section 7.11 hereof from the Retirement Fund herein created, when approved by the Board of Trustees, the following benefits:

- (a) To a Covered Employee retired on account of age and service record as set forth in Section 11 (a), a monthly benefit equal to fifty percent (50%) of his final average salary plus one percent (1%) of his final average salary for each year of service in excess of twenty (20) years, the total benefit not to exceed fifty-five percent (55%) of his final average salary, which payment will be made monthly during his life. "Final average salary" as used in this Pension Plan means the monthly average earned Compensation of a Covered Employee during his last five (5) years of service. The last five (5) years shall be either (a) the final (five) 5 calendar years of

employment or (b) the final (five) 5 calendar years of employment including the final partial calendar year, whichever produces the higher average. In both cases, the denominator is five (5).

(b) To a Covered Employee retired as set forth in 11(b), a monthly benefit equal to two and one-half percent (2-1/2%) of his final average salary for each year of his service through December 31, 2016, and two percent (2%) of his final average salary for each year of his service on and after January 1, 2017, which payment will be made monthly during his life.

(c) To a Covered Employee whose employment is terminated, as set forth in Section 11(c), the following benefits are payable monthly during his life, beginning at age fifty—five (55), a benefit equal to two and one-half percent (2-1/2%) of his final average salary for each year of his service through December 31, 2016, and two percent (2%) of his final average salary for each year of his service on and after January 1, 2017, not to exceed fifty percent (50%) of his final average salary, plus one percent (1%) of his final average salary for each year of service in excess of twenty (20) years of service, not to exceed five percent (5%) of his final average salary. The total benefit shall not exceed fifty—five percent (55%) of the Covered Employee's final average salary.

(d) The adjustment discussed in this subparagraph (d) does not apply to a Covered Employee who is actively employed on or after December 21, 1992. For all other Covered Employees, when a Covered Employee reaches the age of sixty—five (65), the Board of Trustees shall adjust the benefit payments provided by this Section to the end that the total amount received by such employee hereunder together with fifty percent (50%) of the estimated primary Social Security benefit for which such employee would be eligible shall not exceed the amount of benefits provided under this Section.

(e) When applicable and in accordance with subparagraph (d) above, at the time a Covered Employee retires, the Board of Trustees shall have an estimate prepared of the Social Security benefit available to the Covered Employee based upon the law then in effect and his earnings with the City of Berkeley. These benefits, as determined at that time, shall not be subject to further adjustment because of subsequent changes in the National Social Security Act.

(f) Each Covered Employee retired under this Section was paid an annual cost of living increase equal to one half (1/2) of the National Consumer Price Index, (as prepared by the Department of Labor) ending with the March 2015 CPI-U cost of living increase. The National Consumer Price Index was determined by comparing the most of march Consumer Price Index for Urban Consumer (CPI-U) with the prior year's month of March CPI-U; the March 2015 CPI-U was the last time this cost of living increase was made. This benefit did not exceed three percent (3%) in any one year through the March 2015 CPI-U cost of living increase. Such increases were made as of July 1 of each year for the preceding 12 months. The cost of living increase ended with the March 2015 CPI-U increase, which was zero.

## **Section 20. Retirement Benefits Due to Disability**

There shall be paid to each Covered Employee found eligible to retire on account of disability, as provided in Sections 13 and 14 from the Retirement Fund herein created, or by Workmen's Compensation benefits, or a combination of both, when approved by the Board of Trustees, the following benefits:

(a) To a Covered Employee retired on account of Permanent Total Disability as set forth in Section 13, a basic monthly benefit equal to fifty—five percent (55%) of his final average salary, plus an additional ten percent (10%) of such salary for each unmarried dependent child under age eighteen (18) of such Covered Employee in his care, but not in excess of three (3) children.

(b) To a Covered Employee retired on account of Permanent Total Disability as set forth in Section 14, a basic monthly benefit equal to thirty percent (30%) of his final average salary, plus an additional ten percent (10%) of such salary for each unmarried dependent child under age eighteen (18) of such Covered Employee in his care, but not in excess of three (3) children.

(c) Payment to a Covered Employee retired on account of Permanent Total Disability, as set forth in Sections 13 and 14, shall be made during such Covered Employee's Permanent Total Disability; but if his Permanent Total Disability shall cease prior to his death, and prior to the time he shall attain the age of sixty (60) years, then such payment shall cease upon the termination of such Permanent Total Disability. Covered Employees receiving Permanent Total Disability benefits shall be required to report to the Board at intervals

when requested by the Board, and give full details with reference to their employment or earnings. Any such Covered Employee failing to make satisfactory reports or found to have knowingly made a false report, shall forfeit all future benefits hereunder.

(d) When a Covered Employee first becomes eligible to receive benefits under the National Social Security Act, the Board of Trustees shall adjust the benefit payments provided by this Section to the end that the total amount received by such employee hereunder together with fifty percent (50%) of the estimated primary Social Security benefit for which such Covered Employee would be eligible, as determined below, shall not exceed the amount of benefits provided under this Section.

(e) At the time a Covered Employee retires, the Board of Trustees shall have an estimate prepared of the Social Security benefit available to the Covered Employee based upon the law then in effect and his earnings with the City of Berkeley. These benefits as determined at that time shall not be subject to further adjustment because of subsequent changes in the National Social Security Act.

(f) Each Covered Employee retired under this Section was paid an annual cost of living increase equal to one half (1/2) of the National Consumer Price Index, (as prepared by the Department of Labor) ending with the March 2015 CPI-U cost of living increase. The National Consumer Price Index was determined by comparing the most of march Consumer Price Index for Urban Consumer (CPI-U) with the prior year's month of March CPI-U; the March 2015 CPI-U was the last time this cost of living increase was made. This benefit did not exceed three percent (3%) in any one year through the March 2015 CPI-U cost of living increase. Such increases were made as of July 1 of each year for the preceding 12 months. The cost of living increase ended with the March 2015 CPI-U increase, which was zero.

#### **Section 21. Death Benefits**

Upon the death of a Covered Employee, there shall be paid to his surviving spouse from the Retirement Fund herein created, or by Workmen's Compensation benefits or a combination of both, when approved by the Board of Trustees, the following benefits:

(a) Upon the death of any Covered Employee, whether active or retired, there shall be paid a funeral benefit of \$750.00.

(b) Upon the death of any Covered Employee retired under Section 20(a) or upon service-connected death, as provided in Section 13, there shall be paid to this surviving spouse during her lifetime a monthly benefit of fifty percent (50%) of such deceased Covered Employee's final average salary.

(c) Upon the death of any Covered Employee retired under Section 20 (b), or upon non-service connected death, as provided in Section 14, there shall be paid to his surviving spouse during her lifetime a monthly benefit of twenty-five percent (25%) of such deceased Covered Employee's final average salary.

(d) Upon the death of any Covered Employee retired under Section 11, there shall be paid to his surviving spouse during her lifetime a monthly benefit of sixty-six and two-thirds percent (66 2/3%) of the monthly benefit provided by Section 19.

(e) A surviving spouse or other beneficiary's benefits under the National Social Security Act shall be calculated by the Board of Trustees at the same time the Covered Employee's benefits are calculated pursuant to Section 19(d) as in effect prior to December 21, 1992, for Covered Employees who were actively employed, and the Board of Trustees shall adjust the monthly benefit payments provided by this Section to the end that the total monthly benefits received by such surviving spouse or other beneficiary at the time of eligibility, together with fifty percent (50%) of the calculated primary Social Security benefits for which such surviving spouse or other beneficiary is eligible (excluding any Social Security monthly benefits for dependent children), shall not exceed the amount of benefits provided under this Section. After such adjustment benefits are first calculated by the Board, they shall not be subject to further adjustments because of subsequent changes in the National Social Security Act.

(f) Each Covered Employee retired under this Section was paid an annual cost of living increase equal to one half (1/2) of the National Consumer Price Index, (as prepared by the Department of Labor) ending with the March 2015 CPI-U cost of living increase. The National Consumer Price Index was determined by comparing the most of march Consumer Price Index for Urban Consumer (CPI-U) with the prior year's month of March

CPI-U; the March 2015 CPI-U was the last time this cost of living increase was made. This benefit did not exceed three percent (3%) in any one year through the March 2015 CPI-U cost of living increase. Such increases were made as of July 1 of each year for the preceding 12 months. The cost of living increase ended with the March 2015 CPI-U increase, which was zero.

## **Section 22. Benefits Prorated**

If at any time the Retirement Fund herein created shall be insufficient to pay in full all the benefits herein provided to those at the time being entitled to such benefits, the amount then on hand and available for payment of benefits shall be prorated amount the beneficiaries so that all beneficiaries shall receive the same percentage of their full monthly benefits.

## **Section 23. Application for Benefits**

Application for benefits to be paid from the Retirement Fund shall be made upon forms provided by the Board of Trustees, and shall contain full information, from which the Board may determine the eligibility of the applicant. If such application be founded upon Permanent Total Disability, full information concerning the nature and extent of the injury must be furnished with the application, and the applicant may be required to submit to examination by the physician or medical board designated by the Trustees. The Board of Trustees may hold hearings, and take and preserve evidence touching the nature and extent of the injuries upon which such claims are based, and may thereafter approve or deny such application. If denied, the applicant shall have the right to review and appeal, as provided in this Chapter. If a Covered Employee's application for retirement is approved, no further compensation for services shall thereafter be paid by the City to such Covered Employee.

## **Section 24. Mandatory Commencement of Retirement and Death Benefits**

### **(a) General Rules.**

(i) Effective Date. The provisions of this section will apply for purposes of determining required minimum distributions for calendar years beginning with the 2003 calendar year.

(ii) Precedence. The requirements of this section will take precedence over any inconsistent provisions of the Plan.

(iii) Requirements of Treasury Regulations Incorporated. All distributions required under this section will be determined and made in accordance with the Treasury Regulations under section 401(a)(9) of the Internal Revenue Code.

(iv) Minimum Distribution to Covered Employees for Calendar Years Prior to 2003. With respect to distributions under the Plan made on or after March 30, 2001 for calendar years beginning on or after January 1, 2001 and prior to January 1, 2003, the Plan will apply the minimum distribution requirements of section 401(a)(9) of the Code in accordance with the regulations under section 401(a)(9) that were proposed on January 17, 2001 (the 2001 Proposed Regulations), notwithstanding any provision of the Plan to the contrary. If the total amount of required minimum distributions made to a Covered Employee for 2001 prior to March 30, 2001 are equal to or greater than the amount of required minimum distributions determined under the 2001 Proposed Regulations, then no additional distributions are required for such Covered Employee for 2001 on or after such date. If the total amount of required minimum distributions made to a Covered Employee for 2001 prior to March 30, 2001 are less than the amount determined under the 2001 Proposed Regulations, then the amount of required minimum distributions for 2001 on or after such date will be determined so that the total amount of required minimum distributions for 2001 is the amount determined under the 2001 Proposed Regulations. This amendment shall continue in effect until the last calendar year beginning before the effective date of the final regulations under Section 401(a)(9) or such other date as may be published by the Internal Revenue Service.

### **(b) Time and Manner of Distribution.**

(i) Required Beginning Date. The Covered Employee's entire interest will be distributed, or begin to be distributed, to the Covered Employee no later than the Covered Employee's Required Beginning Date.

(ii) Death of Covered Employee Before Distributions Begin. If the Covered Employee dies before distributions begin, the Covered Employee's entire interest will be distributed, or begin to be distributed,

no later than as follows:

(A) If the Covered Employee's surviving spouse is the Covered Employee's sole Designated Beneficiary, then distributions to the surviving spouse will begin by December 31 of the calendar year immediately following the calendar year in which the Covered Employee died, or by December 31 of the calendar year in which the Covered Employee would have attained age 70½, if later.

(B) If the Covered Employee's spouse is not the Covered Employee's sole Designated Beneficiary, then distributions to the Designated Beneficiary will begin by December 31 of the calendar year immediately following the calendar year in which the Covered Employee died.

(C) If there is no Designated Beneficiary as of September 30 of the year following the year of the Covered Employee's death, the Covered Employee's entire interest will be distributed by December 31 of the calendar year containing the fifth anniversary of the Covered Employee's death.

(D) If the Covered Employee's surviving spouse is the Covered Employee's sole Designated Beneficiary and the surviving spouse dies after the Covered Employee but before distributions to the surviving spouse begin, this Section 24(b)(ii), other than Section 24(b)(ii)(A) will apply as if the surviving spouse were the Covered Employee.

For purposes of this Section 24(b)(ii) distributions are considered to begin on the Covered Employee's required beginning date (or, if Section 24(b)(ii)(D) applies, the date distributions are required to begin to the surviving spouse under Section 24(b)(ii)(A)).

(c) Determination of Amount to be Distributed Each Year.

(i) Amount Required to be Distributed by Required Beginning Date. The amount that must be distributed on or before the Covered Employee's required beginning date, (or, if the Covered Employee dies before distributions begin, the date distributions are required to begin under Section 24(b)(ii)(A) or (B)) is the payment that is required for one payment interval. The second payment need not be made until the end of the next payment interval even if that payment interval ends in the next calendar year. Payment intervals are the periods for which payments are received, e.g., bi-monthly, monthly, semi-annually, or annually. All of the Covered Employee's benefit accruals as of the last day of the first distribution calendar year will be included in the calculation of the amount of the annuity payments for payment intervals ending on or after the Covered Employee's required beginning date.

(ii) Additional Accruals After First Distribution Calendar Year. Any additional benefits accruing to the Covered Employee in a calendar year after the first distribution calendar year will be distributed beginning with the first payment interval ending in the calendar year immediately following the calendar year in which such amount accrues.

(iii)

(d) Requirements For Minimum Distributions Where Covered Employee Dies Before Date Distributions Begin.

(i) Covered Employee Survived By Designated Beneficiary. If the Covered Employee dies before the date distribution of his or her interest begins and there is a Designated Beneficiary, the Covered Employee's entire interest will be distributed, beginning no later than the time described in Section 24(b)(i)(A) or (B), over the life of the Designated Beneficiary or over a period certain not exceeding:

(A) Unless the Annuity Starting Date is before the first distribution calendar year, the life expectancy of the Designated Beneficiary determined using the Beneficiary's age as of the Beneficiary's birthday in the calendar year immediately following the calendar year of the Covered Employee's death; or

(B) If the Annuity Starting Date is before the first distribution calendar year, the life expectancy of the Designated Beneficiary determined using the Beneficiary's age as of the Beneficiary's birthday in the calendar year that contains the Annuity Starting Date.



(ii) No Designated Beneficiary. If the Covered Employee dies before the date distributions begin and there is no Designated Beneficiary as of September 30 of the year following the year of the Covered Employee's death, distribution of the Covered Employee's entire interest will be completed by December 31 of the calendar year containing the fifth anniversary of the Covered Employee's death.

(iii) Death of Surviving Spouse Before Distributions to Surviving Spouse Begin. If the Covered Employee dies before the date distribution of his or her interest begins, the Covered Employee's surviving spouse is the Covered Employee's sole Designated Beneficiary, and the surviving spouse dies before distributions to the surviving spouse begin, this Section 24(d) will apply as if the surviving spouse were the Covered Employee, except that the time by which distributions must begin will be determined without regard to Section 24(b)(ii)(A).

(e) Definitions.

(i) Designated Beneficiary. The individual who is designated as the Beneficiary by the Covered Employee and is the Designated Beneficiary under section 401(a)(9) of the Internal Revenue Code and section 1.401(a)(9)-1, Q&A-4 of the Treasury Regulations.

(ii) Distribution Calendar Year. A calendar year for which a minimum distribution is required. For distributions beginning before the Covered Employee's death, the first distribution calendar year is the calendar year immediately preceding the calendar year, which contains the Covered Employee's required beginning date. For distributions beginning after the Covered Employee's death, the first distribution calendar year is the calendar year in which distributions are required to begin pursuant to Section 24(b)(ii).

(iii) Life Expectancy. Life expectancy as computed by use of the Single Life Table in section 1.401(a)(9)-9 of the Treasury regulations.

(iv) Required Beginning Date. A Covered Employee's Required Beginning Date is April 1 following the later of the year in which the Covered Employee attains age 70 or the year in which the Covered Employee retires.

**Section 25. Limitation on Maximum Benefits**

As permitted by the 2007 IRS Final Regulations and earlier IRS guidance, the limitations of Section 415 of the Internal Revenue Code as interpreted by the 2007 IRS Final Regulations and earlier IRS guidance including the effective dates provided for in these Regulations and guidance, Section 301 of the Worker, Retiree, and Employer Recovery Act of 2008, and any future amendments to the Internal Revenue Code, IRS Regulations and guidance are incorporated herein. Distributions and benefit accruals provided by this Pension Plan shall not exceed the limitations of Code Section 415.

**Section 26. Direct Rollover of Eligible Rollover Distribution**

(a) Notwithstanding any provision in this Chapter, to the contrary that would otherwise limit a Distributee's election under this provision, a Distributee may elect, at the time and in the manner prescribed by the Trustees, to have any portion of an Eligible Rollover Distribution paid directly to an Eligible Retirement Plan specified by the Distributee in a Direct Rollover.

(b) Eligible Rollover Distribution: An Eligible Rollover Distribution is any distribution of all or any portion of the balance to the credit of the Distributee, except that an Eligible Rollover Distribution does not include: any distribution that is one of a series of substantially equal periodic payments (not less frequently than annually) made for life (or life expectancy) of the Distributee or the joint lives (or joint life expectancies) of the Distributee and the Distributee's designated beneficiary, or for a specified period of ten years or more; any distribution to the extent such distribution is required under Section 401(a)(9) of the Code, and the portion of any distribution that is not includable in gross income.

With respect to distributions made after December 31, 2001, the definition of Eligible Rollover Distribution is modified as follows:

For purposes of the direct rollover provisions in this Section 26, a portion of a distribution shall not fail to be an Eligible Rollover Distribution merely because the portion consists of after-tax employee contributions, which are not includable in gross income. However, such portion may be transferred only

to an individual retirement account or annuity described in Section 408(a) or (b) of the Code, or to a qualified defined contribution plan described in Section 401(a) or 403(a) of the Code that agrees to separately account for amounts so transferred, including separately accounting for the portion of such distribution which is includible in gross income and the portion of such distribution which is not so includible.

(c) Eligible Retirement Plan: An Eligible Retirement Plan is an individual retirement account described in Section 408(a) of the Code, an annuity plan described in Section 403(a) of the Code, or a qualified trust described in Section 401(a) of the Code, that accepts the Distributee's Eligible Rollover Distribution. However, in the case of an Eligible Rollover Distribution to the surviving spouse, an Eligible Retirement Plan is an individual retirement account or individual retirement annuity.

With respect to distributions made after December 31, 2001, the definition of Eligible Retirement Plan is modified as follows:

For purposes of the direct rollover provisions in this Section 26, an eligible retirement plan shall also mean an annuity contract described in Section 403(b) of the Code and an eligible plan under Section 457(b) of the Code which is maintained by a state, political subdivision of a state, or any agency or instrumentality of a state or political subdivision of a state and which agrees to separately account for amounts transferred into such plan from this Fund. The definition of eligible retirement plan shall also apply in the case of a distribution to a surviving spouse, or to a spouse or former spouse who is the alternate payee under a qualified domestic relations order, as defined in Section 414(p) of the Code.

(d) Distributee: A Distributee includes a Covered Employee or former Covered Employee. In addition, the Covered Employee's or former Covered Employee's surviving spouse and the Covered Employee's or former Covered Employee's spouse or former spouse who is the alternate payee under a qualified domestic relations order, as defined in Section 414(p) of the Code, are Distributees with regard to the interest of the spouse or former spouse.

(e) Direct Rollover: A Direct Rollover is a payment by the Fund to the Eligible Retirement Plan specified by the Distributee.

(f) Rollover for a Non-Spouse Beneficiary. Effective for distributions made after January 1, 2010, a non-spouse beneficiary, seeking a distribution within the first 12 months after the death of the participant, is eligible to have a direct rollover made to an individual retirement account to the extent allowed by law. Such individual retirement account shall be considered to be an "inherited IRA,"

#### **Section 27. Physical Examination Required**

The Board of Trustees shall have the right to require every former Covered Employee receiving Permanent Total Disability benefits hereunder prior to attaining age sixty (60) to undergo a physical examination by the physician or medical board designated by the Board of Trustees at such times as the Board shall deem necessary. Should any such examination disclose that the former Covered Employee is able to resume employment, the right of such former Covered Employee to further benefits hereunder shall terminate, and any such former Covered Employee refusing to submit to any such examination shall receive no further Permanent Total Disability benefits pending his submission thereto. If such refusal continues for a period of one (1) year, all rights of such Covered Employee to retirement or Permanent Total Disability benefits hereunder shall terminate. In the event any employee receiving Permanent Total Disability benefits should subsequently be found to have recovered from such Permanent Total Disability, then the Board of Trustees shall notify the City Manager in writing of the fact and that such former Covered Employee is eligible to be restored to his former active service.

#### **Section 28. Refunds upon Leaving the Service**

(a) If any Covered Employee shall cease to be an employee of the Departments and not be eligible for any other benefits, he shall receive a refund of the aggregate amounts of his contributions earned through December 31, 2016, and two-thirds (66 and 2/3%) of his contributions earned on and after January 1, 2017.

(b) Upon eligible retirement, the Covered Employee shall receive a refund of the aggregate amounts of his contributions earned through December 31, 2016, and two-thirds (66 and 2/3%) of his contributions earned on and after January 1, 2017.

(c) Upon the death of a Covered Employee, who has not as of that time received a refund of his contributions, the refund of the aggregate amounts of his contributions to the Retirement Fund shall be paid to his surviving spouse, if he has none, then to his children, if he has none, then to his designated beneficiary, if he has none, then to his estate. No beneficiary designation will be recognized unless it was filed with the Retirement Fund prior to the time of the Covered Employee's death in a form, which the Trustees find acceptable.

(d) All such payments shall be in one lump sum and without interest, upon the request of the Covered Employee, or in cases of death, by the request of the beneficiary. The Board of Trustees may make the payment without a request if none is forthcoming.

#### **Section 29. Repayment of Contributions Withdrawn**

Any former Covered Employee who is reinstated in the Police or Fire Department within one (1) year after termination of employment, shall be required as a condition of re—employment to deposit the amount of any withdrawal made under Section 28 and shall be credited with his years of prior service. If re—hiring occurs after one (1) year, such Covered Employee shall come into the Pension Plan as a new employee without credit for prior service.

#### **Section 30. Right to Reduce an Appropriation**

The appropriation set forth in Section 05 is the maximum which the Council is authorized to apply for the operation of the Pension Plan herein set forth but the Council may, in its sole discretion, appropriate a lesser amount upon receipt of a written report of a competent actuary that a lower rate will maintain the Retirement Fund and provide the payment of benefit hereunder.

#### **Section 31. Workmen's compensation Insurance**

If a Covered Employee or his beneficiary(ies) are entitled to benefits hereunder and likewise to benefits under the Workmen's Compensation law as the result of the same injury, the benefits payable under this Chapter shall be reduced in the manner prescribed by the Revised Statutes of Missouri (Section 287.100), and if there is no applicable statute, then the adjusted benefits as herein defined shall be reduced by the amount of the similar benefits paid under the Workmen's Compensation law. The adjusted benefits are the benefits under the Pension Plan multiplied by the ratio of the City's normal cost to the total contribution of the City and the Covered Employee in the preceding fiscal year as computed by the actuary. The Board of Trustees shall have full right to apply the provisions of the Pension Plan in such equitable manner as it determines.

#### **Section 32. Limit of Liability**

In no event shall anything in this Chapter be held or construed to impose upon the City any duty or liability in excess of the funds appropriated for the purpose herein specified and the payment thereof to the Board of Trustees.

#### **Section 33. Benefits not Assignable or Subject to Execution**

The benefits payable from the Retirement Fund therein provided shall not be assignable, subject to counterclaim, recoupment or setoff, nor shall they be subject to assignment, garnishment, sequestration, execution, injunction, or any other decree, order, process or proceeding in any court for the payment of any debt of the beneficiary, and the benefits shall be held and distributed for the purpose of this Chapter and for no other purpose whatsoever provided that the Board of Trustees is authorized to give effect to divorce decrees which meet the requirements of Section 206(d) of the Employee Retirement Income Security Act of 1974 as a Qualified Domestic Relations Order (QDRO) provided further that an active or former Covered Employee and his divorcing spouse (Alternate Payee) will be provided the option of electing a "pop up" feature in a QDRO in the event that the divorcing spouse pre-deceases the active or former Covered Employee, the active or former Covered Employee benefit will "pop up" to the original amount which does not take into account the reduction provided for by the QDRO, and provided that the active or former Covered Employee's benefit is reduced to be the actuarial equivalent of his benefit without taking into account the "pop up" feature of the QDRO. The Board of Trustees is authorized to adopt necessary procedures to administer QDRO's including the issuance of a model QDRO.

#### **Section 34 Custodian of Funds and Investments**

The Director of Finance shall be custodian of all monies, securities and other property of the Retirement Fund,

subject to the control and direction of the Board of Trustees. He shall keep separate books and complete accounts of the Retirement Fund, and his books and records shall be subject to the inspection of the said Board of Trustees or any of its members at all times.

#### **Section 35. Disbursements**

All disbursements of funds from the Retirement Fund shall be by voucher, stating its purpose and the name of the payee, and after approval by the Board, such voucher shall be certified by the Chairman and secretary, authorizing the Director of Finance to draw a check therefor upon the Retirement Fund for the amount therein specified, which voucher shall be delivered to the Director of Finance and constitute his authority for issuing checks therefor. Retirement benefits shall be approved by the Board upon retirement of each employee and annually thereafter.

#### **Section 36. Penalty**

Any person who shall knowingly or willfully make any false statement for the purpose of securing benefits under the terms of this Chapter, or shall falsify, cause or permit to be falsified, any record or records of said Pension Plan in any attempt to defraud, shall be guilty of a misdemeanor and shall be punishable therefor under the laws of the State of Missouri, and all his rights, interest and privileges under and by virtue of this Chapter shall be forfeited.

#### **Section 37. Termination**

Upon the termination of the Retirement Fund or the complete discontinuance of contributions to the Fund, the rights of all Covered Employees to benefits accrued to the date of such termination or discontinuance, to the extent then funded, are nonforfeitable.

#### **Section 38. Actuarial Assumptions**

All Actuarial Assumptions under the Pension Plan (other than for funding purposes) shall use an interest rate of 7% per annum compounded annually and the 1983 Group Annuity Mortality Table (blended 50% male and 50% female). Actuarial Assumptions for funding purposes shall be as set forth in the Pension Plan's annual actuarial valuation report.

**Section 39.** The ballot shall be in the following form:

#### **Proposition A**

Proposition for the creation and establishment for an amended pension plan for Police and Firemen of the City of Berkeley Missouri, and Widows and Minor Children of Deceased Employees Thereof As set Forth in Ordinance No. 4254, Approved the 07<sup>th</sup> day of December, 2015.

Shall The City Of Berkeley Police And Fire Pension Plan As Amended By City Ordinance No 4254, Which Includes Amongst Other Changes An Increase In Taxation On All Taxable Real And Tangible Personal Property From Eleven Cents To Thirty-Three Cents, Be Approved?

YES    /   /                      NO    /   /

(If you are in favor of this amendment to the Pension Plan, put an "X" mark in the square immediately beside the word, "YES.")

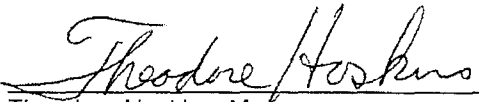
(If you are not in favor of this amendment to the Pension Plan, put an "X" mark in the square immediately beside the word, "NO.")

**Section 40** This ordinance shall be in full force and effect thirty (30) days after its adoption by the voters.

1<sup>st</sup> Reading this 16<sup>th</sup> day of November 2015

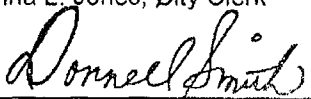
2<sup>nd</sup> Reading this 16<sup>th</sup> day of November 2015

3<sup>rd</sup> Reading, PASSED and APPROVED, this 07<sup>th</sup> day of December 2015

  
Theodore Hoskins, Mayor

ATTEST:

  
Deanna L. Jones, City Clerk

  
Approved As To Form:  
Donnell Smith, City Attorney

Final Roll Call:

Mayor Hoskins	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Councilwoman Hoskins	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Councilwoman Kirkland	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Councilwoman Mathison	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Councilman-at-Large McDaniel	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Councilwoman Mitchell	Aye	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input type="checkbox"/>	Abstain	<input type="checkbox"/>
Councilwoman Crawford-Graham	Aye	<input type="checkbox"/>	Nay	<input type="checkbox"/>	Absent	<input checked="" type="checkbox"/>	Abstain	<input type="checkbox"/>



Election Results  
from April 2016  
general municipal  
election.

DAVID L. SCHMERBER . . . . .	96	36.36
PHYLLIS ANDERSON . . . . .	164	62.12
INVALID WRITE-IN . . . . .	4	1.52

COUNCIL MEMBER JENNINGS WARD 4

(Vote for ) 1		
(WITH 5 OF 5 COUNTED)		
JESSICA HICKS . . . . .	91	36.99
RODNEY EPPS . . . . .	153	62.20
INVALID WRITE-IN . . . . .	2	.81

JENNINGS - PROPOSITION P

\*\*TAX LEVY - POLICE & FIRE PENSIONS\*\*

(Vote for ) 1		
(WITH 18 OF 18 COUNTED)		
YES . . . . .	810	57.16
NO . . . . .	607	42.84

ALDERPERSON KINLOCH WARD 1

(Vote for ) 1		
(WITH 1 OF 1 COUNTED)		
NO CANDIDATE FILED . . . . .	0	
INVALID WRITE-IN . . . . .	0	

ALDERPERSON KINLOCH WARD 2

(Vote for ) 1		
(WITH 1 OF 1 COUNTED)		
JULIAN C. WELLS, SR. . . . .	4	80.00
INVALID WRITE-IN . . . . .	1	20.00

KINLOCH - PROPOSITION 1

\*\*CITY CODE - ELECTED OFFICIALS (66.67% NEEDED)\*\*

(Vote for ) 1		
(WITH 2 OF 2 COUNTED)		
YES . . . . .	7	63.64
NO . . . . .	4	36.36

MAYOR KIRKWOOD

(Vote for ) 1		
(WITH 15 OF 15 COUNTED)		
TIMOTHY E. GRIFFIN . . . . .	3,482	52.30
SCOTT STREAM . . . . .	1,651	24.80
GINA JAKSETIC . . . . .	1,513	22.72
INVALID WRITE-IN . . . . .	12	.18

COUNCIL MEMBER KIRKWOOD

(Vote for ) 3		
(WITH 15 OF 15 COUNTED)		
MARK ZIMMER . . . . .	2,984	17.76
MAGGIE DUWE . . . . .	3,537	21.05
ELLEN Z. EDMAN . . . . .	3,476	20.69
NANCY LUETZOW . . . . .	3,816	22.71
KEVIN E. O'BRIEN . . . . .	2,906	17.30
INVALID WRITE-IN . . . . .	81	.48

COUNCIL MEMBER LADUE WARD 1

(Vote for ) 1		
(WITH 3 OF 3 COUNTED)		
CHARLES HIEMENZ . . . . .	570	96.45
INVALID WRITE-IN . . . . .	21	3.55

COUNCIL MEMBER LADUE WARD 2

(Vote for ) 1		
(WITH 3 OF 3 COUNTED)		
PATRICK W. HENSLEY . . . . .	492	96.09
INVALID WRITE-IN . . . . .	20	3.91

COUNCIL MEMBER LADUE WARD 3

(Vote for ) 1		
(WITH 4 OF 4 COUNTED)		
HAROLD R. BURROUGHS . . . . .	516	96.63
INVALID WRITE-IN . . . . .	18	3.37

MAYOR LAKESHIRE

(Vote for ) 1		
(WITH 3 OF 3 COUNTED)		
TIMOTHY A. SEHER . . . . .	116	95.08
INVALID WRITE-IN . . . . .	6	4.92

ALDERPERSON LAKESHIRE WARD 1

(Vote for ) 1		
(WITH 1 OF 1 COUNTED)		
ROBERT A. BILZING . . . . .	63	100.00
INVALID WRITE-IN . . . . .	0	

ALDERPERSON LAKESHIRE WARD 2

(Vote for ) 1		
(WITH 1 OF 1 COUNTED)		
STEVEN A. ZUMWALT . . . . .	31	93.94
INVALID WRITE-IN . . . . .	2	6.06

ALDERPERSON LAKESHIRE WARD 3

(Vote for ) 1		
(WITH 1 OF 1 COUNTED)		
EBONY SUZANNE KOHLMEIER SHEROD . . . . .	22	100.00
INVALID WRITE-IN . . . . .	0	

LAKESHIRE - PROPOSITION B

\*\*OUT OF STATE SALES TAX - CONTINUATION\*\*

(Vote for ) 1		
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**Board of Trustees**  
**Police and Firemen's Retirement Fund**  
**City of Jennings, Missouri**

April 19, 2016

3120 HORD AVENUE  
JENNINGS, MISSOURI 63136  
388-1164

Janell:

Here's a list of Pension Information you may find useful:

1. Agenda and Minutes of November (special) Meeting combining our brokerage accounts along with the a copy of Ordinance No. 2287 detailing investment policy changes made in 2013.
2. Agenda and Minutes of December Meeting discussing and deciding upon tax increase for Pension Fund along with Ordinance No. 2390 detailing ballot for Proposition P. *(It passed 810 to 607.)*
3. Letter I wrote for Joe Zlotopolski and distributed to interested parties as well as sent to the League of Women Voters, parts of which were used in the newspaper "election" section.
4. Additionally, I have included the recent financial report from our independent broker, Mark Hawkins, who uses ScotTrade.
5. The Pension Payroll now includes 40 members and has been somewhat reduced (- 3464.01).

Note: Our Auditor, Actuary and Broker were all thrilled that the tax increase passed and with the prospect of becoming part of LAGERS.

Call if you need more info.

Beverly Roche

## **AGENDA**

### **POLICE AND FIREMEN'S RETIREMENT FUND BOARD OF TRUSTEES *SPECIAL* MEETING**

November 11, 2015  
9:00 A.M

#### **Call to Order**

#### **Attendance**

**New Business:** Greg Bennett of Morgan Stanley and Mark Hawkins with ScotTrade present to explain situation existing re Morgan Stanley that potentially requires our temporary placement of Morgan Stanley funds with another broker.

**Old Business:** Letter to retirees (re serving on Board of Trustees) and notice of evening meeting Dec.9th, mailed. Preparation for ballot issue to increase pension tax rate proceeding with info from Matt Rustige regarding required amount needed to meet liability of future payments to retirees.

#### **Adjournment**

#### ***REMINDER:***

***General Meeting - December 9, 2015 – 6:30PM***

#### **BOARD MEMBERS:**

**PLEASE CALL 388-1164 IF UNABLE TO ATTEND MEETING**

# **POLICE AND FIREMEN'S RETIREMENT FUND**

## **BOARD OF TRUSTEES**

### **SPECIAL MEETING**

November 11, 2015

9:00 A.M.

**Call to Order:** Chairman Joe Zlotopolski called the special meeting to order at 9:01 a.m.

**Attendance:** Those in attendance were Chairman Joe Zlotopolski, Mayor Yolonda Fountain-Henderson, Retirees Robert Orr and Al Steck, Citizen Members Audrey Bermine and Debbie Maue, Attorney Jamis Kresyman, Finance Director Beverly Roche and Secretary Sandra Thomason.

**Absent:** Retiree Al Boehm

**New Business:** Greg Bennett of Morgan Stanley and Mark Hawkins with Scottrade present to explain situation existing re Morgan Stanley that potentially requires our temporary placement of Morgan Stanley funds with another broker. Greg Bennett presented and gave an overview of our current portfolio with Morgan Stanley and that our investments have held up real well. Greg discussed the decision Morgan Stanley has made to restrict the amount of Investment Advisors that manage public money and that he can no longer be our investment advisor and their only public money investment advisor is Patrick Donnelly of Graystone located in Peoria, IL and he manages 200 public money accounts. Morgan Stanley has no other public money investment advisors in this area. Greg noted that we might be better served to turn over assets to Mark Hawkins.

Mark Hawkins stated that should we decide to transfer funds to his firm, his approach would be to put them in low cost index funds. He would keep us as is for 3 months and then re-evaluate in March or April when it would be time to do quarterly billing. The first 3 months would be at no cost to us and he would then make some changes to keep costs low. Scottrade would be custodian of the accounts and the vast majority of our investments with Morgan Stanley would be transferred over. If we had to liquidate any of the funds we would be able to sell them at a profit. There would be no penalties. The transfer of funds will take about a week to 10 days. He stated that once the forms – ACAT – were submitted the account would be frozen until all were transferred. Again, there will be no fees through the end of the 1<sup>st</sup> quarter. He stated that Scottrade and Morgan Stanley funds were yielding approximately 7% and he thought an average of 7% was a realistic figure with the mix of investments that we have.

A motion was made, seconded and approved to transfer all Morgan Stanley funds to Mark Hawkins and revisit the placement of investments at the March meeting.

**Old Business:** Letter to retirees (re serving on Board of Trustees) and notice of evening meeting, December 9<sup>th</sup>, mailed. Preparation for ballot issue to increase pension tax rate proceeding with info from Matt Rustige regarding required amount needed to meet liability of future payments to retirees. There was a discussion on the proposed 25 cent tax rate increase. Debbie Maue proposed that we consider looking at a lower rate increase, perhaps a 15 cent increase. A lower rate may have a better chance of passing. Beverly noted that the assessed valuations went down \$79,000.00 and that the proposed tax rate increase should be a discussion at our December meeting. She stated that we need an informed discussion and decision before we have a tax rate increase proposal go to the City Council for approval for the April ballot. Beverly said that Actuary Matt Rustige will report at the December meeting with figures and comparisons regarding a proposed tax rate increase. Jamis Kresyman stated that we need to have a proposal ready for the December Council meeting.

**Adjournment:** A motion was made, seconded and approved to adjourn meeting. Meeting adjourned at 10:00 a.m.

Respectfully submitted,

Sandra Thomason

**Next Meeting – December 9<sup>th</sup>, 2015 – 6:30 p.m.**



POLICE & FIREMEN'S RETIREMENT FUND

BILL NO. 2335

ORDINANCE NO. 2287

AN ORDINANCE ENACTING SECTION 2-348 OF CHAPTER 2 ADMINISTRATION OF THE CITY OF JENNINGS, MISSOURI ORDINANCES AND REPEALING THE EXISTING SECTION 2-348 OF CHAPTER 2 ADMINISTRATION OF THE CITY OF JENNINGS, MISSOURI ORDINANCES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JENNINGS, MISSOURI AS FOLLOWS:

**Section 1.** Investments.

The Board of Trustees shall operate within the "prudent person" framework and will exercise a high degree of care to keep the surplus funds in its hands safely invested in such securities as will afford the highest return. Such investments shall be subject to the quality and diversification restriction established by RSMo sections 70.745, 70.746, 70.747, 105.688 and 105.689. This includes but is not restricted to bonds and other securities of the state, or the United States, or fully guaranteed by the United States, approved bonds or other securities of any county, municipality, school or road district in the state, or such other investments as are or may be available under the laws of this state for the investment of funds.

It is generally understood that the asset allocation or mix for investments is intended to achieve the Fund's long-term objectives and operate within a moderate risk strategy. This is a goal of relatively stable returns over the long-term, with some potential of negative returns in any given year. Allocation of assets will ultimately advance toward and be comprised of the following:

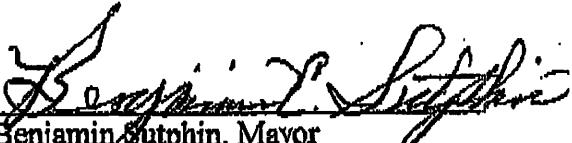
1. Equity investments may range between 0% and 50% of the portfolio. Some investments may be in international equities; not to exceed 15% of the portfolio value.
2. Fixed income investments may range between 40% and 100% of the total portfolio.
3. Cash investments may range between 0% and 20% of the portfolio and be invested in interest bearing securities or money market funds and readily available for reinvestment and/or expense payments. Actual cash investments, if at all, to be limited to no more than 1% to 5% of total portfolio.

Discretion is delegated to the Board of Trustees approved investment brokers to determine investing percentages within the above general and specific guidelines agreed upon and approved by the Board of Trustees. Any changes to the preceding requires advance approval of the Board of Trustees.

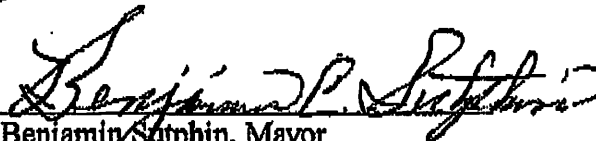
**Section 2.** Existing Section 2-348 Investments of Chapter 2 Administration of the City of Jennings, Missouri is hereby repealed.

**Section 3.** This Ordinance shall be in full force and effect from and after the date of its passage and approval by the Mayor.

Passed this 24<sup>th</sup> day of June, 2013.

  
Benjamin Sutphin, Mayor

Approved this 24<sup>th</sup> day of June, 2013.

  
Benjamin Sutphin, Mayor

Attest:

  
Cheryl Balke, City Clerk

## **AGENDA**

### **POLICE AND FIREMEN'S RETIREMENT FUND BOARD OF TRUSTEES MEETING**

December 9, 2015  
6:30 P.M

#### **Call to Order**

#### **Attendance**

**Minutes** September 16, 2015, November 11, 2015

**Communications:** Letters sent to all retirees inviting them to December meeting, seeking those interested in serving on Board, election of officers, status of the Pension Fund and future plans for the fund.

**Welcome Remarks:** Chairman Joe Zlotopolski

**Speaker:** Actuary Matt Rustige or Actuary Andrew Witte of AON to address issue concerning pension tax rate

**Old Business:** Decision on tax rate to increase funding of pension to be sent to Council for Dec. 28<sup>th</sup>.  
Election/retention of board members.  
Follow-up on plan information sent to JCPER

**New Business:** Tax rate campaign strategy.  
**LAGERS inclusion/administration discussion.**

**Finance Report:** Reports of Tax Collections & Salary Contributions plus Investment Totals. Explanation of lower balance on last quarters' finance report.

**Authorization for Payment:**  
Secretary Sandy Thomason-Services -- October thru December.  
Payments to ADP for payroll.  
Annual payouts to board members and attorney.

**Final Remarks/Questions:** Chairman and board members

*Other business.... that may come before Board needing immediate attention.*

#### **Adjournment**

***Next Meeting: March 9, 2015 Please call 388-1164 if unable to attend.***

# MINUTES OF THE TWO HUNDREDTH AND TWENTY-SECOND MEETING

## BOARD OF TRUSTEES, POLICE AND FIREMEN'S RETIREMENT FUND

City of Jennings, Missouri

December 9, 2015

The two hundredth and twenty-second meeting of the Police and Firemen's Retirement Fund of the City of Jennings was held on December 9, 2015 at Jennings City Hall, 2120 Ford Avenue.

**Call to Order:** Meeting was called to order at 6:30 p.m. by Board Chairman Joe Zlotopolski.

**Attendance:** Those in attendance were Chairman Joe Zlotopolski, Mayor Yolonda Fountain-Henderson, Jamis Kresyman, Attorney, Retirees Al Boehm, Robert Orr, and Al Steck, Citizen Member Debbie Maue, Finance Director Beverly Roche and Secretary Sandra Thomason.

**Absent:** Citizen Member Audrey Bermine.

**Minutes:** Motion was made to accept the minutes of the September 16 and November 11, 2015 meetings. The motion was seconded and carried.

**Communications:** Letters was sent to all retirees inviting them to this December meeting, seeking those interested in serving on Board, notification of election of officers along with status of the Pension fund and future plans for the fund.

**Welcome Remarks:** Chairman Joe Zlotopolski welcomed everyone and thanked them for attending. He mentioned the letter to retirees inviting them to this meeting to discuss the unfunded liability and a proposed tax rate increase.

**Speaker:** *Actuary Matt Rustige or Actuary Andrew Witte of AON to address issue concerning pension tax rate. Actuary Andrew Witte passed out a spread sheet with the Plan Solvency Projection with comparisons of a 4% Real Return and a 6% Real Return and what would be needed to maintain Plan sufficiency for the next 25 years with 4% and 6% returns. He discussed that if nothing changes the Plan would run out of funds in 13 years at a 4% return and 16/17 years at a 6% return. Andrew stated he tried to be conservative including the down side at 4% but 6% was more realistic. He commented that the Pension Plan being closed plan was in our favor. A discussion continued on several tax rate increase proposals and Andrew stated that the rate increase should be no less than 10 cents and that 15 cents would be a good rate. There was also discussion that if warranted down the road the rate could be reduced and that it would be difficult to go back to the voters and ask for more. It was also stated that if it would not pass they could go for it again. The cost of an election was questioned but it was noted that since there is already an election in April we would not be paying for a special election. Research will be done to find out how long you have to wait to put on the ballot again, but the consensus was that a smaller election would probably result in a better chance of passing compared to a primary or presidential election.*

*A discussion on the possible tax rate increases continued and it was decided that a 12 ½ cent rate would be a good rate to ask for, it would only add about \$1.00 per month on a \$50,000 property. Al Boehm made a motion to propose a 12 ½ cent tax rate increase with wording that would include the rate could go lower in the future but the rate could not raise above the 12 ½ cents. The proposal will be presented to the City Council for their December meeting and would be placed on the April ballot. Bob Orr seconded the motion. The motion passed unanimously.*

Joe Zlotopolski said that Lagers would be brought up in the Legislature again this next year in Jefferson City. Their requirement is that this fund would have to be nearly fully funded. Currently we have a unfunded

liability by about 4 million dollars. He also stated that if Lagers took over the administration of our Fund, our investments would be rolled into their investments which currently have about a 12% return.

Some discussion from those attending this meeting followed re the increase and why someone would vote for this increase. It was suggested that the minutes be posted on line through the City website so they are available for everyone to view. It was mentioned about the possibility of a tenth of a cent increase in the City's sale tax to help cover the shortfall. Attorney Kresyman will explore if this option is possible.

The Board thanked Andrew Witte for attending this meeting.

**Old Business:** Decision on tax rate to increase funding of pension to be sent to Council for December meeting. (See above for approval of motion for proposed tax rate of 12 ½ cents to be prepared for the December 28<sup>th</sup> Council Meeting.)

**Election/retention of Board Members** – This agenda item was tabled for Jamis Kresyman to review ordinance to see if any changes need to be made and the proper procedures to follow in filling the Board. Following her review, ballots will be sent to the membership to vote for representatives to the Board. Currently Fred Morton and Ken Dick expressed interest to serve on the Board.

**Follow-up on Plan information sent to JCPER** – Will get this out as soon as possible.

**New Business: Tax rate campaign strategy** – Discussion on how to proceed with getting out the information voters. It is important to canvas the senior housing facilities. Concentrate on older voters, they will connect better with past firefighters and police officers. Possibly ask current firefighters to help as well as County Police. Joe Zlotopolski will send out emails to enlist help to canvas voters for increase.

**LAGERS inclusion/administration discussion** – Joe sent out emails and all are in favor of pursuing the Lagers option. He reported that Lagers wanted a letter from us if we are still interested, but Lagers will not accept us if we are underfunded. All present are still in favor of pursuing Lagers. Joe noted that they have actuaries and investment advisors on staff so it would also save us a great deal of money. Joe will continue to keep members informed of the progress with Lagers.

**Finance Report: Reports of Tax Collections and Salary Contributions plus Investment Totals.** Beverly gave an overview of receipts and disbursements, money accounts and investments since our September 16, 2015 meeting and gave an explanation of lower balance on last quarter's finance report. She noted that all our investments from Morgan Stanley are settling into Hawkins Advisory Services with Mark Hawkins at Scottrade and the transfer is almost complete. Joe Zlotopolski gave a brief explanation about the reason behind the new placement of our funds to those in attendance. A motion was made, seconded and approved to accept the finance report as presented.

**Authorization for Payment:** Secretary Sandy Thomason – Services – October through December

Payment to Paycor for payroll.

Annual payouts to Board members and Attorney

A motion was made, seconded and approved to pay bills as presented.

**Final Remarks/Questions:** Chairman and Board members – Make phone calls and again concentrate on our older voters.

**Other business that may come before Board needing immediate attention:** None

**Adjournment:** A motion was made, seconded and approved to adjourn meeting. Meeting adjourned at 7:51 p.m.



AN ORDINANCE AMENDING SECTION 2-320, SUBSECTION A, OF CHAPTER 2, ARTICLE VIII (PENSIONS FOR DISABLED AND RETIRED MEMBERS OF THE POLICE AND FIRE DEPARTMENTS OF THE CITY OF JENNINGS, MISSOURI) AND PROVIDING FOR THE SUBMISSION OF THE AMENDMENT TO THE VOTERS OF THE CITY OF JENNINGS, MISSOURI, AT THE REGULAR CITY ELECTION TO BE HELD ON APRIL 5, 2016; PROVIDING FOR THE FORM OF BALLOT.

NOW THEREFORE, be it ordained by the City Council for the City of Jennings, Missouri, as follows.

**Section 1.** Section 2-320, Subsection a, of the Article VIII of Chapter 2 of the Municipal Code is hereby amended to read as follows:

**Section 2-320: Composition of Fund:**

The Police and Firemen's Retirement Fund shall consist of:

- (a) The proceeds of a tax to be levied by the City Council, as hereinafter provided, not exceeding thirty-seven cents (\$0.37) on the one hundred dollars (\$100.00) of the assessed value of all taxable real and tangible property as the same may appear on tax books for the City. This rate of tax shall be levied by the City Council at the time when the tax rates of the City are fixed and established in the year 2016 and each year thereafter except as may be provided otherwise hereinafter.

The tax money thus collected shall be allocated to and set apart in a separate fund for the purpose mentioned in this article, and such money shall not be used for, nor devoted to, any purposes other than herein provided. All monies received by the City of Jennings for the police and firemen's pension fund shall be transferred to the police and firemen's pension fund by the 15<sup>th</sup> day of the month following the receipt of same.

**Section 2.** This amendment to the Police and Firemen's Retirement Plan shall be submitted to the qualified voters of the City of Jennings, Missouri, for their approval or rejection at the regular City election to be held on the fifth day of April, 2016, in the manner provided for by the statutes of the State of Missouri and the ordinances of the City of Jennings.

**Section 3.** The official ballot for use at such election shall be in a form as follows:

**PROPOSITION P**

Shall the City of Jennings increase a tax for pensions to retired members of the Jennings Police and Fire Departments from \$0.245 to \$0.37 on the \$100.00 of the assessed value as passed in Jennings Ordinance No. \_\_\_\_\_?

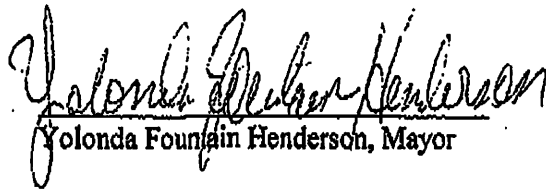
YES

NO

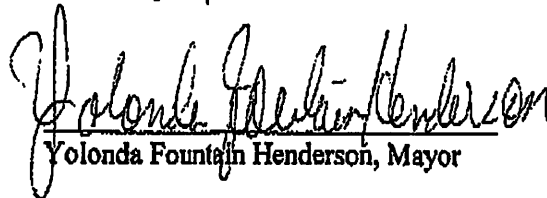
If a majority of the qualified voters voting at said election shall vote in favor of the approval of this ordinance, then the same shall be binding and in full force and effect from and after its passage.

**Section 4. EFFECTIVE DATE:** This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

PASSED THIS 28 DAY OF December, 2015.

  
Yolonda Fountain Henderson, Mayor

APPROVED THIS 28 DAY OF December, 2015.

  
Yolonda Fountain Henderson, Mayor

Attest:

  
Cheryl Balke, City Clerk

Approved as to form by City Attorney

December 28, 2015

To: The Honorable Mayor and City Council Member of the City of Jennings  
From: Joseph Zlotopolski, Chairman, Board of Trustees  
Police and Firemen's Retirement Fund  
Re: Tax Rate Increase

In October, 1961 an Ordinance (No.627) was passed that established the Police and Firemen's Retirement Plan for full time, permanent, regular employees of the Police and Fire Departments of the City of Jennings. A Board of Trustees was named and a tax rate was set. This Retirement Plan was to be funded by a tax upon personal and real property, plus contributions from the members. In February of 1987 an Ordinance (No.1508) passed that said all future employees of the Police and Fire Departments would be covered by the Missouri Local Government Employees System Plan (LAGERS). Thus, the Initial Retirement Plan was closed. Our Plan currently has forty-one members, all of whom are receiving a monthly pension, twenty- nine are former police or firemen and twelve are spouses of deceased members.

Early on, this Retirement Fund was fully funded. But as property assessments in the City of Jennings decreased, that portion of the tax money needed to support this retirement fund declined along with invested monies that were no longer paying high interest rates. It is now underfunded.

Because of this unfunded liability, and upon careful consideration, the Retirement Board of Trustees expanded the investment policy to include index funds to go along with our investments in government securities. Additionally, and upon the advice and consultation of our Auditor, Michael Williams of Hochschild, Bloom & Co and Andrew Witte and Matt Rustige, our Actuaries from ION, we strategized about a modest tax increase. (The present tax rate for the Retirement Plan is 24.5¢.) The conclusion of the Board was that these steps (the broadened investment policy and a tax increase) were necessary to keep our pension fund solvent.

The tax increase suggested by our Actuary and approved by the Board of Trustees is 12.5¢ per \$100 of assessed valuation. As an example: an average home valued at \$50,000, assessed at \$9,500 for taxing purposes, would have an increase of \$11.88 per year or about \$1.00 per month. ( $\$9500 \div 100 \times .125 = 11.88$ )

We, the Board of Trustees of the City of Jennings Police and Firemen's Retirement Fund ask that you, our City Council, approve this tax rate proposition to be placed on the ballot for the April, 2016 election. The increased tax rate will assure the viability of this fund.

Note that as pension members decrease, so shall the need for funding. Ordinance No.627 states that the City council may, upon recommendation of the Board of Trustees, reduce the tax rate to an amount sufficient to provide adequate funds for distributing pensions. At such time this plan is no longer necessary, the existing tax rate will be discontinued.

**November 5, 2015**

**To: Janell Bernskoetter  
of JCPER**

**From: City of Jennings Police & Firemen's Retirement Fund**

**Re: Audit and Actuary Reports for 2014 and 2015**

**Please note:**

Since our reports were completed, 3 of our Pensioners have passed away. Total reduction of \$1,990.51 per month. All members of this Retirement Plan are now retired. It is no longer an active plan. 41 pensioners draw monthly payments.

In June of 2013, we expanded our investment parameters to include a portion of equity funds. Our brokers expect this change to increase our fund total in the long term.

Our Board of Trustees has approved a modest tax increase for our pension fund to meet our unfunded liability. This is a request for an increase of taxes that will remain until liability total is met. We will be asking our Council to approve this tax measure and hope to have it on the ballot in April, 2016.

**Beverly Roche, City of Jennings, Board Trustee      314-388-1164**

Upon careful consideration, the Board of Trustees expanded our investment policy to include index funds to go along with our investments in government securities and, with the advice and consultation of our Auditor, Michael Williams of Hochschild Bloom and Actuary, Andrew Witte of Ion, strategized about a modest tax increase. (The present tax rate for the Retirement (Pension) Plan is 24.5¢.) The conclusion of the Board was that these steps ( the broadened investment policy and a tax increase) were necessary to keep our pension fund solvent.

The tax increase amount decided by the Board of Trustees with the approval of our Actuary, will be 12.5¢ per \$100.00 of assessed valuation. For an average home valued at \$50,000, assessed at \$9500 for taxing purposes, this increase would amount to \$11.88 per year or about \$1.00 per month.

# Springfield police union sues city over shortfall in "employee-funded" pension benefit



Amos Bridges, ABRIDGES@NEWS-LEADER.COM 9:12 a.m. CST March 8, 2016



(Photo: News-Leader)

A long-brewing dispute regarding a roughly \$8 million portion of the city's pension debt is heading to court.

The Springfield Police Officers Association, the union that represents the rank and file in the local police department, on Monday filed suit against the city, alleging city leaders — and by extension, city taxpayers — should be responsible for paying some of the cost of a pension benefit increase that police and firefighters brokered in 1999.

At the time, employees agreed to pay for the benefit (which allows them to accrue full benefits in 25 years, rather than 28) themselves, through an extra payroll deduction called the Additional Funding Contribution, or

AFC. But the cost of the benefit has ballooned.

Employees responsible for paying for the benefit began with a significant deficit, because older employees who retired soon after it was approved gained the full benefit without paying an equitable share. Poor stock market performance in the past decade has caused the shortfall to grow even more, even as the overall pension shortfall has been shrinking, thanks to the 3/4-cent sales tax approved in 2009

Despite that, police and fire representatives have said they would have been able to foot the bill if not for the city's decision in 2006 to close the police-fire pension plan to new entrants and shift new employees to a different retirement plan, which has been rolled into [the state LAGERS program](#) ([/story/news/watchdog/2015/11/13/watchdog-says-what-state-lagers-pension-system-earns-rare-compliment/75647722/](#)).

By cutting off the stream of new employees, the city effectively changed the terms of the deal, the police union argues, forcing the dwindling number of "Tier I" employees hired before 2006 to pay off the accumulated debt at an accelerated pace. According to estimates by a pension consultant, the remaining Tier I employees soon could be forced to hand over 20 percent or more of their paychecks to pay the AFC debt, with contributions likely to increase as the number of active-duty officers dwindles further.



SPRINGFIELD NEWS-LEADER

[How to pay a pension debt when fair isn't an option?](#)

(<http://www.news-leader.com/story/news/2015/10/21/how-pay-pension-debt-when-fair-isnt-option/74060988/>)

The expected trouble isn't a surprise — the city and police and fire leaders have been discussing the potential problem since before the 2009 pension tax vote. In 2010, the city made a \$4.75 million lump sum payment that was meant to settle the issue. But the debt has continued to grow, prompting City Manager Greg Burris to [call for further study and discussion of the issue](#) ([/story/news/local/ozarks/2015/07/11/despite-sales-tax-fix-springfield-pension-problem/30036325/](#)) last year.

That effort appears to have stalled. In the lawsuit filed Monday, the police union says it was rebuffed when it asked the city to hold meet and confer sessions about the issue in February.

In the lawsuit, the union asks a judge to declare the city at least partly responsible for paying the AFC debt, and to throw out the 2010 agreement.

The lawsuit also asks a judge to declare that revenue from the city's 3/4-cent pension sales tax, which was renewed through 2019, can be used to pay off the AFC debt employees were supposed to pay. In the lawsuit, the SPOA argues that the ballot language approving the tax doesn't differentiate between the public pension debt and the debt attributed to employees, and that the pension can't be "fully funded" (causing the tax to expire) unless all debts are paid.

Finally, the lawsuit calls for a February vote by the police-fire pension board of trustees, related to certain AFC calculations, to be declared void. In the lawsuit, the union alleges that the vote was not properly advertised on the pension board's posted agenda, in violation of the state Sunshine Law.

SPOA President Mike Evans said the union had been talking with the city about how to resolve the AFC issue. As late as January, Evans said, the city manager had sent notice asking to set up meetings.

But Evans said the union resorted to the lawsuit after the city refused, through a contract attorney, to hold formal meet and confer sessions about the AFC issue.

He said the union's goal is not to get out of the AFC payments entirely, but to have a judge calculate how much employees would have paid if new officers were still available to foot the bill. The remaining employees who receive the benefit are willing to pay that amount, he said, with the city picking up the difference caused by the closure of the plan.

Firefighters, meanwhile, are pursuing their own negotiations with the city, according to union president Tony Kelley.

"We were aware that SPOA was contemplating a lawsuit ... (but) we're not a part of it at this point in time," he said. "We're going to try to enter into negotiations with the city to address the AFC issue and hopefully come out of that with some sort of policy resolution."

Contacted Monday afternoon, city spokeswoman Cora Scott said City of Springfield officials had not yet been served with the lawsuit and could not comment on its contents.

Read or Share this story: <http://sgfnw.co/1pbVTCI>



## 2016 RETIREMENT LEGISLATION - SENATE

SENATE BILLS			SENATE ACTION						HOUSE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">SB 573</a>	All Public Plans	Modifies investment policies of the State of Missouri from contracting or investing in companies that have active business operations in countries designated as "state sponsors of terrorism" by the United States Department of State as of January 1, 2015  <a href="#">&lt;&lt; Fiscal Note</a>	Schmitt	Jobs, Economic Develop. & Local Gov't	01/27/16 Hearing Held	02/03/16 DP	02/24/16	02/25/16	Emerging Issues	04/06/16 Hearing Held				
<a href="#">SB 585</a>  <a href="#">(HB 1793)</a>	MOSERS	Transfers Taney County from the 38th Judicial Circuit to the newly established 46th Judicial Circuit and specifies that the 38th Judicial Circuit will consist only of Christian County; and Juvenile court employees, who are employees of a multi-county circuit that becomes a single county circuit, shall continue to be state employees and receive MOSERS covered retirement benefits; Emergency Clause <b>SCS:</b> one circuit judge in 38th Judicial Circuit & one circuit judge in newly established 46th Judicial Circuit  <a href="#">&lt;&lt; Fiscal Note</a>	Wasson	Judiciary and Civil & Criminal Jurisprudence	01/12/16 Hearing Held 01/14/16 DP w/ SCS	01/14/16 DP w/ SCS	1/20/16- Perfected 01/21/16- DP Govrnm't Account & Fiscal Oversight	01/21/16 w/EC adopted	Civil & Criminal Proceedings	02/03/16 12:00 pm Hearing Held	02/03/16 DP 02/08/16- DP Select Comm. on Judiciary 02/11/16 Fiscal Review - DP	02/15/16 Third Read & Passed w/EC adopted <b>02/15/16 TAFP'd</b>		<b>Signed 02/18/16</b>
<a href="#">SB 633</a>	MOSERS	Modifies several provisions relating to elementary and secondary education; MO Charter Public School Commission employees would be considered state employees	Sifton	Education										

## 2016 RETIREMENT LEGISLATION - SENATE

SENATE BILLS			SENATE ACTION						HOUSE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">SB 639</a> <a href="#">(HB 1443)</a>	LAGERS/ PACARS	Allows a covered employer to elect LAGERS administration of a closed prior pension plan <b>HCS</b> : Changes the laws regarding the retirement system for prosecuting and circuit attorneys  <a href="#">&lt;&lt; Fiscal Note</a>	Riddle	General Laws and Pensions	01/12/16 Hearing Held	01/19/16 DP Consent	02/08/16	02/11/16	Pensions	04/05/16H earing Held	04/05/16 DP 04/07/16 Select Comm on Financial Inst. & Taxation DP w/HCS	H Calendar S Bills for Third Read		
<a href="#">SB 680</a>	MOSERS/ MPERS	Requires a General Assembly or Statewide Elected Official who first hold office on or after 01/01/17 to participate in a defined contribution retirement plan  <a href="#">&lt;&lt; Fiscal Note</a>	Emery	General Laws and Pensions	02/02/16 Hearing Held	02/09/16 DP- Failed 02/10/16 Comm Vote Reconsidered Voted DP	Informal Calendar							
<a href="#">SB 707</a> <a href="#">(HB 2433)</a>	PACARS	Allows the utilization of a prosecuting attorney in two or more contiguous counties in a judicial circuit and outlines compensation/benefit levels for such position  <a href="#">&lt;&lt; Fiscal Note</a>	Dixon	Judiciary and Civil & Criminal Jurisprudence	02/09/16 Hearing Held	02/25/16 DP								
<a href="#">SB 764</a>	MOSERS	Modifies several provisions relating to elementary and secondary education; MO Charter Public School Commission employees would be considered state employees	Chappelle-Nadal	Education										

## 2016 RETIREMENT LEGISLATION - SENATE

SENATE BILLS			SENATE ACTION						HOUSE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">SB 954</a> (HB 1420) (HB 1780)	PSRS	Repeals the 07/01/14 termination date of a 2.55% benefit multiplier for teachers with 31 or more years of service with emergency clause  <a href="#">&lt;&lt; Fiscal Note</a>	Pearce	Education	02/24/16 Hearing Held									
<a href="#">SB 980</a>	All Public Plans	Requires public retirement plans to provide certain financial information to participants and modifies the criteria for when a public retirement plan will be deemed delinquent <b>SCS adds:</b> annual statement shall include assumed rate of return on investments  <a href="#">&lt;&lt; Fiscal Note</a>	Keaveny	General Laws and Pensions	02/02/16 Hearing Held	02/09/16 DP w/SCS	03/16/16 Taken up for Perfection - Laid Over							
<a href="#">SB 1059</a> (HB 2314)	St. Louis PSRS	Makes multiple changes to St. Louis Public School Retirement System  <a href="#">&lt;&lt; Fiscal Note</a>	Schaaf	General Laws and Pensions	03/15/16 Hearing Held									
<a href="#">SB 1065</a>	MPERS	Currently, uniformed members of the Highway Patrol must retire at the age of sixty. This act changes the age of mandatory retirement to sixty-five.  <a href="#">&lt;&lt; Fiscal Note</a>	Curls	General Laws and Pensions										

## 2016 RETIREMENT LEGISLATION - SENATE

SENATE BILLS			SENATE ACTION						HOUSE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">SB 1090</a>	CURP	Changes the employer contribution rate to CURP and requires employees to contribute to the plan.  <a href="#">&lt;&lt; Fiscal Note</a>	Hegeman	General Laws and Pensions	03/15/16 Hearing Held	04/05/16 DP							Provision included in SS SCS SB 980	
<a href="#">SB 1106</a>	MOSERS/ MPERS	Allows a retired member, who has returned to employment, to pay to the retirement system the total amount of benefit payments received since initial retirement date and be considered as having not been retired and considered an active member  <a href="#">&lt;&lt; Fiscal Note</a>	Schaefer	General Laws and Pensions	03/15/16 Hearing Held									
<a href="#">SB 1146</a>  (HB 2550)	St. Louis PSRS	Allows the board of trustees of the Public School Retirement System of the City of St. Louis to provide cost-of-living increases  <a href="#">&lt;&lt; Fiscal Note</a>	Nasheed	General Laws and Pensions	03/15/16 Hearing Held									

## 2016 RETIREMENT LEGISLATION - HOUSE

HOUSE BILLS			HOUSE ACTION						SENATE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">HB 1394</a>	CERF	Allows for the waive or refund of a county tax penalty under certain circumstances  <a href="#">&lt;&lt; Fiscal Note</a>	King	Local Government	02/09/16 Hearing Held									
<a href="#">HB 1420</a> <a href="#">(SB 954)</a>	PSRS	Repeals the 07/01/14 termination date of a 2.55% benefit multiplier for teachers with 31 or more years of service with emergency clause <b>HCS adds:</b> HB 1420 provisions combined into substitute bill-primary bill HB 1780  <a href="#">&lt;&lt; Fiscal Note</a>	Walker	Pensions	02/09/16 Hearing Held	02/09/16 DP 02/11/16 Select Comm on Fin Inst & Taxation - DP w/HCS								
<a href="#">HB 1443</a> <a href="#">(SB 639)</a>	LAGERS	Allows a LAGERS covered employer to elect LAGERS administration of a closed prior pension plan  <a href="#">&lt;&lt; Fiscal Note</a>	Leara	Pensions	02/09/16 Hearing Held	03/01/16 DP 03/03/16 Select Comm on Fin Inst - DP	04/12/16	04/14/16						
<a href="#">HB 1472</a>	All Public Plans	Clarifies provisions relative to pension forfeiture and felony convictions  <a href="#">&lt;&lt; Fiscal Note</a>	Dugger	Pensions	02/02/16 Hearing Held	02/02/16 DP 02/04/16 Select Comm on Fin Inst & Taxation - DP	02/10/16	02/11/16	General Laws & Pensions	03/01/16 Hearing Held	03/15/16 DP			
<a href="#">HB 1540</a>		Changes to multiemployer plans (employee retirement plans or welfare plans maintained under collective bargaining). Requires multiemployer plans to provide each plan participant a summary annual report <b>HCS:</b> Added term of actuary  <a href="#">&lt;&lt; Fiscal Note</a>	Vescovo	Workforce Standards & Development	01/25/16 Hearing Held	02/01/16 DP 02/10/16 Select Comm on Labor & Indust. Relations Concl. - DP w/HCS								

## 2016 RETIREMENT LEGISLATION - HOUSE

HOUSE BILLS			HOUSE ACTION						SENATE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">HB 1590</a>	MOSERS	Establishes a defined contribution plan for new elected officials becoming members after January 1, 2017	Koenig											
<a href="#">HB 1591</a>	MOSERS/ MPERS	Establishes a hybrid retirement plan for new state employees & elected officials	Koenig											
<a href="#">HB 1709</a>	PSRS/ PEERS	Extends notification period from 90 days to 1 year relative to nominating a successor beneficiary after death or divorce. Provides a "pop up" provision under certain circumstances relative to divorce after retirement <b>HCA:</b> This amendment makes a technical correction to intersectional reference and language  <a href="#">&lt;&lt; Fiscal Note</a>	Lair	Pensions	02/02/16 Hearing Held	02/02/16 DP w/HA #1 Consent 02/10/16 Select Comm on Rules - DP Consent	02/23/16 Perfected by consent	03/15/16	Education	04/20/16 Hearing Held				
<a href="#">HB 1710</a>	PSRS/ KCPSRS	Modifies working after retirement provisions to include retirees employed by third party or independent contractor  <a href="#">&lt;&lt; Fiscal Note</a>	Lair	Pensions	02/02/16 Hearing Held	02/02/16 DP Consent & 02/17/16 Select Comm on Rules DP Consent	03/07/16 Perfected by Consent	03/15/16	Education					
<a href="#">HB 1780</a> <a href="#">(SB 954)</a>	PSRS	Repeals the 07/01/14 termination date of a 2.55% benefit multiplier for teachers with 31 or more years of service with emergency clause <b>HCS adds:</b> Provisions from HB 1420 combined into HB 1780  <a href="#">&lt;&lt; Fiscal Note</a>	Fitzwater	Pensions	02/09/16 Hearing Held	02/09/16 DP 02/11/16 Select Comm on Fin Inst & Taxation - DP w/HCS	02/23/16	2/25/16 EC adopted	Education	04/06/16 Hearing Held 04/20/16 Executive Session Held	04/20/16 DP			

## 2016 RETIREMENT LEGISLATION - HOUSE

HOUSE BILLS			HOUSE ACTION						SENATE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">HB 1783</a>		Changes the laws regarding retirement benefits being subject to domestic relations orders <b>HCA #1:</b> Exempts teachers retirement plans <b>HCA #2:</b> Exempts MOSERS <b>HCA #3:</b> Specifies the court must find QDRO is in best interests of at least one of the parties  <a href="#">&lt;&lt; Fiscal Note</a>	Barnes	Civil & Criminal Proceeding	02/10/16 Hearing Held 02/24/16	02/24/16 DP w/HA's 02/25/16 Ref to Select Comm on Judiciary								
<a href="#">HB 1793</a>  <a href="#">(SB 585)</a>	MOSERS	Transfers Taney County from the 38th Judicial Circuit to the newly established 46th Judicial Circuit and specifies that the 38th Judicial Circuit will consist only of Christian County; and Juvenile court employees, who are employees of a multi-county circuit that becomes a single county circuit, shall continue to be state employees and receive MOSERS covered retirement benefits; Emergency Clause  <a href="#">&lt;&lt; Fiscal Note</a>	Morris	Civil & Criminal Proceedings	01/27/16 Public Hearing Continued									
<a href="#">HB 1896</a>	MOSERS	Requires General Assembly members first serving on or after 01/01/17 to contribute 100% of premium costs associated with health care, life insurance, and disability if such coverage is elected by member. Such member shall also not be eligible for retirement system participation	Otto											
<a href="#">HB 1960</a>	MOSERS/MPERS	Transfers the Division of Water Patrol within the Missouri State Highway Patrol to the Missouri State Water Patrol.	Franklin	Public Safety & Emergency Preparedness										



## 2016 RETIREMENT LEGISLATION - HOUSE

HOUSE BILLS			HOUSE ACTION						SENATE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">HB 2314</a> (SB 1059)	St. Louis PSRS	Makes multiple changes to St. Louis Public School Retirement System <b>HCA:</b> Changes normal retirement age, and employer & employee contribution rates  <a href="#">&lt;&lt; Fiscal Note</a>	Leara	Emerging Issues in Education	03/07/16 Hearing Held 04/19/16 Exec Session Held	04/19/16 DP w/HCA & Ref Select Comm on Education								
<a href="#">HB 2383</a>	LAGERS/ St. Louis Police & St. Louis Employees	Allows participating political subdivisions in LAGERS to elect to cover certain employee classes as public safety employees; extends until 1/1/17, the time in which employees transferred to the St. Louis City police department may elect retirement system membership without regard to vesting requirements <b>HCS:</b> Makes bill language gender neutral  <a href="#">&lt;&lt; Fiscal Note</a>	Hinson	Pensions	03/01/16 Hearing Held 04/05/16 Executive Session Held	04/05/16 DP w/ HCA 04/07/16 Select Comm on Financial Inst. & Taxation DP w/HCS								
<a href="#">HB 2401</a>	MOSERS	Transfers Taney County from the 38th Judicial Circuit to the newly established 46th Judicial Circuit and specifies that the 38th Judicial Circuit will consist only of Christian County; and Juvenile court employees, who are employees of a multi-county circuit that becomes a single county circuit, shall continue to be state employees and receive MOSERS covered retirement benefits; one circuit judge in 38th Judicial Circuit & one circuit judge in newly established 46th Judicial Circuit	Justus	Civil & Criminal Proceedings										

## 2016 RETIREMENT LEGISLATION - HOUSE

HOUSE BILLS			HOUSE ACTION						SENATE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">HB 2416</a>	St. Louis Police & St. Louis Emp./ PACARS	Extends until 1/1/17, the time in which employees transferred to the St. Louis City police department may elect retirement system membership without regard to vesting requirements <b>HCS</b> : Changes dates restriction to 1 year; makes bill language gender neutral and changes the laws regarding the retirement system for prosecuting and circuit attorneys  <a href="#">&lt;&lt; Fiscal Note</a>	Leara	Pensions	03/01/16 Hearing Held 04/05/16 Executive Session Held	04/05/16 DP w/ HCA's 04/07/16 Select Comm on Financial Inst. & Taxation DP w/HCS								
<a href="#">HB 2433</a> <a href="#">(SB 707)</a>	PACARS	Allows the utilization of a prosecuting attorney in two or more contiguous counties in a judicial circuit and outlines compensation/benefit levels for such position  <a href="#">&lt;&lt; Fiscal Note</a>	McGaugh	Civil & Criminal Proceedings	04/20/16 Hearing Held									
<a href="#">HB 2459</a>	All Public Plans	Prohibits any public retirement plan from investing funds with foreign companies that have active ties to any country designated as a state sponsor of terrorism  <a href="#">&lt;&lt; Fiscal Note</a>	Justus	Pensions	04/19/16 Hearing Held									
<a href="#">HB 2470</a>	St. Louis PSRS	Requires retired members and beneficiaries of the Public School Retirement System of the City of St. Louis to receive annual cost-of-living adjustments equal to the increase in the Consumer Price	Mitten											

## 2016 RETIREMENT LEGISLATION - HOUSE

HOUSE BILLS			HOUSE ACTION						SENATE ACTION				OTHER ACTION	
Bill Number	System Affected	Description	Sponsor	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Perfected	Passed 3rd Read	Committee Assigned	Date/ Time Hearing Rm	Committee Action	Passed 3rd Read	Notes	Governor Action
<a href="#">HB 2538</a>	PACARS	Changes the laws regarding the retirement system for prosecuting and circuit attorneys	Leara	Pensions									Provisions included in HCS HB 2416 and HCS SB 639	
<a href="#">HB 2550</a> ( <a href="#">SB 1146</a> )	St. Louis PSRS	Changes the laws regarding public school retirement so that St. Louis members receive cost of living adjustments	Burns											
<a href="#">HB 2592</a>	MOSERS/ MPERS	Increases the allowable monthly amount to be credited to each participant's state employee deferred compensation account from up to \$75 to up to \$100	Bernskoetter											
<a href="#">HB 2635</a>	CERF	Provides that county sheriffs will participate in the County Employees Retirement Fund	Fraker											
<a href="#">HB 2678</a>	Judicial Retirement Plan	Establishes that the compensaton and retirement benefits of the commissioner of the probate division of the circuit court in the 31st judicial circuit will be the same as a circuit judge	Hough											

# Joint Committee on Public Employee Retirement

## Quarterly Reports

### 2016 First Quarter

<u>Plan Name</u>	Beg. Mkt Value	End Mkt Value	ROR 12 mos.	ROR 36 mos.	ROR 60 mos.	ROR for Inv	Price Inf. Assump..	Sal/Wage Assump.
Affton FPD Retirement Plan	\$7,043,409	\$7,158,387	-0.9% (Net)	6.3% (Net)	6.1% (Net)	6.5%	2.75%	3.5%
Arnold Police Pension Plan	\$10,476,308	\$10,645,012	-1.75% (Net)	5.16% (Net)	5.43% (Net)	6.5%	n/a%	4.5%
Bothwell Regional Health Center Retirement Plan	\$42,620,063	\$40,652,731	-3.9% (Net)	3.5% (Net)	5.2% (Net)	7.75%	1.7%	4.5% to 3.0%
Bridgeton Employees Retirement Plan	\$24,870,396	\$25,182,385	-5.73% (Net)	3.00% (Net)	3.99% (Net)	7.5%	3.0%	4.0%
Carthage Policemen's & Firemen's Pension Plan	\$6,337,521	\$6,372,948	-3.17% (Net)	5.12% (Net)	4.92% (Net)	7.0%	2.2%	3.5%
Cedar Hill Fire Protection District Length of Service Awards Program	\$135,499	\$138,112	N/A% (Gross)	N/A% (Gross)	N/A% (Gross)	4.75%	N/A%	N/A%
Eureka FPD Retirement Plan	\$9,698,018	\$9,958,912	1% (Gross)	1% (Gross)	1% (Gross)	7%	na%	na%
Florissant Employees Pension Plan	\$11,678,276	\$11,750,752	0.32% (Net)	3.02% (Net)	3.06% (Net)			
Glendale Pension Plan	\$4,851,215	\$4,831,865	-1.58% (Gross)	N/A% (Gross)	N/A% (Gross)			
Hazelwood Retirement Plan	\$33,324,119	\$33,918,825	-5.18% (Net)	9.47% (Net)	8.79% (Net)	7.5%	0%	4.5%
High Ridge Fire Protection District Pension Plan	\$7,342,866	\$7,302,742	-2.2% (Net)	4.6% (Net)	5.3% (Net)	5.5%	2.5%	0%
Jefferson City Firemen's Retirement System	\$15,854,408	\$15,790,120	-1.94% (Net)	3.12% (Net)	4.18% (Net)	5.50%	2.50%	n/a%
KC Area Transportation Authority Salaried Employees Pension Plan	\$15,631,988	\$15,556,922	(2.00)% (Gross)	6.22% (Gross)	6.08% (Gross)	7.5%	2.25%	4.0%
KC Trans. Auth. Union Employees Pension Plan	\$42,773,202	\$43,222,231	-1.40% (Net)	5.73% (Net)	6.29% (Net)	7.5%	2.20%	4.25%
Little River Drainage Dist Retirement Plan	\$1,304,927	\$1,302,782	-1.57% (Net)	1.98% (Net)	2.93% (Net)	5%	None%	3.5%
Metro West FPD Retirement Plan	\$41,037,174	\$41,203,555	-2.94% (Net)	4.70% (Net)	4.37% (Net)	N/A%	N/A%	N/A%
Prosecuting Attorneys' Retirement System	\$36,902,938	\$37,080,543	-1.11% (Net)	4.15% (Net)	4.51% (Net)			
Sedalia Firemen's Retirement Fund	\$6,836,423	\$6,986,184	-1.0% (Gross)	6.9% (Gross)	6.6% (Gross)	7%	2%	3%
Sedalia Police Retirement Fund	\$2,956,353	\$3,077,137	-10.20% (Gross)	-.093% (Gross)	None% (Gross)	6%	None%	None%
Sheriff's Retirement System	\$38,461,603	\$39,087,043	.306% (Gross)	7.553% (Gross)	8.981% (Gross)	6.5%	3.5%	See Comme nt%

*Please be aware information provided in this report may contain unaudited data.*

4/20/2016

<u>Plan Name</u>	Beg. Mkt Value	End Mkt Value	ROR 12 mos.	ROR 36 mos.	ROR 60 mos.	ROR for Inv	Price Inf. Assump..	Sal/Wage Assump.
St. Louis County Employees Retirement Plan	\$595,531,648	\$591,370,537	1.37% (Gross)	6.69% (Gross)	6.91% (Gross)	7.75%	2.5%	4.5%
Valley Park FPD Retirement Plan	\$5,067,289	\$5,316,840	-2.12% (Net)	6.41% (Net)	6.79% (Net)			
	<hr/>	<hr/>						
	\$960,735,643	\$957,906,565						

# Sheriff's Retirement System

Date:	4/5/2016
Calendar Year:	2016
Quarter:	First
Beginning Market Value:	\$ 38,461,603
Ending Market Value:	\$ 39,087,043
Time-weighted Rate of Return (rolling 12 months):	.306% (Gross)
Time-weighted Rate of Return (rolling 36 months):	7.553% (Gross)
Time-weighted Rate of Return (rolling 60 months):	8.981% (Gross)
Assumed Rate of Return for Investments:	6.5%
Price Inflation Assumption:	3.5%
Salary/wage Inflation Assumption:	See Comment%
Submitted By:	Mary Call
Contact Number:	573-634-3858
Comments:	Salary/Wage Inflation Assumption = 1.5% in non-election years and 9.0% in election years