

ALTON FIREMEN'S PENSION FUND

BOARD OF TRUSTEES

MINUTES OF SPECIAL MEETING

THE JANUARY 07, 2016

A SPECIAL MEETING OF THE BOARD OF TRUSTEES WAS HELD AT ALTON CITY HALL 101 EAST THIRD STREET, AT 09:25 A.M.

PRESIDENT FRANKE CALLED THE MEETING TO ORDER AND ROLL WAS CALLED

PRESENT: FRANKE, BOLLING, HEININGER, ROTH, COWEN

ABSENT:

ALSO PRESENT WAS MR. DENNIS ORSEY, PENSION BOARD ATTORNEY, , JAMES SCHREMPF, CORP. COUNSEL FOR THE CITY OF ALTON, ALSO PRESENT WAS, ALTON PERSONAL DIRECTOR AMANDA SCOGGINS AND FIRE CHIEF BERNIE SEBOLD. THOMAS WHITMORE, APPLICANT, HIS ATTORNEY THOMAS DUDA.

MS ROTH MADE A MOTION, SECONDED BY MR. HEININGER TO APPOINT BOARD ATTORNEY DENNIS ORSEY AS THE HEARING OFFICER FOR THE DISABILITY HEARING FOR THOMAS WHITMORE. MOTION CARRIED BY UNANIMOUS VOTE.

(SEE TRANSCRIPT OF HEARING)

MR. HEININGER MADE A MOTION, SECONDED BY MR. BOLLING; FOR THE BOARD TO GO INTO EXECUTIVE SESSION. MOTION CARRIED BY UNANIMOUS VOTE.

ALL BOARD MEMBERS RETURNED FROM EXECUTIVE SESSION AT 12:10 P.M... MS. COWAN MADE A MOTION, SECONDED BY MR. HEININGER TO GO BACK INTO OPEN SESSION. MOTION CARRIED BY UNANIMOUS VOTE.

MR. BOLLING MADE A MOTION THAT BASED UPON THE EVIDENCE AND TESTIMONY PRESENTED THAT WE FIND THOMAS WHITMORE DISABLED FROM PERFORMING HIS DUTIES AS A FIREFIGHTER FOR THE CITY OF

ALTON, ILLINOIS. THE NATURE OF HIS DISABILITY RELATES TO INJURIES TO HIS LOWER BACK (AS CONFIRMED BY THE MEDICAL RECORDS PRESENTED) SUSTAINED ON APRIL 29, 2014 WHILE CARRYING A LADDER AS PART OF A TRAINING DRILL WHILE ON DUTY/ WHICH WAS NOT AN EMERGENCY SITUATION. FURTHER MR. WHITMORE HAS MET HIS BURDEN OF PROOF TO BE ENTITLED TO A LINE OF DUTY DISABILITY PURSUANT TO 40 ILCS5/4 110, SUBJECT TO ANY SETOFF PROVISIONS AS MAY BE PROVIDED FOR UNDER THE FIRE PENSION CODE AND OR/ UNDER ANY OTHER APPLICABLE LAWS. FURTHER THE BOARD RESERVES RULING ON THE ISSUE OF THE CHILDS DISABILITY BENEFIT UNTIL REQUESTED DOCUMENTATION IS PROVIDED. THE BOARD ATTORNEY DENNIS ORSEY WILL PREPARE A WRITTEN DECISION AND ORDER TO ALL PARTIES ALONG WITH A WARRANT FOR BENEFITS TO CONFORM TO THESE PROCEEDINGS. MR. HEININGER SECONDED THE MOTION

PRESIDENT FRANKE CALLED FOR A ROLL CALL VOTE.

PRESIDENT FRANKE YES

MR. BOLLING YES

MR. HEININGER YES

MS. ROTH YES

MS. COWAN YES

MOTION PASSED

THERE BEING NO OTHER BUSINESS FOR THE BOARD, MR. HEININGER MADE A MOTION SECONDED BY MR. BOLLING TO ADJOURN. MOTION CARRIED BY UNANIMOUS VOTE.

JEANNIE COWAN, SECRETARY

MATTHEW WILLIAMS, CLERK