

July 22, 2020

OPEN SESSION MINUTES: MONTHLY MEETING
THE BOARD OF TRUSTEES OF THE POLICE RETIREMENT SYSTEM OF ST. LOUIS

The Open Session of the regular monthly meeting of the Board of Trustees of The Police Retirement System of St. Louis was held on Wednesday, July 22, 2020 at 8:30 A.M. via electronic formats.

Trustees and staff members were invited to participate either in person or via a Zoom video meeting.

Chairman Leopold called the meeting to order at 8:30 A.M. at which time Director Lawson took Roll Call and confirmed a quorum with the following Board members in attendance in-person or electronically via Zoom:

Det. Wallace K. Leopold, Chairman
Sgt. Mickey A. Owens, Secretary
Ms. Beverly Fitzsimmons, Deputy Comptroller (via Zoom)
Capt. Michael J. Mueller (via Zoom)
Sgt. Michael A. Frederick, Retired (via Zoom)
Sgt. Gary R. Wiegert, Retired
Lt. Michael A. Anderson, Retired
Mr. Richard L. Kisser (via Zoom)
Ms. Ann Hunter (via Zoom)

Mr. Mark Lawson, Executive Director, was also present.

1. Roll Call Vote to temporarily adjourn open session to hold a closed meeting

MOTION

Chairman Leopold moved that the Board temporarily adjourn open session to hold a closed meeting in order to:

- a. Have confidential communications with legal counsel concerning legal causes of action pursuant to Section 610.021, subsection 1 of the Missouri Revised Statutes
- b. Discuss nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment, pursuant Section 610.021, subsection 5 of the Missouri Revised Statutes

Motion was seconded by Trustee Anderson.

Chairman Leopold then called for a Roll Call Vote; and upon vote, the following was recorded:

Yes

No

Lt. Anderson	Yes - 9	No - 0
Ms. Fitzsimmons		
Sgt. Frederick		
Ms. Hunter		
Mr. Kismer		
Chairman Leopold		
Capt. Mueller		
Sgt. Owens		
Sgt. Wiegert		

Motion passed 9 to 0.

Chairman Leopold temporarily adjourned Open Session at 8:33 A.M.

Executive Session temporarily ended at 9:54 A.M.

Trustee Hunter left the meeting at the end of Executive Session - 9:54 A.M.

Director Lawson pointed out for those monitoring the meeting via audio that eight trustees were participating in this meeting either in person or electronically.

2. Investment Committee Report - Chairman Leopold reported that Brian Goding and Mr. Tom Latzke with Marquette Associates were present to report to the Board.
 - a. Marquette Associates Report - A copy of the June 2020 Executive Investment Summary Report was included in the agenda documents on the secured portal. Mr. Brian Goding and Mr. Tom Latzke with Marquette walked the Board through the June Summary Report, answering questions from the Board and noting that the market value of the Fund was \$728,432,908.00 as of June 30, 2020.

Trustee Mueller left the meeting at 10:15 A.M.

Following Marquette's report, Chairman Leopold stated that many of the PRS members are interested in what is happening with the fund relative to what their future plans are. Chairman Leopold requested that Marquette prepare a closing statement for the System's FY 2019 (as of September 30, 2019) and a July 31, 2020 statement for posting to the PRS website.

It was noted that while members have requested that the DROP interest rate be released before January or February, the Board is not qualified to release that information prior to the completion of the actuary's fiscal year valuation report in January or February.

Following their presentation, Mr. Goding and Mr. Latzke left the meeting - 10:29 A.M.

- b. Marquette Associates' 2020 Investment Symposium scheduled for September 25, 2020 - For the information of the Board, a copy of the "Save the Date" email for Marquette's 2020 Investment Symposium on September 25, 2020 was in the agenda documents on the secured portal. No Board action was taken on this item.
- c. Capital Call/Distribution Updates The following is for information of the Board:
 - (1) Siguler Guff Small Buyout Opportunities Fund IV
Distribution: \$6,000.00 (June 25, 2020)
 - (2) PetroCap Partners III, LP
Capital Call: \$268,602.94 (July 6, 2020)
 - (3) Siguler Guff Small Buyout Opportunities Fund IV
Capital Call: \$60,000.00 (July 13, 2020)
 - (4) Elm Tree Fund IV GP, LLC
Capital Call: \$907,051.23 (July 16, 2020)
3. Acceptance of June 30, 2020 Investment Report, for informational purposes - A copy of the June 30, 2020 Market Value Report was included in the agenda documents on the secured portal.

MOTION

Chairman Leopold moved that the Board accept the June 30, 2020 Monthly Investment Report as presented.

Motion was seconded by Trustee Fitzsimmons; and upon vote, the following was recorded:

Yes - 7

No - 0

Motion passed 7 to 0.

4. E-mail Encryptions/Barracuda Email Essentials - Mr. Nick LaRosa and Mr. James Cox with CMIT were present via Zoom and reported on e-mail encryptions and Barracuda Email Essentials. Mr. Cox provided an overview of Barracuda noting that it is cloud-based and will be applicable only to emails within the PRS and not with personal emails. Regarding the cost factor, Mr. Cox explained that Barracuda is being offered to the PRS at no cost to the System and that it is set up and ready to activate once approved by the Board. If, however, the Board chooses not to approve the use of it, there will be a charge to remove the program. During discussion questions were raised regarding the Sunshine Law and if the use of Barracuda by a public fund has been vetted by the Missouri Attorney General. Discussion followed.

MOTION

Chairman Leopold moved to contact the Attorney General's office for an opinion on the use Barracuda by the PRS.

Motion was seconded by Trustee Frederick; and upon vote, the following was recorded:

Yes - 6

No - 1

Motion passed 6 to 1.

Chairman Leopold asked Trustee Frederick to prepare and submit to him the questions he would like presented to the Attorney General's office.

With no further questions, the Zoom connection with Mr. LaRosa and Mr. Cox ended at this time - 10:47 A.M.

5. Chairman's Report - Chairman Leopold reported having received a copy of an email from Ms. Kim Kowalski, the surviving spouse of Jeff Kowalski, in which she requests that the Board review several policies. Chairman Leopold noted that the changes Ms. Kowalski is requesting would require a change of State Statutes, and he assigned the matter to the Legislative Committee for more research and a report of the findings to the Board.
6. Reports from Legal Counsel - There was no report for Open Session.
7. Reports from the Executive Director - Director Lawson reported the following to the Board:
 - a. RFP for Hearing Officers Update - The RFP ad ran for two weeks in the Missouri Lawyers Media, and the closing period for submission of proposals is August 14, 2020.
 - b. Options for Replacement Electronic Devices - For the Board's review and consideration, copies of the following were included in the agenda on the secured portal:
 - iPad Quote from AT&T - Due to limitations of laptops, iPads are a better alternative. As noted in the quote, twelve (12) iPads and keyboards have a one-time cost of \$13,547.88 plus any applicable taxes. Cellular service with AT&T for twelve (12) iPads will cost \$380.00 per month.

MOTION

Trustee Anderson moved that that the Board accept the AT&T bid for twelve (12) Apple iPad 11 Pro with 128 GB at a cost of \$949.99 each plus twelve (12) Apple Smart Keyboard Folios at a cost of \$179.00 each, which total \$13,547.88,

and in addition that the Board accept the monthly unlimited service plan for \$140.00 plus \$20.00 for each device plus any applicable taxes, or \$380.00.

Motion was seconded by Chairman Leopold.

Following discussion and upon vote, the following was recorded:

Yes - 5 No - 2 Motion passed 5 to 2.

- Portal Capacity Upgrade - Currently the storage limit for the portal on the PRS website is 2GB and is included in the monthly hosting fee. Increasing the storage to 10 GB would allow disability files and/or medical records to be uploaded to the portal for Informal Hearings which is HIPAA compliant. Uploading disability files to the portal would eliminate the use and costs of multiple flash drives, CDs, labels, etc. for each disability application. The cost for 10 GB of portal storage capacity is \$25.00 per month.

MOTION

Chairman Leopold moved that that the Board accept the proposal from Levi, Ray & Shoup to increase storage capacity of the System's electronic portal to 10 GB at a cost of \$25.00 per month.

Motion was seconded by Trustee Kismer.

Following discussion and upon vote, the following was recorded:

Yes - 5 No - 2 Motion passed 5 to 2.

Although not on the agenda, Director Lawson reported having been asked if there has been any variance made of the continuing education requirements for Trustees and that his findings are that no variance has been made by JCPER at this time. Online webinars are being offered by various sponsors as follows:

- MAPERS: Wednesdays at 11:00 and 1:00 for the next two weeks, which is free and fulfills the requirement
- NCPERS: August 24 and 25 for \$250.00 per person
- Public Forum: August 19 and is free

8. Approval of June 24, 2020 Open Session Minutes - For the Board's review and approval, a copy of the Open Session Minutes for the June 24, 2020 Board meeting was included in the agenda documents on the secured portal.

MOTION

Chairman Leopold moved that the Board approve the Open Session Minutes of the June 24, 2020 monthly Board meeting as presented.

Motion was seconded by Trustee Anderson, and upon vote, the following was recorded:

Yes - 7

No - 0

Motion passed 7 to 0.

9. Approval of the July 2020 Informational Section - For the Board's review and approval, included in the agenda documents on the secured portal was a copy of the July 2020 Informational Section.

MOTION

Chairman Leopold moved that the Board approve the July 2020 Informational Section as presented.

Motion was seconded by Trustee Anderson.

Following discussion and upon vote, the following was recorded:

Yes - 7

No - 0

Motion passed 7 to 0.

Chairman Leopold moved to agenda item 11.

11. Upcoming Board Meetings: Below is a list of the scheduled Board meetings:

August 26, 2020, 8:30 AM - Regular Monthly Board Meeting

September 30, 2020, 8:30 AM - Regular Monthly Board Meeting

MOTION

Chairman Leopold moved that the October 2020 monthly Board meeting be held on October 28 at 8:30 A.M.

Motion was seconded by Trustee Fitzsimmons; and upon vote, the following was recorded:

Yes - 7

No - 0

Motion passed 7 to 0.

12. Personnel & Policy Committee Report - Committee Chairman Owens reported that the July 10th meeting of the Personnel & Policy Committee has been rescheduled to August 17 at 1:00 P.M.

- a. Committee Members - For the information of the Board, a copy of Section 6.03 of Trustees Policy Manual was included in the

agenda documents on the secured portal. It was noted that this is in regard to the request that non-trustees serve on committees. P&P Committee Chairman Owens stated that this will be addressed at the next committee meeting.

13. Disability Committee Report - Committee Chairman Frederick reported that dates are being finalized for two formal disability hearings.
14. Legislative Committee Report - Committee Chairman Anderson stated he had nothing to report. Discussion ensued regarding a perceived conflict of interest with the PRS lobbyist representing both the PRS and the City of St. Louis and that the System's lobbyist and the legislators be made aware that the PRS Board of Trustees has taken no position relative to the police residency matter.

MOTION

Chairman Leopold moved that the Legislative Committee Chairman communicate directly to Mr. John Bardgett, lobbyist for PRS, that lobbying relative to police residency does not represent any interest of the PRS and that the PRS has taken no official position in legislating the police residency requirement.

Motion was seconded by Trustee Frederick.

Much discussion ensued during which Trustee Frederick withdrew his Second and Chairman Leopold withdrew the Motion.

15. Legal Committee Report - Committee Chairman Wiegert stated he had nothing to report in Open Session.
16. Internal Control & Compliance Committee Report - Committee Chairman Owens stated he had nothing to report in Open Session.
17. Pre-retirement Committee Report - With the absence of Committee Chairman Mueller, this item was passed down to the next monthly meeting.
18. Veteran Affairs Committee Report - Committee Chairman Anderson stated he had nothing to report in Open Session.
19. Matters Pending - There were no items on the matters pending list.

Chairman Leopold returned to agenda item 10 at this time.

10. Approval of the June 30, 2020 Budget Report - For approval by the Board, a copy of the June 30, 2020 Budget Report, including the

actual and forecasts expenses, was included in the agenda documents on the secured portal.

MOTION

Chairman Leopold moved that the Board approve the June 30, 2020 Budget Report as presented.

Motion was seconded by Trustee Owens, and upon vote, the following was recorded:

Yes - 7 No - 0 Motion passed 7 to 0.

MOTION

Trustee Anderson moved that the Board affirm the Executive Session Motion to consult McCarthy Leonard Kaemmerer, the outside legal counsel of record in the original matter, for review and advice on how to proceed for a 10-year extension on the Judgement against Mr. Barbara (Pestka) Blumeyer.

Motion was seconded by Chairman Leopold, and upon vote, the following was recorded:

Yes - 7 No - 0 Motion passed 7 to 0.

MOTION

Trustee Anderson moved that the Board affirm the Executive Session Motion to engage attorney Mr. Dave Luce beginning on August 3, 2020 to look into the matter of the letter received from the Land Clearance for Redevelopment Authority of the City of St. Louis regarding the property at 2020 Market.

Motion was seconded by Chairman Leopold, and upon vote, the following was recorded:

Yes - 6 No - 1 Motion passed 6 to 1.

MOTION

Trustee Anderson moved that the Board affirm the Executive Session Motion that Trustee Wiegert invite Mr. Douglas Marshall, the agent for the Land Clearance for Redevelopment Authority of the City of St. Louis, to meet with the Board before August 3, 2020 to explain to as many Board members as can attend what the plan is regarding the temporary easement that they seem to need here at 2020-2030 Market Street.

Motion was seconded by Chairman Leopold, and upon vote, the following was recorded:

Yes - 7 No - 0 Motion passed 7 to 0.

MOTION

Chairman Leopold moved that the Board affirm the Executive Session Motion to hold a Special Meeting on September 28, 2020 at 1:30 PM to conduct the Administrative Hearing for Mr. Mark Taylor.

Motion was seconded by Trustee Owens, and upon vote, the following was recorded:

Yes - 7 No - 0 Motion passed 7 to 0.

MOTION

Chairman Leopold moved that the Board move to return to Executive Session to hold a closed meeting in order to:

- a. Have confidential communications with legal counsel concerning legal causes of action pursuant to Section 610.021, subsection 1 of the Missouri Revised Statutes
- b. Discuss nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment, pursuant Section 610.021, subsection 5 of the Missouri Revised Statutes.

Motion was seconded by Trustee Anderson, and upon vote, the following was recorded:

Chairman Leopold then called for a Roll Call Vote; and upon vote, the following was recorded:

<u>Yes</u>	<u>No</u>		
Lt. Anderson	0	Yes - 7	No - 0
Ms. Fitzsimmons			
Sgt. Frederick			
Mr. Kismer			
Chairman Leopold			
Sgt. Wiegert			
Sgt. Owens			

Motion passed 7 to 0.

Director Lawson advised those monitoring the Open Session of the meeting that the link will now be terminated as the Board is returning to Closed Session.

Chairman Leopold temporarily adjourned Open Session at 11:29 A.M.

Executive Session ended at 11:31 A.M.

Open Session meeting resumed at 11:31 A.M.

20. Adjournment of Meeting

MOTION

Chairman Leopold moved to adjourn the Meeting.

Motion was seconded by Trustee Owens; and upon vote, the following recorded:

Yes - 7

No - 0


Meeting adjourned at 11:31 A.M.

Submitted to the Board of Trustees by Mark Lawson, Executive Director.

Minutes prepared by Cheryl Donofrio and Mark Lawson.

BOARD APPROVED: 9-2-2020

ATTEST:



Wallace K. Leopold
Chairman, Board of Trustees



Mickey Owens
Secretary, Board of Trustees