

## A G E N D A

SPECIAL MEETING OF THE BOARD OF TRUSTEES OF THE POLICE PENSION FUND OF THE VILLAGE OF WILLOWBROOK TO BE HELD ON MONDAY, MARCH 19, 2012, AT 1:30 P.M. AT THE VILLAGE HALL, 7760 QUINCY STREET, WILLOWBROOK, DUPAGE COUNTY, ILLINOIS

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL - APPLICATION OF RETIREMENT BENEFITS - JOHN S. BARNACLE
4. VISITOR BUSINESS (Public comment is limited to three minutes per person)
5. NEW BUSINESS
6. OLD BUSINESS
7. ADJOURNMENT



MINUTES OF THE SPECIAL MEETING OF THE BOARD OF TRUSTEES OF THE POLICE PENSION FUND OF THE VILLAGE OF WILLOWBROOK HELD ON MARCH 19, 2012, AT THE VILLAGE HALL, 7760 QUINCY STREET, WILLOWBROOK, DUPAGE COUNTY, ILLINOIS

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1. CALL TO ORDER

The meeting was called to order at the hour of 1:35 p.m. by President Umberto Davi.

2. ROLL CALL

Those present at roll call were Trustees Scott Eisenbeis, and Joseph Pec, and President Davi. Also present: Interim Director of Finance Carrie Dittman. ABSENT: Trustee Tim Kobler.

3. APPROVAL - APPLICATION FOR RETIREMENT BENEFITS - COMMANDER JOHN S. BARNACLE

President Davi reviewed the application for regular retirement benefits submitted by Commander John Barnacle. Commander Barnacle has 28 years, 5 months and 23 days of service and will receive 70% of his base salary. Pension calculations were completed and placed into his pension file.

After a brief discussion by the Board, the following motion was made:

MOTION: Made by Trustee Pec, seconded by Trustee Eisenbeis to approve Commander John Barnacle's application for a regular retirement effective 4/1/2012 (last day of employment). The effective date of the benefit will be April 2, 2012. Commander Barnacle's pension benefits will be based on a salary of \$97,906.54 and 28 years, 5 months and 23 days of creditable service. Commander Barnacle will receive 70% of \$97,906.54 which totals \$68,534.58 (\$5,711.22 on a monthly basis, month of April 2012 is prorated and is \$5,520.85).

UNANIMOUS VOICE VOTE

MOTION DECLARED CARRIED

Trustee Pec asked if his longevity pay was included in the total amount of his pension. Director Dittman confirmed that it was.

4. VISITOR'S BUSINESS

None presented.



5. NEW BUSINESS

Commander Barnacle submitted an application for a Concealed Carry Permit. President Davi signed the application.

6. OLD BUSINESS

- a. Director Dittman advised that the village received a certified copy of the QUILDRO on February 29, 2012 for Officer Chris Drake. However the Village cannot administer the QUILDRO until some information is provided. (ie. - date of marriage). Trustee Pec also advised that they are responsibility to pay the \$50.00 fee to administer the QUILDRO and should not be sent until payment is received. Director Dittman will contact the attorney as a courtesy to request payment prior to payment.
- b. Director Dittman also advised that the Village's Budget Workshop will be held on tonight. She will provide a tentative budget to the next Police Pension Board meeting on April 18, 2012.
- c. Trustee Pec provided a copy of his Pension Certification documents for his file.

7. ADJOURNMENT

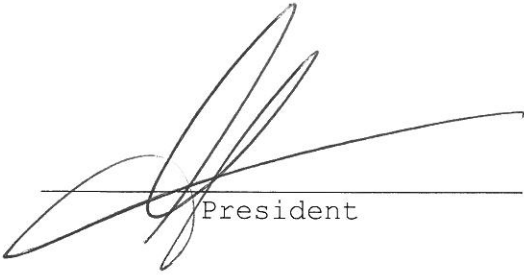
MOTION: Made by Trustee Pec, seconded by Trustee Eisenbeis to adjourn the meeting of the Board of Trustees of the Police Pension Fund at the hour of 1:55 p.m.

UNANIMOUS VOICE VOTE

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED,

\_\_\_\_\_  
April 18, 2012

  
\_\_\_\_\_  
President

Minutes transcribed by Debbie Hahn.



## Pension Board

Motion to approve Commander John Barnacle's application for a regular retirement effective 4/1/2012 (last day of employment). The effective date of the benefit will be April 2, 2012. Commander Barnacle's pension benefits will be based on a salary of \$97,906.54 and 28 years, 5 months and 23 days of creditable service. Commander Barnacle will receive 70.0% of \$97,906.54 which totals \$68,534.58 (\$5,711.22 on a monthly basis, month of April 2012 is prorated and is \$5,520.85).







# Village of Willowbrook

7760 Quincy Street  
Willowbrook, IL 60527-5594

Phone: (630) 323-8215 • Fax: (630) 323-0787 • [www.willowbrookil.org](http://www.willowbrookil.org)

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**Mayor**

Robert A. Napoli

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**Village Clerk**

Leroy R. Hansen

March 6, 2012

MEMO TO: Village of Willowbrook Police Pension Board

FROM: Carrie Dittman, Interim Director of Finance *C.D.*

SUBJECT: Commander John Barnacle's Pension Application

Enclosed for your review is an application for regular retirement benefits submitted by Commander John Barnacle. As noted on the paperwork Commander Barnacle's retirement date is April 1, 2012 and his retirement pension will begin on April 2, 2012. He has earned 28 years, 5 months and 23 days of service credit granting him 70.0% of his current salary of \$97,906.54. This calculates to an annual pension amount of \$68,534.58.

As required under state statute, as the Interim Finance Director acting as Pension Fund Treasurer I have attached Commander Barnacle's pension calculation.

Please feel free to contact me with any questions.



*"A Place of American History"*



# Village of Willowbrook Police Pension Fund Pension Calculation

NAME:	
ADDRESS:	
TELEPHONE:	
DOB:	
SOCIAL SECURITY NO:	

STARTING DATE:	10/10/1983
RETIREMENT DATE (Last day of work):	4/1/2012
RANK:	Commander
TOTAL CONTRIBUTIONS:	\$167,503.30
SALARY:	\$97,906.54
EXTRA COMP: (Appointed position, educational incentive pay)	\$1,500 of longevity pay is included in salary amount *
LOST TIME: (Dates, explanation (i.e. suspension, leave of absence, medical disability, etc.))	n/a

70.0% of \$97,906.54 = Annual \$68,534.58      Monthly \$5,711.22 (prorated April 2012, \$5,520.85)

Federal Deduction:	
Insurance Deduction: Beg May 1, 2012	Yes      No      x      TBD

	DATE	3% monthly	3% Annual	MONTHLY CHECK	ANNUAL AMOUNT	FEDERAL	INSURANCE	NET
1 <sup>ST</sup> MONTHLY CHECK-PRORATED	4/2012			\$5,520.85	N/A	TBD	TBD	TBD
1 <sup>ST</sup> MONTHLY CHECK	5/2012			\$5,711.22	\$68,534.58	TBD	TBD	TBD
1 <sup>ST</sup> INCREASE 14.75% Note 1	4/1/2017	\$842.40	\$10,108.80	\$6,553.62	\$78,643.44	TBD	TBD	TBD
1 <sup>ST</sup> 3% COMPOUNDING	1/1/2018	\$196.61	\$2,359.32	\$6,750.23	\$81,002.76	TBD	TBD	TBD

Note 1: The 14.75% increase is the first month you will have attained age 55 following the first anniversary date of retirement. The 14.75% represents 3% of the original pension (\$5,711.22) divided by 12 multiplied by 59 full months (5/2012 – 4/2017).





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**Mayor**

Robert A. Napoli

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**Village Clerk**

Leroy R. Hansen

**Memo To:** Debbie Hahn

**From:** John Barnacle

**Subject:** Application for Concealed Carry

**Date:** March 9, 2012

I am requesting the Pension Board to complete Form 3 of the Retirement/Pension Verification Form so that I can file to the IROCC for the right to have a Concealed Carry Permit.

I am also requesting that I be given a copy of photo identification card that will be issued by the Willowbrook Police Department that indicates I retired in good standing.



*"A Place of American History"*





# Illinois Retired Officer Concealed Carry (IROCC) FORM 1

3171 Greenhead Dr Ste B  
Springfield, Illinois 62711

Phone 217/726-9537  
Fax: 217/726-9539  
Email: irocc@letac.org

## RETIRED OFFICER CONCEALED CARRY APPLICATION

Type or Print Clearly

Name: Barnacle John S  
Last Name First Name Middle Initial

S. S. # [REDACTED] FOID # [REDACTED] Date Of Birth [REDACTED]

Legal Residence [REDACTED]  
Street and/or P.O.Box Area Code/Number

[REDACTED]

City State Zip Code

County: Cook Retiring Agency: Willowbrook

For notification via E-mail, please provide active E-mail address: [REDACTED]  
**To ensure proper notification, please report any changes in address or e-mail address immediately**

### PREREQUISITE DOCUMENTS

The following documents must be submitted to the Illinois Retired Officer Concealed Carry office along with this completed and signed application. Applications that are incomplete or do not contain all of the required documents will be returned unapproved.

1. Copy of photo identification card issued by the law enforcement agency that applicant retired from in good standing (copy of front and back).
2. Copy of valid Illinois FOID card (copy of front and back).
3. Affidavit completed and signed by applicant. (Form 2)
4. Verification form signed by retirement/pension board attesting to nonforfeitable right to benefits. (Form 3); or, if you did not become vested in a pension system, a letter from each law enforcement agency you worked for showing aggregate of 15 years of service and stating that you left in good standing and the reason why you did not participate in a retirement system.
5. Non-refundable application fee of \$ 75.00/one handgun or \$100.00/both revolver and semi-automatic in the form of a check or money order, **made payable to Illinois Retired Officer Concealed Carry. Application fee is non-refundable should the applicant fail to meet weapons certification.**
6. Please include a digital photo for your permit in JPG, GIF or TIFF format. Photos are to be **emailed** to jennette@letac.org or may be included with your application. When emailing **PLEASE INCLUDE YOUR NAME** with your photo. If you would like your blood type and any allergies included on your permit, please include this information when you email your photo. The photo is mandated but the information is strictly voluntary.

I attest that the information and documentation on or attached to this application is accurate.

[Signature]  
Applicant's Signature

3-9-12  
Date





## Illinois Retired Officer Concealed Carry (IROCC)

AffidavitBefore retirement, I was *either* (choose one)

- ☒ regularly employed as a law enforcement officer for fifteen (15) or more years aggregated  
or  
☐ retired after completing probation due to service-connected disability as determined by the agency I retired from.

I intend to fire: (choose one)

- ☐ Revolver ☐ Automatic (Semi) ☒ Both

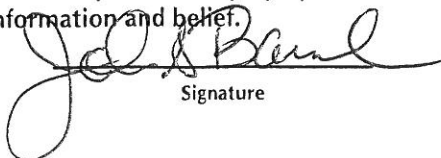
Mark yes or no:	YES	NO
The law enforcement agency from which I retired has issued me a photographic identification	X	
I retired in good standing as a law enforcement officer: Agency: Willowbrook Police City: Willowbrook State: Illinois	X	
Retired for reasons of mental instability.		X
I was authorized to engage in or supervise the prevention, detection, investigation or prosecution of, or the incarceration of any person for, any violation of law, and I had statutory powers of arrest.	X	
I have a nonforfeitable right to benefits under my agency's retirement/pension plan.	X	
If you responded no to the above question, can you provide a letter(s) from each law enforcement agency you worked for showing an aggregate of 15 years of service and stating you left in good standing and the reason why you did not participate in a retirement system.		
I affirm that I am not under the influence of alcohol or another intoxicating or hallucinatory drug substance or, currently in a drug or alcohol rehabilitation, and I will not carry a firearm while I am under the influence of alcohol or another intoxicating or hallucinatory drug or substance.	X	
I affirm that I am not prohibited by Federal or State law from receiving a firearm.	X	
I understand that the definition of "firearm" does not include any machine gun, firearms silencer, or destructive device.	X	
I understand that I must meet the same State of Illinois' standards of requalification for active law enforcement officers to carry a firearm of the same type as my concealed firearm.	X	
I understand that I must carry the State of Illinois' IROCC certification card, along with the photographic identification issued by my agency and valid Illinois FOID card when I carry the concealed weapon.	X	
I understand that my certification expires twelve months from the date of issue and it is my responsibility to reapply if I wish to continue to carry under this law.	X	
I understand this authorization applies only to the weapon-type with which I qualified.	X	
I understand that the State of Illinois' certification does not give me any right whatsoever to exercise law enforcement authority or take police action under any circumstances.	X	
I understand that a background investigation is required and do authorize one to be conducted to determine if I have been convicted of any criminal offenses or have any mental health issues that would disqualify me from possessing a concealed firearm.	X	

I have not been charged with nor convicted of any felony or any misdemeanor specified in the Police Training Act section on decertification of police officer 50 ILCS 705/6.1 or any similar offenses in any other state.

I solemnly swear or affirm under the penalties of perjury that the information provided in the questionnaire is true to the best of my knowledge, information and belief.

John S. Barnacle

Print Name



Signature

3-9-12

Date



## Director Finance

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**From:** Director Finance  
**Sent:** Wednesday, February 29, 2012 1:42 PM  
**To:** 'tkennylaw@aol.com'  
**Cc:** Tim Halik  
**Subject:** QILDRO [REDACTED]  
**Attachments:** QILDRO [REDACTED]

Mr. Kenny:

The Village of Willowbrook is in receipt of the QILDRO for [REDACTED] however the Village cannot administer the QILDRO as filed as there is information missing. The payment to the alternate payee refers to the formula in Section IX, however that section does not specify the date of marriage. Could you please provide that information in a re-certified copy.

Thank you,

**Carrie Dittman, CPA**  
Interim Director of Finance  
Village of Willowbrook  
7760 Quincy Street  
Willowbrook, IL 60527

630.323.8215 Village main  
630.323.0787 Village fax  
[DirFin@willowbrook.il.us](mailto:DirFin@willowbrook.il.us)





# KENNY & KENNY

ATTORNEYS AT LAW

100 WEST ROOSEVELT ROAD

SUITE B-7

WHEATON, ILLINOIS 60187

THOMAS G. KENNY  
tkennylaw@aol.com

TELEPHONE FACSIMILE  
(630) 462-1620 (630) 462-1680

MICHAEL H. KENNY  
mkennylaw@aol.com

February 28, 2012



Mr. Tim Halik  
Village of Willowbrook  
7760 Quincy Street  
Willowbrook, Illinois 60527

RE: [REDACTED]

Dear Mr. Halik:

Enclosed please find a certified copy of the QILDRO entered in the referenced matter on February 27, 2012 along with a copy of [REDACTED] Consent to Issuance of the QILDRO. Please accept and administer the QILDRO.

Very truly yours,

KENNY & KENNY

Thomas G. Kenny

TGK/vld  
Enclosures  
cc: [REDACTED]

Ronald J. Broida, Esq.  
w/enclosures



2625

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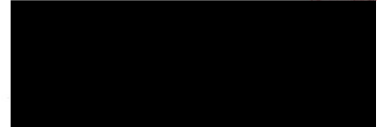
**CERTIFICATION**  
I, Chris Kachiroubas, Clerk of the 18th Judicial Circuit Court Clerk, DuPage County, Illinois, do hereby certify this to be a true and correct copy as it appears from the records and files in my office.  
IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of the said Court.

DATE FEB 27 2012  
VILLAGE OF WILLOWBROOK POLICE PENSION FUND  
QUALIFIED ILLINOIS DOMESTIC RELATIONS ORDER

  
CHRIS KACHIROUBAS, Clerk

341 DUPAGE COUNTY, ILLINOIS

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL DISTRICT  
DUPAGE COUNTY, ILLINOIS



)  
)  
)

No. 10 D 2311

VILLAGE OF WILLOWBROOK POLICE PENSION FUND  
QUALIFIED ILLINOIS DOMESTIC RELATIONS ORDER

FILED  
12 FEB 27 AM 10:16  
CLERK OF THE 18TH JUDICIAL CIRCUIT COURT  
DUPAGE COUNTY

THIS CAUSE coming before the Court for the purpose of the entry of a Qualified Illinois Domestic Relations Order under the provisions of Section 1-119 of the Illinois Pension Code (40 ILCS 5/1-119), the Court having jurisdiction over the parties and the subject matter hereof; the Court finding that one of the parties to this proceeding is a member of the Village of Willowbrook Police Pension Fund subject to Section 1-119 of the Illinois Pension Code (40 ILCS 5/1-119), this Order is entered to implement a division of that party's interest in the Village of Willowbrook Police Pension Fund; and the Court being fully advised;

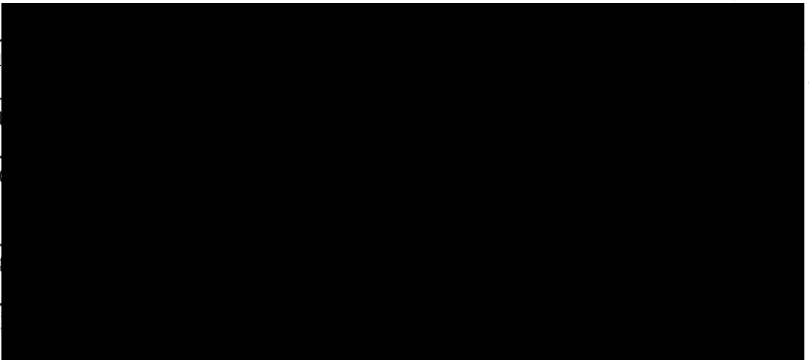
IT IS HEREBY ORDERED AS FOLLOWS:

- I. The definitions and provisions of Section 1-119 of the Illinois Pension Code are adopted by reference and made a part of this Order.
- II. Identification of Retirement System and parties:

Retirement System: Village of Willowbrook Police Pension Fund  
7760 Quincy Street  
Willowbrook, IL. 60527-8215

Participant:

(Name)  
(Maiden Name)  
(Social Security Number)



Alternate Payee:

(Name)  
(Maiden Name)

(Social Security Number)


The alternate payee is the participant's (check one): ☒ current or former spouse  
☐ child or other dependent


- III. The Village of Willowbrook Police Pension Fund shall pay the indicated amounts of the police officer's retirement benefits to the alternate payee under the following terms and conditions:

**CERTIFICATION**

I, Chris Kachinoubas, Clerk of the 18th Judicial Circuit Court, DuPage County, Illinois, do hereby certify this to be a true and correct copy as it appears from the records and files in my office. IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of the said Court.

DATE \_\_\_\_\_

  
**CHRIS KACHINOUBAS, Clerk**



By \_\_\_\_\_  
Deputy Clerk

341



(A) The Village of Willowbrook Police Pension Fund shall pay the alternate payee pursuant to one of the following methods:

- (1) \$\_\_\_\_\_ per month; or
- (2) 50 % per month of the marital portion of said benefit with the marital portion defined using the formula in Section IX; or
- (3) \_\_\_\_\_ % per month of the gross amount of said benefit calculated as of the date the \_\_\_\_\_ police officer's/ alternate payee's [check one] benefit commences [check alternate payee only if the alternate payee will commence benefits after the police officer commences benefits, e.g. if the police officer is receiving retirement benefits at the time this Order is entered].

(B) If the police officer's retirement benefit has already commenced, payments to the alternate payee shall commence either [check/complete the ONE option that applies]:

- (1) \_\_\_\_\_ as soon as administratively possible upon this order being received and accepted by the Village of Willowbrook Police Pension Fund; or
- (2) \_\_\_\_\_ on the date of \_\_\_\_\_ [enter any benefit date that will occur at least 30 days after the date the Village of Willowbrook Police Pension Fund receives a valid QILDRO, but ONLY if payment to the alternate payee is to be delayed to some future date; otherwise check item (1) above].

(C) If the police officer's retirement benefit has not yet commenced, payments to the alternate payee shall commence as of the date the police officer's retirement benefit commences.

(D) Payments to the alternate payee under this Section III shall terminate [check/complete the ONE option that applies]:

- (1) XX upon the death of the police officer or the death of the alternate payee, whichever is the first to occur; or
- (2) \_\_\_\_\_ after \_\_\_\_\_ payments are made to the alternate payee [enter any set number] or upon the death of the police officer or the death of the alternate payee, whichever is the first to occur.

IV. If the police officer's retirement benefits are subject to annual post-retirement increases, the alternate payee's share of said benefits XX shall/ \_\_\_\_\_ shall not [check one] be recalculated or increased annually to include a proportionate share of the applicable annual increases.

V. The Village of Willowbrook Police Pension Fund shall pay to the alternate payee the indicated amounts of any refund upon termination or any lump sum retirement benefit that becomes payable to the police officer, under the following terms and conditions:

(A) The Village of Willowbrook Police Pension Fund shall pay the alternate payee pursuant to one of the following methods [complete the ONE option that applies]:

- (1) \$\_\_\_\_\_ [enter amount]; or
- (2) 50 % [enter percentage] of the marital portion of the refund or lump sum retirement benefit, with the marital portion defined using the formula in Section IX; or
- (3) \_\_\_\_\_ % [enter percentage] of the gross amount of the refund or lump sum retirement benefit, calculated when the police officer's refund or lump sum retirement benefit is paid.



- (B) The amount payable to an alternate payee under Section V(A)(2) or V(A)(3) shall include any applicable interest that would otherwise be payable to the police officer under the rules of the Village of Willowbrook Police Pension Fund.
  - (C) The alternate payee's share of the refund or lump sum retirement benefit under this Section V shall be paid when the police officer's refund or lump sum retirement benefit is paid.
- VI. The Village of Willowbrook Police Pension Fund shall pay to the alternate payee the indicated amounts of any partial refund that becomes payable to the police officer under the following terms and conditions:
  - (A) The Village of Willowbrook Police Pension Fund shall pay the alternate payee pursuant to one of the following methods [complete the ONE option that applies]:
    - (1) \$ \_\_\_\_\_ [enter amount]; or
    - (2) 50 % [enter percentage] of the marital portion of said benefit, with the marital portion defined using the formula in Section IX; or
    - (3) \_\_\_\_\_ % [enter percentage] of the gross amount of the benefit calculated when the police officer's refund is paid.
  - (B) The amount payable to an alternate payee under Section VI (A)(2) or VI(A)(3) shall include any applicable interest that would otherwise be payable to the police officer under the rules of the Village of Willowbrook Police Pension Fund.
  - (C) The alternate payee's share of the refund under this Section VI shall be paid when the police officer's refund is paid.
- VII. The Village of Willowbrook Police Pension Fund shall pay to the alternate payee the indicated amounts of any death benefits that become payable to the police officer's death benefit beneficiaries or estate under the following terms and conditions:
  - (A) To the extent and only to the extent required to effectuate this Section VII, the alternate payee shall be designated as and considered to be a beneficiary of the police officer at the time of the police officer's death and shall receive [complete ONE of the following options]:
    - (1) \$ \_\_\_\_\_ [enter amount]; or
    - (2) 50 % [enter percentage] of the marital portion of death benefits, with the marital portion defined using the formula in Section IX; or
    - (3) \_\_\_\_\_ % [enter percentage] of the gross amount of death benefits calculated when said benefits become payable.
  - (B) The amount payable to an alternate payee under Section VII(A)(2) or VII(A)(3) shall include any applicable interest payable to the death benefit beneficiaries under the rules of the Village of Willowbrook Police Pension Fund.
  - (C) The alternate payee's share of death benefits under this Section VII shall be paid as soon as administratively possible after the police officer's death.
- VIII. If this Order indicates that the alternate payee is to receive a percentage of any retirement benefit or refund, upon receipt of the information required to be provided by the Village of Willowbrook Police Pension Fund under Section 1-119 of the Illinois Pension Code (40 ILCS 5/1-119), the calculations required shall be performed by the police officer, by the alternate payee, or by their designated representatives or designated experts. The results of the calculations shall be provided to the Village of Willowbrook Police Pension Fund via a QILDRO Calculation Court Order in accordance with Section 1-119 of the Illinois Pension Code.



IX. Marital Portion Benefit Calculation Formula (Option to calculate benefit in items III(A)(2), VI(A)(2), and VII(A)(2) above). If in the Section "other" is circled in the definition of A, B, or C, then a supplemental order must be entered simultaneously with this QILDRO clarifying the intent of the parties or the Court as to that item. The supplemental order cannot require the Village of Willowbrook Police Pension Fund to take any action not permitted under Illinois law or the Village of Willowbrook Police Pension Fund's administrative rules. To the extent that the supplemental order does not conform to Illinois law or the Village of Willowbrook Police Pension Fund's administrative rules, it shall not be binding on the Fund.

(1) The amount of the alternate payee's benefit shall be the result of  $(A/B) \times C \times D$  where:

"A" equals the number of months of \_\_\_\_\_ regular/ XX regular plus permissive/ \_\_\_\_\_ other [check only one] service that the police officer accumulated in the Village of Willowbrook Police Pension Fund from the date of marriage \_\_\_\_\_ [enter date MM/DD/YYYY] to the date of divorce 01/25/2012 [enter date MM/DD/YYYY]. This number of months of service shall be calculated as whole months after receipt of information required from the Village of Willowbrook Police Pension Fund pursuant to Section 1-119 of the Illinois Pension Code (40 ILCS 5/1-119).

"B" equals the number of months of \_\_\_\_\_ regular/ XX regular plus permissive/ \_\_\_\_\_ other [check only one] service that the police officer accumulated in the Village of Willowbrook Police Pension Fund from the time of initial membership in the Fund through the police officer's effective date of retirement. The number of months shall be calculated as whole months after receipt of information required from the Village of Willowbrook Police Pension Fund pursuant to Section 1-119 of the Illinois Pension Code (40 ILCS 5/1-119).

"C" equals the gross amount of:

- (i) the police officer's monthly retirement benefit (Section III(A)) calculated as of the police officer's effective date of retirement, xx including/ \_\_\_\_\_ not including/ \_\_\_\_\_ other [check only one] permissive service, upgrades purchased, and other benefit formula enhancements;
- (ii) the police officer's refund payable upon termination or lump sum retirement benefit that becomes payable, including any payable interest (Section V(A)) calculated as of the time said refund becomes payable to the police officer;
- (iii) the police officer's partial refund, including any payable interest (Section VII(A)) calculated as of the time said partial refund becomes payable to the police officer; or
- (iv) the death benefit payable to the police officer's death benefit beneficiaries or estate, including any payable interest (Section VII(A)) calculated as of the time said benefit becomes payable to the police officer's beneficiary;

whichever are applicable pursuant to Section III, V, VI, or VII of this Order. These gross amounts shall be provided by the Village of Willowbrook Police Pension Fund pursuant to Section 1-119 of the Illinois Pension Code (40 ILCS 5/1-119).

"D" equals the percentage noted in Section III(A)(2), V(A)(2), VI(A)(2), or VII(A)(2), whichever are applicable.

(2) The alternate payee's benefit under this Section IX shall be paid in accordance with all Sections of this Order that apply.

X. In accordance with subsection (j) of Section 1-119 of the Illinois Pension Code (40 ILCS 5/1-119), the Village of Willowbrook Police Pension Fund Forms involving QILDRO



119), so long as this QILDRO is in effect, the police officer may not elect a form of payment of the retirement benefit that has the effect of diminishing the amount of the payment to which the alternate payee is entitled, unless the alternate payee has consented to the election in writing, the consent has been notarized, and the consent has been filed with the Village of Willowbrook Police Pension Fund.

XI. If the police officer began participating in the Village of Willowbrook Police Pension Fund before July 1, 1999, this Order shall not take effect unless accompanied by the written consent of the police officer as required under subsection (m) of Section 1-119 of the Illinois Pension Code (40 ILCS 5/1-119).

XII. The Court retains jurisdiction over this matter for all of the following purposes:

- (1) To establish or maintain this Order as a Qualified Illinois Domestic Relations Order.
- (2) To enter amended QILDROs and QILDRO Calculation Court Orders to conform to the parties' Marital Settlement Agreement or Agreement for Legal Separation ("Agreement"), to the parties' Judgment for Dissolution of Marriage or Judgment for Legal Separation ("Judgment"), to any modifications of the parties' Agreement or Judgment, or to any supplemental orders entered to clarify the parties' Agreement or Judgment.
- (3) To enter supplemental orders to clarify the intent of the parties or the Court regarding the benefits allocated herein in accordance with the parties' Agreement or Judgment, with any modifications of the parties' Agreement or Judgment, or with any supplemental orders entered to clarify the parties' Agreement or Judgment. A supplemental order may not require the Village of Willowbrook Police Pension Fund to take any action not permitted under Illinois law or the Fund's administrative rules. To the extent that the supplemental order does not conform to Illinois law or administrative rule, it shall not be binding upon the Village of Willowbrook Police Pension Fund.

Date: 2/27/12

Signed: [Signature]

[Judge's Signature]





## FORM V

VILLAGE OF WILLOWBROOK POLICE PENSION FUND  
CONSENT TO ISSUANCE OF QILDROIN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL DISTRICTDU PAGE, COUNTY, ILLINOIS

CHRISTOPHER DRAKE,

v.

JENNIFER DRAKE,

No. 10 D 2311

## CONSENT TO ISSUANCE OF QILDRO

Participant's Name: \_\_\_\_\_

Participant's Social Security Number: \_\_\_\_\_

Alternate Payee's Name: \_\_\_\_\_

Alternate Payee's Social Security Number: \_\_\_\_\_

I, \_\_\_\_\_, a participant of the Village of Willowbrook Police Pension Fund, hereby irrevocably consent to the issuance of a Qualified Illinois Domestic Relations Order. I understand that under the Order, certain benefits that would otherwise be payable to me, or to my death benefit beneficiaries or estate, will instead be payable to \_\_\_\_\_. I also understand that my right to elect certain forms of payment of my retirement benefit or participant's refund may be limited as a result of the Order.

Date: 02-05-12

Signed: \_\_\_\_\_



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