International Union of Operating Engineers
Local 487 Health & Welfare Fund
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MINUTES OF THE MEETING OF THE
BOARD OF TRUSTEES OF THE
INTERNATIONAL UNION OF OPERATING ENGINEERS
HEALTH & WELFARE FUND
THURSDAY, AUGUST 10, 2023
VIA VIDEOCONFERENCE

The following Trustees were present:

LABOR TRUSTEES	MANAGEMENT TRUSTEES
M. Schaunaman, Chairman	J. Turk, Secretary
S. Singer	S. Alfele
W. Utreras	J. Epperson

Also present were:

J. Herron - Associated Administrators, LLC
E. Naegele - Segal
K. Phillips - Phillips, Richard & Rind, PA
A. Sims - Associated Administrators, LLC

I. CALL TO ORDER

A quorum being present, Chairman Schaunaman called the meeting to order.

II. MINUTES

The Trustees reviewed the minutes of the regular meeting held on May 11, 2023, which were pre-circulated to the Trustees before the meeting.

After discussion, on Motion made and seconded, the Trustees voted unanimous approval of the following resolution:

> **RESOLVED, to approve the minutes of the regular Board of Trustee meeting held on May 11, 2023.**

III. HEALTH CONSULTANT'S REPORT

The Trustees welcomed Mr. Ernie Naegele from Segal to the meeting.

Mr. Naegele reviewed the Mutual of Omaha Life and Accidental Death and Dismemberment ("AD&D") Insurance renewal proposal with an effective date of August 1, 2023. He said the rates proposed by Mutual of Omaha would continue at the current premium rates for an additional 24 months.

After discussion, on Motion made and seconded, the Trustees voted unanimous approval of the following resolution:

> **RESOLVED, to approve the Mutual of Omaha Life and AD&D insurance renewal proposal at the current premium rate of $14.70 per participant per month for the period of August 1, 2023 to August 1, 2025 as proposed.**

IV. ATTORNEY'S REPORT

Ms. Phillips distributed the "Trustees Report" dated August 10, 2023, a copy of which is attached to and made a part of these minutes as Exhibit A.

Ms. Phillips distributed the "Trustees Report" dated August 10, 2023, a copy of which is attached to and made a part of these minutes as Exhibit C.

A. Delinquency and Collections

1. Berkel & Company – On May 23, 2023, Fund Counsel's office received Berkel's additional payment and forwarded it to Associated Administrators.

2. Florida Rigging & Crane Company

On July 24, 2023, Fund Counsel's office sent a demand letter via Certified Mail for $809.69, including attorney's fees of $310. On August 9, 2023, Administrators confirmed that payment of $499.69 was received on August 3, 2023, but the employer did not include the attorney's fees. A letter will be sent to the employer for $310.

3. United Excavations, Inc. – On August 4, 2023, Fund Counsel's office received communication from the employer with copies of payments made and reports for May 2022 contributions and requesting a waiver of the $1,074.51 assessed.

After discussion, on Motion made and seconded, the Trustees voted unanimous approval of the following resolution:

RESOLVED, to approve the request to waive the additional fees.

4. Malcolm Drilling – On July 20, 2023, the administrators confirmed that the Key Man agreement was closed; no payment was due.

5. North American Crane & Rigging, LLC – A demand letter requesting reports and contributions for January, February, and a portion of March 2023 was sent. To date, no payment has been received.

6. Keller North America, Inc. – On July 20, 2023, the administrators confirmed that the Key Man agreement was closed; no payment was due.

B. Payroll Audits

Ms. Phillips provided the following payroll audit status report as provided by the Bellows firm:

1. Sims Crane & Equipment – pending documents from the contractor.

2. Laney Directional Drilling – In review.

3. PreCon Construction – pending documents from the contractor. Per the auditor's request, a letter was sent to this employer reminding them of their obligations under the CBA and Trust document to comply with payroll audit requests; the employer has agreed to provide certain additional information but has not fully complied. Follow-up is required.

4. Williams Specialty Service – In review. On 7/22/2023, the employer and its affiliated entities filed for Chapter 11 bankruptcy protection. So, any amounts that might be owed would have to go through the bankruptcy procedure. The deadline for filing a proof of claim with the bankruptcy court has not yet been set.

5. Zeiger Crane Rental – In review.

V. ADMINISTRATIVE MANAGER'S REPORT

A. Income and Expense Statement

Mr. Herron reviewed the Income and Expense Statement for June 30, 2023, a copy of which is attached to and made a part of these minutes as Exhibit B. He reported that total assets for June 2023 were $3,905,571.03 compared to $2,131,211.56 for June 2022. He said that for June 2023, the Fund had total receipts of $2,102,582.03 and total expenses of $2,475,742.07, resulting in a net loss of $373,160.04.

B. Disbursements

Mr. Herron presented the expense check register for June 2023, which indicated total disbursements of $891,325.47.

On Motion made and seconded, the Trustees voted unanimous approval of the following resolution:

RESOLVED to accept the Administrative Manager's Report as presented.

C. Death Benefit Claims Report

Mr. Herron reported that three death benefit claims had been paid since the previous Board meeting.

D. Retirees Who Qualified for Free Life Insurance Report

Mr. Herron reported that two participants were eligible for free life insurance coverage under the Health & Welfare Plan since the previous Board Meeting.

VI. OTHER FUND BUSINESS

A. AETNA Update

All eligibility files are being sent electronically to AETNA.

VII. MEETING DATES AND LOCATION

The next quarterly Board meeting was scheduled for Thursday, November 9, 2023, at 9 a.m., via videoconference.

VIII. ADJOURNMENT

There being no further business to come before the Board of Trustees, the meeting was adjourned.

Respectfully submitted,

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Jonathan Turk, Fund Secretary

These Minutes were adopted on _________________________.

Attachments:

Exhibit A: Trustees Report from Fund Counsel, August 10, 2023
Exhibit B: Income and Expense Statement, June 30, 2023