

MEETING NUMBER 3845

**JOURNAL OF PROCEEDINGS OF THE BOARD OF TRUSTEES
OF THE GENERAL RETIREMENT SYSTEM OF THE CITY OF
DETROIT**



**PROCEEDINGS HELD WEDNESDAY,
MAY 5, 2010, 9:00 A.M.
IN THE CONFERENCE ROOM OF THE RETIREMENT
SYSTEMS
910 COLEMAN A. YOUNG MUNICIPAL CENTER
DETROIT, MICHIGAN 48226**



PRESENT

Wendell Anthony	Trustee
Alvin Brooks	Trustee
David Clark	Trustee
Cedric Cook	Trustee
Susan Glaser	Trustee & Vice Chairperson
Saunteel Jenkins	Ex/Officio Trustee/Council Representative
Cheryl R. Johnson	Ex/Officio Trustee/Treasurer
Sheila W. Kneeshaw	Trustee & Chairperson
Myron T. Terrell	Assistant Executive Secretary
Ronald Zajac	Legal Counsel
Mena Baldwin	Recording Secretary
Janet Lenear	Recording Secretary

EXCUSED

ABSENT

Walter Stampor	Executive Secretary
Richard Huddleston	Investment Analyst

CHAIRPERSON

Sheila W. Kneeshaw

VICE CHAIRPERSON

Susan Glaser

AT THE CHAIR'S DIRECTION, ROLL CALL WAS TAKEN AT 9:25 A.M. BY THE BOARD'S RECORDING SECRETARY AND THE MEETING WAS CALLED TO ORDER.

RE: SERVICE RETIREMENTS

By: Trustee Glaser – Supported by Trustee Cook

RESOLVED, that the following applications for ***Service Retirements*** be hereby **APPROVED**, as reflected below:

NAME, TITLE, DEPARTMENT	Imad Bakkar – Sr. Water System Chemist – Water & Sewerage
SERVICE CREDIT	31-04
EFFECTIVE DATE	03-23-10
NAME, TITLE, DEPARTMENT	Arleen Harris Blythe – Manager II - Health
SERVICE CREDIT	30-03
EFFECTIVE DATE	03-26-10
NAME, TITLE, DEPARTMENT	LaKilla R. Brown – Sr. Identification Technician – Police (Civilian)
SERVICE CREDIT	30-11
EFFECTIVE DATE	03-20-10
NAME, TITLE, DEPARTMENT	Charles Clayborn – Finish Carpenter – General Services
SERVICE CREDIT	11-03
EFFECTIVE DATE	03-16-10
NAME, TITLE, DEPARTMENT	Derek S. Hicks – Admin. Supervisor Police Identification - Police (Civilian)
SERVICE CREDIT	32-02
EFFECTIVE DATE	03-25-10

Cont. – Service Retirements

NAME, TITLE, DEPARTMENT Carl J. Mitchell – TEO - Transportation
SERVICE CREDIT 32-03
EFFECTIVE DATE 03-19-10

NAME, TITLE, DEPARTMENT Patricia Robinson – Identification
Technician – Police (Civilian)
SERVICE CREDIT 33-03
EFFECTIVE DATE 04-08-10

NAME, TITLE, DEPARTMENT Barbara Yvonne Thompson – Principal
Community Services Asst. – Human
Services
SERVICE CREDIT 34-02
EFFECTIVE DATE 04-01-10

YEAS: Trustees Brooks, Clark, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 6

NAYS: None

**RE: CHANGE OF COMPUTATION FROM
DUTY/NON-DUTY DISABILITY TO SERVICE RETIREMENT**

By: Trustee Johnson – Supported by Trustee Glaser

RESOLVED, that the following applications for ***Change of Computation from Duty/ Non-Duty Disability to Service Retirement*** be hereby **APPROVED**, as reflected below:

NAME, TITLE, DEPARTMENT Rosalyn Nimmons – Community
Health Asst. - Health
SERVICE CREDIT 25-07
EFFECTIVE DATE 04-22-10

NAME, TITLE, DEPARTMENT Lillie E. Scott – TEO -
Transportation
SERVICE CREDIT 19-0
EFFECTIVE DATE 12-29-09

**Cont. - Re: Change of Computation from
Duty/Non-Duty Disability to Service Retirement**

NAME, TITLE, DEPARTMENT Joyce M. Seahorn – Voucher Audit
Clerk - Finance
SERVICE CREDIT 26-09
EFFECTIVE DATE 05-16-10

YEAS: Trustees Brooks, Clark, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 6

NAYS: None

RE: CHANGE OF EFFECTIVE DATE

By: Trustee Johnson – Supported by Trustee Clark

RESOLVED, that the following applications for ***Change of Computation from Duty Disability to Service Retirement*** be hereby **APPROVED**, as reflected below:

NAME, TITLE, DEPARTMENT William S. Brown – Plant Maint.
Foreman - Water & Sewerage
SERVICE CREDIT 32-04
FROM: 11-17-09
TO: 11-24-09

NAME, TITLE, DEPARTMENT James C. Deener – Street Light
Maint. Supv. – Public Lighting
SERVICE CREDIT 24-03
FROM: 08-20-09
TO: 08-18-09

NAME, TITLE, DEPARTMENT Willie Evans – Vehicle Operator I –
Water & Sewerage
SERVICE CREDIT 23-02
FROM: 11-25-09
TO: 11-26-09

Cont. – CHANGE OF EFFECTIVE DATE

NAME, TITLE, DEPARTMENT	Gregory Hester – Traffic Sign Worker - DPW
SERVICE CREDIT	14-07
FROM:	06-30-09
TO:	06-13-09
NAME, TITLE, DEPARTMENT	Betty A. Jackson – Head Clerk - Finance
SERVICE CREDIT	31-04
FROM:	04-16-09
TO:	04-07-09
NAME, TITLE, DEPARTMENT	Carolyn L. Matthews – Senior Accountant – Water & Sewerage
SERVICE CREDIT	21-08
FROM:	10-15-09
TO:	10-16-09
NAME, TITLE, DEPARTMENT	Mohammad Peracha – Sr. Water System Chemist – Water & Sewerage
SERVICE CREDIT	30-10
FROM:	02-18-09
TO:	02-16-09
NAME, TITLE, DEPARTMENT	Falk F. Ware – Sr. Water System Chemist – Water & Sewerage
SERVICE CREDIT	24-02
FROM:	02-18-09
TO:	03-04-09

YEAS: Trustees Brooks, Clark, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 6

NAYS: None

RE: CONFIRMATIONS

By: Trustee Clark – Supported by Trustee Glaser

RESOLVED, that the receipts and disbursements which are referenced at the end of these proceedings be confirmed.

YEAS: Trustees Brooks, Clark, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 6

NAYS: None

RE: REFUNDS OF ACCUMULATED CONTRIBUTIONS

By: Trustee Glaser – Supported by Trustee Cook

RESOLVED, that the contributions to the **Annuity Distribution List** by members of the **GENERAL RETIREMENT SYSTEM** of the City of Detroit, as set forth on **List # 6955**, in the amount of **\$3,614,025.35** including interest, be refunded pending audit by Retirement System Accounting Staff.

YEAS: Trustees Brooks, Clark, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 6

NAYS: None

RE: EMPLOYEE LOAN PROGRAM

By: Trustee Glaser – Support by Trustee Cook

WHEREAS, the Board was presented with for approval, a Loan Request List from the Employee Loan Program, **therefore be it**

RESOLVED, that the General Retirement System Loan Request List dated May 5, 2010 is hereby **Approved** in the amount of **\$258,073.00.**

YEAS: Trustees Brooks, Clark, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 6

NAYS: None

RE: MINUTES FOR APPROVAL- #3841

Additional time was requested for all trustees to review the minutes, therefore these minutes will be brought back to the table for approval at the next Board Meeting.

RE: MINUTES FOR APPROVAL- #3842

Additional time was requested for all trustees to review the minutes, therefore these minutes will be brought back to the table for approval at the next Board Meeting.

ASSISTANT EXECUTIVE SECRETARY REPORT

RE: CAPITAL CALLS

By: Trustee Glaser – Supported by Trustee Clark

WHEREAS, the Board was presented with the Capital Calls which are referenced at the end of these proceedings, **and**

WHEREAS, the Board has been requested to approve funding of said Capital Calls, **therefore be it**

RESOLVED, that subject to final approval of all transaction documents by the Board's Legal Counsel and subject to staff audit, the Board **approves** funding of said Capital Calls.

YEAS: Trustees Brooks, Clark, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 6

NAYS: None

RE: DISBURSEMENT OF FEES AND EXPENSES

By: Trustee Cook – Supported by Trustee Glaser

WHEREAS, the Board has been presented with the summary of fees and expenses which are referenced at the end of these proceedings requesting payment for services rendered, **and**

WHEREAS, the Board is satisfied that the services that were requested by the Board were provided to the Board, **therefore be it**

RESOLVED, that subject to approval by Legal Counsel and subject to staff audit, the Board approves payment of said fees and expenses.

YEAS: Trustees Brooks, Clark, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 6

NAYS: None

RE: WOODROW C. McCARTY – #193923 – Water & Sewerage

By: Trustee Glaser - Supported By Trustee Clark

WHEREAS, the individual whose name is designated below has applied to this Board for **Pre-Employment Military Service Credit** and has complied with all of the necessary requirements of **Section 54-5-3-b** of the **Charter Provisions**, therefore be it

RESOLVED, that payment of the full amounts be made to the Pension Accumulation Fund by the method selected by the individual and the number of months eligible active duty be credited to his membership service credit subject to the conditions and limitations of the authorizing Ordinance Provisions:

Woodrow C. McCarty
Pension #193923
S.S. #365-48-4558
From: February 27, 1969 until January 22, 1971

YEAS: Trustees Brooks, Clark, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 6

NAYS: None

RE: ANNUITY LOAN PROGRAM STATUS/ UPDATE FROM DENNIS LINET

The Board was presented with a memorandum from Dennis Linet outlining an update on the Annuity Loan Program which was acceptable to the Board of Trustees.

RE: MAPERS – June 16-18, 2010 21st ANNUAL PENSION AND FINANCIAL SERVICES CONFERENCE

Chairperson S. Kneeshaw recommended that the Trustees register this month for this particular conference, if they were planning on attending.

RE: WIND POINT PARTNERS 2010 ANNUAL MEETING APRIL 28-29, 2010

Trustee Brooks provided the Assistant Executive Secretary and Board Members with a detailed report of his thoughts/observation of the presentations provided at the meeting, which included detailed categories.

LEGAL COUNSEL REPORT

RE: DASHER v. GOLDSTEIN
Wayne County Case No. 03-300910-DM

By: Trustee Glaser - Supported by Trustee Cook

WHEREAS, the Board is in receipt of an **Eligible Domestic Relations Order** ("EDRO") dated **April 21, 2010**, which amends/supplements a Judgment of Divorce wherein David D. Dasher is awarded certain rights to the defined benefit plan benefits **only** of Deborah Goldstein, who is currently an active employee, **and**

WHEREAS, the Board of Trustees has been informed that participant is eligible to immediately retire, **and**

WHEREAS, participant's date of birth is February 11, 1952 and to date participant has attained 30 years, 5 months, of service credit, **and**

WHEREAS, alternate payee is **not entitled** to claim a portion of participant's defined contribution plan, **and**

WHEREAS, alternate payee **is entitled** to claim a portion of participant's defined benefit plan, **and**

WHEREAS, the earliest date that payments from the defined benefit plan can be made to the participant or the alternate payee is upon participant retiring, **and**

WHEREAS, the court order limits the time when the alternate payee may receive payments from the defined benefit plan and/or defined contribution plan, **and**

WHEREAS, the Board's policy is to require that the cost for the actuary's calculations is to be borne by the parties to the domestic relations proceedings, **and**

WHEREAS, the court order provides for the parties to share the cost of the actuary's fees, **and**

Continued – Dasher v. Goldstein

WHEREAS, said matter had been discussed with legal counsel who has opined that the applicable terms of said court order are consistent with the provisions of the Retirement System and applicable law, including Public Act 46 of 1991 (MCLA 38.1701) as applicable, **therefore be it**

RESOLVED, that the Board acknowledge receipt of said court order and pay pension benefits consistent with said court order subject to application being filed by the party seeking payment, **and further**

RESOLVED, that a copy of this resolution be IMMEDIATELY attached as the top sheet of the pension file, and other appropriate records be kept for the Retirement System relative to this matter, **and further**

RESOLVED, that copies of this resolution be sent to David D. Dasher and Deborah M. Goldstein.

YEAS: Trustees Brooks, Cook, Glaser, Johnson and
Chairperson S. Kneeshaw - 5

NAYS: Trustee Clark - 1

- Trustee Anthony joined the meeting.

RE: ONYX CAPITAL

The Board members received a letter from Roy Dixon addressed to the Assistant Executive Secretary and dated May 4, 2010, wherein Mr. Dixon was advising the Board that he has instructed his client not to appear on May 5, 2010 and recommending that a monitor be appointed.

RE: COLLINS & COLLINS, P.C.

Per a letter to the Assistant Executive Secretary dated May 4, 2010, Mr. Roy Dixon, Jr. was scheduled to appear before the Board of Trustees to discuss issues pertaining to the operation of the Onyx Fund.

RE: MUNICIPAL EMPLOYEES' RETIREMENT SYSTEM (MERS)

The General Board of Trustees was provided with a copy of the letter to Aaron O. Matthews received from MERS regarding the FOIA information request which would be discussed during upcoming closed session.

- Trustee Johnson excused herself from the meeting.

RE: PITG / RIVERS CASINO – ENGAGEMENT OF GLC ADVISORS & CO., LLC AS CASINO FINANCIAL ADVISOR

BY: Trustee Cook – Supported by Trustee Glaser

WHEREAS, the Board of Trustees, along with the Police and Fire Retirement System of the City of Detroit (PFRS) previously authorized the Board's Business Consultant to interview candidates for the casino financial advisor; **and**

WHEREAS, the Board's Business Consultant recommended and the Board approved GLC Advisors & Co., LLC (GLC) as the Board's Casino Financial Advisor in the PITG/Rivers Casino matter, **and**

WHEREAS, the Board of Trustees and PFRS agreed to evenly split all of GLC's fees relative to this matter, **and**

WHEREAS, GLC has submitted the attached Invoice No. 2010-128 dated May 1, 2010 for \$56,572.78, which represents one half of the total monthly fee and costs, and such invoice has been reviewed by Special Counsel, **and**

WHEREAS, Special Counsel recommends payment of GLC's Invoice No. 2010-128 consistent with the policies of the Board of Trustees, **and**

Continued – PITG/Rivers Casino

WHEREAS, this matter has been considered by the Board of Trustees,
therefore be it

RESOLVED, that the Board of Trustees approves the payment of the GLC Invoice No. 2010-128 consisting of \$56,572.78 and authorizes the accounting department to wire transfer the payment to GLC consistent with the invoice's wire instructions, **and be it further**

RESOLVED, that a copy of this resolution be forwarded to the Board's Special Legal Counsel, Business Consultant and Casino Financial Advisor.

YEAS: Trustees Anthony, Cook, Glaser, and
Chairperson S. Kneeshaw - 4

NAYS: Trustees Brooks, Clark - 2

- Trustee Johnson returned to the meeting.

RE: CLOSED SESSION

BY: Trustee Clark - Supported by Trustee Glaser

RESOLVED, that the Board enter into Closed Session for the purpose of discussing matters involving attorney/client privileged:

A Roll Call Vote was taken as follows:

YEAS: Trustees Anthony, Brooks, Clark, Cook, Glaser, Johnson
and Chairperson S. Kneeshaw - 7

NAYS: None

- The Board entered into Closed Session at 9:58 a.m.
- Trustee Brooks excused himself from the meeting.
- Trustee Brooks returned to the meeting.

- Trustee Cook excused himself from the meeting.
- Trustee Cook returned to the meeting.

OPEN SESSION

By: Trustee Glaser – Supported by Trustee Anthony

RESOLVED, that the Board return to an Open Session meeting:

A Roll Call Vote was taken as follows:

YEAS: Trustees Anthony, Brooks, Clark, Cook, Glaser, Johnson and Chairperson S. Kneeshaw - 7

NAYS: None

- The Board returned to OPEN SESSION at 11:00 A.M.
- LUNCH BREAK
- Trustee Jenkins re-joined the Board Meeting.

RE: LEHMAN SECURITIES / SECURITIES LENDING

BY: Trustee Cook – Supported by Trustee Brooks

WHEREAS, the Board has been requested to execute the following documents with Sullivan, Ward, Asher & Patton, Inc.:

- Letter approval investigation/review regarding Lehman Securities;
- Securities Lending Program dated May 4, 2010 relative to the aforesaid transaction; and
- Confidentiality Agreement dated May 4, 2010 relative to the aforesaid transaction.

WHEREAS, the execution of said documents has been reviewed and approved as to form by the Board's legal counsel and the execution of

Continued – Lehman Securities

said document is consistent with prior action of the Board, **therefore be it**

RESOLVED, that said document be executed by two authorized signatories on behalf of the Retirement System, **and be it further**

RESOLVED, that the executed original document be forwarded to the appropriate party and copies be maintained in the Retirement System records.

YEAS: Trustees Anthony, Brooks, Clark, Cook, Glaser, Jenkins, Johnson and Chairperson S. Kneeshaw - 8

NAYS: None

- Trustee Jenkins excused herself from the meeting.

RE: FLOYD E. ALLEN and ASSOCIATES, P.C. / THE MILLER LAW FIRM P.C.

BY: Trustee Clark – Supported by Trustee Cook

WHEREAS, the Board has been requested to execute the following documents:

- Retainer Agreement dated May 5, 2010

relative to the aforesaid transaction, **and**

WHEREAS, the execution of said documents have been reviewed and approved as to form by the Board's legal counsel and the execution of said documents is consistent with prior action of the Board, **therefore be it**

Continued – Floyd E. Allen and Associates

RESOLVED, that said document be executed by two authorized signatories on behalf of the Board, **and further**

RESOLVED, that the executed original document be forwarded to the appropriate party and copies be maintained in the Retirement System records.

YEAS: Trustees Anthony, Brooks, Clark, Cook, Glaser, Johnson and Chairperson S. Kneeshaw - 7

NAYS: None

- Trustee Brooks excused himself from the meeting

CLOSED SESSION

By: Trustee Johnson – Supported by Trustee Anthony

RESOLVED, that the Board enter into Closed Session for the purpose of discussing internal confidential that are matters attorney/client privileged.

A roll call vote was taken as follows:

YEAS: Trustees Anthony, Clark, Cook, Glaser, Johnson and Chairperson S. Kneeshaw - 6

NAYS: None

- The Board entered into CLOSED SESSION at 2:00 p.m.
- Trustee Brooks returned in the CLOSED SESSION.
- Trustee Clark excused himself from CLOSED SESSION.
- Trustee Clark returned to CLOSED SESSION.

OPEN SESSION

By: Trustee Glaser – Supported by Trustee Johnson

RESOLVED, that the Board return to open session.

A roll call vote was taken as follows:

YEAS: Trustee Anthony, Brooks, Cook, Clark, Glaser Johnson
and Chairperson S. Kneeshaw – 7

NAYS: None

- The Board returned to OPEN SESSION at 2:45 p.m.
- Trustee Cook excused himself.
- Trustee Clark excused himself.

**RE: GENERAL AND POLICE & FIRE RETIREMENT SYSTEM
MOVING TO ANOTHER LOCATION**

Discussion was held regarding moving to another location. No final confirmation on this matter as yet.

ADJOURNMENT

There being no further business to come before the Board of Trustees, the General Retirement System Board meeting hereby adjourned at 2:58 p.m. until Wednesday, May 12, 2010 at 9:00 a.m. in the Retirement Systems' Conference Room, 910 Coleman A. Young Municipal Center, Detroit, MI 48226.



Myron T. Terrell
Assistant Executive Secretary