

◆ ♪ ◆ ≈ ≈ ≈ ◆ ♪ ◆ **MEETING NUMBER 2559** ◆ ♪ ◆ ≈ ≈ ≈ ◆ ♪ ◆

**JOURNAL OF PROCEEDINGS - BOARD OF TRUSTEES -
POLICE & FIRE RETIREMENT SYSTEM - CITY OF DETROIT**

**PROCEEDINGS HELD THURSDAY, JANUARY 19, 2006 - 9:00 A.M.
IN THE CONFERENCE ROOM OF THE RETIREMENT SYSTEMS
910 COLEMAN A. YOUNG MUNICIPAL CENTER
DETROIT, MICHIGAN 48226**

PRESENT

Marty Bandemer	Elected Trustee
Jeffery Beasley	Ex/Officio Trustee
Gregory Best	Elected Trustee
Gary Christian	Ex/Officio Alternate Trustee
Seth Doyle	Ex/Officio Alternate Trustee
Frank English	Elected Trustee & Vice Chairperson
Laura Isom	Elected Trustee & Chairperson
George Orzech	Elected Trustee
Paul Stewart	Elected Trustee
Alberta Tinsley-Talabi	Ex/Officio Trustee
Walter Stampor	Executive Secretary
Cynthia Thomas	Assistant Executive Secretary
Janet S. Lenear	Recording Secretary
Ronald Zajac	Legal Counsel
Richard Huddleston	Investment Analyst
Reginald O'Neal	Medical Director

EXCUSED

None

ABSENT

None

CHAIRPERSON

Laura Isom

VICE CHAIRPERSON

Frank English

ROLL CALL WAS TAKEN AT 9:01 A.M. BY THE BOARD'S RECORDING SECRETARY AND THE MEETING WAS CALLED TO ORDER.

CLOSED SESSION

By Mr. Bandemer - Supported by Mr. Stewart

Whereas, The Board's Medical Director is now before this Body to discuss the medical and psychiatric reports of the individuals whose names are designated on the pages which follow relative to their disability retirement applications and re-examinations, Therefore Be It

Resolved, That the Board enter into Closed Session:

A Roll Call vote was taken as follows:

**Yeas - Trustees Bandemer, Best, Doyle, Orzech, Stewart
Talabi and Vice Chairman English - 7**

Nays - None

The Board entered into Closed Session at 9:02 A.M.

> CHAIRPERSON LAURA ISOM ENTERED THE MEETING AND VICE CHAIRPERSON ENGLISH RELINQUISHED THE CHAIR TO HER.

OPEN SESSION

By Mr. Stewart – Supported by Mr. Best

Resolved, That the Board return to Open Session:

A Roll Call vote was taken as follows:

**Yeas – Trustees Bandemer, Beasley, Best, Christian, Doyle,
English, Orzech, Stewart, Talabi and Chairperson
Isom - 10**

Nays - None

**The Board returned to Open Session at 9:57 A.M. and Medical
Director Reginald O’Neal was excused for the remainder of the
Meeting.**

DISABILITY RETIREMENT APPLICATIONS

NAME, TITLE, DEPARTMENT	BRUCE DEBOUVRE – OFFICER - POLICE
DISABILITY, PLAN, FILING DATE	DUTY – NEW – SEPTEMBER 12, 2005
	MR. DEBOUVRE’S CASE WAS NOT REPORTED ON THIS DATE
DOCTOR’S RECOMMENDATION	
BOARD ACTION	

NAME, TITLE, DEPARTMENT	GREGORY DONALD – OFFICER – POLICE
DISABILITY, PLAN, FILING DATE	DUTY – NEW – SEPTEMBER 7, 2005
DOCTOR’S RECOMMENDATION	DUTY-RELATED INJURY
BOARD ACTION	APPROVE

GREGORY DONALD

BY MR. BANDEMER – SUPPORTED BY MR. STEWART

WHEREAS, GREGORY DONALD FILED A SEPTEMBER 7, 2005 APPLICATION FOR DUTY DISABILITY RETIREMENT, AND

WHEREAS, THE BOARD'S MEDICAL DIRECTOR HAS OPINED THAT MR. DONALD IS DISABLED FOR FULL DUTY, THEREFORE BE IT

RESOLVED, THAT THE BOARD ACCEPT THE FINDING OF ITS MEDICAL DIRECTOR REGARDING MR. DONALD, AND BE IT FURTHER

RESOLVED, THAT THE BOARD FINDS THAT MR. DONALD'S DISABILITY RESULTED FROM PERFORMANCE OF DUTY, AND BE IT FURTHER

RESOLVED, THAT GREGORY DONALD'S APPLICATION FOR DUTY DISABILITY RETIREMENT BE HEREBY APPROVED:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM – 8

NAYS – NONE

LINDA ELSTON

BY MR. BANDEMER - SUPPORTED BY MR. STEWART

WHEREAS, LINDA ELSTON FILED AN APRIL 28, 2005 APPLICATION FOR DUTY DISABILITY RETIREMENT, AND

WHEREAS, THE BOARD'S MEDICAL DIRECTOR HAS OPINED THAT MS. ELSTON IS DISABLED FOR FULL DUTY, THEREFORE BE IT

RESOLVED, THAT THE BOARD ACCEPT THE FINDING OF ITS MEDICAL DIRECTOR REGARDING MS. ELSTON, AND BE IT FURTHER

RESOLVED, THAT THE BOARD FINDS THAT MS. ELSTON'S DISABILITY RESULTED FROM PERFORMANCE OF DUTY, AND BE IT FURTHER

RESOLVED, THAT LINDA ELSTON'S APPLICATION FOR DUTY DISABILITY RETIREMENT BE HEREBY APPROVED:

YEAS - TRUSTEES BANDEMER, BEST, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 8

NAYS - NONE

> LEGAL COUNSEL RONALD ZAJAC ENTERED THE MEETING.

PHILLIP ROGERS

BY MR. BANDEMER - SUPPORTED BY MR. STEWART

WHEREAS, THE POLICE DEPARTMENT FILED A JULY 25, 2005 APPLICATION FOR PHILLIP ROGERS' NON-DUTY DISABILITY RETIREMENT, AND

WHEREAS, MR. ROGERS FILED AN AUGUST 23, 2005 APPLICATION FOR DUTY DISABILITY RETIREMENT, AND

WHEREAS, THE BOARD'S MEDICAL DIRECTOR HAS OPINED THAT MR. ROGERS IS DISABLED FOR FULL DUTY, THEREFORE BE IT

RESOLVED, THAT THE BOARD ACCEPT THE FINDING OF ITS MEDICAL DIRECTOR REGARDING MR. ROGERS, AND BE IT FURTHER

RESOLVED, THAT THE BOARD FINDS THAT MR. ROGERS' DISABILITY RESULTED FROM PERFORMANCE OF DUTY, AND BE IT FURTHER

RESOLVED, THAT PHILLIP ROGERS' APPLICATION FOR DUTY DISABILITY RETIREMENT BE HEREBY APPROVED, AND BE IT FURTHER

RESOLVED, THAT THE POLICE DEPARTMENT'S APPLICATION FOR PHILLIP ROGERS' NON-DUTY DISABILITY RETIREMENT BE DENIED:

YEAS - TRUSTEES BANDEMER, BEST, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 8

NAYS - NONE

- **EX/OFFICIO TRUSTEE JEFFREY BEASLEY ENTERED THE MEETING.**

EDITH TREMONTI

BY MR. STEWART - SUPPORTED BY MR. ENGLISH

WHEREAS, THE POLICE DEPARTMENT FILED A MARCH 22, 2005 APPLICATION FOR EDITH TREMONTI'S DUTY DISABILITY RETIREMENT, AND

WHEREAS, THE BOARD'S MEDICAL DIRECTOR HAS OPINED THAT MS. TREMONTI IS DISABLED FOR FULL DUTY, THEREFORE BE IT

RESOLVED, THAT THE BOARD ACCEPT THE FINDING OF ITS MEDICAL DIRECTOR REGARDING MS. TREMONTI, AND BE IT FURTHER

RESOLVED, THAT THE BOARD FINDS THAT MS. TREMONTI'S DISABILITY RESULTED FROM PERFORMANCE OF DUTY, AND BE IT FURTHER

RESOLVED, THAT THE POLICE DEPARTMENT'S APPLICATION FOR EDITH TREMONTI'S DUTY DISABILITY RETIREMENT BE HEREBY APPROVED, AND BE IT FURTHER

RESOLVED, THAT MS. TREMONTI BE ADVISED OF HER RIGHT TO APPEAL SAID APPROVAL PURSUANT TO PROCEDURES ESTABLISHED BY COLLECTIVE BARGAINING:

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 9

NAYS - NONE

RAYMOND WILLIAMS

BY MR. BANDEMER - SUPPORTED BY MR. STEWART

WHEREAS, RAYMOND WILLIAMS FILED A SEPTEMBER 23, 2005 APPLICATION FOR DUTY DISABILITY RETIREMENT, AND

WHEREAS, THE BOARD'S MEDICAL DIRECTOR HAS OPINED THAT MR. WILLIAMS IS DISABLED FOR FULL DUTY, THEREFORE BE IT

RESOLVED, THAT THE BOARD ACCEPT THE FINDING OF ITS MEDICAL DIRECTOR REGARDING MR. WILLIAMS, AND BE IT FURTHER

RESOLVED, THAT THE BOARD FINDS THAT MR. WILLIAMS' DISABILITY RESULTED FROM PERFORMANCE OF DUTY, AND BE IT FURTHER

RESOLVED, THAT RAYMOND WILLIAMS' APPLICATION FOR DUTY DISABILITY RETIREMENT BE HEREBY APPROVED:

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 9

NAYS - NONE

BARBARA STAFFORD

BY MR. STEWART - SUPPORTED BY MR. BANDEMER

WHEREAS, BARBARA STAFFORD FILED A SEPTEMBER 29, 2005 APPLICATION FOR DUTY DISABILITY RETIREMENT, AND

WHEREAS, THE BOARD'S MEDICAL DIRECTOR HAS OPINED THAT MS. STAFFORD IS DISABLED FOR FULL DUTY, THEREFORE BE IT

RESOLVED, THAT THE BOARD ACCEPT THE FINDING OF ITS MEDICAL DIRECTOR REGARDING MS. STAFFORD, AND BE IT FURTHER

RESOLVED, THAT THE BOARD FINDS THAT MS. STAFFORD'S DISABILITY RESULTED FROM PERFORMANCE OF DUTY, AND BE IT FURTHER

RESOLVED, THAT BARBARA STAFFORD'S APPLICATION FOR DUTY DISABILITY RETIREMENT BE HEREBY APPROVED:

YEAS - TRUSTEES BANDEMER, BEST, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 7

NAYS - TRUSTEE DOYLE - 1

ABSTAIN - TRUSTEE BEASLEY - 1

> EX/OFFICIO TRUSTEE GARY CHRISTIAN ENTERED THE MEETING.

RE-EXAMINATIONS

BY MR. ENGLISH - SUPPORTED BY MR. BANDEMER

RESOLVED, THAT IN ACCORDANCE WITH THE RECOMMENDATION OF THE BOARD'S MEDICAL DIRECTOR, THE RETIRANTS WHOSE NAME ARE REFERENCED ON PAGE FIVE BE CONTINUED ON THE DISABILITY RETIREMENT PAYROLLS WITH NO FURTHER RE-EXAMINATIONS BEING NECESSARY FOR DINNELL ECHOLS:

**YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, CHRISTIAN, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM -
10**

NAYS - NONE

MAYFIELD GENTRY REALTY ADVISORS

CHAUNCEY MAYFIELD AND THREE ASSOCIATES APPEARED BEFORE THE BOARD, DISCUSSED MAYFIELD GENTRY'S 2006 OPERATING BUDGET AND THEN EXCUSED THEMSELVES.

RETIREMENTS

BY MR. ORZECH - SUPPORTED BY MR. BEASLEY

**RESOLVED, THAT THE APPLICATIONS FOR
RETIREMENT WHICH ARE OUTLINED BELOW AND ON
THE PAGES WHICH FOLLOW BE APPROVED:**

**YEAS - TRUSTEES BANDEMER, BEASLEY, BEST,
CHRISTIAN, DOYLE, ENGLISH, ORZECH,
STEWART, TALABI AND CHAIRPERSON ISOM -
10**

NAYS - NONE

RETIREMENTS

**NAME, TITLE, DEPARTMENT
RETIREMENT, PLAN
SERVICE CREDIT
EFFECTIVE DATE**

**JUNE WILSON - INVESTIGATOR - POLICE
SERVICE - NEW
31 01 17
01 17 06**

**NAME, TITLE, DEPARTMENT
RETIREMENT, PLAN
SERVICE CREDIT
EFFECTIVE DATE**

**MARQUIS WOODEN - CAPTAIN - FIRE
SERVICE - NEW
34 01 26
01 05 06**

**NAME, TITLE, DEPARTMENT
RETIREMENT, PLAN
SERVICE CREDIT
EFFECTIVE DATE**

**MADLYN RAKOWSKI - POLICE COMM -
PCOA - POLICE
SERVICE - NEW
32 09 21
01 09 06**

RETIREMENTS

NAME, TITLE, DEPARTMENT

**ODELL GODBOLD - SERGEANT -
PROMOTION LIST - POLICE
SERVICE - NEW**

RETIREMENT, PLAN

23 09 16

SERVICE CREDIT

01 24 06

EFFECTIVE DATE

NAME, TITLE, DEPARTMENT

**KAMIRA FORD-MALIK - WIDOW OF
DECEASED ZAFIR MALIK - FIRE FIGHTER
- FIRE**

RETIREMENT, PLAN

NON-DUTY (WIDOW) - NEW

SERVICE CREDIT

03 11 04

EFFECTIVE DATE

12 01 05

NAME, TITLE, DEPARTMENT

**FREDERICK WASSER - SR. CHIEF - FIRE
SERVICE - NEW**

RETIREMENT, PLAN

38 01 26

SERVICE CREDIT

02 28 06

EFFECTIVE DATE

NAME, TITLE, DEPARTMENT

**MICHAEL LEMONS - SERGEANT - POLICE
SERVICE - NEW**

RETIREMENT, PLAN

30 01 22

SERVICE CREDIT

01 14 06

EFFECTIVE DATE

NAME, TITLE, DEPARTMENT

**ANDREA JACKSON - POLICE COMM-PCOA
- POLICE**

RETIREMENT, PLAN

SERVICE - NEW

SERVICE CREDIT

32 11 04

EFFECTIVE DATE

NAME, TITLE, DEPARTMENT

**JESSIE CLEVELAND - SERGEANT -
POLICE**

RETIREMENT, PLAN

SERVICE - NEW

SERVICE CREDIT

35 02 19

EFFECTIVE DATE

01 03 06

REFUNDS OF ACCUMULATED CONTRIBUTIONS

BY MR. ORZECH - SUPPORTED BY MR. ENGLISH

RESOLVED, THAT THE CONTRIBUTIONS TO THE ANNUITY SAVINGS FUND BY MEMBERS OF THE POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT, AS SET FORTH ON LIST #3188 (WHICH IS REFERENCED AT THE END OF THESE PROCEEDINGS), IN THE AMOUNT OF \$305,841.43, INCLUDING INTEREST, BE REFUNDED PENDING AUDIT BY RETIREMENT SYSTEM ACCOUNTING STAFF:

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, CHRISTIAN, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 10

NAYS - NONE

MINUTES OF THURSDAY, JANUARY 5, 2006

BY MR. ORZECH - SUPPORTED BY MR. ENGLISH

RESOLVED, THAT THE MINUTES OF THE MEETING HELD THURSDAY, JANUARY 5, 2006 BE APPROVED AS RECORDED AND SUBMITTED BY THE BOARD'S RECORDING SECRETARY:

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, CHRISTIAN, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 10

NAYS - NONE

MESIROW

JEFF CHICONE AND TWO ASSOCIATES APPEARED BEFORE THE BOARD, DISCUSSED 2005 PERFORMANCE AND THEN EXCUSED THEMSELVES.

- **EX/OFFICIO TRUSTEE CHRISTIAN EXCUSED HIMSELF.**

CANYON CAPITAL REALTY ADVISORS

BY MR. ORZECH - SUPPORTED BY MR. ENGLISH

Whereas, The Board has been presented with a January 17, 2005 communication from Canyon Capital Realty Advisors wherein Canyon Capital Realty Advisors requests that the Board fund its portion of the Capital Installment due for Canyon Johnson's Urban Fund in the amount of \$16,698.35, Therefore Be It

Resolved, That subject to final approval of all transaction documents by the Board's Legal Counsel, the Board approve said funding:

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 9

NAYS - NONE

LIBERTY LIFE

BY MR. ORZECH - SUPPORTED BY MR. ENGLISH

Whereas, The Board has been presented with a January 17, 2006 communication from Liberty Life wherein Liberty Life requests that the Board fund its portion of the Capital Installment due for Liberty Life's U.S. Power Fund, L.P. in the amount of \$387,033.00, Therefore Be It

Resolved, That subject to final approval of all transaction documents by the Board's Legal Counsel, the Board approve said funding:

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 9

NAYS - NONE

PROVENDER

BY MR. ORZECH - SUPPORTED BY MR. ENGLISH

Whereas, The Board has been presented with a January 17, 2006 communication from Provender wherein Provender requests that the Board fund its portion of the Capital Installment due for Provender's Opportunities Fund, L.P. in the amount of \$40,578.00, Therefore Be It

Resolved, That subject to final approval of all transaction documents by the Board's Legal Counsel, the Board approve said funding:

PROVENDER

**YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, DOYLE,
ENGLISH, ORZECH, STEWART, TALABI AND CHAIR-
PERSON ISOM - 9**

NAYS - NONE

BILL PAYMENT REQUESTS

BY MR. ORZECH - SUPPORTED BY MR. BANDEMER

**WHEREAS, THE BOARD IS IN RECEIPT OF THE FOLLOWING
BILLINGS REQUESTING PAYMENT FOR SERVICES RENDERED,
AND**

**WHEREAS, THE BOARD IS SATISFIED THAT SERVICES WERE
PROVIDED TO THE BOARD AS REQUESTED BY THE BOARD,
THEREFORE BE IT**

**RESOLVED, THAT SUBJECT TO STAFF AUDIT, THE BOARD
APPROVE PAYMENT OF SAID BILLINGS:**

FIRM OR INDIVIDUAL, DATE, AMOUNT, SERVICE(S) PROVIDED

**BANK OF NEW YORK - DECEMBER 16, 2005 - \$51,769.94 - 2005
FOURTH QUARTER FEES**

**EARNST PARTNERS - JANUARY 16, 2006 - 66,804.04 - 2005
FOURTH QUARTER FEES**

**EARTH LINK - DECEMBER 29, 2005 - \$27.91 - POLICE AND FIRE
PORTION OF \$55.82 - TRUSTEE INTERNET ACCESS**

**ENGLISH, FRANK - JANUARY 19, 2006 - \$240.00 - PARKING
REIMBURSEMENT**

BILL PAYMENT REQUESTS

FIRM OR INDIVIDUAL, DATE, AMOUNT, SERVICE(S) PROVIDED

**FORMS TRAC - DECEMBER 31, 2005 - \$276.15 - POLICE AND FIRE
PORTION OF \$552.30 - 1099-R TAX FORM PRINTING COSTS**

**KENNEDY CAPITAL MANAGEMENT - JANUARY 18, 2006 -
\$635,649.00 - 2005 FOURTH QUARTER FEES**

**MAYFIELD GENTRY REALTY ADVISORS - JANUARY 17, 2006 -
\$94,450.58 - OPERATIONAL EXPENSES AND CAPITAL
IMPROVEMENTS FOR GRAND PARK CENTRE**

**MAYFIELD GENTRY REALTY ADVISORS - JANUARY 17, 2006 -
\$14,465.00 - PROJECT MANAGEMENT SERVICES - DUBLIN
PLACE SHOPPING CENTER**

**MAYFIELD GENTRY REALTY ADVISORS - JANUARY 18, 2006 -
\$96,625.32 - ASSET MANAGEMENT AND MORTGAGE SERVICING
FEES**

**MILESTONE REALTY SERVICES - VARIOUS DATES - \$23,062.74 -
POLICE AND FIRE PORTION OF \$46,125.48 - BREWERY PARK -
PHASE I**

**PAYDEN & RYGEL - JANUARY 12, 2006 - \$46,834.00 -
DECEMBER, 2005 FEES - ACCOUNTS 1612 AND 1613**

**RHUMBLINE ADVISORS - JANUARY 11, 2006 - \$15,924.55 - 2005
FOURTH QUARTER FEES**

**RHUMBLINE ADVISORS - JANUARY 11, 2006 - \$14,041.67 - 2005
FOURTH QUARTER FEES**

**STEWART CAPITAL MANAGEMENT - JANUARY 15, 2006 -
\$39,244.21 - 2005 FOURTH QUARTER FEES**

BILL PAYMENT REQUESTS

FIRM OR INDIVIDUAL, DATE, AMOUNT, SERVICE(S) PROVIDED

**TRANSAMERICA - JANUARY 17, 2006 - \$72,998.00 - 2005
FOURTH QUARTER FEES**

**VIKING OFFICE PRODUCTS - JANUARY 4, 2006 - \$417,19 -
POLICE AND FIRE PORTION OF \$834.38 - OFFICE SUPPLIES**

**YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, DOYLE,
ENGLISH, ORZECH, STEWART, TALABI AND CHAIR-
PERSON ISOM - 9**

NAYS - NONE

THE REQUEST OF BARRY LEBEAU

BY MR. BANDEMER - SUPPORTED BY MR. ORZECH

**WHEREAS, BARRY LEBEAU HAS PRESENTED THE BOARD WITH
A REQUEST TO RECEIVE A REFUND OF THE MILITARY SERVICE
TIME HE PURCHASED (11 MONTHS), PER A ONE-PAGE JANUARY
14, 2006 COMMUNICATION, THEREFORE BE IT**

**RESOLVED, THAT THE REQUEST OF MR. LEBEAU BE HEREBY
APPROVED:**

**YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, DOYLE,
ENGLISH, ORZECH, STEWART, TALABI AND CHAIR-
PERSON ISOM - 9**

NAYS - NONE

**CLARK ET AL & RETIRED POLICE & FIREFIGHTERS' ASSOCIATION ET
AL VERSUS THE CITY OF DETROIT BOARD OF TRUSTEES ET AL
WAYNE CIRCUIT CASE NO. 82-235598-CL**

BY MR. ORZECH - SUPPORTED BY MR. BANDEMER

Resolved, That all petitions of said pre-July 1, 1983 and pre-July 1, 1986 (as applicable) Option II and Option III retirants, whose beneficiaries pre-deceased the retirants, for adjustment of retirement benefits to a Straight Life retirement be granted effective the first day of the month following the date of application and procedures be followed otherwise identical to the processing and computation for adjustments made to divorced Option II and Option III retirants pursuant to domestic relations court orders:

BERNARD SUSTRICH

BENEFICIARY'S DEATH: NOVEMBER 16, 2005

APPLICATION MADE: NOVEMBER 21, 2005

WILLIAM MCCUE

BENEFICIARY'S DEATH: NOVEMBER 18, 2005

APPLICATION MADE: NOVEMBER 25, 2005

**YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, DOYLE,
ENGLISH, ORZECH, STEWART, TALABI AND CHAIR-
PERSON ISOM - 9**

NAYS - NONE

- **EX/OFFICIO TRUSTEE CHRISTIAN RE-JOINED THE MEETING.**

LEGAL COUNSEL'S REPORTS

LEGAL COUNSEL RONALD ZAJAC DISCUSSED VARIOUS MATTERS WITH THE BOARD, INCLUDING THE BANK OF NEW

LEGAL COUNSEL'S REPORTS (CONTINUED)

YORK, THE CALPINE CORPORATION, THE 11-12 MEMBER BOARD LITIGATION, LAY-OFF PERSONNEL ISSUES WITHIN THE RETIREMENT SYSTEMS, WOODBURY VERSUS WOODBURY AND MCCLENDON VERSUS MCCLENDON.

CALPINE CORPORATION

LEGAL COUNSEL PROVIDED EACH BOARD MEMBER WITH A COPY OF A JANUARY 11, 2006 COMMUNICATION FROM SPECIAL COUNSEL KOHN, SWIFT & GRAF TO DORI CRONIN OF HAWTHORN REGARDING THE ABOVE-CAPTIONED MATTER.

11-12 MEMBER BOARD LITIGATION

LEGAL COUNSEL PROVIDED EACH BOARD MEMBER WITH A COPY OF AN EIGHTEEN-PAGE JANUARY 16, 2006 WAYNE CIRCUIT COURT DECISION FROM SPECIAL COUNSEL CHRIS LEGGHIO REGARDING THE ABOVE-CAPTIONED LITIGATION.

RETIREMENT SYSTEMS' LAY-OFFS/PERSONNEL ISSUES

LEGAL COUNSEL PROVIDED EACH BOARD MEMBER WITH A COPY OF A THREE-PAGE COMMUNICATION FROM LEGAL COUNSEL TO THE BOARD REGARDING THE ABOVE-CAPTIONED MATTERS.

**MCCLENDON VERSUS MCCLENDON
WASHTENAW COUNTY CASE #02-361-DM**

BY MR. ENGLISH - SUPPORTED BY MR. DOYLE

WHEREAS, THE BOARD IS IN RECEIPT OF A DECEMBER 22, 2005 ELIGIBLE DOMESTIC RELATIONS ORDER WHICH AMENDS/SUPPLEMENTS A JULY 21, 2003 JUDGMENT OF DIVORCE WHEREIN MICHAEL MICHELLE VALENTI-MCCLENDON IS AWARDED CERTAIN RIGHTS TO THE DEFINED BENEFIT PLAN AND DEFINED CONTRIBUTION PLAN BENEFITS OF DARRELL MCCLENDON WHO IS CURRENTLY AN ACTIVE EMPLOYEE, AND

WHEREAS, PARTICIPANT'S DATE OF BIRTH IS MAY 12, 1954, AND, TO DATE, PARTICIPANT HAS ATTAINED 25 YEARS AND 08 MONTHS OF SERVICE CREDIT, AND

WHEREAS, ALTERNATE PAYEE IS ENTITLED TO CLAIM A PORTION OF PARTICIPANT'S DEFINED CONTRIBUTION PLAN, WHICH IS SUBJECT TO PARTICIPANT'S ELIGIBILITY FOR WITHDRAWAL FROM THE DEFINED CONTRIBUTION PLAN AND SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, AND ALTERNATE PAYEE IS ENTITLED TO CLAIM A PORTION OF PARTICIPANT'S DEFINED BENEFIT PLAN, AND

WHEREAS, DEFINED CONTRIBUTION PLAN AMOUNTS CAN BE MADE TO THE PARTICIPANT OR ALTERNATE PAYEE IMMEDIATELY, SUBJECT TO APPLICATION FOR SAME BEING MADE BY THE PARTY SEEKING PAYMENT, AND THE EARLIEST DATE THAT PAYMENTS FROM THE DEFINED BENEFIT PLAN CAN BE MADE TO THE PARTICIPANT OR ALTERNATE PAYEE IS IMMEDIATELY, AND

WHEREAS, THE BOARD'S POLICY IS TO REQUIRE THAT THE COST FOR THE ACTUARY'S CALCULATIONS ARE TO BE BORNE BY THE PARTIES TO THE DOMESTIC RELATIONS PROCEEDINGS,

**MCCLENDON VERSUS MCCLENDON
WASHTENAW COUNTY CASE #02-361-DM**

**AND THE COURT ORDER PROVIDES FOR THE PARTIES TO
SHARE THE COST OF THE ACTUARY'S FEES, AND**

**WHEREAS, SAID MATTER HAS 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, A COPY OF THIS RESOLUTION BE
IMMEDIATELY ATTACHED AS THE TOP SHEET OF THE PENSION
FILE, OTHER APPROPRIATE RECORDS BE RETAINED BY THE
RETIREMENT SYSTEM RELATIVE TO THIS MATTER, AND A COPY
OF THIS RESOLUTION BE FORWARDED TO ATTORNEY BRANT
FUNKHOUSER, ATTORNEY SORENIA WHITTINGTON, MICHAEL
MICHELLE VALENTI-MCCLENDON AND DARRELL MCCLENDON:**

**YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, CHRISTIAN,
DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND
CHAIRPERSON ISOM - 10**

NAYS - NONE

WOODBURY VERSUS WOODBURY

BY MR. ENGLISH - SUPPORTED BY MS. TALABI

WHEREAS, THE BOARD ADOPTED A RESOLUTION ON MAY 26, 2005 WHICH PROVIDES FOR ADJUSTMENTS TO THE FUTURE MONTHLY BENEFIT WHICH MAY BE PAID TO THE ALTERNATE PAYEE, AND

WHEREAS, THE ALTERNATE PAYEE, DORIS WOODBURY, HAS REQUESTED THAT NO ACTION BE TAKEN REGARDING ANY SUCH ADJUSTMENTS BECAUSE THE MATTER IS PENDING IN THE MACOMB COUNTY CIRCUIT COURT, AND

WHEREAS, THE BOARD HAS DISCUSSED THIS MATTER, THEREFORE BE IT

RESOLVED, THAT NO FURTHER ACTION BE TAKEN CONSISTENT WITH THE MAY 26, 2005 RESOLUTION UNTIL FURTHER ACTION BY THE BOARD, AND BE IT FURTHER

RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO DORIS WOODBURY AND RICHARD WOODBURY:

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, CHRISTIAN, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 10

NAYS - NONE

WORKING DWOP DAYS

BY MR. BEST - SUPPORTED BY MR. ENGLISH

WHEREAS, THE BOARD OF TRUSTEES HAS BEEN INFORMED ABOUT THE BACKLOG OF WORK DUE TO THE LAY-OFFS IN THE RETIREMENT SYSTEMS' OFFICE, AND

WHEREAS, THE NEW CONTRACTUAL EMPLOYEES, THAT HAVE RECENTLY BEEN HIRED, HAVE TO BE TRAINED AND SUPERVISED BY RETIREMENT SYSTEM EMPLOYEES THAT ARE REQUIRED TO TAKE DWOP DAYS, THEREFORE BE IT

RESOLVED, THAT THE REQUIREMENT OF TAKING DWOP DAYS IN THE RETIREMENT SYSTEMS' OFFICE BE SUSPENDED UNTIL THE NEED FOR WORKING DWOP DAYS ARE NO LONGER NECESSARY BUT NOT LATER THAN JUNE 30, 2006:

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, CHRISTIAN, DOYLE, ENGLISH, ORZECH, STEWART, TALABI AND CHAIRPERSON ISOM - 10

NAYS - NONE

- **TRUSTEE STEWART EXCUSED HIMSELF.**

CONFERENCE

By Mr. Best - Supported by Mr. English

Resolved, That the Board approve the attendance of all Trustees, the Executive Secretary and the Assistant Executive Secretary at the below-referenced conference, and be it further

CONFERENCE

Resolved, That the Board approve expenditures for all Trustees, the Executive Secretary and the Assistant Executive Secretary to attend said conference:

U.S. Pensions and Investments Conference

Florida

February 11, 2006 - February 15, 2006

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, CHRISTIAN, DOYLE, ENGLISH, ORZECH, TALABI AND CHAIR-PERSON ISOM - 9

NAYS - NONE

CONFERENCE

By Mr. Best - Supported by Mr. English

Resolved, That the Board approve the attendance of its Investment Analyst at the below-referenced conference, and be it further

Resolved, That the Board approve expenditures for its Investment Analyst to attend said conference:

U.S. Pensions and Investments Conference

Florida

February 11, 2006 - February 15, 2006

YEAS - TRUSTEES BANDEMER, BEASLEY, BEST, CHRISTIAN, DOYLE, ENGLISH, ORZECH, TALABI AND CHAIR-PERSON ISOM - 9

NAYS - NONE

PUBLIC FORUM

AT 2:30 P.M., CHAIRPERSON ISOM DECLARED THE MEETING IN OPEN FORUM FOR GENERAL DISCUSSION BY THE PUBLIC ATTENDING THE MEETING.

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD, CHAIRPERSON ISOM ADJOURNED THE MEETING AT 2:45 P.M. UNTIL THURSDAY, JANUARY 26, 2006, AT 9:00 A.M., IN ROOM 910 OF THE COLEMAN A. YOUNG MUNICIPAL CENTER, DETROIT, MICHIGAN 48226.

RESPECTFULLY SUBMITTED,

ASSISTANT EXECUTIVE SECRETARY

