

MEETING NUMBER 2643

JOURNAL OF PROCEEDINGS OF THE BOARD OF TRUSTEES OF THE
POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT



PROCEEDINGS HELD THURSDAY, AUGUST 30, 2007
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/Vice Chairperson
Jeffrey Beasley	Ex/Officio Trustee/Treasurer
Gregory Best	Elected Trustee/Chairperson
Seth Doyle	Ex/Officio Trustee
Shereece Fleming-Freeman	Ex/Officio Alternate Trustee
DeDan Milton	Ex/Officio Alternate Trustee
James Moore	Elected Trustee
George Orzech	Elected Trustee
Jeffrey Pegg	Elected Trustee
Tyrone Scott	Ex/Officio Trustee-Fire Commissioner
Paul Stewart	Elected Trustee
Alberta Tinsley-Talabi	Ex/Officio Trustee/City Council Representative
Walter Stampor	Executive Secretary
Janet S. Lenear	Recording Secretary
Ronald Zajac	Legal Counsel
Joe Turner	Special Legal Counsel
Richard Huddleston	Investment Analyst

EXCUSED

Cynthia Thomas	Assistant Executive Secretary
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ABSENT

None

CHAIRPERSON

Gregory Best

ROLL CALL WAS TAKEN AT **9:06 A.M.** BY THE BOARD'S RECORDING SECRETARY AND THE MEETING WAS CALLED TO ORDER.

MMA/THE LAFER BUILDING

BY MR. MOORE – SUPPORTED BY MR. ORZECH

Whereas, The Board has been presented with an August 28, 2007 communication from MMA wherein MMA requests that the Board fund Draw 7 for the Lafer Building in the amount of **\$359,641.93**, 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 Freeman, Milton, Moore, Orzech, Pegg, Stewart and Chairman Best – 7

Nays – None

MMA/MRC BALANCED REAL ESTATE FUND I, L.P.

BY MR. MOORE – SUPPORTED BY MR. ORZECH

Whereas, The Board has been presented with an August 24, 2007 communication from MMA wherein MMA requests that the Board fund its portion of the capital call due for the MRC Balanced Real Estate Fund I, L.P. in the amount of **\$6,048,714.00**, Therefore Be It

MMA/MRC BALANCED REAL ESTATE FUND I, L.P.

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

Yeas – Trustees Freeman, Milton, Moore, Orzech, Pegg, Stewart
and Chairman Best – 7

Nays – None

RDD INVESTMENT CORPORATION

BY MR. MOORE – SUPPORTED BY MR. ORZECH

Whereas, The Board has been presented with an August 27, 2007 communication from RDD Investment Corporation wherein RDD Investment Corporation requests that the Board fund Draw 12 for RDD Investment Corporation in the amount of **\$48,000.00**, 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 Freeman, Milton, Moore, Orzech, Pegg, Stewart
and Chairman Best – 7

Nays – None

SMITH WHILEY

BY MR. MOORE – SUPPORTED BY MR. ORZECH

Whereas, The Board has been presented with an August 27, 2007 communication from Smith Whiley wherein Smith Whiley

SMITH WHILEY

requests that the Board fund its portion of the capital call due for Smith Whiley's Pelham Fund III, L.P. in the amount of **\$49,487.00**, 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 Freeman, Milton, Moore, Orzech, Pegg, Stewart
and Chairman Best – 7

Nays – None

THE RLJ COMPANIES

BY MR. MOORE – SUPPORTED BY MR. ORZECH

Whereas, The Board has been presented with an August 24, 2007 communication from the RLJ Companies wherein the RLJ Companies requests that the Board fund RLJ Select Diversified Trust in the amount of **\$10,000,000.00**, 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 Freeman, Milton, Moore, Orzech, Pegg, Stewart
and Chairman Best – 7

Nays – None

RETIREMENTS

BY MR. STEWART – SUPPORTED BY MR. MOORE

RESOLVED, THAT THE RETIREMENT APPLICATIONS WHICH ARE REFERENCED BELOW BE APPROVED:

Yeas – Trustees Freeman, Milton, Moore, Orzech, Pegg, Stewart
and Chairman Best – 7

Nays – None

RETIREMENTS

NAME, TITLE, DEPARTMENT	KIM SLATER – WIDOW OF DECEASED PAUL SLATER – OFFICER - POLICE
RETIREMENT, PLAN	WIDOW-NON/DUTY - NEW
SERVICE CREDIT, EFFECTIVE DATE	24 08 29 – 07 26 07

NAME, TITLE, DEPARTMENT	FRANK ENGLISH – CAPTAIN - FIRE
RETIREMENT, PLAN	SERVICE - NEW
SERVICE CREDIT, EFFECTIVE DATE	35 00 13 – 09 07 07

CONFIRMATIONS

BY MR. STEWART – SUPPORTED BY MR. ORZECH

RESOLVED, THAT THE DISBURSEMENTS AND RECEIPTS WHICH ARE DESIGNATED BELOW BE CONFIRMED:

Yeas – Trustees Freeman, Milton, Moore, Orzech, Pegg, Stewart
and Chairman Best – 7

Nays – None

DISBURSEMENTS

Police and Fire Retirement Systems of the City of Detroit			
Summary of Disbursements		DISBURSEMENTS	
From August 22-28, 2007			
Date	Wired To	Explanation	Amount
8/23/2007	Petty Cash	Replenishment	1,422.86
8/24/2007	Bank of New York	Custody Fees - 2nd Qtr'07	62,504.49
	Bank of New York	EAFE Index-Management Fee 2nd Qtr'07	58,166.53
	North Point Advisors	Due Diligence-Healthy Access	15,000.00
	Mayfield Gentry Realty Advisors	Servicing Fees-August'07	259,505.14
8/27/2007	Mayfield Gentry Realty Advisors	Capital Improvement-Dublin	264,965.62
	Mayfield Gentry Realty Advisors	Capital Improvement-Michigan Mutual	18,401.74
	HSBC Bank USA	Account # 591345 - 2nd Qtr'07	19,765.78
	HSBC Bank USA	Account # 591378 - 2nd Qtr'07	87,722.23
8/28/2007	First Independence	List # 3250 -Refund	207,283.79
	General Fund	Checkwrite-Administrative Expense	98,640.47
		TOTAL DISBURSEMENTS:	1,091,955.79

RECEIPTS

Police and Fire Retirement Systems of the City of Detroit		RECEIPTS	
Summary of Receipts			
From August 22-28, 2007			
Date	Received From	Explanation	Amount
	Bank of New York		
8/24/2007	General Fund	Weekly Annuity Contribution wk 08/08	99,546.63
	Mayfield Gentry Realty Advisors	Remittance-July'07	1,262,347.54
8/27/2007	Wind Point Partners 1V	Distribution	2,814,510.00
	Comerica		
8/23/2007	Verlin Williams	Purchase Military Service Time	7,379.40
	Alvin Brown	Express Mail	15.00
	Abel Noser	Remittance - July'07	356.50
		Total Receipts:	4,184,155.07

REFUNDS OF ACCUMULATED CONTRIBUTIONS

BY MR. STEWART – SUPPORTED BY MR. MOORE

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 #3251, IN THE AMOUNT OF \$32,500.00, INCLUDING INTEREST, BE REFUNDED PENDING AUDIT BY RETIREMENT SYSTEM ACCOUNTING STAFF:

REFUNDS OF ACCUMULATED CONTRIBUTIONS

Yeas – Trustees Freeman, Milton, Moore, Orzech, Pegg, Stewart
and Chairman Best – 7

Nays – None

MINUTES OF AUGUST 9, 2007 AND AUGUST 16, 2007

BY MR. STEWART – SUPPORTED BY MR. MOORE

RESOLVED, THAT THE MINUTES OF THE MEETING HELD THURSDAY,
AUGUST 9 ,2007 BE APPROVED AS RECORDED AND SUBMITTED
BY THE BOARD'S RECORDING SECRETARY, AND BE IT FURTHER

RESOLVED, THAT THE MINUTES OF THE MEETING HELD THURSDAY,
AUGUST 16, 2007 BE APPROVED AS RECORDED AND SUBMITTED
BY THE BOARD'S RECORDING SECRETARY:

Yeas – Trustees Freeman, Milton, Moore, Orzech, Pegg, Stewart
and Chairman Best – 7

Nays – None

▶ TRUSTEE SCOTT ENTERED THE MEETING.

BILL PAYMENT REQUESTS

BY MS. FREEMAN – SUPPORTED BY MR. MOORE

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

BILL PAYMENT REQUESTS

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 STAFF AUDIT, THE BOARD APPROVE PAYMENT OF SAID BILLINGS:

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

ADP, INC. – AUGUST 17, 2007 - \$94.85 – POLICE AND FIRE PORTION OF \$189.69 – SUPPLIES

CLARK HILL – AUGUST 21, 2007 - \$7,076.20 – JULY, 2007 SERVICES – MISCELLANEOUS, INSIGHT AND GUIDANCE CAPITAL

HARLAND TECHNOLOGY – AUGUST 20, 2007 - \$149.25 – POLICE AND FIRE PORTION OF \$298.50 – SUPPLIES

IT STAFF – AUGUST 27, 2007 - \$53,583.00 – POLICE AND FIRE PORTION OF \$111,043.88 – AUGUST, 2007 FEES - CONTRACTUAL PROGRAMMERS

PLANTE MORAN – AUGUST 13, 2007 - \$1,900.00 – POLICE AND FIRE PORTION OF \$3,800.00 – PROGRESS BILLING RELATED TO THE PLANNING AND PRELIMINARY TESTING RELATED TO THE AUDIT OF THE FINANCIAL STATEMENTS FOR THE YEAR ENDED JUNE 30, 2007

XJJ COMPANY – AUGUST 28, 2007 - \$32,201.47 – POLICE AND FIRE PORTION OF \$64,402.48 – JULY, 2007 AND RETROACTIVE PAY AND TRUSTEE STIPEND

BILL PAYMENT REQUESTS

Yeas – Trustees Freeman, Milton, Moore, Orzech, Pegg, Scott,
Stewart and Chairman Best – 8

Nays – None

LEGAL COUNSEL'S BILLING

BY MS. FREEMAN – SUPPORTED BY MR. MOORE

RESOLVED, THAT LEGAL COUNSEL'S BILLING DATED AUGUST 30,
2007, FOR THE MONTH OF AUGUST, 2007, IN THE AMOUNT OF
\$12,913.64, BE APPROVED AND SAID AMOUNT BE PAID
PURSUANT TO WIRE-TRANSFER INSTRUCTIONS ON FILE WITH THE
POLICE AND FIRE RETIREMENT SYSTEM:

Yeas – Trustees Freeman, Milton, Moore, Orzech, Pegg, Scott,
Stewart and Chairman Best – 8

Nays – None

BEHRINGER HARVARD

DAVID STONE APPEARED BEFORE THE BOARD AND DISCUSSED
BEHRINGER HARVARD'S REIT AT LENGTH.

► TRUSTEES BANDEMER, TALABI AND BEASLEY, AS WELL AS
SPECIAL COUNSEL JOE TURNER, ENTERED THE MEETING DURING
MR. STONE'S PRESENTATION.

THE BOARD THEN EXCUSED MR. STONE.

LEGAL COUNSEL'S REPORTS

LEGAL COUNSEL RONALD ZAJAC DISCUSSED VARIOUS MATTERS WITH THE BOARD, INCLUDING RODNEY ENGLISH, MMA, THE IRS, ICG-GM, 2006 TAX RETURNS, CLYBURN VERSUS CLYBURN, DUNCAN VERSUS DUNCAN AND DRS HOLDINGS, INC.

DRS HOLDINGS, INC.

THE BOARD WAS MADE AWARE OF THE EXECUTION OF A FIRST AMENDMENT TO OFFER TO PURCHASE REAL ESTATE DATED AUGUST 30, 2007 FOR THE PROPERTY LOCATED AT 7850 EAST JEFFERSON, DETROIT, MICHIGAN.

2006 TAX RETURNS

THE BOARD WAS MADE AWARE OF THE EXECUTION (BY AN OFFICER OF THE RESPECTIVE CORPORATION) OF 2006 TAX RETURNS (DATED AUGUST 30, 2007) FOR:

PFRS ST. ANDREWS CORPORATION – U.S. RETURN OF ORGANIZATION EXEMPT FROM INCOME TAX

SAND LAKE CENTRE CORPORATION – U.S. RETURN OF ORGANIZATION EXEMPT FROM INCOME TAX

PFRS SAN DIEGO CORPORATION – U.S. RETURN OF ORGANIZATION EXEMPT FROM INCOME TAX

RDD INVESTMENT CORPORATION – U.S. RETURN OF ORGANIZATION EXEMPT FROM INCOME TAX

PFRS ROMULUS CORPORATION - MICHIGAN SINGLE BUSINESS TAX RETURN

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
EIN: 38-2465279

LEGAL COUNSEL PROVIDED EACH BOARD MEMBER WITH A COPY OF AN AUGUST 22, 2007 COMMUNICATION FROM THE LAW OFFICES OF RUBENSTEIN ISAACS TO THE CITY OF DETROIT FINANCE DEPARTMENT REGARDING THE ABOVE-CAPTIONED MATTER.

CLYBURN VERSUS CLYBURN
WAYNE COUNTY CASE #06615253-DO

BY MR. BANDEMER – SUPPORTED BY MR. STEWART

WHEREAS, THE BOARD IS IN RECEIPT OF A MARCH 30, 2007 JUDGMENT OF DIVORCE AND AN AUGUST 18, 2007 ELIGIBLE DOMESTIC RELATIONS ORDER WHICH AMENDS/SUPPLEMENTS A MARCH 20, 2007 JUDGMENT OF DIVORCE WHEREIN JOANNE CLYBURN IS AWARDED CERTAIN RIGHTS TO THE DEFINED BENEFIT PLAN AND DEFINED CONTRIBUTION PLAN BENEFITS OF JEFFREY CLYBURN WHO IS CURRENTLY AN ACTIVE EMPLOYEE; AND WHEREAS, PARTICIPANT'S DATE OF BIRTH IS MAY 20, 1952, AND, TO DATE, PARTICIPANT HAS ATTAINED 25 YEARS, 10 MONTHS AND 19 DAYS OF SERVICE CREDIT, AND

WHEREAS, ALTERNATE PAYEE IS ENTITLED TO CLAIM A PORTION OF PARTICIPANT'S DEFINED CONTRIBUTION PLAN, PAYMENT OF WHICH IS SUBJECT TO PARTICIPANT'S ELIGIBILITY FOR WITHDRAWAL FROM DEFINED CONTRIBUTION PLAN, 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, 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, AND THE COURT ORDER PROVIDES FOR THE PARTIES TO SHARE THE COST OF THE ACTUARY'S FEES, AND

CLYBURN VERSUS CLYBURN
WAYNE COUNTY CASE #06615253-DO

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 ANDREW PRINGLE, ATTORNEY TODD PERKINS, JOANNE CLYBURN AND JEFFREY CLYBURN:

YEAS – TRUSTEES BANDEMER, BEASLEY, FREEMAN, MILTON,
MOORE, ORZECH, PEGG, SCOTT, STEWART, TALABI AND
CHAIRMAN BEST – 11

NAYS – NONE

DUNCAN VERSUS DUNCAN
WAYNE COUNTY CASE #06-601776-DO

BY MR. BANDEMER – SUPPORTED BY MR. STEWART

WHEREAS, THE BOARD IS IN RECEIPT OF A JUNE 7, 2006 CONSENT JUDGMENT OF DIVORCE AND AN AUGUST 20, 2007 CONSENT ELIGIBLE DOMESTIC RELATIONS ORDER WHICH AMENDS/SUPPLEMENTS A JUDGMENT OF DIVORCE WHEREIN KIM DUNCAN IS AWARDED CERTAIN RIGHTS TO THE DEFINED BENEFIT PLAN BENEFITS ONLY OF JOSEPH DUNCAN WHO IS CURRENTLY AN ACTIVE EMPLOYEE, AND WHEREAS, PARTICIPANT'S DATE OF BIRTH IS AUGUST 12, 1955, AND, TO DATE, PARTICIPANT HAS ATTAINED 24 YEARS, 03 MONTHS AND 14 DAYS OF SERVICE CREDIT, AND

WHEREAS, ALTERNATE PAYEE IS NOT ENTITLED TO CLAIM A PORTION OF PARTICIPANT'S DEFINED CONTRIBUTION PLAN BECAUSE 100% OF THE DEFINED CONTRIBUTION PLAN HAS BEEN AWARDED TO PARTICIPANT, BUT 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 ALTERNATE PAYEE IS UPON PARTICIPANT ATTAINING 25 YEARS OF SERVICE CREDIT OR OTHERWISE RECEIVING RETIREMENT BENEFITS, 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, AND THE COURT ORDER PROVIDES FOR THE PARTIES TO SHARE THE COST OF THE ACTUARY'S FEES, AND

DUNCAN VERSUS DUNCAN
WAYNE COUNTY CASE #06-601776-DO

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 JOHN GOLDPAUGH, ATTORNEY GWENDOLYN DAVIS, KIM DUNCAN AND JOSEPH DUNCAN:

YEAS – TRUSTEES BANDEMER, BEASLEY, FREEMAN, MILTON, MOORE, ORZECH, PEGG, SCOTT, STEWART, TALABI AND CHAIRMAN BEST – 11

NAYS – NONE

RDD INVESTMENT CORPORATION/FAM-GLOBAL
CLOSED SESSION

BY MR. BANDEMER – SUPPORTED BY MR. STEWART

Resolved, That the Board enter into Closed Session for the purpose of discussing matters involving attorney/client privilege:

A Roll Call Vote was taken as follows:

RDD INVESTMENT CORPORATION/FAM-GLOBAL
CLOSED SESSION

YEAS – TRUSTEES BANDEMER, BEASLEY, FREEMAN, MILTON,
MOORE, ORZECH, PEGG, SCOTT, STEWART, TALABI AND
CHAIRMAN BEST – 11

NAYS – NONE

The Board entered into Closed Session at **9:50 A.M.**

OPEN SESSION

BY MR. STEWART – SUPPORTED BY MR. BANDEMER

Resolved, That the Board return to Open Session:

A Roll Call Vote was taken as follows:

YEAS – TRUSTEES BANDEMER, BEASLEY, FREEMAN, MILTON,
MOORE, ORZECH, PEGG, SCOTT, STEWART, TALABI AND
CHAIRMAN BEST – 11

NAYS – NONE

The Board returned to Open Session at **10:35 A.M.**

RDD INVESTMENT CORPORATION/FAM-GLOBAL
CLOSED SESSION

DURING CLOSED SESSION, SPECIAL COUNSEL JOE TURNER
DISCUSSED RDD INVESTMENT CORPORATION (AND PRESENTED
EACH BOARD MEMBER WITH A COPY OF AN AUGUST 30, 2007
COMMUNICATION REGARDING SAME) AND FAM-GLOBAL.

SCOTT & SCOTT

DAVID SCOTT AND AN ASSOCIATE APPEARED BEFORE THE BOARD, DISCUSSED SPECIAL COUNSEL SERVICES RELATING TO SECURITIES LITIGATION AND THEN EXCUSED THEMSELVES.

BANYAN REALTY MANAGEMENT

LOU VOGT APPEARED BEFORE THE BOARD AND DISCUSSED BANYAN'S DUE DILIGENCE OF THE MCCRAE GROUP OF COMPANIES.

THE BOARD THEN EXCUSED MR. VOGT.

NORTH POINT ADVISORS

ADRIAN ANDERSON APPEARED BEFORE THE BOARD, DISCUSSED NORTH POINT ADVISORS' DUE DILIGENCE OF MY HEALTHY ACCESS, AND ORACLE PARTNERS AND THEN EXCUSED HIMSELF.

HEALTH CARE ENHANCEMENT FOR LOCAL PUBLIC SAFETY RETIREES ACT

IT STAFF MEMBER DENNIS LINET APPEARED BEFORE THE BOARD AND DISCUSSED THE HEALTH CARE ENHANCEMENT FOR LOCAL PUBLIC SAFETY RETIREES ACT WHICH WENT INTO EFFECT JANUARY 1, 2007.

HEALTH CARE ENHANCEMENT FOR LOCAL PUBLIC SAFETY
RETIREES ACT

BY MR. STEWART – SUPPORTED BY MR. BANDEMER

WHEREAS, IT STAFF HAS INQUIRED WHETHER THE RETIREMENT SYSTEM IS INTERESTED IN IMPLEMENTING THE HEALTH CARE ENHANCEMENT FOR LOCAL PUBLIC SAFETY RETIREES ACT (WHICH ALLOWS FOR PUBLIC SAFETY RETIREES TO PAY QUALIFIED HEALTH INSURANCE PREMIUMS WITH PRE-TAX DOLLARS FROM THEIR PENSION FUNDS UP TO \$3,000.00 ANNUALLY) FOR POLICE AND FIRE RETIREES, AND

WHEREAS, THE BOARD HAS DISCUSSED THIS MATTER, AND

WHEREAS, THE BOARD IS DESIROUS OF IMPLEMENTING SAID ACT FOR POLICE AND FIRE RETIREES, THEREFORE BE IT

RESOLVED, THAT THE BOARD HEREBY DIRECTS IT STAFF TO BEGIN IMPLEMENTATION OF SAID ACT CONSISTENT WITH THE BOARD'S DISCUSSION OF THIS DATE:

YEAS – TRUSTEES BANDEMER, BEASLEY, FREEMAN, MILTON,
MOORE, ORZECH, PEGG, SCOTT, STEWART, TALABI AND
CHAIRMAN BEST – 11

NAYS – NONE

MAYFIELD GENTRY REALTY ADVISORS, LLC

BY MR. STEWART – SUPPORTED BY MS. TALABI

RESOLVED, THAT MAYFIELD GENTRY REALTY ADVISORS, LLC BE REQUESTED TO APPEAR BEFORE THE BOARD TO DISCUSS THE VIABILITY OF THE RETIREMENT SYSTEMS RELOCATING THEIR OFFICES TO THE COMERICA BUILDING:

YEAS – TRUSTEES BANDEMER, BEASLEY, FREEMAN, MILTON, MOORE, ORZECH, PEGG, SCOTT, STEWART, TALABI AND CHAIRMAN BEST – 11

NAYS – NONE

► TRUSTEE BEASLEY EXCUSED HIMSELF.

INTERVENTION

BY MR. STEWART – SUPPORTED BY MR. BANDEMER

WHEREAS, Environmental GEO Technologies, LLC (EGT), inter alia, advised the Transition Team that EGT (i) filed an action in the U.S. 6th Circuit Court of Appeals case appealing the decision of the appeals board of the Environmental Protection Agency (EPA) confirming the EPA's decision to cease and desist processing the EGT transfer application, and (ii) intends to file a motion to stay the EPA's notice of intent to terminate proceeding, and

WHEREAS, EGT requested RDD Investment Corp, the Board's designee, and, if necessary, the Police Fire Retirement System of the City of Detroit (the "System") to intervene in the appeals case and the upcoming motion to stay, and the Transition Team, and

INTERVENTION

WHEREAS, Joe Turner, of Clark Hill PLC (“Special Counsel”) of the Transition Team, on behalf of the Transition Team, in closed session, advised the Board of Trustees of the Police and Fire Retirement System of the City of Detroit (the Board) of the appeals case, the Board’s options and provided the Transition Team’s recommendation, and

WHEREAS, The Board has considered this matter in open session,
THEREFORE BE IT

RESOLVED, That the Board hereby approves RDD and the System or Board, if the Transition Team so advises, intervening in the above-referenced 6th Circuit Court of Appeals case and joining EGT in a motion to stay the EPA termination proceeding, and directs the Transition Team to proceed accordingly, and be it further

RESOLVED, That a copy of this resolution be forwarded to EGT and the Transition Team:

YEAS – TRUSTEES BANDEMER, FREEMAN, MILTON, MOORE, PEGG,
SCOTT, STEWART AND TALABI - 8

NAYS – TRUSTEES ORZECH AND CHAIRMAN BEST – 2

BLACK EAGLE

BY MR. MILTON – SUPPORTED BY MR. BANDEMER

RESOLVED, THAT JASON RUNCO AND ANY ASSOCIATES OF HIS CHOOSING BE REQUESTED TO APPEAR BEFORE THE BOARD FOR PRESENTATION PURPOSES (PRIVATE EQUITY FUND):

BLACK EAGLE

YEAS – TRUSTEES BANDEMER, BEASLEY, FREEMAN, MILTON,
MOORE, ORZECH, PEGG, SCOTT, STEWART, TALABI AND
CHAIRMAN BEST – 11

NAYS – NONE

SCOTT & SCOTT

BY MS. TALABI – SUPPORTED BY MR. MOORE

Resolved, That **Scott & Scott** be added to the list of Special Legal Counsel for the Police and Fire Retirement System of the City of Detroit, and be it further

Resolved, That a copy of this resolution be forwarded to **Scott & Scott** and Retirement System Accounting Staff:

YEAS – TRUSTEES BANDEMER, BEASLEY, FREEMAN, MILTON,
MOORE, ORZECH, PEGG, SCOTT, STEWART, TALABI AND
CHAIRMAN BEST – 11

NAYS – NONE

PUBLIC FORUM

AT **1:35 P.M.**, CHAIRMAN BEST DECLARED THE MEETING IN OPEN FORUM FOR GENERAL DISCUSSION BY THE PUBLIC ATTENDING THE MEETING.

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD CHAIRMAN BEST ADJOURNED THE MEETING AT **1:40 P.M.** UNTIL THURSDAY, **SEPTEMBER 6, 2007**, AT **9:00 A.M.**, IN ROOM 910 OF THE COLEMAN A. YOUNG MUNICIPAL CENTER, DETROIT, MICHIGAN 48226.

RESPECTFULLY SUBMITTED,

WALTER STAMPOR
EXECUTIVE SECRETARY