

MEETING NUMBER 2771

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



PROCEEDINGS HELD THURSDAY, FEBRUARY 4, 2010
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
Gregory Best	Elected Trustee
Seth Doyle	Ex/Officio Trustee
Ralph Godbee	Ex/Officio Trustee
Brenda Jones	Ex/Officio Trustee/Council Member
Kirk Lewis	Ex/Officio Trustee
James Moore	Elected Trustee/Vice Chairperson
Sean Neary	Elected Trustee
Jeffrey Pegg	Elected Trustee/Chairperson
Paul Stewart	Elected Trustee
Walter Stampor	Executive Secretary
Cynthia Thomas	Assistant Executive Secretary
Janet S. Lenear	Recording Secretary
Ronald Zajac	Legal Counsel
Joe Turner	Special Legal Counsel

EXCUSED

Cheryl R. Johnson	Ex/Officio Trustee/Treasurer
Richard Huddleston	Investment Analyst

ABSENT

None

CHAIRPERSON

Jeffrey Pegg

VICE CHAIRPERSON

James Moore

AT THE CHAIR'S DIRECTION, ROLL CALL WAS TAKEN AT 9:12 A.M.
BY THE BOARD'S RECORDING SECRETARY AND THE MEETING
WAS CALLED TO ORDER.

SERVICE RETIREMENT APPLICATIONS

BY MR. BANDEMER – SUPPORTED BY MR. NEARY

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

SERVICE RETIREMENTS

NAME, TITLE, DEPARTMENT:	LEWIS BRAY, JR. – COMM.-PCOA - POLICE
RETIREMENT TYPE, PLAN:	SERVICE - NEW
SERVICE CR./EFFECTIVE DATE:	28 00 11 – 02 01 10

NAME, TITLE, DEPARTMENT:	LEON RAHMAAN – OFFICER - POLICE
RETIREMENT TYPE, PLAN:	SERVICE - NEW
SERVICE CR./EFFECTIVE DATE:	18 08 12 – 01 16 10

NAME, TITLE, DEPARTMENT:	MELVIN JACKSON – OFFICER - POLICE
RETIREMENT TYPE, PLAN:	SERVICE - NEW
SERVICE CR./EFFECTIVE DATE:	22 08 29 – 01 14 10

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, LEWIS, NEARY, STEWART AND
CHAIRMAN PEGG – 7

NAYS - NONE

DROP RETIREMENT APPLICATIONS

BY MR. STEWART – SUPPORTED BY MR. BANDEMER

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

DROP RETIREMENTS

NAME, TITLE, DEPARTMENT: JORG DIAZ – CAPTAIN - FIRE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 32 02 21 – 12 03 09

NAME, TITLE, DEPARTMENT: GARY COLLINS – CAPTAIN - FIRE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 33 10 26 – 01 15 10

NAME, TITLE, DEPARTMENT: DAVID LOPEZ – OFFICER - POLICE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 28 00 08 – 12 25 09

NAME, TITLE, DEPARTMENT: ROBERT GRAY – CAPTAIN - FIRE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 33 01 12 – 12 15 09

NAME, TITLE, DEPARTMENT: ANTHONY MARSHALL – SERGEANT -
POLICE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 27 10 28 – 12 18 09

NAME, TITLE, DEPARTMENT: TRACY THOMAS – LIEUTENANT - FIRE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 26 10 14 – 12 21 09

NAME, TITLE, DEPARTMENT: DOLPHIN MICHAEL, JR. – BATTALION
FIRE CHIEF - FIRE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 35 01 06 – 11 02 09

DROP RETIREMENTS

NAME, TITLE, DEPARTMENT: CHARLENE GRAHAM – R & S
COORDINATOR - FIRE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 26 10 07 – 12 14 09

NAME, TITLE, DEPARTMENT: FABIO MUSCAT – BATTALION FIRE
CHIEF - FIRE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 35 05 04 – 11 30 09

NAME, TITLE, DEPARTMENT: PERRY SUGGS – SERGEANT - POLICE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 27 11 07 – 01 04 10

NAME, TITLE, DEPARTMENT: DEBORAH MCCREARY – SERGEANT -
POLICE
RETIREMENT TYPE, PLAN: DROP - NEW
SERVICE CR./EFFECTIVE DATE: 25 05 26 – 01 05 10

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, LEWIS, NEARY, STEWART AND
CHAIRMAN PEGG – 7

NAYS – NONE

CONFIRMATIONS

BY MR. BEST – SUPPORTED BY MR. STEWART

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

RECEIPTS AND DISBURSEMENTS

RECEIPTS-BNY

Insight 2811 Tech Entrepreneur Fund	01/21/10	Distribution	\$	52.33
ICG Leaseback Fund	01/22/10	Distribution		87,350.70
General Fund	01/22/10	Weekly Annuity Contribution		104,285.99
Paramount Limited	01/25/10	Distribution		199,954.09
Banyan Realty Advixors	01/28/10	Distribution-Soliton		5,414.15
MayfieldGentry Realty Advisors	01/29/10	Remittance, December'09		894,347.54
General Fund	01/29/10	6th Installment Pension Contribution		4,153,838.92
General Fund	01/29/10	Weekly Annuity Contribution		308,444.62

RECEIPT-FINB

Abel Noser	01/28/10	Commission Recapture, Dec'09		163.45
Williams, Williams, Rattner & Plunkett	01/28/10	Subpoena		15.00
Jack Hucceby	01/28/10	Redeposit Refund		80,000.00

TOTAL RECEIPTS \$ 5,833,866.79

DISBURSEMENTS-BNY

General Fund	01/20/10	Checkwrite	\$	68,681.67
First Independence National Bank	01/20/10	Refund List # 3341		1,253,414.02
Neopost	01/20/10	Postage		5,000.00
First Independence National Bank	01/27/10	Refund List # 3342		1,358,432.59
First Independence National Bank	01/27/10	Checkwrite		38,022.15
Ronald Zajac	01/27/10	Legal Fee, January'10		17,734.73
First Independence National Bank	01/28/10	Retired Payroll, Direct Deposit		17,873,089.82
MayfieldGentry Realty Advisors, LLC	01/29/10	Fees, January'10		225,789.78

TOTAL DISBURSEMENTS \$ 20,840,164.76

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, LEWIS, NEARY, STEWART AND
 CHAIRMAN PEGG – 7

NAYS – NONE

REFUNDS OF ACCUMULATED CONTRIBUTIONS

BY MR. STEWART – SUPPORTED BY MR. BEST

RESOLVED, THAT THE CONTRIBUTIONS (INCLUDING INTEREST) TO THE ANNUITY SAVINGS FUND BY MEMBERS OF THE POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT BE REFUNDED PENDING AUDIT BY RETIREMENT SYSTEM ACCOUNTING STAFF:

REFUND LIST NUMBER: 3343

REFUND AMOUNT: \$467,017.41

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, LEWIS, NEARY, STEWART AND
 CHAIRMAN PEGG – 7

NAYS – NONE

TRUSTEE JAMES MOORE ENTERED THE MEETING.

SPECIAL LEGAL COUNSEL JOE TURNER ENTERED THE MEETING.

MORGAN STANLEY SMITH BARNEY
CLIENT PERFORMANCE REPORTS AND INVOICE AUTOMATION

BY MR. DOYLE – SUPPORTED BY MR. LEWIS

WHEREAS, THE BOARD HAS BEEN REQUESTED TO EXECUTE A **“CLIENT AUTHORIZATION”** FORM RELATIVE TO THE AFORESAID TRANSACTION, AND

WHEREAS, THE EXECUTION OF SAID DOCUMENT HAS BEEN REVIEWED AND APPROVED AS TO FORM BY THE BOARD’S GENERAL COUNSEL AND THE EXECUTION OF SAID DOCUMENT IS CONSISTENT WITH PRIOR ACTION OF THE BOARD, THEREFORE BE IT

RESOLVED, THAT SAID DOCUMENT BE EXECUTED BY TWO AUTHORIZED SIGNATORIES ON THE BOARD’S BEHALF, AND BE IT FURTHER

RESOLVED, THAT THE EXECUTED ORIGINAL DOCUMENT BE FORWARDED TO THE APPROPRIATE PARTY, AND BE IT FURTHER

RESOLVED, THAT RETIREMENT SYSTEM ACCOUNTING STAFF RETAIN A COPY OF SAID EXECUTED ORIGINAL DOCUMENT:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, LEWIS, MOORE, NEARY, STEWART
AND CHAIRMAN PEGG – 8

NAYS – NONE

DUTY DISABILITY RETIREMENT APPLICATION OF DEBORAH LEE - #184637

BY MR. STEWART – SUPPORTED BY MR. BANDEMER

Whereas, On May 26, 2005, Deborah Lee filed an application for Duty Disability Retirement with the Police and Fire Retirement System of the City of Detroit, and

Whereas, The Board of Trustees received a letter from the Chief of Police dated June 14, 2005, wherein the Police Department cited the Act 312 Award, Sections 7 and 8, which read as follows: 7) The Board of Trustees shall not act upon or grant the application filed by an officer who, although he/she is not capable of performing the full duties of an officer

DUTY DISABILITY RETIREMENT APPLICATION OF DEBORAH LEE - #184637

has not suffered any diminishment of his/her base wages or benefits because he/she is either a) regularly assigned to a position, the full duties of which he/she is capable of performing; or b) assigned to a restricted duty position, unless the Police Department advises that it intends to seek a disability retirement for that officer in the foreseeable future; and 8) The provisions in paragraph seven (7) are not intended to and will not a) affect that officer's right to seek a disability retirement when no restricted duty position is available; or b) restrict, in any way, the existing authority of the Chief of Police to seek a duty or non-duty disability retirement for that officer, or for that officer, at that time, to request a duty or non-duty disability retirement, and

Whereas, The Board of Trustees, in accordance with the Act 312 Award, took no action regarding Ms. Lee's application for Duty Disability Retirement, and

Whereas, It has come to the Board's attention that Ms. Lee is no longer on the Police Department's payroll, Therefore be it

Resolved, That Ms. Lee's Duty Disability Retirement application be processed in the usual manner, and be it further

Resolved, That a copy of this resolution be forwarded to Deborah Lee and the Chief of Police:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, LEWIS, MOORE, NEARY, STEWART
AND CHAIRMAN PEGG – 8

NAYS – NONE

TRUSTEE BRENDA JONES ENTERED THE MEETING.

TRUSTEE RALPH GODBEE ENTERED THE MEETING.

POLICE DEPARTMENT'S APPLICATION
FOR DAVID GARCIA'S DUTY DISABILITY RETIREMENT
PENSION NUMBER 236683

BY MR. STEWART – SUPPORTED BY MR. MOORE

POLICE DEPARTMENT'S APPLICATION
FOR DAVID GARCIA'S DUTY DISABILITY RETIREMENT
PENSION NUMBER 236683

WHEREAS, ON JANUARY 21, 2010, THE BOARD OF TRUSTEES APPROVED THE POLICE DEPARTMENT'S APPLICATION FOR DAVID GARCIA'S DUTY DISABILITY RETIREMENT BASED UPON THE BOARD'S MEDICAL DIRECTOR'S OPINION THAT "OFFICER GARCIA NO LONGER CAN QUALIFY FOR UNRESTRICTED LAW ENFORCEMENT ACTIVITIES FOLLOWING LOSS OF VISION IN THE RIGHT EYE," AND

WHEREAS, THE BOARD IS IN RECEIPT OF A JANUARY 25, 2010 COMMUNICATION FROM MR. GARCIA WHEREIN HE STATES THAT THE DEPARTMENT IS IN THE PROCESS OF RETURNING HIM TO FULL DUTY, AND

WHEREAS, MR. GARCIA REQUESTS THAT SAID DUTY DISABILITY RETIREMENT APPROVAL BE CANCELLED, AND

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

RESOLVED, THAT THE BOARD HEREBY RESCINDS ITS JANUARY 21, 2010 APPROVAL OF THE POLICE DEPARTMENT'S APPLICATION FOR DAVID GARCIA'S DUTY DISABILITY RETIREMENT, AND BE IT FURTHER

RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO DAVID GARCIA, POLICE CHIEF WARREN EVANS, POLICE PAYROLL, POLICE MEDICAL, POLICE PERSONNEL AND THE HUMAN RESOURCES DEPARTMENT:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, JONES, LEWIS, MOORE,
NEARY, STEWART AND CHAIRMAN PEGG – 10

NAYS – NONE

CHURCHILL

KEITH GLOECKL AND NICK DEGEL PRESENTED THE BOARD WITH A MORTGAGE OFFERING (CLARA COX I AND II – TWO SOON-TO-BE CONSTRUCTED 172-UNIT LIHTC PROJECTS).

GABRIEL, ROEDER, SMITH & COMPANY

KEN ALBERTS DISCUSSED DROP EDRO CALCULATIONS AT LENGTH.

DROP/CALCULATIONS INVOLVING DOMESTIC RELATIONS ORDERS

BY MR. MOORE – SUPPORTED BY MR. STEWART

WHEREAS, THE BOARD OF TRUSTEES HAS RECEIVED A COPY OF A LETTER/REPORT FROM THE RETIREMENT SYSTEM'S ACTUARY DATED JANUARY 19, 2010, AND

WHEREAS, ACTUARY KEN ALBERTS HAS MADE A PRESENTATION TO THE BOARD THIS DATE EXPLAINING THE ACTUARY'S ANALYSIS AND DISTINCTIONS BETWEEN 1) USING THE DATE OF RETIREMENT FOR EDRO PURPOSES EQUAL TO THE DATE OF THE DROP, AND 2) USING THE DATE OF RETIREMENT FOR EDRO PURPOSES EQUAL TO THE DATE OF ACTUAL TERMINATION OF EMPLOYMENT, AND

WHEREAS, THE BOARD HAS DISCUSSED THIS MATTER WITH ITS GENERAL COUNSEL, THEREFORE BE IT

RESOLVED, THAT FOR EDRO (ELIGIBLE DOMESTIC RELATIONS ORDER) PURPOSES, THE DATE OF RETIREMENT SHALL BE USED AS THE DATE OF ACTUAL TERMINATION OF EMPLOYMENT, AND BE IT FURTHER

RESOLVED, THAT THIS RESOLUTION SHALL BE CONSIDERED RETROACTIVE TO THE EFFECTIVE DATE OF THE DROP PROGRAM, AND BE IT FURTHER

RESOLVED, THAT RE-CALCULATIONS BE MADE AND APPLIED TO ANY CASE (BELIEVED TO BE ONLY ONE CASE) IN WHICH THE DROP DATE WAS USED AS THE DATE OF RETIREMENT FOR EDRO PURPOSES AND THE APPROPRIATE ADJUSTMENTS BE MADE TO THE DROP AMOUNTS AND AMOUNTS PAYABLE TO APPLICABLE ALTERNATE PAYEES, AND BE IT FURTHER

RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO ACTUARY KEN ALBERTS, DAVID CETLINSKI, AND RETIREMENT SYSTEM PAYROLL STAFF:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, JONES, LEWIS, MOORE, NEARY, STEWART AND CHAIRMAN PEGG – 10

NAYS – NONE

MUNROS CAPITAL MANAGEMENT

ANMAR SARAFI, NEIL DUNN AND CHERYL CLIFF DISCUSSED 2009 THIRD QUARTER PERFORMANCE.

COURTLAND PARTNERS

BEN BLAKELY AND MICHAEL MURPHY DISCUSSED BANYAN REALTY'S 2010 BUSINESS PLAN AND BUDGET, 2009 THIRD QUARTER MANAGER PERFORMANCE AND MARKET CONDITIONS.

TRUSTEES NEARY, JONES AND LEWIS TEMPORARILY EXCUSED THEMSELVES.

LEGAL COUNSEL'S REPORTS

LEGAL COUNSEL RONALD ZAJAC DISCUSSED VARIOUS MATTERS WITH THE BOARD, INCLUDING PFRS CROSSROADS CORPORATION, SAND LAKE CENTRE CORPORATION AND BRM FLORIDA HOLDINGS, LLC.

**PFRS Crossroads Land Corp.
Road Dedication and Construction Easement**

By Mr. Moore – Supported by Mr. Doyle

WHEREAS, the Board is the sole shareholder of the corporation, and

WHEREAS, the Board has been requested to approve the execution of: (i) a Temporary Construction Easement dated February 4, 2010, (ii) a Road Dedication Agreement dated February 4, 2010, and a R/W Dedication Map Lot K, Crossroads Corporate Park, undated as to the corporation's signature, by an officer of the corporation, and

WHEREAS, the execution of said documents has been recommended by the Board's real estate advisor, Mayfield Gentry Realty Advisors, LLC and the Board's special legal counsel, F. Logan Davidson, and

WHEREAS, the execution of said documents has 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, and

WHEREAS, in connection with the foregoing dedication, there will be related settlement statements and closing documents to be executed by the Board's real estate advisor, Mayfield Gentry Realty Advisors, LLC, therefore be it

PFRS Crossroads Land Corp.
Road Dedication and Construction Easement

RESOLVED, that said documents be executed by the appropriate corporate officers on behalf of the corporation, and be it further

RESOLVED, that either Chauncey C. Mayfield or Alicia Diaz, while in the employ of Mayfield Gentry Realty Advisors, be authorized to sign such closing statements and other miscellaneous certificates and documents related to closing of the foregoing dedication on behalf of the Corporation:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, MOORE, STEWART AND
CHAIRMAN PEGG – 7

NAYS – NONE

Sand Lake Centre Corp.
Release, Indemnification and Hold Harmless Agreement

By Mr. Bandemer – Supported by Mr. Doyle

WHEREAS, the corporation was dissolved pursuant to applicable Michigan law on March 12, 2007, and

WHEREAS, the applicable provisions of the Michigan Business Corporation Act authorize a dissolved Michigan Corporation to continue to function in the same manner as if dissolution had not occurred, and

WHEREAS, the Board was the sole shareholder of the corporation, and

WHEREAS, the Board has been requested to approve the execution of a Release, Indemnification and Hold Harmless Agreement dated February 4, 2010 by an officer of the corporation, and

WHEREAS, the execution of said document has been recommended by the Board's real estate advisor, Mayfield Gentry Realty Advisors, LLC and the Board's special legal counsel, F. Logan Davidson, and

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

RESOLVED, that said document be executed by the appropriate corporate officers on behalf of the corporation:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, MOORE, STEWART AND
CHAIRMAN PEGG – 7

NAYS – NONE

Re: Up to \$7,700,000.00 Loan to BRM Florida Holdings, LLC (Banyan Realty Advisors, LLC) for the Trammell Crow Florida Affordable Apartment Portfolio

By Mr. Moore – Supported by Mr. Doyle

WHEREAS, on September 15, 2008 the Board made a \$7,700,000.00 Loan to BRM Florida Holdings, LLC relative to the aforesaid transaction, and

WHEREAS, in connection with the closing, the Board, as Senior Lender, executed an Inter-creditor Agreement with the Trammell Crow Company, as Junior Lender, which Inter-creditor Agreement prohibits the Trammell Crow Company from accepting any payments or prepayments from the Borrower unless said payment or prepayment is a regularly-scheduled payment or prepayment, and

WHEREAS, the Borrower has requested the Board execute a consent letter dated February 4, 2010 to allow the Borrower to make a voluntary prepayment on the Junior Loan, and

WHEREAS, the execution of said document has been recommended by the Board's special legal counsel, F. Logan Davidson, P.C., and

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

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, MOORE, STEWART AND
CHAIRMAN PEGG – 7

NAYS – NONE

TRUSTEE NEARY RE-JOINED THE MEETING.

DYKEMA
SAS EQUITY REIT (SEMINOLE)

BY MR. STEWART – SUPPORTED BY MR. BEST

WHEREAS, THE BOARD HAS BEEN REQUESTED TO EXECUTE A “UNANIMOUS WRITTEN CONSENT OF SHAREHOLDERS IN LIEU OF MEETING” TO RE-ELECT

DYKEMA
SAS EQUITY REIT (SEMINOLE)

RAY F. MATHIS AS A TRUSTEE RELATIVE TO THE AFORESAID TRANSACTION,
AND

WHEREAS, THE EXECUTION OF SAID DOCUMENT HAS BEEN REVIEWED AND APPROVED AS TO FORM BY THE BOARD'S GENERAL COUNSEL AND THE EXECUTION OF SAID DOCUMENT IS CONSISTENT WITH PRIOR ACTION OF THE BOARD, THEREFORE BE IT

RESOLVED, THAT SAID DOCUMENT BE EXECUTED BY TWO AUTHORIZED SIGNATORIES ON THE BOARD'S BEHALF, AND BE IT FURTHER

RESOLVED, THAT THE EXECUTED ORIGINAL DOCUMENT BE FORWARDED TO THE APPROPRIATE PARTY, AND BE IT FURTHER

RESOLVED, THAT RETIREMENT SYSTEM ACCOUNTING STAFF RETAIN A COPY OF SAID EXECUTED ORIGINAL DOCUMENT:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, MOORE, NEARY,
STEWART AND CHAIRMAN PEGG – 8

NAYS – NONE

WIND POINT PARTNERS

BY MR. MOORE – SUPPORTED BY MR. BEST

WHEREAS, THE RETIREMENT SYSTEM'S INVESTMENTS IN WIND POINT PARTNERS WERE CATEGORIZED AS PUBLIC ACT 314 SECTION 20(a) INVESTMENTS, AND

WHEREAS, THE BOARD OF TRUSTEES HAS BEEN MADE AWARE THAT WIND POINT'S OFFICES IN MICHIGAN HAVE BEEN CLOSED AND RE-LOCATED TO ILLINOIS, AND

WHEREAS, THE BOARD'S INVESTMENT ANALYST RECOMMENDS THAT WIND POINT'S INVESTMENTS BE RE-CATEGORIZED AS PUBLIC ACT 314 SECTION 20(d) INVESTMENTS, INSTEAD, FOR INTERNAL ACCOUNTING PURPOSES, AND

WHEREAS, THIS MATTER HAS BEEN DISCUSSED WITH ITS LEGAL COUNSEL, THEREFORE BE IT

WIND POINT PARTNERS

RESOLVED, THAT WIND POINT'S INVESTMENTS BE RE-CATEGORIZED FROM PUBLIC ACT 314 OF 1965, AS AMENDED, SECTION 20(a) TO SECTION 20(d), AND BE IT FURTHER

RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO THE BOARD'S INVESTMENT ANALYST AND RETIREMENT SYSTEM ACCOUNTING STAFF:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, MOORE, NEARY, STEWART AND CHAIRMAN PEGG – 8

NAYS – NONE

SPECIAL LEGAL COUNSEL'S REPORTS

SPECIAL LEGAL COUNSEL JOE TURNER PROVIDED EACH BOARD AND ADMINISTRATIVE STAFF MEMBER WITH COPIES OF THE DOCUMENTS WHICH ARE REFLECTED AT THE END OF THESE PROCEEDINGS AND DISCUSSED VARIOUS MATTERS, INCLUDING THE RABY LITIGATION, RDD INVESTMENT CORPORATION, TRADEWINDS AIRLINES, THE SAM RIDDLE TRIAL AND THE DETROIT FREE PRESS.

TRUSTEE LEWIS RE-JOINED THE MEETING.

STOUT, RISIUS & ROSS, INC.

BY MR. MOORE – SUPPORTED BY MR. DOYLE

WHEREAS, the Board of Trustees, along with the General Retirement System of the City of Detroit (GRS) previously authorized Clark Hill PLC (Special Counsel) to engage Stout Risius Ross, Inc. as the Boards' E-Discovery firm in the TradeWinds litigation, and

WHEREAS, the Board of Trustees and PFRS have evenly split all of Stout Risius Ross, Inc.'s fees relative to the TradeWinds litigation, and

WHEREAS, Stout Risius Ross, Inc. has submitted the attached invoice (#56644) dated January 18, 2010 for \$55,355.29 and such invoice has been reviewed by Special Counsel, and

WHEREAS, Special Counsel recommends payment of the Stout Risius Ross, Inc. Invoice #56644 consistent with the policies of the Board of Trustees, and

STOUT, RISIUS & ROSS, INC.

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

RESOLVED, that the Board of Trustees approves the payment of its portion of the Stout Risius Ross, Inc. Invoice #56644 consisting of \$27,766.65, and be it further

RESOLVED, that a copy of this resolution be forwarded to the Board's Special Legal Counsel, and the Accounting Division of the Retirement System:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, LEWIS, MOORE,
NEARY, STEWART AND CHAIRMAN PEGG – 9

NAYS – NONE

GENOVESE, JOBLove & BATTISTA, P.A.

BY MR. MOORE – SUPPORTED BY MR. STEWART

WHEREAS, the Board of Trustees, along with the General Retirement System of the City of Detroit (GRS) previously authorized Clark Hill PLC (Special Counsel) to engage Genovese Joblove & Battista, P.A. as the Board's Florida bankruptcy counsel in the TradeWinds bankruptcy case, and

WHEREAS, the Board of Trustees and GRS have evenly split all of Genovese Joblove & Battista, P.A.'s fees relative to the TradeWinds bankruptcy case, and

WHEREAS, Genovese Joblove & Battista, P.A. has submitted the attached invoice #57198 dated January 14, 2010 for \$1,099.48 and such invoice has been reviewed by Special Counsel, and

WHEREAS, Special Counsel recommends payment of the Genovese Joblove & Battista, P.A. Invoice #57198 consistent with the policies of the Board of Trustees, and

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

RESOLVED, that the Board of Trustees approves the payment of its portion of the Genovese Joblove & Battista, P.A. Invoice #57198 consisting of \$549.74, and be it further

GENOVESE, JOBLOVE & BATTISTA, P.A.

RESOLVED, that a copy of this resolution be forwarded to the Board's Special Legal Counsel, and the Accounting Division of the Retirement System:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, LEWIS, MOORE,
NEARY, STEWART AND CHAIRMAN PEGG – 9

NAYS – NONE

CAPITAL CALLS

BY MR. DOYLE – SUPPORTED BY MR. BANDEMER

WHEREAS, THE BOARD HAS BEEN 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 BANDEMER, BEST, DOYLE, GODBEE, LEWIS, MOORE,
NEARY, STEWART AND CHAIRMAN PEGG – 9

NAYS – NONE

FEES AND EXPENSES

BY MR. DOYLE – SUPPORTED BY MR. BEST

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

FEES AND EXPENSES

RESOLVED, THAT SUBJECT TO APPROVAL BY LEGAL COUNSEL AND SUBJECT TO STAFF AUDIT, THE BOARD APPROVES PAYMENT OF SAID FEES AND EXPENSES:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, LEWIS, MOORE,
NEARY, STEWART AND CHAIRMAN PEGG – 9

NAYS – NONE

CONFERENCE

BY MR. MOORE – SUPPORTED BY MR. BEST

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

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

Third Annual Institutional Investors' Forum
Monterey, California
February 14, 2010 – February 16, 2010

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, LEWIS, MOORE,
NEARY, STEWART AND CHAIRMAN PEGG – 9

NAYS – NONE

INSIGHT TECHNOLOGY FUND

BY MR. MOORE – SUPPORTED BY MR. BEST

WHEREAS, THE BOARD IS IN RECEIPT OF A REPORT/RECOMMENDATION DATED JANUARY 21, 2010 FROM ITS INVESTMENT CONSULTANT PROVIDING 3 ALTERNATIVES REGARDING AN OVER-ALLOCATION OF \$25,000.00 REGARDING A FUNDING BY THE RETIREMENT SYSTEM TO INSIGHT TECHNOLOGY FUND, AND

INSIGHT TECHNOLOGY FUND

WHEREAS, THE RETIREMENT SYSTEM'S INVESTMENT ANALYST RECOMMENDS ALTERNATIVE 3, I.E., TO ALLOW THE EXCESS ALLOCATION OF \$25,000.00 TO BE ACQUIRED BY THE OTHER INVESTORS, THEREFORE BE IT

RESOLVED, THAT THE BOARD ACCEPTS THE FOREGOING RECOMMENDATION OF THE RETIREMENT SYSTEM'S INVESTMENT ANALYST, AND BE IT FURTHER

RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO INSIGHT TECHNOLOGY FUND, THE RETIREMENT SYSTEM'S INVESTMENT ANALYST (RICK HUDDLESTON), AND THE ACCOUNTING DIVISION OF THE RETIREMENT SYSTEM:

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, LEWIS, MOORE, NEARY, STEWART AND CHAIRMAN PEGG – 9

NAYS – NONE

FIDUCIARY LIABILITY INSURANCE

BY MR. STEWART – SUPPORTED BY MR. MOORE

WHEREAS, THE BOARD IS IN RECEIPT OF A LETTER FROM REPUBLIC UNDERWRITERS, INC. DATED JANUARY 27, 2010 WHICH PROVIDES FOR AN ADDITIONAL \$10,000,000.00 OF INSURANCE COVERAGE WITH NATIONAL UNION FIRE INSURANCE COMPANY WITH AN ANNUAL PREMIUM OF \$73,932.00 (INCLUDING CERTIFIED ACTS OF TERRORISM COVERAGE), AND

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

RESOLVED, THAT THE RETIREMENT SYSTEM OBTAIN THE ADDITIONAL \$10,000,000.00 OF FIDUCIARY LIABILITY COVERAGE, AND BE IT FURTHER

RESOLVED, THAT THE PAYMENT OF \$73,932.00 BE MADE TO REPUBLIC UNDERWRITERS, INC., AND BE IT FURTHER

RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO REPUBLIC UNDERWRITERS, INC., ATTENTION: SCOTT W. DICKINSON; AND THE ACCOUNTING DIVISION OF THE RETIREMENT SYSTEM:

FIDUCIARY LIABILITY INSURANCE

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, LEWIS, MOORE,
NEARY, STEWART AND CHAIRMAN PEGG – 9

NAYS – NONE

THOMAS A. DUVAL

BY MR. NEARY – SUPPORTED BY MR. BEST

WHEREAS, THE BOARD HAS ATTEMPTED TO ARRANGE FOR THE REPLACEMENT OF STAFF TO VACANT POSITIONS WITH THE CITY OF DETROIT, EMPLOYER, AND

WHEREAS, THE CITY OF DETROIT, EMPLOYER, HAS NOT BEEN ABLE TO MEET THE REQUESTS OF THE RETIREMENT SYSTEMS, THEREFORE BE IT

RESOLVED, THAT THE RETIREMENT SYSTEM HIRE THOMAS A. DUVAL AS A FULL TIME EMPLOYEE WITH DUTIES AND SALARY COMPARABLE TO A CLERK, AND BE IT FURTHER

RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO HEAD ACCOUNTANT MARILYN BERDIJO, AND THOMAS A. DUVAL:

THOMAS A. DUVAL
17325 MENDOTA STREET
DETROIT, MICHIGAN 48221

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, LEWIS, MOORE,
NEARY, STEWART AND CHAIRMAN PEGG – 9

NAYS – NONE

CHURCHILL MORTGAGE INVESTMENT, LLC
PERPETUAL ENERGY SYSTEMS

BY MR. DOYLE – SUPPORTED BY MR. NEARY

WHEREAS, THE BOARD IS IN RECEIPT OF A FEBRUARY 4, 2010 LETTER FROM CHURCHILL MORTGAGE INVESTMENT, LLC REQUESTING BOARD APPROVAL FOR CHURCHILL TO COMPLETE DUE DILIGENCE REGARDING PERPETUAL ENERGY SYSTEMS AND SUBSEQUENTLY (ASSUMING THE BOARD RECEIVES A FAVORABLE DUE DILIGENCE REPORT) REQUESTS THE BOARD TO MAKE THE INVESTMENT, THEREFORE BE IT

RESOLVED, THAT THE BOARD APPROVES THE FOREGOING REQUEST, AND BE IT FURTHER

RESOLVED, THAT MARIE T. RACINE IS SELECTED AS DUE DILIGENCE ADVISOR REGARDING THIS MATTER; THE BOARD NOTING THAT SAID DUE DILIGENCE ADVISOR PROVIDED SERVICES REGARDING THE PREVIOUS PROPOSAL, WHITE ROSE SOLAR INSTALLATION CONSTRUCTION LOAN, AND BE IT FURTHER

RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO CHURCHILL, MARIE T. RACINE, AND THE ACCOUNTING DIVISION OF THE RETIREMENT SYSTEM:

KEITH GLOECKL
CHURCHILL MORTGAGE INVESTMENT, LLC
1150 CLEVELAND STREET
SUITE 150
CLEARWATER, FLORIDA 33755

MARIE T. RACINE
MARIE RACINE & ASSOCIATES
211 WEST FORT STREET
SUITE 500
DETROIT, MICHIGAN 48226

YEAS – TRUSTEES BANDEMER, BEST, DOYLE, GODBEE, LEWIS, MOORE,
NEARY, STEWART AND CHAIRMAN PEGG – 9

NAYS – NONE

PUBLIC FORUM

AT **2:00 P.M.**, CHAIRMAN PEGG 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 PEGG ADJOURNED THE MEETING AT **2:05 P.M.** UNTIL THURSDAY, **FEBRUARY 11, 2010** AT 9:00 A.M., IN ROOM 910 OF THE COLEMAN A. YOUNG MUNICIPAL CENTER, DETROIT, MICHIGAN 48226.

RESPECTFULLY SUBMITTED,

CYNTHIA A. THOMAS
ASSISTANT EXECUTIVE SECRETARY