

MEETING NO. 3268
JOURNAL OF PROCEEDINGS
BOARD OF TRUSTEES OF THE POLICE AND FIRE RETIREMENT SYSTEM
OF THE CITY OF DETROIT
HELD THURSDAY, SEPTEMBER 17, 2020

9:00 A.M.
RETIREMENT SYSTEMS' CONFERENCE ROOM
ALLY DETROIT CENTER, 500 WOODWARD AVENUE; SUITE 3000
DETROIT, MICHIGAN 48226

TRUSTEES PRESENT

Michael F. Berent	Elected Trustee/Fire/Chairperson
Shawn Battle	Ex/Officio Trustee/Fire Prevention Chief/Mayoral Designee
Matthew Gnatek	Elected Trustee/Police
Brenda Jones	Ex/Officio Trustee/City Council President
Christa McLellan	Ex/Officio Trustee/Treasurer
Megan S. Moslimani	Ex/Officio Trustee/Corporation Counsel
John Naglick Jr.	Ex/Officio Trustee/Finance Director
George Orzech	Elected Retiree Trustee/Fire
Jeffrey Pegg	Elected Trustee/Fire
Dean Pincheck	Elected Trustee/Fire
John Serda	Elected Trustee/Police
Ronald Thomas	Elected Trustee/Police/Vice-Chairperson
Gregory Trozak	Elected Retiree Trustee/Police
Steven Watson	Ex/Officio Trustee/Deputy Budget Director/Budget Director's Designee

TRUSTEES EXCUSED

Angela R. James	Ex/Officio Retiree Trustee/Police/Mayoral Designee
Portia Roberson	Ex/Officio/Mayor's Designee

ALSO PRESENT

Kelly Tapper	Assistant Executive Director
Ryan Bigelow	Chief Investment Officer
Marcella Brewer	Recording Secretary
Ronald King	General Counsel
Bruce Babiarz	Public Relations Advisor
Dr. Oscar King III	Board Lobbyist

STAFF EXCUSED

David Cetlinski	Executive Director
-----------------	--------------------

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
MEETING NO. 3268- THURSDAY – SEPTEMBER 17, 2020

Meeting is being hosted electronically due to Covid-19 per Executive Order 2020-154

CHAIRPERSON

Michael Berent

A verbal Roll Call commenced at 9:05 a.m. and Chairperson Berent called the meeting to order.

Present at Roll Call: Battle, Gnatek, Naglick, Orzech, Pegg, Pincheck, Serda, Thomas, Trozak and Watson.

Re: Approval of September 17, 2020 Agenda

Trustee Gnatek moved to approve the agenda dated Thursday, September 17, 2020. Trustee Thomas supported. The motion passed unanimously.

Re: Approval of RETIREMENT Applications

Trustee Trozak moved to approve the RETIREMENT applications as listed below. Trustee Thomas supported. The motion passed unanimously.

NAME, TITLE, DEPARTMENT	Susan Barbalas - Police Officer – Police
RETIREMENT TYPE-PLAN	Drop - New
SERVICE CREDIT-EFFECTIVE DATE	13 10 00 – 09 01 20

NAME, TITLE, DEPARTMENT	Raphael L. Clements – Communications Officer - Police
RETIREMENT TYPE-PLAN	Drop - New
SERVICE CREDIT-EFFECTIVE DATE	19 00 19 – 06 15 20

NAME, TITLE, DEPARTMENT	Raphael L. Clements – Communications Officer - Police
RETIREMENT TYPE-PLAN	Hybrid - Drop
SERVICE CREDIT-EFFECTIVE DATE	05 11 00 – 06 15 20

NAME, TITLE, DEPARTMENT	Warren M. Kelly – Fire Engine Operator - Fire
RETIREMENT TYPE-PLAN	Service - New
SERVICE CREDIT-EFFECTIVE DATE	18 04 19 – 07 04 20

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
MEETING NO. 3268- THURSDAY – SEPTEMBER 17, 2020

RETIREMENT APPLICATIONS - continued

NAME, TITLE, DEPARTMENT Warren M. Kelly – Fire Engine Operator - Fire
RETIREMENT TYPE-PLAN Hybrid - Service
SERVICE CREDIT-EFFECTIVE DATE 06 00 00 – 07 04 20

NAME, TITLE, DEPARTMENT Carrie Livingston – Police Officer - Police
RETIREMENT TYPE-PLAN Drop - New
SERVICE CREDIT-EFFECTIVE DATE 14 03 04 – 09 01 20

NAME, TITLE, DEPARTMENT Derrick K. Metcalf – Police Officer - Police
RETIREMENT TYPE-PLAN Service - New
SERVICE CREDIT-EFFECTIVE DATE 17 02 07 – 07 25 20

NAME, TITLE, DEPARTMENT Tamara S. Randolph – Police Officer - Police
RETIREMENT TYPE-PLAN Drop - New
SERVICE CREDIT-EFFECTIVE DATE 15 00 03 – 08 11 20

NAME, TITLE, DEPARTMENT Mark D. Solomon – Fire Engine Operator - Fire
RETIREMENT TYPE-PLAN Service - New
SERVICE CREDIT-EFFECTIVE DATE 25 00 00 – 06 01 20

NAME, TITLE, DEPARTMENT Howard W. Sweeney, III – Police Officer - Police
RETIREMENT TYPE-PLAN Service - New
SERVICE CREDIT-EFFECTIVE DATE 13 11 00 – 08 04 20

RECEIPTS:

The Board acknowledged the following receipts:

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
 MEETING NO. 3268- THURSDAY – SEPTEMBER 17, 2020

Page: 1 of 2
 Date: 9/14/2020 8:20 AM

Disbursement Report

Account	Payment Method	Currency
LIQUID RES	WIRE	US

Vendor Name	Invoice Number	Invoice Description	Amount To Pay
BLACKSTONE	091020	Capital Call	247,576.56
Bridgett Hardy	083120BH	IT Contractual Wages - August 2020	5,437.51
James R. Hollins	083120JH	IT Contractual Wages - August 2020	4,489.02
MESIROW FINANCIAL REAL ESTATE VALUE FUND III	091820	Capital Call	783,041.16
Raymond R. Tchou	083120RT	IT Contractual Wages - August 2020	5,483.28
ROARK CAPITAL PARTNERS V, L.P. - HAMILTON LAN	091620	Capital Call	149,796.43
Venkat Rallapalli / Highbrow Systems, Inc.	083120VR	IT Contractual Wages - August 2020	9,345.89
Cash Account/Payment Method Total:			7 Documents
			1,205,169.85

HUNT VEND	ACH	US
-----------	-----	----

Vendor Name	Invoice Number	Invoice Description	Amount To Pay
500 WEBWARD LLC	1105318	Electrical Billing:7/30/20-8/28/20 #16055044	681.02
500 WEBWARD LLC	1105319	Electrical Billing:7/30/20-8/28/20 #16055070	714.21
CLARK HILL, PLC	1015319	General Counsel Services for August 2020	26,250.00
CLARK HILL, PLC	1015320	Zawislak for August 2020	1,016.00
CLARK HILL, PLC	1015321	Raby for August 2020	1,266.00
Cogent Communications, Inc.	090120	Internet Service	525.00
GABRIEL, ROEDER, SMITH & CO	456902	Actuarial Services for August 2020	11,958.00
GLOBAL GOVERNANCE ADVISORS LLC	969	August Deliverables	914.71
NORTHSTAR LIFE SERVICES	INV-0193	Servicing Fee	458.48
PENSION BENEFIT INFORMATION LLC (PBI)	INV036605	Death Audit - One Time Run - 3,957 records	250.00
PLANET TECHNOLOGIES, INC	I002744	MO 365, Exchange, & Azure Directory License Rent	10,781.10
PLANTE & MORAN	1893174	Financial Statement Audit for 6/30/20	32,500.00
PROCENTIA, INC.	2369	Procentia Implementation	75,265.63
UHY Advisors MI, Inc.	TS-2020-0030	Professional IT Services for August 2020	48,187.50
Cash Account/Payment Method Total:			14 Documents
			210,767.65

HUNT VEND	CHECK	US
-----------	-------	----

Vendor Name	Invoice Number	Invoice Description	Amount To Pay
Advantage Consulting, Inc.	D112	Full Functional Capacity Evaluation	1,200.00
Advantage Consulting, Inc.	D113	Full Functional Capacity Evaluation	1,200.00
ALLEGRA	75989011	Mailing Project (Annuity Statements)	1,196.89
ASCENSION MICHIGAN AT WORK(fka Providence Occ	399755	Disability Initial Exam & Re-Exam Fees	1,925.00
EASY VERIFICATION INC	20-54299	Member Verification Requests	276.00
FEDEX	7-111-49496	Mailing	75.42
First CHOICE Coffee Services	711888	Equipment Rental	30.00
IRON MOUNTAIN	202205280	Storage CDs	1,062.25
Iron Mountain Records Management	CXDV540	Records Storage	2,265.24
KELLEY CAWTHORNE	11628	Lobbyist Services for September 2020	6,750.00
LISA DIAZ	090320	Reimbursement to Member #236365 for Medical Ex	380.00
PEERNET, INC	24468	Renew TIFF Image Printer Licensing and Support	754.65
SCANTRON CORPORATION	14779164	Toner Cartridge Supply	2,937.38
SHRED-IT USA	8180324256	Shredding Service Charges	49.73
TRANSUNION RISK & ALT DATA SOLUTIONS INC (TL	3712221-202008-TLOxp	Research Services	25.00
WELLS FARGO VENDOR FINANCIAL SVCS, LLC	104058086	Printer Maintenance	129.11
Cash Account/Payment Method Total:			16 Documents
			20,256.67

* Payment amount is estimated based on the effective date 9/14/2020

Re: Approval of Refunds (Accumulated Contributions)

Trustee Pegg moved to approve the Refunds/Accumulated Contributions list as outlined below. Trustee Gnatek supported. The motion passed unanimously.

List number 3857 - \$ 190,378.77

List number 3858 - \$ 90,324.97

Re: Approval of the Frozen Defined Contribution Plan/Employee Loan Program

Trustee Pincheck moved to approve the Frozen Defined Contribution Plan/Employee Loan Program as outlined below. Trustee Pegg supported. The motion passed unanimously.

List #1 - \$22,275.00 – 09/10/2020

List #2 - \$31,571.00 – 09/17/2020

Re: Approval of Minutes

Trustee Thomas moved to approve the Minutes of August 20, 2020. Trustee Pegg supported. The motion passed unanimously.

ASSISTANT EXECUTIVE DIRECTOR'S REPORT

Assistant Executive Director, Kelly Tapper, discussed the following with the Board of Trustees:

- Mark Bostic Disability Offset Earnings Appeal
- Fiduciary Liability Insurance
- Consent Agenda
- Gabriel Roeder Smith and Company Project List as of 9/17
- Funding Policy Committee Meeting 9/22/2020

Trustee McLellan joined the meeting at 9:15 am.

Trustee Moslimani joined the meeting at 9:16 am

Re: Mark Bostic

Mark Bostic is currently off on Duty Disability and his check is currently being offset as required by Component I. Mr. Bostic would like for the Board to lower his recoupment since he is not working and receiving the same outside compensation as he was last year. The board asked General Counsel Ron King to review the Plan of Adjustment and outline its options at the next Board meeting.

Re: Fiduciary Liability Insurance

Trustee Pegg moved to approve the recommendation to renew the Fiduciary Liability Insurance at the recommendation of General Counsel Ron Kin and its insurance agent Scott Dickenson for \$234,947 with Hudson Insurance Company. The renewal policy excludes claims related to the recent litigation between the PFRS Board and PFRS IC in the bankruptcy court and claims related to the City’s 2014 Bankruptcy. Trustee Gnatek supported. The motion passed unanimously.

Re: Consent Agenda

The Trustees discussed the concept of a consent agenda and decided to continue with the Agenda “as is”.

Re: Gabriel Roeder Project List

Trustee Jones joined the meeting at 9:38 am

A list of all the projects being handled by Gabriel Roeder was provided to the Trustees for their information.

Re: Funding Policy Meeting

The Funding Policy Committee Meeting will be held, Tuesday, September 22, 2020 at 1:00 pm.

Chief Investment Officer Report

- CIO Report
- Black & Blue Report – September 15, 2020
- ORG Presentation to PFRS Investment Committee

Trustee Pegg moved to approve the recommendation by the Chief Investment Officer to enter into the Redemption Que for Harrison Core Property Fund and Jamestown Premier Property. Trustee Orzech supported. The motion passed unanimously.

PUBLIC COMMENT

➤ **Louis Sinagra** addressed the Board regarding:

- Can the Plan of Adjustment be amended? If so, can the members of Component II be forced into a reduction of benefits
- Can the City in the future file for Bankruptcy? If so, are the members of Component II subject to the Bankruptcy or are they protected by the current Bankruptcy provisions.

- Article 9 Section 24 of the Michigan Constitution, will the members of Component II regain protection of the Constitution provisions related to pension benefits?
- **Kathleen Colin, President of NASP of Detroit** addressed the Board regarding the Asset Management Advisory Committee meeting. The subject discussed was Diversity and Inclusion. Kathleen also thanked the Board for their participation in the Virtual Scholarship Fundraiser. NASP will provide 40 students with scholarships to attend school.

Trustee Serda left the meeting for the day at 10:16 am

PUBLIC RELATIONS REPORT

- Detroit News Article regarding the \$410 Million Dollar Deficit

LOBBYIST’S REPORT

- Budget Agreement.

GENERAL COUNSEL’S REPORT

General Counsel Ronald King, as part of his legal report, discussed the following matters with the Board:

EDRO’S
Edward Thomas Death Benefit Memorandum
Follow-up regarding Disability Benefit discussion

EDROs FOR APPROVAL:

**Re: Jimmie L Wheeler v Marilyn Joyce Wheeler, Case No. 2018-18-9980-DO
Macomb County Circuit Court, Mt. Clemens, Michigan**

Motion By: Trustee Pegg Supported By: Trustee Gnatek

WHEREAS, the Board of Trustees for the Police and Fire Retirement System for the City of Detroit (“Board”) is in receipt of an Eligible Domestic Relations Order (“EDRO”) entered on August 18, 2020, which supplements the Judgment of Divorce entered on July 15, 2004, wherein Alternate Payee **MARILYN JOYCE WHEELER** is awarded certain rights to the retirement benefits of Participant **JIMMIE L. WHEELER**, a retired employee;

WHEREAS, the EDRO divides only the marital portion of the Participant’s Component II benefit incurred between February 10, 2001 through the date of divorce, April 25, 2019; and
WHEREAS, the EDRO awards the Alternate Payee **MARILYN JOYCE WHEELER** a monthly benefit from the Pension portion of Participant’s Component II benefit in an amount equal to 50%

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
MEETING NO. 3268– THURSDAY – SEPTEMBER 17, 2020

of the marital portion Participant’s retirement pension, including a pro-rata share of any guaranteed automatic pension increases accrued as of April 25, 2019, and

WHEREAS, the Alternate Payee **MARILYN JOYCE WHEELER IS** entitled to receive a monthly benefit from the Pension portion of Participant’s Component II benefit in an amount equal to 50% of the marital portion Participant’s retirement pension, including a pro-rata share of any guaranteed automatic pension increases accrued as of April 25, 2019, when the Participant is eligible to receive such benefits and as set forth in the EDRO and **SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME**, and

WHEREAS, the EDRO awards the Alternate Payee **MARILYN JOYCE WHEELER** a distribution from the Annuity Savings Fund of the Participant’s Component II benefit equal to 50% of the difference between the Participant’s accumulated balance as of April 25, 2019 and the Participant’s accumulated balance as of February 10, 2001, including a pro-rata share of any annual adjustments made after April 25, 2019 and before the date of distribution. The value of the annuity savings fund shall exclude any Participant’s loans outstanding as of February 25, 2019; and

WHEREAS, the Alternate Payee **MARILYN JOYCE WHEELER IS** entitled a distribution from the Annuity Savings Fund of the Participant’s Component II benefit equal to 50% of the difference between the Participant’s accumulated balance as of April 25, 2019 and the Participant’s accumulated balance as of February 10, 2001, including a pro rata-share of any annual adjustments made after April 25, 2019, when the Participant is eligible to receive such benefits and as set forth in the EDRO and **SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME**, and

WHEREAS, the EDRO provides for the parties to share the cost of the actuary’s fees, and

WHEREAS, the Board has been advised by General Counsel that the applicable terms of the EDRO are consistent with the provisions of the Retirement System and applicable law, including Public Act 46 of 1991, MCL 38.1701, *et seq.*, and Public Act 100 of 2002, MCL 38.1681, *et seq.*, as applicable,

THEREFORE BE IT RESOLVED, that the Board acknowledges receipt of the EDRO, that said court order qualifies as a Domestic Relations Order pursuant to the Public Employee Retirement Benefit Protection Act, MCL 38.1681, and shall pay pension benefits consistent with said court order and this resolution **SUBJECT TO APPLICATION BEING FILED BY THE PARTY SEEKING PAYMENT**, and be it further

RESOLVED, that this file be forwarded to the Board’s actuary for calculation of the benefits to be paid to the former spouse, and be it further

RESOLVED, that a copy of this Resolution be added to the Participant’s pension file, and other appropriate records be kept for the Retirement System relative to this matter, and be it further

RESOLVED, that copies of this Resolution be sent to Alternate Payee Marilyn Joyce Wheeler and her counsel, Heather Bendure, and Participant Jimmie L. Wheeler.

Yeas: Battle, Gnatek, Jones, McLellan, Moslimani, Naglick, Orzech, Pegg, Pincheck, Thomas, Trozak, Watson and Chairperson Berent - 13

Nays: None

**Re: Darrel Martin, Jr. v Claire Norwood, Case No. 04-4-DM
Macomb County Circuit Court, Mt. Clemens, Michigan**

Motion By: Trustee Pegg Supported By: Trustee Gnatek

WHEREAS, the Board of Trustees for the Police and Fire Retirement System for the City of Detroit (“Board”) is in receipt of an Eligible Domestic Relations Order (“EDRO”) entered on August 18, 2020, which supplements the Judgment of Divorce entered on July 15, 2004, wherein Alternate Payee **CLAIRE NORWOOD** is awarded certain rights to the retirement benefits of Participant **DARREL MARTIN JR.**, who is an active employee participating in the DROP program;

WHEREAS, the EDRO divides only the Participant’s Component II benefit incurred during the time of the parties’ marriage, from June 14, 1993 through July 15, 2004; and

WHEREAS, the EDRO awards the Alternate Payee **CLAIRE NORWOOD** a monthly benefit from the Pension portion of Participant’s Component II benefit in an amount equal to 50% of the marital portion Participant’s retirement pension, including a pro-rata share of any guaranteed automatic pension increases accrued as of July 15, 2004, and

WHEREAS, the Alternate Payee **CLAIRE NORWOOD IS** entitled to receive a monthly benefit from the Pension portion of Participant’s Component II benefit in an amount equal to 50% of the marital portion Participant’s retirement pension, including a pro-rata share of any guaranteed automatic pension increases accrued as of July 15, 2004, when the Participant is eligible to receive such benefits and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO awards the Alternate Payee **CLAIRE NORWOOD** a distribution from the Annuity Savings Fund of the Participant’s Component II benefit equal to 50% of the marital portion of the accumulated balance under the plan as of July 15, 2004, not including a pro rata-share of any annual adjustments made after July 15, 2004, and

WHEREAS, the Alternate Payee **CLAIRE NORWOOD IS** entitled a distribution from the Annuity Savings Fund of the Participant’s Component II benefit equal to 50% of the marital portion of the accumulated balance under the plan as of July 15, 2004, not including a pro rata-share of any annual adjustments made after July 15, 2004, when the Participant is eligible to receive such benefits and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO awards the Alternate Payee **CLAIRE NORWOOD** 50% of the marital portion Participant's Component II DROP proceeds attributable to the Participant's pension benefit accrued as of July 15, 2004, when the drop is eligible for disbursement; and

WHEREAS, the Alternate Payee **CLAIRE NORWOOD IS** entitled to 50% of the marital portion Participant's Component II DROP proceeds attributable to the Participant's pension benefit accrued as of July 15, 2004, when the drop is eligible for disbursement, subject to the Participant's submitting the appropriate application with the third-party administrator; and

WHEREAS, the EDRO provides for the parties to share the cost of the actuary's fees, and

WHEREAS, the Board has been advised by General Counsel that the applicable terms of the EDRO are consistent with the provisions of the Retirement System and applicable law, including Public Act 46 of 1991, MCL 38.1701, *et seq.*, and Public Act 100 of 2002, MCL 38.1681, *et seq.*, as applicable,

THEREFORE BE IT RESOLVED, that the Board acknowledges receipt of the EDRO, that said court order qualifies as a Domestic Relations Order pursuant to the Public Employee Retirement Benefit Protection Act, MCL 38.1681, and shall pay pension benefits consistent with said court order and this resolution **SUBJECT TO APPLICATION BEING FILED BY THE PARTY SEEKING PAYMENT**, and be it further

RESOLVED, that this file be forwarded to the Board's actuary for calculation of the benefits to be paid to the former spouse, and be it further

RESOLVED, that a copy of this Resolution be added to the Participant's pension file, and other appropriate records be kept for the Retirement System relative to this matter, and be it further

RESOLVED, that copies of this Resolution be sent to Alternate Payee Claire Norwood f/k/a Claire Martin and her counsel, William P. Shatzman, and Participant Darrel Martin Jr.

Yeas: Battle, Gnatek, Jones, McLellan, Moslimani, Naglick, Orzech, Pegg, Pincheck, Thomas, Trozak, Watson and Chairperson Berent - 13

Nays: None

Re: Steven Brown. v Sandra Brown, Case No. 19-8193-DO
Macomb County Circuit Court, Mt. Clemens, Michigan

Motion By: Trustee Pegg Supported By: Trustee Gnatek

WHEREAS, the Board of Trustees for the Police and Fire Retirement System for the City of Detroit ("Board") is in receipt of an Eligible Domestic Relations Order ("EDRO") entered on March 31, 2020, which supplements the Judgment of Divorce entered on December 13, 2019, wherein Alternate Payee **SANDRA A. BROWN** is awarded certain rights to the retirement benefits of Participant **STEVEN L. BROWN**, who is a retired employee;

WHEREAS, the EDRO provides that the Alternate Payee **SANDRA A. BROWN** receive a monthly benefit from the Retirement Allowance portion of Participant’s Component I benefit in the amount of 50% of the Participant’s retirement allowance benefit, including a pro-rata share of any guaranteed automatic pension increases accrued as of December 13, 2019 or the Participant’s retirement date, if earlier and

WHEREAS, the Alternate Payee **SANDRA A. BROWN** IS entitled to receive a monthly benefit from the Retirement Allowance portion of Participant’s Component I benefit in the amount of 50% of the Participant’s retirement allowance benefit, including a pro-rata share of any guaranteed automatic pension increases accrued as of December 13, 2019 or the Participant’s retirement date, if earlier when the Participant is eligible to receive such benefits and as set forth in the EDRO and **SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME**, and

WHEREAS, the EDRO awards the Alternate Payee **SANDRA A. BROWN** a distribution from the Voluntary Employee Contribution portion of the Participant’s Component I benefit in an amount equal to 50% of the Participant’s total account balance as December 13, 2019 or the Participant’s date of retirement, if earlier; and

WHEREAS, the Alternate Payee **SANDRA A. BROWN** IS entitled to a distribution from the Voluntary Employee Contribution portion of the Participant’s Component I benefit in an amount equal to 50% of the Participant’s total account balance as December 13, 2019 or the Participant’s date of retirement, if earlier, when the Participant is eligible to receive such benefits and as set forth in the EDRO and **SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME**, and

WHEREAS, the EDRO awards the Alternate Payee **SANDRA A. BROWN** a monthly benefit from the Pension portion of Participant’s Component II benefit in an amount equal to 50% of the Participant’s retirement pension, including a pro-rata share of any guaranteed automatic pension increases accrued as of December 13, 2019 or the Participant’s date of retirement, if earlier, and

WHEREAS, the Alternate Payee **SANDRA A. BROWN** IS entitled to receive a monthly benefit from the Pension portion of Participant’s Component II benefit in an amount equal to 50% of the Participant’s retirement pension, including a pro-rata share of any guaranteed automatic pension increases accrued as of December 13, 2019 or the Participant’s date of retirement, if earlier, when the Participant is eligible to receive such benefits and as set forth in the EDRO and **SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME**, and

WHEREAS, the EDRO awards the Alternate Payee **SANDRA A. BROWN** a distribution from the Annuity Savings Fund of the Participant’s Component II benefit equal to 50% of the accumulated balance under the plan as of December 13, 2019, including a pro rata-share of any annual adjustments made after December 13, 2019 and before the date of distribution, and

WHEREAS, the Alternate Payee **SANDRA A. BROWN** IS entitled to a distribution from the Annuity Savings Fund of the Participant’s Component II benefit equal to 50% of the accumulated balance under the plan as of December 13, 2019, including a pro rata-share of any annual adjustments made after December 13, 2019 and before the date of distribution, when the

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
MEETING NO. 3268– THURSDAY – SEPTEMBER 17, 2020

Participant is eligible to receive such benefits and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO awards the Alternate Payee **SANDRA A. BROWN** 50% of the Participant’s Component II DROP proceeds, when the drop is eligible for disbursement at the time the Participant terminates employment with the City of Detroit, or December 13, 2019, whichever is earlier; and

WHEREAS, the Alternate Payee **SANDRA A. BROWN IS** entitled to 50% of the Participant’s Component II DROP proceeds, subject to the Participant’s submitting the appropriate application with the third-party administrator; and

WHEREAS, the EDRO provides for the parties to share the cost of the actuary’s fees, and

WHEREAS, the Board has been advised by General Counsel that the applicable terms of the EDRO are consistent with the provisions of the Retirement System and applicable law, including Public Act 46 of 1991, MCL 38.1701, *et seq.*, and Public Act 100 of 2002, MCL 38.1681, *et seq.*, as applicable,

THEREFORE BE IT RESOLVED, that the Board acknowledges receipt of the EDRO, that said court order qualifies as a Domestic Relations Order pursuant to the Public Employee Retirement Benefit Protection Act, MCL 38.1681, and shall pay pension benefits consistent with said court order and this resolution SUBJECT TO APPLICATION BEING FILED BY THE PARTY SEEKING PAYMENT, and be it further

RESOLVED, that this file be forwarded to the Board’s actuary for calculation of the benefits to be paid to the former spouse, and be it further

RESOLVED, that a copy of this Resolution be added to the Participant’s pension file, and other appropriate records be kept for the Retirement System relative to this matter, and be it further

RESOLVED, that copies of this Resolution be sent to Alternate Payee Sandra A. Brown and her counsel, Denise Hirschmann and Participant Steven L. Brown and his counsel, Diane M. Zentner.

Yeas: Battle, Gnatek, Jones, McLellan, Moslimani, Naglick, Orzech, Pegg, Pincheck, Thomas, Trozak, Watson and Chairperson Berent - 13

Nays: None

Re: Ramon Garcia. v Darlene Garcia, Case No. 15-7559-DM
Macomb County Circuit Court, Mt. Clemens, Michigan

Motion By: Trustee Pegg Supported By: Trustee Gnatek

WHEREAS, the Board of Trustees for the Police and Fire Retirement System for the City of Detroit (“Board”) is in receipt of an Eligible Domestic Relations Order (“EDRO”) entered on

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
MEETING NO. 3268– THURSDAY – SEPTEMBER 17, 2020

March 16, 2018, which supplements the Judgment of Divorce entered on February 28, 2017, wherein Alternate Payee **DARLENE GARCIA** is awarded certain rights to the retirement benefits of Participant **RAMON GARCIA**, who is an active employee;

WHEREAS, the EDRO provides that the Alternate Payee **DARLENE GARCIA** receive a monthly benefit from the Retirement Allowance portion of Participant’s Component I benefit in the amount of 50% of the marital portion of the Participant’s retirement pension, and

WHEREAS, the EDRO defines the marital portion as the increase in accrued benefit from the date of marriage (September 18, 2004) through the date of divorce (February 28, 2017);

WHEREAS, the Alternate Payee **DARLENE GARCIA** IS entitled to receive a monthly benefit from the Retirement Allowance portion of Participant’s Component I benefit in the amount of 50% of the marital portion of the Participant’s retirement pension, when the Participant is eligible to receive such benefits and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO awards the Alternate Payee **DARLENE GARCIA** a distribution from the Voluntary Employee Contribution portion of the Participant’s Component I benefit in an amount equal to 50% of the Participant’s total account balance as of February 28, 2017, which will include a pro rata share of any annual adjustments made after February 28, 2017 and before the date of distribution to reflect gains or losses allocated to the Participant’s Voluntary Employee Contributions Account, and

WHEREAS, the Alternate Payee **DARLENE GARCIA** IS entitled to a distribution from the Voluntary Employee Contribution portion of the Participant’s Component I benefit in an amount equal to 50% of the Participant’s total account balance as of February 28, 2017, which will include a pro rata share of any annual adjustments made after February 28, 2017 and before the date of distribution to reflect gains or losses allocated to the Participant’s Voluntary Employee Contributions Account,, when the Participant is eligible to receive such benefits and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO awards the Alternate Payee **DARLENE GARCIA** a monthly benefit from the Pension portion of Participant’s Component II benefit in an amount equal to 50% of the marital portion of the Participant’s retirement pension, including a pro-rata share of any guaranteed automatic pension increases accrued as of February 28, 2017, and

WHEREAS, the Alternate Payee **DARLENE GARCIA** IS entitled to receive a monthly benefit from the Pension portion of Participant’s Component II benefit in the amount of 50% of the marital portion of the Participant’s retirement pension, including a pro-rata share of any guaranteed automatic pension increases accrued as of February 28, 2017, when the Participant is eligible to receive such benefits and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
MEETING NO. 3268– THURSDAY – SEPTEMBER 17, 2020

WHEREAS, the EDRO awards the Alternate Payee **DARLENE GARCIA** a distribution from the Annuity Savings Fund of the Participant’s Component II benefit equal to 50% of the accumulated balance under the plan as of February 28, 2017, including a pro rata-share of any annual made after February 28, 2017 and before the date of distribution, and

WHEREAS, the Alternate Payee **DARLENE GARCIA IS** entitled to a distribution from the Annuity Savings Fund of Participant’s Component II benefit equal to 50% of the accumulated balance under the plan as of February 28, 2017, including a pro rata-share of any annual made after February 28, 2017 and before the date of distribution, when the Participant is eligible to receive such benefits and as set forth in the EDRO and **SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME**, and

WHEREAS, the EDRO provides for the parties to share the cost of the actuary’s fees, and

WHEREAS, the Board has been advised by General Counsel that the applicable terms of the EDRO are consistent with the provisions of the Retirement System and applicable law, including Public Act 46 of 1991, MCL 38.1701, *et seq.*, and Public Act 100 of 2002, MCL 38.1681, *et seq.*, as applicable,

THEREFORE BE IT RESOLVED, that the Board acknowledges receipt of the EDRO, that said court order qualifies as a Domestic Relations Order pursuant to the Public Employee Retirement Benefit Protection Act, MCL 38.1681, and shall pay pension benefits consistent with said court order and this resolution **SUBJECT TO APPLICATION BEING FILED BY THE PARTY SEEKING PAYMENT**, and be it further

RESOLVED, that this file be forwarded to the Board’s actuary for calculation of the benefits to be paid to the former spouse, and be it further

RESOLVED, that a copy of this Resolution be added to the Participant’s pension file, and other appropriate records be kept for the Retirement System relative to this matter, and be it further

RESOLVED, that copies of this Resolution be sent to Alternate Payee Darlene Garcia and her counsel, Christopher Mourad, and Participant Ramon Garcia.

Yeas: Battle, Gnatek, Jones, McLellan, Moslimani, Naglick, Orzech, Pegg, Pincheck, Thomas, Trozak, Watson and Chairperson Berent - 13

Nays: None

Re: Sarah F. McClure v Maurice J. McClure, Case No. 16-105393-DO
Wayne County Circuit Court, Detroit, Michigan

Motion By: Trustee Pegg Supported By: Trustee Gnatek

WHEREAS, the Board of Trustees for the Police and Fire Retirement System for the City of Detroit (“Board”) is in receipt of an Eligible Domestic Relations Order (“EDRO”) entered on February 21, 2020, which supplements a Judgment of Divorce entered on February 24, 2017, and,

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
MEETING NO. 3268– THURSDAY – SEPTEMBER 17, 2020

wherein Alternate Payee **MAURICE J. MCCLURE** is awarded certain rights to the retirement benefits of Participant **SARAH F. MCCLURE**, a retired employee.

WHEREAS, the EDRO defines the “marital portion” of the Participant’s retirement benefit as a fraction, the numerator of which is the number of months of the Participant’s credited service in the Plan accrued during the marriage (July 15, 2006 through February 21, 2017), and the denominator of which is the total number of months of the Participant’s credited service in the plan accrued as of February 24, 2017; and

WHEREAS, the EDRO provides that the Alternate Payee **MAURICE J. MCCLURE** receive a monthly benefit from the retirement allowance portion of the Component I defined benefit plan in the amount of 50% of the marital portion of the Participant’s retirement pension, including a pro-rata share of any guaranteed automatic pension increases which have accrued from February 24, 2017 to the Participant’s date of retirement; and

WHEREAS, the Alternate Payee **MAURICE J. MCCLURE** IS entitled to receive a monthly benefit from the retirement allowance portion of the Component I defined benefit plan in the amount of 50% of the marital portion, including a pro-rata share of any guaranteed automatic pension increases which have accrued from February 24, 2017 to the Participant’s date of retirement, when the Participant is eligible to receive such benefits and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO provides that the Alternate Payee **MAURICE J. MCCLURE** receive a monthly benefit from the retirement allowance portion of the Component II pension in the amount of 50% of the marital portion of the retirement allowance, including a pro-rata share of any guaranteed automatic pension increases which have accrued from February 24, 2017 to the Participant’s date of retirement; and

WHEREAS, the Alternate Payee **MAURICE J. MCCLURE** IS entitled to receive a monthly benefit from the retirement allowance portion of the Component II pension in the amount of 50% of the marital portion of the retirement allowance, including a pro-rata share of any guaranteed automatic pension increases which have accrued from February 24, 2017 to the Participant’s date of retirement, when the Participant is eligible to receive such benefits and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO provides that the Alternate Payee **MAURICE J. MCCLURE** receive a distribution from the participant’s Voluntary Employee Contributions and/or Annuity Savings Fund portion of the plan in the amount of \$48,513.12. The award shall first be satisfied from the participant’s benefits under Component II. If there are insufficient funds under Component II, the amount of the insufficiency shall be awarded from Component I. If the combined values of Component I and Component II on the date of segregation is less than \$48,513.12, the Alternate Payee shall be assigned 100% of each Component; and

WHEREAS, the Alternate Payee **MAURICE J. MCCLURE** IS entitled to receive a distribution from the participant’s Voluntary Employee Contributions and/or Annuity Savings Fund portion of the plan in the amount of \$24,000.00. The award shall first be satisfied from the participant’s

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
MEETING NO. 3268- THURSDAY – SEPTEMBER 17, 2020

benefits under Component II. If there are insufficient funds under Component II, the amount of the insufficiency shall be awarded from Component I. If the combined values of Component I and Component II on the date of segregation is less than \$48,513.12, adjusted by market gains and losses, then the Alternate Payee shall be assigned 100% of each Component, when the Participant is eligible to receive such benefits and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO provides for the parties to share the cost of the actuary's fees, and

WHEREAS, the Board has been advised by General Counsel that the applicable terms of the EDRO are consistent with the provisions of the Retirement System and applicable law, including Public Act 46 of 1991, MCL 38.1701, *et seq.*, and Public Act 100 of 2002, MCL 38.1681, *et seq.*, as applicable,

THEREFORE BE IT RESOLVED, that the Board acknowledges receipt of the EDRO, that said court order qualifies as a Domestic Relations Order pursuant to the Public Employee Retirement Benefit Protection Act, MCL 38.1681, and shall pay pension benefits consistent with said court order and this resolution SUBJECT TO APPLICATION BEING FILED BY THE PARTY SEEKING PAYMENT, and be it further

RESOLVED, that this file be forwarded to the Board's actuary for calculation of the benefits to be paid to the former spouse, and be it further

RESOLVED, that a copy of this Resolution be added to the Participant's pension file, and other appropriate records be kept for the Retirement System relative to this matter, and be it further

RESOLVED, that copies of this Resolution be sent to Alternate Payee Maurice J. McClure and his counsel, Seymour Markowitz, and to Participant Sarah F. McClure and her counsel, Vanessa M. Moss-Wilson.

Yeas: Battle, Gnatek, Jones, McLellan, Moslimani, Naglick, Orzech, Pegg, Pincheck, Thomas, Trozak, Watson and Chairperson Berent - 13

Nays: None

Re: Willie Little Jr. v Donna J. Little, Case No. 2009-4805-DM
Macomb County Circuit Court, Mt. Clemens, Michigan

Motion By: Trustee Pegg Supported By: Trustee Gnatek

WHEREAS, the Board of Trustees for the Police and Fire Retirement System for the City of Detroit ("Board") is in receipt of an Eligible Domestic Relations Order ("EDRO") entered on May 5, 2020, which supplements a Judgment of Divorce entered on February 25, 2010, and, wherein Alternate Payee **DONNA J. LITTLE** is awarded certain rights to the retirement benefits of Participant **WILLIE LITTLE JR.**, a retired employee.

WHEREAS, the EDRO provides that the “marital portion” of the Participant’s retirement benefits shall be determined by multiplying the Participant’s accrued benefit as of the date of divorce, February 25, 2010, or the participant’s date of retirement if earlier, by a coverture fraction (less than or equal to 1.0); and

WHEREAS, the EDRO provides that the Alternate Payee **DONNA J. LITTLE** receive a monthly benefit from the retirement allowance portion of the Component I plan in the amount of 50% of the marital portion of the retirement allowance, including a pro-rata share of any guaranteed automatic pension increases accrued as of February 25, 2010, or the Participant’s date of retirement, if earlier; and

WHEREAS, the Alternate Payee Payee **DONNA J. LITTLE IS** entitled to receive a monthly benefit from the retirement allowance portion of the Component I plan in the amount of 50% of the marital portion of the retirement allowance, including a pro-rata share of any guaranteed automatic pension increases accrued as of February 25, 2010, or the Participant’s date of retirement if earlier, and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO provides that the Alternate Payee **DONNA J. LITTLE** receive a distribution from the voluntary employee contributions portion of the Component I plan equal to 50% of the accumulated balance under the plan as of the division date, February 25, 2010 or the Participant’s date of retirement if earlier; and

WHEREAS, the Alternate Payee Payee **DONNA J. LITTLE IS** entitled to receive a distribution from the voluntary employee contributions portion of the Component I plan equal to 50% of the accumulated balance under the plan as of the division date, February 25, 2010 or the Participant’s date of retirement if earlier and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO provides that the Alternate Payee **DONNA J. LITTLE** receive a monthly benefit from the pension portion of the Component II plan in the amount of 50% of the marital portion of the pension, including a pro-rata share of any guaranteed automatic pension increases which has accrued as of February 25, 2010 or the Participant’s date of retirement, if earlier; and

WHEREAS, the Alternate Payee Payee **DONNA J. LITTLE IS** entitled to receive a monthly benefit from the pension portion of the Component II plan in the amount of 50% of the marital portion of the pension, including a pro-rata share of any guaranteed automatic pension increases which has accrued as of February 25, 2010 or the Participant’s date of retirement if earlier, and as set forth in the EDRO and SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME, and

WHEREAS, the EDRO provides that the Alternate Payee **DONNA J. LITTLE** receive a distribution from the annuity savings fund portion of the Component II plan equal to 50% of the accumulated balance under the plan as of February 25, 2010, including any pro-rata share of any annual adjustments made after February 25, 2010 and before the date of division to reflect gains or losses allocated to the annuity savings fund; and

WHEREAS, the Alternate Payee **DONNA J. LITTLE IS** entitled to receive a distribution from the annuity savings fund portion of the Component II plan equal to 50% of the accumulated balance under the plan as of February 25, 2010, including any pro-rata share of any annual adjustments made after February 25, 2010 and before the date of division to reflect gains or losses allocated to the annuity savings fund and as set forth in the EDRO, and **SUBJECT TO ALTERNATE PAYEE FILING AN APPLICATION FOR SAME**, and

WHEREAS, the EDRO provides for the parties to share the cost of the actuary’s fees, and

WHEREAS, the Board has been advised by General Counsel that the applicable terms of the EDRO are consistent with the provisions of the Retirement System and applicable law, including Public Act 46 of 1991, MCL 38.1701, *et seq.*, and Public Act 100 of 2002, MCL 38.1681, *et seq.*, as applicable,

THEREFORE BE IT RESOLVED, that the Board acknowledges receipt of the EDRO, that said court order qualifies as a Domestic Relations Order pursuant to the Public Employee Retirement Benefit Protection Act, MCL 38.1681, and shall pay pension benefits consistent with said court order and this resolution **SUBJECT TO APPLICATION BEING FILED BY THE PARTY SEEKING PAYMENT**, and be it further

RESOLVED, that this file be forwarded to the Board’s actuary for calculation of the benefits to be paid to the former spouse, and be it further

RESOLVED, that a copy of this Resolution be added to the Participant’s pension file, and other appropriate records be kept for the Retirement System relative to this matter, and be it further

RESOLVED, that copies of this Resolution be sent to Alternate Payee Donna J. Little and her counsel, Henry E. Sarnacki, and to Participant Willie Little Jr.

Yeas: Battle, Gnatek, Jones, McLellan, Moslimani, Naglick, Orzech, Pegg, Pincheck, Thomas, Trozak, Watson and Chairperson Berent - 13

Nays: None

Re: Edward Thomas Death Benefit: Follow-up correspondence sent to Cynthia Thomas regarding the death benefit for Edward Thomas.

NEW BUSINESS/OLD BUSINESS

None

COMMITTEE REPORT

Policy Funding Committee Meeting is scheduled for September 22, 2020 at 1:00 pm.

POLICE AND FIRE RETIREMENT SYSTEM OF THE CITY OF DETROIT
MEETING NO. 3268– THURSDAY – SEPTEMBER 17, 2020

The Board intends to enter into closed session and when closed sessions concludes adjourn the meeting with no further motions made or business discussed.

Re: Entering into Closed Session

Resolution Moved By Trustee Thomas– Supported by Trustee Gnatek

WHEREAS, the Retirement System is subject to the limitation of the Open Meetings Act (“OMA”) being MCL 15.261 et seq. and has adopted a resolution on October 24, 2012 relative thereto; **THEREFORE BE IT**

RESOLVED, that the Board entered into Closed Session for the purpose of discussing Attorney/Client privileged matters regarding the following: Discussion regarding Pending Litigation.

A Roll Call Vote was taken as follows:

Yeas – Battle, Gnatek, Jones, McLellan, Moslimani, Naglick, Orzech, Pegg, Pincheck, Thomas, Trozak, Watson and Chairperson Berent – 13

Nays – None

Board entered into closed Session at 10:50 am
Board exited closed session at 11:15 am

ADJOURNMENT

Trustee Gnatek moved to adjourn meeting #3268; Trustee Jones supported.

Chairperson Berent adjourned the meeting at 11:15 A.M. The Board’s next meeting is scheduled for Thursday, October 01, 2020 at 9:00 a.m. in the Retirement Systems’ Conference Room, 500 Woodward Avenue, Suite 3000; Detroit, Michigan 48226.

RESPECTFULLY SUBMITTED,



Kelly Tapper, Assistant Executive Director