

November 19, 2009
6th Floor Conference Room
County Tower Building

The November 19, 2009 Regular Meeting of the Jackson County Employees' Retirement System Board of Trustees was called to order at 8:30 a.m. by Chairperson Steele. The following Trustees were present: Cyrocki, Mahoney, Murch, Raymond and Steele. Absent: Best and Shotwell. Also in attendance were Kelli Collier – Pension Coordinator; Debby Gorz – Pension Coordinator Assistant; Matt Augustine and Steve Lutenski – Morgan Stanley Smith Barney; Jack Timmony – VanOverbeke Michaud and Timmony; Randy Treacher – County Administrator/Controller.

PUBLIC COMMENT: None.

MOTION: Moved by Murch, supported by Mahoney to receive the minutes of October 22, 2009 as presented. Motion carried.

MOTION: Moved by Mahoney, supported by Raymond to receive the Monthly Financial Statement for October as presented by Trustee Cyrocki. Motion carried.

MOTION: Moved by Mahoney, supported by Murch to concur with the Consent Agenda:

- A. Receive Comerica Bank Custodial Statements of Account - October 2009.
- B. Approve Refunds of Contributions #8483-8485
- C. Approve Distribution of DROP Balances #105
- D. Approve Application(s) for Retirement:
 - Debra Mulvaney, Dept. on Aging, Eff. 12/1/09
 - Margaret Sifers, Payroll (Deferred), Eff. 1/1/10
- E. Approve Application(s) for entrance into the Deferred Retirement Option Plan (DROP):
 - Rebecca Schmude, MCF, Eff. 11/1/09
 - Larry Race, Road, Eff. 11/1/09
- F. Receive Statements Paid report for 10/22/09-11/18/09.
- G. Receive Correspondence:
 - 1. Davis Hamilton Jackson & Assoc. (October 2009) Newsletter
 - 2. Gabriel Roeder Smith & Co. (10/16/09) GRS Insight and GRS New Scan
 - 3. Lazard Asset Management (9/30/09) Portfolio Report
 - 4. State Street Global Advisors (8/31/09) Portfolio Report & 3Q Market Summary
 - 5. Rodwan Consulting Company (October 2009) Maximum Benefit Limits 2010
 - 6. Wells Capital Management (9/30/09) Quarterly Review
 - 7. Davis Hamilton Jackson & Assoc. (10/23/09) 9/30/09 Account Performance
 - 8. NWQ Investment Management Co. (10/22/09) 9/30/09 Portfolio Review
 - 9. WHV/Hirayama Investment (10/31/09) 3Q Report
 - 10. WHV/Hirayama Investment (October 2009) ADV Part II
 - 11. Morgan Stanley Smith Barney (11/5/09) Update
- H. Receive Pension Coordinator Report for October.

Roll call vote. Motion carried unanimously, 5 – yes.

The Trustees requested to meet in Closed Session at the end of the regular Agenda with Board Legal Counsel Jack Timmony regarding the Comerica Bank Securities Lending litigation. Mr. Timmony will discuss with the Board Comerica's Motion to Dismiss and will continue to provide periodic updates to the Board regarding this litigation.

Mr. Timmony provided information to the Board regarding new language required by the Pension Protection Act for the IRS 402 Special Tax Notice which is to be provided to all former employees requesting a Refund of Contributions and to participants leaving the Deferred Retirement Option Plan (DROP), effective January 1, 2010.

Matt Augustine and Steve Lutenski of Morgan Stanley Smith Barney reported that the recent asset reallocation from the two State Street Global Advisors accounts to the Davis Hamilton Jackson & Associates account had been completed. Mr. Augustine and Mr. Lutenski presented 3rd Quarter 2009 Investment Manager Monitor Report. Additionally, a Current Asset Allocation Chart and a Market Update through 12/18/09 were provided.

MOTION: Moved by Mahoney, supported by Murch to receive the 3rd Quarter 2009 Investment Manager Monitor Report as presented by Morgan Stanley Smith Barney. Motion carried.

MOTION: Moved by Mahoney, supported by Cyrocki to receive the 3rd Quarter 2009 Administrative Expense Report as presented by the Pension Coordinator. Motion Carried.

Board Legal Counsel Jack Timmony will review the letter received from James Fleming regarding divorce fees paid by the County to Prosecutors, specifically in regards to the impact of such payments on Mr. Fleming's retirement benefit received from the County. Mr. Timmony will report back to the Board in December.

The Trustees discussed the request from MAPERS to governmental Retirement Boards in the state, requesting that they contact members of the State House of Representatives regarding House Bill 5323. The Pension Coordinator was directed to issue the letters to State Representatives Simpson and Griffin and State Senator Mike Nofs per the request of MAPERS.

MOTION: Moved by Mahoney, supported by Cyrocki to enter into Closed Session at 9:20 a.m. to discuss the Comerica Bank Securities Lending litigation under the Attorney/Client privilege. Roll call vote. Motion carried unanimously, 5 - yes.

MOTION: Moved by Mahoney, supported by Cyrocki to return to Open Session at 9:45 a.m. Motion carried.

MOTION: Moved by Murch, supported by Cyrocki to receive and file the report presented by Board Legal Counsel Jack Timmony in Closed Session regarding the Comerica Bank Securities Lending litigation. Motion carried.

The meeting was adjourned at 9:50 a.m. by Chairperson Steele.

Chairperson

Pension Coordinator