

The City of Mobile, Alabama
Police and Firefighters Retirement Plan
Regular Meeting
October 24, 2007

The Board of Trustees for The City of Mobile, Alabama Police and Firefighters Retirement Plan met in regular session at 9:00 a.m. on Wednesday, October 24, 2007 in the City Council Pre-Conference room on the first floor of the south tower of Government Plaza.

Present:

Fire Service Captain Bryan Lee, Chairman
Police Deputy Chief James Barber, Vice Chairman
Retired Fire Service Captain Terry Lilley
Fire Service Captain James Connick
Mr. Briley Shirah
Mr. Michael Druhan
Police Lieutenant Mike Morgan
Ms. Wanda Cochran, Counsel
Ms. Mary Berg, Secretary
Ms. Deborah Blackburn, Office Assistant III

Absent:

Retired Police Lieutenant George Goodwin
Ms. Barbara Malkove

Guests:

Ms. Gwelda Swilley-Burke, Gray & Company
Mr. William Broadus, Retired Firefighter
Fire Service Captain Leann Tacon, Mobile Fire Department
Public Information Officer Steve Huffman, Mobile Fire Department
Mr. Kenneth Massey, Retired Fire Service Driver
Jeff Amy, Mobile Press Register Reporter

The chairman, Captain Bryan Lee, called the meeting to order at 9:00 a.m.

The chairman presented the **minutes of the regular Board meeting of June 27, 2007 and regular Board meeting of July 25, 2007**. *On a motion by Mr. Druhan seconded by Captain Connick, the minutes were approved as written and distributed.*

The chairman presented items 3 and 4 on the agenda for consideration. *On a motion by Lt. Morgan seconded by Mr. Shirah the Board approved the following:*

Personnel Action Notice submitted by **Fire Service Driver Samuel H. Clark**, of his intent to leave the Fire Department and withdraw from the DROP to enter active retirement, effective October 27, 2007; and

Personnel Action Notice submitted by **Firefighter Mark J. Fox**, Mobile Fire Department, of his intent to retire effective October 1, 2007 with benefits deferred to May 11, 2009, at which time he will be 50 years of age. Firefighter Fox has served 21.45 years entitling him to retirement benefits on the basis of 53.63% of his final average salary.

The chairman presented items 5 through 9 on the agenda for consideration. *On a motion by Captain Connick seconded by Deputy Chief Barber, the Board approved the following:*

Payment of Invoice No. 003545 dated September 28, 2007 in the amount of \$5,000.00 submitted by Gray & Company for investment performance analysis ending September 30, 2007;

Payment of Invoice No. 33166 dated October 3, 2007 in the amount of \$420.00 submitted by D. Charles Holtz for legal services rendered through September 30, 2007;

Payment in the amount of \$198.00 to Westbrook Real Estate for professional real estate management fees for the period July 1, 2007 through September 30, 2007;

Payment of Invoice dated October 11, 2007 in the amount of \$20,797.08 submitted by Evergreen Investments for professional equity investment services for the quarter ending September 30, 2007; and

Request for reimbursement in the amount of \$3,116.16 to Mr. Terry Lilley for travel expenses incurred while attending the Guns & Hoses Conference in Huntington Beach, CA. *Mr. Lilley abstained from voting on this item.*

The chairman presented a **letter dated September 26, 2007 from Patricia A. Aldrich, City Comptroller detailing fire insurance revenue collected for the P&F Fund for 2007.** No action was necessary.

The secretary provided each Board member with a list of the **requests for refund.** *On a motion by Deputy Chief Barber and seconded by Captain Connick, the Board approved refunds totaling \$43,483.84 as follows:*

| | |
|--------------------------|---------------------|
| <i>Ryan L. Boone</i> | <i>\$ 4,021.31</i> |
| <i>Ray L. Cook</i> | <i>20,288.56</i> |
| <i>Jacquelyn S. Dias</i> | <i>1,088.61</i> |
| <i>Calvin C. Johnson</i> | <i>6,913.18</i> |
| <i>Gregory P. Smith</i> | <i>11,172.18</i> |
| <i>Total Refunds</i> | <i>\$ 43,483.84</i> |

The chairman acknowledged the consultant, Ms. Swilley-Burke and turned the meeting over to her. Ms. Swilley-Burke gave a brief summary of manager performance ending September 30, 2007.

Unfinished business:

- Ms. Cochran reported on the **ALFA Insurance** legal proceedings.
- Ms. Cochran reminded Board members to read the Trustees' Handbook once again to possibly offer further revisions. The Trustee Handbook will be placed on the agenda for the November Board meeting, with January 1, 2008 as the suggested effective date.
- The chairman presented a first draft of the letter that is to be sent to plan participants who are in the "Escalation Group". The chairman asked Ms. Cochran to make any changes she feels are legally necessary and bring back to the Board.
- In response to a lengthy discussion concerning raises for retirees, it was common consent that the chairman, Ms. Berg and Mr. Lilley will meet with Ms. Connie Hudson, Chair of the City Council Finance Committee, to discuss this matter.

- An inquiry was made as to whether there has been a response to a letter that was sent to AmSouth Bank regarding their billing for custodial fees. Ms. Berg reported that there, in fact, had been no response to the letter.
- The chairman reported that he and Ms. Berg had met with Elaine Isler from MIS to discuss the website.

New business:

- *Mr. Lilley made a motion to have access to retirees' names and addresses granted to Mr. Goodwin and himself. Captain Connick seconded the motion. Ms. Cochran voiced her reservations about releasing the retirees' personal information. Mr. Lilley then presented an opinion from the Attorney General's office regarding the release of this information. Ms. Cochran suggested that Mr. Lilley make a formal request through Ms. Berg, so that she would have time to look over the opinion. Mr. Lilley motioned to table the previous motion, it was seconded by Captain Connick, and it carried.*

There being no further business to come before the Board, on a motion by Mr. Shirah the meeting adjourned at approximately 9:55 a.m.

Bryan T. Lee, Chairman

Mary A. Berg, Secretary