



CITY OF FRESNO RETIREMENT SYSTEMS
REGULAR MEETING OF THE ADMINISTRATIVE COMMITTEE
MINUTES

March 26, 2009

Administrative Committee held a meeting in Retirement Office, 2828 Fresno St., 2nd Fl., Board Chamber, Room 202, Fresno, California at the hour of 1:00 PM on the day above written.

ROLL CALL AT 1:00 PM

Members Present: Ken Nerland, Danny, Aguirre, Jeff Beatty, Brian Burry, Paul Cliby, Marvell French, Carla Lombardi

Members Absent: Oscar Williams (CALAPRS Principles of Pension Management for Trustees)

Also Present: Stanley McDivitt, Kathleen Riley, Yvonne Arellano, Russ Richeda, Legal Counsel, Pattie Laygo, Executive Assistant, Patti Basquez, Retirement Counselor

APPROVE MINUTES

Approve the minutes of February 26, 2009, regular meeting of the Administrative Committee.

ACTION: Approved/Adopted

ON MOTION by Member Cliby seconded by Member Lombardi to approve the minutes of February 26, 2009, regular meeting of the Administrative Committee, DULY CARRIED RESOLVED by the following vote:

AYES: Nerland, Aguirre, Beatty, Burry, Cliby, French, Lombardi

NOES: None

ABSTAIN: None

ABSENT: Williams

APPROVE AGENDA

Approve the agenda of March 26, 2009, regular meeting of the Administrative Committee.

ACTION: Approved/Adopted

ON MOTION by Member Burry seconded by Member Cliby to approve the agenda of March 26, 2009, DULY CARRIED RESOLVED by the following vote:

AYES: Nerland, Aguirre, Beatty, Burry, Cliby, French, Lombardi

NOES: None

ABSTAIN: None

ABSENT: Williams

TIMED SCHEDULED HEARINGS AND MATTERS

None

A. AGENDA ITEMS

1. Discussion and direction regarding COLA amendments to the Fresno Municipal Code.

ACTION: Request for More Info

The Committee reviewed and discussed memorandum from legal counsel which contained options for the Committee's consideration and reviewed alternative concepts. Following extensive discussion, Member Burry is directed by the Committee to research a potential assessment of the CPI indexes that may be appropriate for the Systems and report back to the Administrative Committee.

2. Review and consider contract proposal from The Segal Company and recommendation to the Retirement Boards as necessary.

ACTION: Approved/Adopted

The Committee reviewed and discussed fee proposal from The Segal Company, recommending Board approval including direction to staff to negotiate an additional meeting in their contract.

ON MOTION by Member Cliby seconded by Member Lombardi, to recommend approval of the proposed 2009 - 2012 contract from The Segal Company subject to the negotiation of two additional meeting days in their proposal, DULY CARRIED RESOLVED by the following vote:

AYES: Nerland, Aguirre, Beatty, Burry, Cliby, French, Lombardi

NOES: None

ABSTAIN: None

ABSENT: Williams

3. Review, discussion and direction regarding Legal Counsel's Supplemental Analysis concerning pending Public Records Act Request by the City of Fresno Health and Welfare Trust for Marital Status and Dependent Information.

ACTION: No Action

The Committee reviewed and discussed email to Legal Counsel from Terry Bond which read that the City will take no further action.

4. Review and discuss report from Legal Counsel regarding Political Reform Act and Board Member Attendance at Single Source Conferences.

ACTION: Received

The Committee reviewed and discussed memorandum from Legal Counsel, Board policy, Political Reform Act, and Brown Act.

5. Ongoing review and evaluation of the Joint Board Policies Section 2-27 and 2-28 and recommendations to the Joint Retirement Board as necessary.

ACTION: Approved/Adopted

The Committee reviewed administrative changes to Joint Board policies, and discussed and concurred with Legal Counsel's request for further analysis of Joint Board Policy 2-28.

ON MOTION by Member Cliby seconded by Member Aguirre, to accept administrative changes and recommend Board approval to Joint Board Policy Section 2-27, Administration of Retirement Benefits for Registered Domestic Partners, DULY CARRIED RESOLVED by the following vote:

AYES: Nerland, Aguirre, Beatty, Burry, Cliby, French, Lombardi

NOES: None

ABSTAIN: None

ABSENT: Williams

6. Review and accept Systems' Monthly Cash Disbursement Reports for the period ending January 31, 2009, in accordance with the Board's Administrative Oversight Policy.

ACTION: Approved/Adopted

The Committee reviewed and accepted reports as submitted.

ON MOTION by Member Cliby seconded by Member French to accept the monthly operating account cash disbursements report for the period ending January 31, 2009, DULY CARRIED RESOLVED by the following vote:

AYES: Nerland, Aguirre, Beatty, Burry, Cliby, French, Lombardi
NOES: None
ABSTAIN: None
ABSENT: Williams

7. Review, discussion and direction regarding report from Legal Counsel concerning the Heroes Earnings Assistance and Relief Tax Act of 2008 (HEART).

ACTION: Received

The Committee reviewed memorandum prepared by Legal Counsel and discussed the provisions of the HEART Act, USERRA and Municipal Code, with direction that legal counsel research how other Systems have applied this provision and report back for review and consideration by the Administrative Committee.

8. Review, discuss and confirm date and time for the regular meeting of the Administrative Committee.

ACTION: Approved/Adopted

The Committee reviewed, discussed and confirmed the rescheduling of the regular meeting of the Administrative Committee, to be held at 8:30 a.m. on the 3rd Wednesday of every month and staff is directed to amend the Committee Rules for the Committee's approval.

9. Continued review and discussion of the Systems' current disabilities application process.

ACTION: Laid Over

10. Review and discuss Legal Counsel's report on IRS guidelines on "Normal Retirement Age."

ACTION: Laid Over

B. INFORMATION ONLY ITEMS

1. Fresno City Health and Welfare Trust Agendas for Regular Board meeting of March 11, 2009 and Minutes of February 11, 2009, regular Board meeting

ACTION: Received

2. March 17, 2009, Bankruptcy Judge rules California city can void union contracts, The National Law Journal.

ACTION: Received

3. US Bankruptcy Court document for the City of Vallejo vs. Vallejo Collective Employee Bargaining Groups

ACTION: Received

C. PROPOSED AGENDA ITEMS FOR NEXT COMMITTEE MEETING

None

D. UNSCHEDULED ORAL COMMUNICATIONS

None

E. PUBLIC COMMENTS

None

F. ADJOURNMENT

2:20 p.m.
