

A regular meeting of the Michigan State Employees' Retirement System Board was held at the State Secondary Complex, General Office Building, First Floor, Conference Room A, Lansing, Michigan, on January 22, 2009. The following members, staff and observers participated:

Members Present: David Dekker, Employee Member
 Douglas Drake, Retiree Member
 George Elworth, representing the Attorney General
 Calvin Frappier, Retiree Member
 Vernon Johnson, representing the State Treasurer
 Daniel McLellan, representing the Director of Civil Service
 Craig Murray, representing the Deputy Auditor General
 Harry Posner, Employee Member
 John Schoonmaker, representing the Commissioner of the
 Office of Financial and Insurance Services

Staff Present: Phil Stoddard, Executive Secretary
 Terry Rideout, Recording Secretary

Others Present: Sharon Ross of the Office of Retirement Services, and Thomas Schimpf of the Office of Attorney General

Call to Order

Chair Douglas Drake called the meeting to order at 1:33 p.m.

Excusing of Absent Members

All members were in attendance.

Approval of Agenda

David Dekker moved, Vernon Johnson supported, to approve the agenda as presented. The motion carried unanimously.

Election of Officers

Executive Secretary Phil Stoddard asked the Nominating Committee for recommendations for the Office of Chair. On behalf of the Committee, George Elworth nominated Douglas Drake for the Office of Chair. Mr. Stoddard asked if there were any further nominations from the floor. Being no further nominations, Mr. Stoddard closed the nominations and a voice vote was taken unanimously approving Douglas Drake for the Office of Chair.

Chair Douglas Drake asked the Nominating Committee for recommendations for the Office of Vice Chair. On behalf of the Committee, George Elworth nominated John Schoonmaker for the Office of Vice Chair. Mr. Drake asked if there were further

nominations from the floor. Being no further nominations, Mr. Drake closed the nominations and a voice vote was taken unanimously approving John Schoonmaker for the Office of Vice Chair.

Approval of Minutes

Daniel McLellan moved, Vernon Johnson supported, to approve the regular session meeting minutes of December 18, 2008. The motion carried unanimously.

Disability Retirement Applications

Non-Duty Disability Retirement Applications

Daniel McLellan moved, Vernon Johnson supported, to approve the non-duty disability applications 2-5, 7, and 9-11 as presented in the Supplemental Information to the Agenda, 8A. The motion carried unanimously.

Following discussion, George Elworth moved, Daniel McLellan supported to approve non-duty disability application 1 with the provision of a 2-year re-examination. The motion carried unanimously.

Following discussion, Harry Posner moved, Calvin Frappier supported to approve non-duty disability application 6 as presented in the Supplemental Information to the Agenda, 8A. The motion carried unanimously.

Following discussion, David Dekker moved, Vernon Johnson supported to approve non-duty disability application 8 as presented in the Supplemental Information to the Agenda, 8A. The motion carried unanimously.

Returning Disability Retirement Applications

Following discussion, Vernon Johnson moved, Daniel McLellan supported, to approve the non-duty disability application 1 as presented in the Supplemental Information to the Agenda 8B. The motion carried unanimously.

Following discussion, George Elworth moved, Harry Posner supported, to approve the non-duty disability application 2 as presented in the Supplemental Information to the Agenda 8B. The motion carried unanimously.

Administrative Hearings

Proposal for Decision – Docket 2008-948 SERS

The Board considered the case materials. Daniel McLellan moved, Craig Murray supported, that the Board adopt as its own the recommendation of the Presiding Officer in the Proposal for Decision dated October 22, 2008, including the proposed Findings of Fact and Conclusions of Law, and deny Petitioner's request for duty or non-duty disability retirement benefits, using the form of decision and order drafted by Respondent to include corrections to the spelling of Dr. Gupta's name. The motion carried unanimously.

Proposal for Decision – Docket 2008-21551 SERS

The Board considered the case materials. Daniel McLellan moved, Harry Posner supported, that the Board reject the recommendation of the Presiding Officer in the Proposal for Decision dated October 27, 2008, including the proposed Findings of Fact and Conclusions of Law, and grant Petitioner's request for non-duty disability retirement benefits based upon Petitioner's Response and the administrative record. The motion carried unanimously.

Proposal for Decision – Docket 2008-24775 SERS

The Board considered the case materials. Daniel McLellan moved, John Schoonmaker supported, that the Board adopt as its own the recommendation of the Presiding Officer in the Proposal for Decision dated November 25, 2008, including the proposed Findings of Fact and Conclusions of Law, and deny Petitioner's request for non-duty disability retirement benefits. The motion carried unanimously.

Legislative Report

No report provided.

Board Comments

Comments were received from David Dekker regarding the Open Meetings Act as it relates to discussions between Board members.

Public Comment

No comments were received.

Adjournment

Vernon Johnson moved, Daniel McLellan supported that the meeting be adjourned. The motion carried unanimously. The Chair adjourned the meeting at 2:42 p.m.

OFFICIAL MINUTES


Chair


Executive Secretary