

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 21, 2010. 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
 John Schoonmaker, representing the Commissioner of the
 Office of Financial and Insurance Regulation

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

Others Present: Thomas Schimpf of the Office of Attorney General, Cara Frappier,
 and Laurie Hill of the Office of Retirement Services.

Call to Order

Chair Douglas Drake called the meeting to order at 1:30 p.m.

Approval of Agenda

Daniel McLellan moved, John Schoonmaker supported, to approve the agenda as presented. The motion carried unanimously.

Approval of Minutes

George Elworth moved, Vernon Johnson supported, to approve the regular session meeting minutes of December 17, 2009. The motion carried unanimously.

Disability Retirement Applications

Non-Duty Disability Retirement Applications

David Dekker moved, Daniel McLellan supported, to approve non-duty disability applications 1-7, as presented in the Supplemental Information to the Agenda, 7A. The motion carried unanimously.

Administrative Hearings

Proposal for Decision – Docket 2008-8759 SERS

The Board considered the case materials. Daniel McLellan moved, David Dekker supported, that the Board adopt as its own the recommendations of the Presiding Officer in the Proposal for Decision dated October 7, 2009, including the proposed Findings of Fact and Conclusions of Law except for the changes requested by Respondent, and grant Petitioner a lump sum payment of \$22,633.94 for the months of April 2005 and November 2006, but deny Petitioner's request for interest, attorney fees, and exemplary damages, using the form of decision and order offered by Respondent. The motion carried unanimously.

Proposal for Decision – Docket 2009-10567 SERS

The Board considered the case materials. John Schoonmaker moved, George Elworth supported, that the Board dismiss the administrative proceedings in this matter since the Petitioner has been granted a non-duty disability retirement. The motion carried unanimously.

Proposal for Decision – Docket 2009-21242 SERS

The Board considered the case materials. David Dekker moved, Daniel McLellan supported that the Board adopt as its own the recommendations of the Presiding Officer in the Proposal for Decision dated October 9, 2009, including the proposed Findings of Fact and Conclusions of Law except for the changes requested by Respondent, and deny Petitioner's request for non-duty disability retirement benefits, using the form of decision and order offered by Respondent. The motion carried unanimously.

Proposal for Decision – Docket 2009-19535 SERS

The Board considered the case materials. Craig Murray moved, Vernon Johnson supported that the Board adopt as its own the recommendations of the Presiding Officer in the Proposal for Decision dated October 16, 2009, including the proposed Findings of Fact and Conclusions of Law except for the changes requested by Respondent, and deny Petitioner's application for duty disability retirement benefits, using the form of decision and order offered by Respondent with one correction on page 13. The word "not" was deleted from the 2nd sentence of the first full paragraph so the sentence reads, "All of these doctors agree that Petitioner may have permanent restrictions as the result of his work related wrist injury, but they do not opine the he is totally and permanently disabled." The motion carried unanimously.

Proposal for Decision – Docket 2009-21240 SERS

The Board considered the case materials. Daniel McLellan moved, John Schoonmaker supported, that the Board adopt as its own the recommendations of the

Presiding Officer in the Proposal for Decision dated October 30, 2009, including the proposed Findings of Fact and Conclusions of Law except for the changes requested by Respondent, and deny Petitioner's request for a straight life retirement allowance effective February 2007, using the form of decision and order offered by Respondent. The motion carried unanimously.

Proposal for Decision – Docket 2009-26418 SERS

The Board considered the case materials. Daniel McLellan moved, Vernon Johnson supported, that the Board reject the recommendations of the Presiding Officer in the Proposal for Decision dated November 4, 2009, including the proposed Findings of Fact and Conclusions of Law, and deny Petitioner's request for one-half of his former spouse's retirement based on Respondent's Exceptions, and the administrative record, using the form of decision and order offered by Respondent with one correction to page 9 to strike in the first paragraph, the 2nd sentence through the end of that paragraph. The motion carried unanimously.

New Business

Circuit Court Remand – Ingham County Circuit No. 09-283-AA. Docket #2007-207 SERS.

John Schoonmaker recused himself from further consideration of this matter.

The Board considered the case materials. Daniel McLellan moved, Craig Murray supported to remand the matter to a presiding officer for the preparation of a supplemental proposal for decision for the Board's consideration based on the additional medical evidence, the social security determination, and a supplemental IMA report. The motion carried with John Schoonmaker abstaining.

Legislative Report

A report was provided for the Board's information.

Appointment of Nominating Committee

David Dekker moved, Vernon Johnson supported that George Elworth and Calvin Frappier be appointed to the Committee. The motion carried unanimously.

Board Comments

A comment was received from David Dekker.

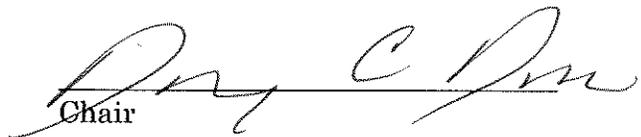
Public Comment

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 2:05 p.m.

OFFICIAL MINUTES


Chair


Executive Secretary