

**The City of Mobile, Alabama  
Police and Firefighters Retirement Plan  
Rescheduled Regular Meeting  
December 15, 2010**

The Board of Trustees for The City of Mobile, Alabama Police and Firefighters Retirement Plan met in rescheduled regular session at 9:00 a.m. on Wednesday, December 15, 2010 at the Firefighters' Association 1349 Meeting Hall.

**Present:**

Retired Fire Service Captain Terry Lilley, Chairman  
Fire Service Captain Bo McLarty  
Mr. Michael Druhan  
Retired Police Sergeant Joe Connick  
Fire Service Captain James Connick  
Ms. Barbara Malkove  
Ms. Wanda Cochran, Counsel  
Ms. Mary Berg, Secretary  
Ms. Debbie Blackburn, Office Assistant III

**Absent:**

Deputy Police Chief James Barber  
Police Lt. Mike Morgan, Vice-Chairman  
Ms. Joyce Collier

**Guests:**

Captain Bryan Lee, Mobile Fire-Rescue  
Mr. Bob Hubbard, Gray & Co.

The chairman, Mr. Terry Lilley, called the meeting to order at 8:26 a.m.

The chairman presented the **minutes of the regular Board meeting of November 17, 2010.** *On a motion by Ms. Malkove, seconded by Mr. Druhan, the minutes were approved as written and distributed with Mr. Connick and Captain Connick abstaining.*

The chairman presented the Personnel Action Notice of DROP retirement effective January 1, 2011 submitted by **Fire Service Driver Larry M. Bailey Mobile Fire Department.** As of December 31, 2010 Driver Bailey will be 58 years old and will have served 20.25 years. He has elected the 100% joint and survivor annuity option with the "pop-up" feature. *Captain Connick motioned for approval, Mr. Druhan seconded the motion, and it passed.*

The chairman presented the Personnel Action Notice of DROP retirement effective January 1, 2011 submitted by **Police Captain Amelia A. Brown, Mobile Police Department.** As of December 31, 2010 Captain Brown will be 56 years old and will have served 23.62 years. She has elected the maximum option with no benefits due a survivor. *Mr. Connick motioned for approval, Captain Connick seconded the motion, and it passed.*

The chairman presented the Personnel Action Notice of DROP retirement effective January 1, 2011 submitted by **Fire Service Captain J. D. Driskell, Mobile Fire Department.** As of December 31, 2010 Captain Driskell will be 61 years old and will have served 32.87 years. He has elected the 100% joint and survivor annuity option with the "pop-up" feature. *Captain Connick motioned for approval, Captain McLarty seconded the motion, and it passed.*

The chairman presented the Personnel Action Notice of DROP retirement effective January 1, 2011 submitted by **Fire Administrator William C. Hunter, Mobile Fire Department.** As of December 31, 2010 Administrator Hunter will be 63 years old and will have served 38.62 years. He has elected the 50% joint and survivor annuity option with the "pop-up" feature. *Captain Connick motioned for approval, Mr. Druhan seconded the motion, and it passed.*

The chairman presented the Personnel Action Notice of **Police Lieutenant Sybil M. Thomas, Mobile Police Department**, of her intent to leave the Police Department and withdraw from the DROP to enter active retirement, effective January 1, 2011. *Mr. Connick motioned for approval, Mr. Druhan seconded the motion, and it passed.*

The chairman presented the Personnel Action Notice of retirement effective January 2, 2011 submitted by **Fire Service District Chief Melvin Stringfellow, Mobile Fire Department**. As of January 1, 2011 District Chief Stringfellow will be 50 years old and will have served 24.66 years. He has elected the 100% joint and survivor annuity option with the “pop-up” feature. *Captain Connick motioned for approval, Captain McLarty seconded the motion, and it passed.*

The chairman presented items 9 through 12 on the agenda for approval. *On a motion by Mr. Druhan, seconded by Ms Malkove, the Board approved the following:*

**Invoice No. 004561 dated November 30, 2010 in the amount of \$5,000.00 submitted by Gray & Company** for investment performance analysis ending November 30, 2010;

**Invoice dated November 26, 2010 in the amount of \$3,138.16, submitted by The Bank of New York**, for professional custodial services for the quarter ending September 30, 2010;

**Payment in the amount of \$74,870.02 to Timberland Investment Resources** for call requested for current investment; and

**Invoice No. SSgABA973458 dated November 15, 2010 in the amount of \$4,577.06 submitted by State Street Global Advisors** for professional index investment management services for the quarter ending September 30, 2010.

The chairman presented an audit adjustment letter from Ms. Patricia Aldrich, City of Mobile Comptroller, reporting the balance of \$6,325,386.00 is to be transferred to the Fund by March 31, 2011. *Captain Connick motioned to accept the letter, the motion was seconded by Captain McLarty, and it was accepted by the Board.*

The secretary provided each Board member with a list of the **requests for refund**. *On a motion by Captain McLarty, seconded by Mr. Druhan, the Board approved refunds totaling \$3,022.73 as follows:*

Gary V. Cole	\$2,951.83
Marion M. Kelley	70.90
<i>Total Refunds</i>	\$3,022.73

The consultant, Bob Hubbard, deferred his remarks until the round-table discussion which was part of the educational session.

#### **Unfinished business:**

- *On a motion by Mr. Druhan with a second from Captain Connick the Board re-appointed Gray & Company as the Consultant for the Fund subject to the new contract being reviewed by counsel.*
- The Board discussed active participants being able to pay pension contributions on military leave that is denied by the Mobile County Personnel Board. *Mr. Connick moved to table any action until the January meeting with a second from Ms. Malkove.* Fire Service Captain Bryan Lee reported that Federal Regulations on Military Leave show no distinction between training or active service, or whether or not the participant started military service before or after being

hired. Ms. Malkove pointed out that the participant is, in effect, being forced into an unpaid status. Mr. Connick rescinded his motion to table any action on this item with a second from Mr. Druhan, thus opening up the issue for further discussion and a vote. Captain McLarty motioned to allow this class of Plan participants to pay back their contributions as long as proper Military Orders are received. Captain Connick seconded the motion, and it passed.

**New business:**

- Captain Bryan Lee spoke on a disability Bill to come before the U. S. Senate titled “Law Enforcement Safety Act”. He also spoke on the Firefighters’ Annuity Fund which is a State Pension. Ms. Cochran was asked to research the Federal Bill.
- Captain Connick re-emphasized the need for research into alternative funding sources for the Plan.

*There being no further business to come before the Board, on a motion by Captain Connick, and seconded by Mr. Lilley, the meeting adjourned at approximately 9:08 a.m.*

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*James T. Lilley, Jr., Chairman*

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*Mary A. Berg, Secretary*