

**OKLAHOMA POLICE PENSION AND RETIREMENT BOARD
REGULAR MEETING**

**BOARD ROOM
1001 N.W. 63RD STREET – SUITE 305
OKLAHOMA CITY, OKLAHOMA 73116**

9:00 A.M. * * * WEDNESDAY * * * SEPTEMBER 16, 2015

AGENDA

1. Roll Call
2. Approval of Minutes of Regular Board Meeting held August 19, 2015
3. HEARING: Case No. OPPRB 15-06, Municipality Application for Disability Benefit In Line of Duty for Howard Neal, Midwest City.
 - a. Board to review documents introduced into evidence, and hear testimony and/or oral arguments pertaining to applicant's request as deemed necessary by the Board.
 - b. Proposed executive session, if deemed necessary by legal counsel, to discuss and deliberate Case No. OPPRB 15-06 with legal counsel pursuant to 25 O.S. § 307(B)(8) (deliberation under Article II of the Administrative Procedures Act).
 - i. Vote to enter into proposed executive session.
 - ii. Discuss and deliberate Case No. OPPRB 15-06 pursuant to 25 O.S. § 307(B)(8).
 - iii. Vote to return to open session.
 - iv. Board to take appropriate action as deemed necessary.
4. HEARING: Case No. OPPRB 15-05, Municipality Application for Disability Benefit In Line of Duty for Shad Rhames, Bixby.
 - a. Board to review documents introduced into evidence, and hear testimony and/or oral arguments pertaining to applicant's request as deemed necessary by the Board.
 - b. Proposed executive session, if deemed necessary by legal counsel, to discuss and deliberate Case No. OPPRB 15-05 with legal counsel pursuant to 25 O.S. § 307(B)(8) (deliberation under Article II of the Administrative Procedures Act).
 - i. Vote to enter into proposed executive session.
 - ii. Discuss and deliberate Case No. OPPRB 15-05 pursuant to 25 O.S. § 307(B)(8).
 - iii. Vote to return to open session.
 - v. Board to take appropriate action as deemed necessary.

5. Finley & Cook, PLLC – Audit report as of June 30, 2015. Board to take appropriate action as deemed necessary.
6. Buck Consultants, LLC – Actuarial valuation report as of July 1, 2015. Board to take appropriate action as deemed necessary.
7. Consideration and vote, subject to Board's exception, on the following applications:

a. Application for Participation:

<u>Name</u>	<u>City</u>
Adam M. Eller	Ardmore
Ethan W. Long	Bartlesville
Shane H. Nix	Bartlesville
Caleb D. Samson	Bartlesville
Bradley P. Kendall, II	Bixby
LeAnthony D. Bell	Chickasha
Courtney H. Bonnett	Enid
Christian Gunning	Enid
Benjamin M. Streck	Enid
Erasmus Gonzales	Elk City
Joshua W. Brown	Fort Gibson
Timothy J. Nichols	Fort Gibson
Justin D. Foster	Idabel
Ethan L. Miller	Jenks
Joshua D. Caudle	Pawhuska
Jeffrey A. Elder	Sapulpa
Mark A. Smith	Sapulpa
Heath S. Brownell	Tulsa
Brendan C. Burke	Tulsa
Victor L. Clore	Tulsa
Trenton P. Cox	Tulsa
Samuel L. Crenshaw	Tulsa
Matthew R. Dunham	Tulsa
Daniel C. Ely	Tulsa
Sean L. Gustafson	Tulsa
Kyle A. Hoey	Tulsa
Jessica L. Jennings	Tulsa
David M. Jordan	Tulsa
Trent L. Newman	Tulsa
Kyle L. Staats	Tulsa
Kenneth R. Stewart	Tulsa
Tempest L. Thorpe	Tulsa
Jody K. Whaley	Tulsa
Garrad T. White	Tulsa
Sean D. Knight	Valley Brook
Cevin W. Smallwood	Vinita
Jerry L. Gallaher, Jr.	Waurika
Brandon W. Sain	Waurika
Jeremy L. Cannon	Woodward

b. Application for Refund of Contributions:

<u>Name</u>	<u>City</u>
Michael Bowser	Clinton
David J. Roberts	Comanche
Jonathan A. Sullens	Enid
Randall B. Collins	Grove
Travis J. McDowell	Guymon
Kevin Storey	Idabel
Justin Tulk	Pawhuska
George W. Farmer, IV	Perkins
Cody Johnson	Poteau
Vincent Dewberry	Spencer
Courtney Schlinke	Valley Brook

c. Application for Participation in the Oklahoma Police Deferred Option Plan Under the Back Drop Provision:

<u>Name</u>	<u>City</u>	<u>DOP Eff. Date</u>	<u>Service Pension Eff. Date</u>
David Freudiger	Norman	08/01/2014	10/01/2015
Derek L. Melton	Pryor	10/01/2010	10/01/2015
David C. Harrison	Tulsa	10/01/2010	10/01/2015

d. Application for Service Pension:

<u>Name</u>	<u>City</u>	<u>Eff. Date</u>
Jason J. Skaggs	Bethany	10/01/2015

e. Application for Vested Benefit:

<u>Name</u>	<u>City</u>	<u>Eff. Date</u>
Matthew J. Downing	Oklahoma City	08/06/2024
Jennifer Morris	Oklahoma City	12/12/2029

f. Death Benefit:

<u>Name</u>	<u>City</u>
Indianola Wallace, widow of Don Wallace	Ardmore
Linda Bratcher, widow of Roger Bratcher	Oklahoma City

g. Continuation of Benefit:

<u>Name</u>	<u>City</u>
Indianola Wallace, widow of Don Wallace	Ardmore
Linda Bratcher, widow of Roger Bratcher	Oklahoma City

h. Application for Monies Due the Estate from the System:

<u>Name</u>	<u>City</u>
Brenda W. Brown, Personal Rep. of Wanda L. Ogle	Atoka

i. Termination of Benefit:

<u>Name</u>	<u>City</u>
Wanda L. Ogle	Atoka

8. Steven B. Thompson, Edmond – Request to amend retirement date for Back Drop Application from 9/1/2015, as approved on August 19, 2015, to 12/1/2015. Board to take appropriate action as deemed necessary.
9. Cohen Milstein Sellers & Toll, PLLC – Presentation and discussion on whether to retain Cohen Milstein Sellers & Toll, PLLC as securities litigation monitoring firm. Board to take appropriate action as deemed necessary.
10. Proposed executive session, if deemed necessary by legal counsel to discuss the legal opinion of legal counsel for OPPRS, and the applications and the claims for benefits submitted by Randy Harrison pursuant to 25 O.S. § 307(B)(4) in that disclosure will seriously impair the ability of the body to conduct a pending proceeding in the public interest
 - i. Vote to enter into proposed executive session
 - ii. Discuss the legal opinion of legal counsel for OPPRS, and the applications and the claims for benefits submitted by Randy Harrison pursuant to 25 O.S. § 307(B)(4) in that disclosure will seriously impair the ability of the body to conduct a pending proceeding in the public interest
 - iii. Vote to return to open session
 - iv. Board to take appropriate action as deemed necessary
11. Board reports for review and informational purposes of the following: (No Board action required)
 - a. Account #6000, Fund 20000 (operating expenses), for period from 7-1-15 through 8-31-15, Fiscal Year 2016
 - b. Account #8557A, Fund Expenditures (receipts and disbursements), for month of August, 2015
 - c. Broker Commission Report
 - d. Statement of Total Fund
12. Asset Consulting Group – Financial consultant report for month ended August 31, 2015 and discussion on rebalancing portfolio assets among various asset strategies and managers. Board to take appropriate action as deemed necessary.
13. Proposed executive session, if deemed necessary by legal counsel to discuss possible legal action regarding travel issues pursuant to 25 O.S. § 307(B)(4) in that disclosure will seriously impair the ability of the body to conduct a pending proceeding in the public interest
 - i. Vote to enter into proposed executive session
 - ii. Discuss possible legal action regarding travel issues pursuant to 25 O.S. § 307(B)(4) in that disclosure will seriously impair the ability of the body to conduct a pending proceeding in the public interest

- iii. Vote to return to open session
 - iv. Board to take appropriate action as deemed necessary
14. Discussion and possible vote regarding moving the November Board Meeting to the afternoon. Board to take appropriate action as deemed necessary.
15. Discussion and possible vote regarding the method of assigning Independent Medical Examiners to disability cases. Board to take appropriate action as deemed necessary.
16. Litigation Report – Proposed executive session, if deemed necessary by legal counsel to discuss Case No. 3:15-cv-01797, In Re Magnachip Semiconductor Corp. (United States District Court, Northern District of California); No. 1:15-cv-00679, In Re Boulder Brands, Inc. (United State District Court, District of Colorado); Case No. 1:14-cv-10136-GBD, In Re RCS Capital Corp. (United States District Court, Southern District of New York); No. 3:15-cv-01106, In Re eHealth, Inc. (United States District Court, Northern District of California); Case No. 1:14-cv-01997-LAK, In Re Weight Watchers International, Inc. (United States District Court, Southern District of New York); Case No. 8703-VCL, In Re Dole Food Company, Inc. (State of Delaware Court of Chancery); Case No. 5:12-cv-00195-KKC, In Re Laydon vs. Mizuho Bank, LTD. et al. (Tibor Litigation). (United States District Court, Southern District of New York); and to discuss other potential litigation with legal counsel pursuant to 25 O.S. § 307(B)(4) in that disclosure will seriously impair the ability of the body to conduct a pending proceeding in the public interest
- i. Vote to enter into proposed executive session
 - ii. Discuss Case No. 3:15-cv-01797, In Re Magnachip Semiconductor Corp. (United States District Court, Northern District of California); No. 1:15-cv-00679, In Re Boulder Brands, Inc. (United State District Court, District of Colorado); Case No. 1:14-cv-10136-GBD, In Re RCS Capital Corp. (United States District Court, Southern District of New York); No. 3:15-cv-01106, In Re eHealth, Inc. (United States District Court, Northern District of California); Case No. 1:14-cv-01997-LAK, In Re Weight Watchers International, Inc. (United States District Court, Southern District of New York); Case No. 8703-VCL, In Re Dole Food Company, Inc. (State of Delaware Court of Chancery); Case No. 1:12-cv-03419-GBD-HBP, In Re Laydon vs. Mizuho Bank, LTD. et al. (Tibor Litigation). (United States District Court, Southern District of New York); and to discuss other potential litigation with legal counsel pursuant to 25 O.S. § 307(B)(4) in that disclosure will seriously impair the ability of the body to conduct a pending proceeding in the public interest
 - iii. Vote to return to open session
 - iv. Board to take appropriate action as deemed necessary

17. New Business

18. Board Members' Reports

19. Discussion of seminars/conferences. Board to take appropriate action as deemed necessary

20. Director's Report

NOTE: If a quorum of the Board goes to lunch at the same location, no business of the Oklahoma Police Pension & Retirement System will be discussed during lunch.