

## MINUTES

The Oklahoma Firefighters Pension and Retirement Board met February 15, 2013 in the Lincoln Plaza Office Building at 4545 N. Lincoln Blvd., Oklahoma City, OK. Written notice was sent to Board members and interested parties, posted 24 hours before the meeting and filed with the Secretary of State in compliance with the Open Meeting Laws.

Chairman Gerald Garrett called the meeting to order.

Members Present: Gerald Garrett, Scott Vanhorn, Dana Cramer, Jim Long, Bob Allen, Raanon Adams, David Thompson, Janet Kohls, Anita Breen arriving at 8:35 A.M., Frank Stone arriving at 9:10 A.M., and Brandy Manek arriving at 9:15 A.M.

Others: Robert Jones, Executive Director; James Reynolds, Assistant Director; Duane Michael, Assistant Director; Terri Williams, Executive Secretary; Marc Edwards, General Counsel

Visitors: Jason Pulos, Asset Consulting Group; Patmon Malcom and Richard Burgess; Earnest Partners; Michele Robbins and Justin Akin, River Road Asset Management; Kristin Shofner & Cinda Hughes, Lord & Abbett

Absent: Doug Jacobson and Casey Morrison

### **APPROVAL/MINUTES DATED JANUARY 18, 2013:**

Motion was made by Mr. Long and seconded by Mr. Thompson to approve the minutes dated January 18, 2013 with the amendment that Casey Morrison called the meeting to order because of Chairman Gerald Garrett's absence. Ayes: Messrs. Garrett, Vanhorn, Adams, Allen, Thompson, Cramer, Kohls, and Long. None. Motion carried.

### **EARNEST PARTNERS/PATMON MALCOM:**

Mr. Malcom gave a presentation for Earnest Partners.

	3 Months Ending <u>01/31/2013</u>	1 Year Ending <u>01/31/2013</u>	3 Years Ending <u>01/31/2013</u>
Earnest Partners	12.94%	17.80%	16.37%
Russell 2500 Value	11.67%	20.48%	16.42%

**RIVER ROAD ASSET MANAGEMENT/MICHELLE ROBBINS & JUSTIN AKIN:**

Ms. Robbins and Mr. Akin gave a presentation for River Road Asset Management.

	3 Months Ending <u>01/31/2013</u>	1 Year Ending <u>01/31/2013</u>	3 Years Ending <u>01/31/2013</u>
River Road Asset Management	11.22%	17.56%	13.97%
Russell 2000 Value	10.76%	17.29%	14.88%

**LORD & ABBETT/KRISTIN SHOFNER & CONDA HUGHES:**

	3 Months Ending <u>01/31/2013</u>	1 Year Ending <u>01/31/2013</u>
Lord & Abbett	6.29%	12.63%
Russell 2000 Growth	10.49%	13.63%

**ASSET CONSULTING GROUP/JASON PULOS:**

**1. Presenting Manager Review.**

Mr. Pulos reviewed the presenting managers to the Board.

**INVESTMENT COMMITTEE/JIM LONG – VICE-CHAIRMAN:**

**1. Review Investment performance.**

Mr. Pulos reviewed the monthly investment performance.

	3 Months Ending <u>01/31/2013</u>	1 Year Ending <u>01/31/2013</u>	3 Years Ending <u>01/31/2013</u>
Total Fund	5.92%	12.19%	10.19%
Policy Benchmark	5.26%	12.44%	11.23%

## 2. Selection of Investment Consultant.

Mr. Long reported that the Investment Committee recommended Bogdon Group as the Investment Consultant.

Motion was made by Mr. Long and seconded by Mr. Adams to select Bogdan Group as the Investment Consultant. Ayes: Messrs. Garrett, Thompson, Cramer, Kohls, Vanhorn, Long, Stone, Allen and Adams. Naves: Breen and Manek. Motion carried.

### **REQUEST APPROVAL/CONSENT AGENDA, A COPY IS ATTACHED:**

Motion was made by Mr. Cramer and seconded by Mr. Thompson to approve the Consent Agenda dated February 15, 2013. Ayes: Messrs. Garrett, Cramer, Vanhorn, Cramer, Thompson, Adams, Manek, Kohls, Long, Breen, and Allen. Naves: None. Motion carried.

### **MARC EDWARDS/LEGAL COUNSEL REPORT. DISCUSSION, VOTE, AND ANY OTHER NECESSARY ACTION TO IMPLEMENT DISCUSSION AND VOTE:**

1. Minneapolis Firefighters Relief Association v. Medtronic, Inc. et el, USDC, Minnesota, Case No. 0:08-CV-06324
2. In re: Finisar Corp. Sec. Litig., 11-cv-1252-EJD (AFT) (Waddell)
3. In re: Miller Energy Resources Securities Litigation 11-cv-375 (E.D. Tenn.) (Grant)
4. Greg Young vs. Pacific Biosciences of CA, Inc., et al. CIV 509210 Cal Superior Court, San Mateo Div. (Robbins)
5. Oklahoma Firefighters Pension & Retirement System v. Student Loan Corp., et al. 12-cv-895-NRB (S.D.N.Y.) (Grant)
6. In re: Lehman Brothers Equity/Debt Securities Litigation, 08-cv-5523-LAK (S.D.N.Y.) (Saxena White)

Mr. Edwards reported that the Pension System was appointed lead plaintiff.

7. City of Henryetta v. Oklahoma Firefighters Pension and Retirement System and Raymond Eldridge, Oklahoma County District Court, Case No. CV-2012-772. (PM)

Mr. Edwards reported that this case was still in discovery.

8. Harrison v. MAKO Surgical Corp., No. 12-cv-60875 (S.D. Fla. May 10, 2012. (Labaton)
9. Oklahoma Firefighters Pension v. Jefferies Group et al, Chancery Court of Delaware, Case No.

Mr. Edwards reported that there were lawsuits in Delaware and New York, which must be resolved before any action may proceed.

10. Reinschmidt v. Zillow, Inc. et al, Securities Litigation, Western District of Washington, Case No. 2:12-cv-02084

Mr. Edwards reported that lead plaintiff had been filed and the Investment Committee to co-lead with Chicago.

11. Report on the current status of all other litigation involving the Pension System.

Mr. Edwards said there was nothing new to report.

**TIMOTHY R. ADAMS/OKLAHOMA CITY - APPLICATION FOR “DISABILITY IN THE LINE OF DUTY” PENSION, EFFECTIVE FEBRUARY 1, 2013:**

Motion was made by Mr. Vanhorn and seconded by Mr. Long to modify the application for “Disability in the Line of Duty” to “Service”, effective February 1, 2013. Ayes: Messrs. Garrett, Vanhorn, Thompson, Cramer, Stone, Manek, Adams, Long, Breen, Allen, and Kohls. Naves: None. Motion carried.

**CARL GLOVER/OKLAHOMA CITY - APPLICATION FOR “DISABILITY IN THE LINE OF DUTY” PENSION, EFFECTIVE FEBRUARY 1, 2013:**

Motion was made by Mr. Vanhorn and seconded by Mr. Long to approve the Application for “Disability in the Line of Duty” pension, effective February 1, 2013. Ayes: Messrs. Garrett, Vanhorn, Thompson, Cramer, Adams, Long, Manek, Kohls, Allen, and Breen. Naves: Stone. Motion carried.

**BRANDON J. LEWIS/OKLAHOMA CITY – APPLICATION FOR “DISABILITY IN THE LINE OF DUTY” PENSION, EFFECTIVE FEBRUARY 1, 2013:**

Motion was made by Mr. Thompson and seconded by Mr. Vanhorn to modify the Application for “Disability in the Line of Duty” to “Service”, effective February 1, 2013. Ayes: Messrs. Garrett, Vanhorn, Thompson, Cramer, Adams, Long, Manek, Kohls, Allen, Stone, and Breen. Naves: None. Motion carried.

**JOHN S. SARTIN/SHAWNEE – APPLICATION FOR “DISABILITY IN THE LINE OF DUTY” PENSION, EFFECTIVE FEBRUARY 1, 2013:**

Motion was made by Mr. Long and seconded by Mr. Adams to approve the Application for “Disability in the line of Duty”, effective February 1, 2013. Ayes: Messrs. Garrett, Vanhorn, Thompson, Cramer, Adams, Long, Manek, Kohls, Stone, Allen, and Breen. Naves: None. Motion carried.

**THOMAS P. CHENOWETH/MIAMI – APPLICATION FOR “DISABILITY NOT IN THE LINE OF DUTY” PENSION, EFFECTIVE FEBRUARY 1, 2013:**

Motion was made by Mr. Vanhorn and seconded by Mr. Thompson to approve the Application for “Disability Not in the line of Duty”, effective February 1, 2013. Ayes: Messrs. Garrett, Vanhorn, Thompson, Cramer, Adams, Long, Manek, Kohls, Allen, Stone and Breen. Naves: None. Motion carried.

**RECEIVE & FILE:**

1. Capital Institutional Services - \$528.75 – January 2013
2. Electronic Data Systems - \$299.41 – January 2013
3. Realty Associates – Dividends – 54,525.00 – January 2013
4. Realty Associates – Dividends - \$133,880.00 – January 2013
5. SEC V ADELPHIA Distribution Fund - \$136.64
6. EIMN, LLC – Other Income – 136.64 – February 2013
7. Frazier & Phillips – Other Income – 25.00 – February 2013
8. Insurance Premium Tax - \$8,947.51 – February 2013

Motion was made by Mr. Long and seconded by Mr. Cramer to approve the above listed receive and file. Ayes: Messrs. Garrett, Vanhorn, Thompson, Cramer, Adams, Long, Kohls, Stone, Breen, Manek, and Allen. Naves: None. Motion carried.

**GAIL GARDNER/TULSA – APPLICATION FOR SURVIVING SPOUSE OF RON GARDNER:**

Ms. Gardner made a presentation to the Board, and the Board reviewed the written record.

Motion was made by Mr. Long and seconded by Ms. Breen to approve the Application for Surviving Spouse of Ron Gardner. Ayes: Messrs. Garrett, Vanhorn, Thompson, Cramer, Adams, Long, Kohls, Breen, and Allen. Naves: Stone. Motion carried.

**CHICKASHA FIRE DEPARTMENT REQUEST APPROVAL TO ADOPT THE PHYSICAL PERFORMANCE TEST/AGILITY AS OUTLINED IN THE OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT SYSTEM RULES:**

Motion was made by Mr. Long and seconded by Mr. Thompson to approve the Physical Performance Test/Agility as outlined in the Oklahoma Firefighters Pension and Retirement Rules. Ayes: Messrs. Garrett, Vanhorn, Thompson, Cramer, Adams, Long, Kohls, Stone, Breen and Allen. Naves: None. Motion carried.

**ROBERT JONES/EXECUTIVE DIRECTOR REPORT:**

Mr. Jones reported on the status of the Lincoln Plaza Office Building.

Mr. Michaels gave a report on the quarterly internal audit

Mr. Jones reported on the consolidation of the Pension Systems as presented by the Governor in her State of the State address.

**DISCUSSION ON TRAVEL REIMBURSED BY THE SYSTEM. BOARD TO TAKE APPROPRIATE ACTION.**

Motion was made by Ms. Kohls and seconded by Mr. Vanhorn to approve travel for Janet Kohls to attend the Pension Bridge in San Francisco. Ayes: Messrs. Garrett, Vanhorn, Thompson, Adams, Long, Kohls, Stone, Thompson, Breen, and Allen. Naves: None. Motion carried.

**QUESTIONS & COMMENTS FROM BOARD MEMBERS & AUDIENCE:**

Mr. Long noted that Tulsa's labor contract was signed and further noted that this would affect escalator raises.

**NEW BUSINESS:**

**NEXT MEETING DATE:**

The Oklahoma Firefighters Pension and Retirement Board will meet March 15, 2013 at 8:30 A.M. at the Lincoln Plaza Office Building at 4545 N. Lincoln Blvd., Oklahoma City, OK.

**ADJOURNMENT:**

Chairman Garrett adjourned the Board meeting at 12:30 P.M.

Submitted by Terri L. Williams, Executive Secretary.