

EMPLOYEES' RETIREMENT SYSTEM OF THE CITY OF MILWAUKEE  
ANNUITY AND PENSION BOARD

Minutes of the Legislative Committee Meeting  
held October 27, 2008

The meeting was called to order at 9:08 a.m.

Committee Members Present: Thomas Fischer  
W. Martin Morics  
Michael J. Murphy

Committee Members Not Present: William C. Carey, Chair

Board Members Present: John Barmore  
Larry Holland

Retirement System Staff Present: Bernard J. Allen, Executive Director  
Martin Matson, Deputy Director  
Suzanne Fortier, Board Stenographer

Others Present: Beth Cleary, City Attorney's Office.

Mr. Morics acted as Chair in Mr. Carey's absence.

**Approval of Amendment to Board Rule II. B. 2. and 3. – Selection Process and Elections.** As a matter of information, Committee members received a copy of a letter from the City Attorney's Office, dated October 15, 2008, with the amendment attached. Mr. Allen explained the reason for the rule change to the election process. After discussion, it was moved by Mr. Murphy, and seconded by Mr. Morics to approve the amendment to Board Rule II. B. 2. and 3. The motion carried, with Mr. Fischer abstaining.

**Approval to Repeal Board Rule XIII. B. - Membership.** As a matter of information, Committee members received a copy of a letter from the City Attorney's Office, dated September 9, 2008. Mr. Allen indicated this would reflect current practice as ERS is now doing electronic enrollment rather than paper enrollment. It is more efficient and we are not losing any necessary data. Ms. Cleary stated repealing this Board rule is the product of an opinion that was before the Board at its last meeting. It was moved by Mr. Fischer, seconded by Mr. Murphy, and unanimously carried, to approve repealing Board Rule XIII. B.

**Approval of Amendment to Board Rule II. C. 1.** As a matter of information, Committee members received a copy of a letter from the City Attorney's Office, dated October 20, 2008, with the amendment attached. Mr. Allen said this has to do with membership on the Board and Committees. It provides for a mechanism to make it easier for quorum issues. He said this amendment does not require the Chair to be on every committee, but allows the Chair to participate or designate a Board member to a

committee. Ms. Cleary said the request from the last Board meeting was for the City Attorney to help amend the rules to reflect how the Common Council President appoints committees. She said this amendment removes the language that the Chair is an ex-officio member of all committees. Ms. Cleary also stated that there is an amendment to Rule IV., which strikes the language that specifies when the appointment of the committees happen and this allows flexibility. You can still procedurally have appointments at that time of year every year, which is traditionally February. After discussion, it was moved by Mr. Fischer, seconded by Mr. Murphy, and unanimously carried, to approve the amendments to Board Rule II. C. 1. and IV.

There being no further business, Mr. Morics adjourned the meeting at 9:18 a.m.

Bernard J. Allen  
Secretary and Executive Director

**(NOTE:** All proceedings of the Annuity and Pension Board Meetings and related Committee Meetings are recorded. All recordings and material mentioned herein are on file in the office of the Employees' Retirement System, 789 N. Water Street, Suite 300.)