

**MINUTES****SPECIAL MEETING OF THE BOARD OF TRUSTEES****EMPLOYEES' RETIREMENT FUND OF THE CITY OF DALLAS****WEDNESDAY, SEPTEMBER 26, 2018****1920 MCKINNEY AVENUE****10<sup>th</sup> FLOOR****PARKVIEW AT 1920 MCKINNEY****6:00 P.M.**

Meeting: Tina B. Richardson presiding

Present: John D. Jenkins (via conference call), Tina B. Richardson, Randy Bowman, Carla D. Brewer (via conference call), Craig D. Kinton, Lee M. Kleinman and Dr. John W. Peavy III

Absent: None

Staff: Cheryl D. Alston, Edward Scott, David K. Etheridge, Natalie Jenkins Sorrell, Joshua Berman, Anita Gage, Tearyne Glover, Melissa Harris, Kate Shaw and C. Kay Watson

Others Present: Cal Estee, Seth Roberts, Corbett Smith, Gail Smith and Stefan Smith

With a quorum present, the special meeting of the Employees' Retirement Fund Board of Trustees was called to order at 6:18 p.m. by Tina B. Richardson, Board Vice Chair.

MINUTES  
SEPTEMBER 26, 2018  
PAGE 2

**INDIVIDUAL ITEMS – DISCUSSION OF AND/OR APPROVAL OF:**

1. Trustee Election Results
2. Report by Board Sub Committee to Review Chapter 40A

Mr. Kleinman made a motion to defer the Trustee Election Results and Report by Board Sub Committee to Review Chapter 40A to a future Board Meeting. Following a second by Mr. Bowman, the motion was unanimously approved.

3. Evaluate correspondence from the City Attorney's Office regarding ineligibility of Trustees to serve on the Board and consider associated actions

The meeting then went into Closed Session at 6:19 p.m. under the provisions of Section 551.071 (legal) of the Texas Open Meetings Act for the purpose of discussing legal matters.

Mr. Kinton arrived at the meeting at 6:20 p.m.

The meeting reconvened at 7:56 p.m. No other matters were discussed in Closed Session.

Mr. Bowman made a motion to approve Resolution 2018-1 with the amendment of striking the sentence "and shall be followed consistently" from the document and authorize the Board Chair to sign. Mr. Kinton seconded the motion.

There was discussion.

A roll call vote was requested:

Mr. Jenkins – Aye  
Ms. Brewer – Aye  
Dr. Peavy – Aye  
Mr. Kleinman – No  
Mr. Brewer – Aye  
Mr. Kinton – Aye  
Ms. Richardson – Aye

The motion was approved.

MINUTES  
 SEPTEMBER 26, 2018  
 PAGE 3

**INDIVIDUAL ITEMS – DISCUSSION OF AND/OR APPROVAL OF: (continued)**

3. Evaluate correspondence from the City Attorney's Office regarding ineligibility of Trustees to serve on the Board and consider associated actions (continued)

Mr. Bowman made a motion to authorize the Executive Director in conjunction with Board Legal Counsel to file a declaratory judgement action asking a court to resolve the difference of issues, and file suit depending on ongoing conversations with the city attorney's office and authorize the Board Chair to sign documents as necessary. Mr. Kinton seconded the motion.

There was discussion.

A roll call vote was requested:

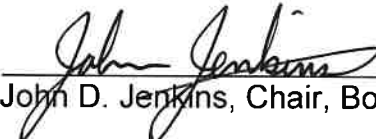
Mr. Jenkins – Aye  
 Ms. Brewer – Aye  
 Dr. Peavy – Aye  
 Mr. Kleinman – Aye  
 Mr. Brewer – Aye  
 Mr. Kinton – Aye  
 Ms. Richardson – Aye

The motion was approved.


The Executive Director stated that there was no further business to come before the Board. The Board Vice Chair adjourned the meeting at 8:00 p.m.

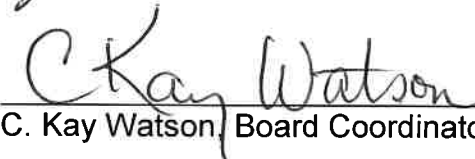
All materials presented at the meeting of the Board of Trustees are now part of the Official Minutes.

APPROVED:

  
 John D. Jenkins, Chair, Board of Trustees

ATTEST:

  
 Cheryl D. Alston, Executive Director

  
 C. Kay Watson, Board Coordinator