

**MINUTES OF THE
WV CONSOLIDATED PUBLIC RETIREMENT BOARD
BOARD OF TRUSTEES MEETING
MEETING OF NOVEMBER 4, 2015**

A meeting of the West Virginia Consolidated Public Retirement Board (CPRB) Board of Trustees was held in the CPRB Conference Room at 4101 MacCorkle Avenue, SE, Charleston, West Virginia 25304, and was called to order at 10:01 a.m. by Chairman David Wyant.

Roll Call was taken.

Trustees present were:

David Wyant, Esquire, Chairman
Brittany Vascik, representing Governor *Earl Ray Tomblin*
Mike Sizemore, *representing Auditor Glen Gainer III*
Diana Stout, Esquire, *representing Treasurer John Perdue*
Mary Jane Pickens, *representing Acting Cabinet Secretary*
Andy Bird
Angela Crank
Joe Lynch
Andrew Richardson, Esquire
David Stover
Jeffrey Vallet

Trustees not present:

Joseph Bunn, Esquire
Captain Michael Corsaro
D. Todd Murray

A quorum was present.

Due notice had been posted.

Also in attendance were:

Jeffrey E. Fleck, CPRB Executive Director
Terasa Miller, CPRB Deputy Director
Candi Kinslow, CPRB Executive Assistant
Jeaneen Legato, Esquire, CPRB General Counsel
Lenna Chambers, Esquire, Bowles Rice
Jack DeBolt, CPRB Hearing Officer
Darden Greene, CPRB Chief Financial Officer
John Beane, CPRB IT Manager
Harry Mandel, CPRB Board Actuary
Heather Drake, CPRB Administrative Assistant

Alysia Miller, CPRB Paralegal
Eric Stringer, CPRB IT Staff
Caroline Brady, CPRB PERS Assistant Manager
Melody Bailey, CPRB Actuary Assistant
Chris Bush, CPRB Uniformed Services
Craig Slaughter, WVIMB, Executive Director
Davin White, WVEA
Andrew Wyne, Empower Retirement
Eric Sanderson, Empower Retirement
Tom Zacharias, Deloitte Consultants
Phil Kabler, Charleston Gazette

Tab 1: Approval of the September 30, 2015 Meeting Minutes

Mr. Vallet made a motion to approve the minutes of the September 30, 2015 meeting of the CPRB. The motion was seconded by Ms. Vascik. The motion carried unanimously.

The minutes are located behind Tab # 1.

Tab 2: Reports of the Chairman and Executive Director

The Board heard the report from Jeffrey Fleck, Executive Director which included the following information:

1. Executive Director Fleck reported on the September and October 2015 Teachers' Retirement System (TRS) and Public Employees Retirement System (PERS) retirement and estimate numbers. He reported for September there were 118 TRS Estimates and 616 Retirements and in PERS there were 257 Estimates and 127 Retirements. He reported for October there were 137 TRS Estimates and 193 Retirements and in PERS there were 234 Estimates and 163 Retirements.
2. Executive Director Fleck reported on the Teachers' Defined Contribution (TDC) 2015 Educational Meetings. He announced there have been a total of 89 meetings, with 966 in attendance so far this year. He reported on the TDC Reality Investing statistics. He announced that TDC has a total of 4,602 participants and \$397,138,911 in total assets.

Joe Bunn arrived to the meeting at 10:04 a.m.

3. Executive Director Fleck reported on all of the Delinquent Employers with the Board.
4. Executive Director Fleck provided the Board an update of the COMPASS project;

he announced the COMPASS project is 65% complete of the overall project status and should go live in the next few months with Phase 4a for the retirees payroll; currently the project is in the design stages for Phase 4b for the current employees and employers and that Phase is scheduled to go live next year. He announced we have over 800 employers and COMPASS will change how they report their information to us. He reported approximately 50 employers are going to participate in our focus groups and the focus group meetings will be held here at the Retirement Board on November 12 and 13, 2015. Once feedback is received from all of the focus groups, we will meet with all employers this coming spring and discuss how the COMPASS System will change on how the reporting will be done. The change in employer reporting should reduce the amount of eligibility appeals that we have.

5. Executive Director Fleck reviewed the Teachers' Retirement System (TRS) and the Teachers' Defined Contribution (TDC) 2015 Outreach Meetings. He announced for TRS there were 755 in attendance and for TDC there were 136; with a total attendance of 891 for the 2015 TRS/TDC Outreach Meetings.
6. Executive Director Fleck reviewed the September and October 2015 CPRB Financials; he announced that as of October 31, 2015, we are at 65.69% percent of our budget. He announced we have some payment points coming up for the COMPASS Computer Project that we have allocated for this fiscal year.
7. Executive Director Fleck provided an update to the Board regarding GASB 68. He announced we have placed the Public Employees Retirement System (PERS) Audited Schedules of Employer Allocations and Pension Amounts by Employer on our website. He reported the Teachers' Retirement System (TRS) Audited Schedules of Employer Allocations should be posted this week.
8. Executive Director Fleck reported on the October Legislative Interims. He updated the Pensions Committee on the IRS Normal Retirement Age Regulations that has been ongoing since 2007, and that the IRS has not reissued a revised regulation for retirement age. He informed the Board that updated information regarding the IRS Normal Retirement Age Regulations has been posted to our website.
9. Executive Director Fleck informed the Board that Melody Bailey, Actuary Assistant had copies of the PERS Experience Study for all of the Board Members

that Harry Mandal, Board Actuary presented to the Board at the last Board Meeting.

The Report of the Executive Director is located behind Tab # 2.

Tab 3: Plans Investment Data

Craig Slaughter, Executive Director of the West Virginia Investment Management Board (WVIMB) reviewed the Plan's Investment Returns for the period ending September 30, 2015.

Eric Sanderson, Empower Retirement, reviewed the TDC Investment Funds for the period ending September 30, 2015.

The Plan's Investment Data reports are located behind Tab # 3.

Tab 4: Consideration of Current Disability Retirement Applications

Mr. Richardson reported the Disability Committee met on November 3, 2015, and the Committee makes the following recommendations to the Board:

System	Approved	Denied	Total
DSRS	1-Partial Duty	0	1-Partial Duty
PERS	14	3	17
State Police Plan A	1-Total Duty	0	1-Total Duty
TDC	2	0	2
TRS	2	0	2
TRS (TDC Transfers)	8	0	8
TOTAL	28	3	31

Mr. Richardson made a motion the Board accept the Disability Committee's recommendations concerning the disability retirement applications. The motion was seconded by Mr. Lynch. The motion carried unanimously.

The disability list is located behind Tab # 4.

Tab 5: Consideration of Appeals to Hearing Officer – Jack DeBolt

Hearing Officer Jack DeBolt reviewed the appeal of Donna F. Moore, as to whether or not the Applicant is entitled to the .478 years of service credit disallowed to her for school year 1990-91.

Hearing Officer DeBolt recommended that the request of Donna F. Moore to be retired effective July 1, 2015, with twenty-five years of credited service be denied.

Mr. Bunn made a motion to adopt the recommendation of the Hearing Officer and deny the appeal of Donna F. Moore. Ms. Vascik seconded the motion. Mr. Richardson abstained from the motion. The motion carried.

The appeal is located behind Tab 5.

Tab 6: Legal Counsel Reports

Work in Progress Reports from In-House Legal Counsel – Jeaneen Legato

Jeaneen Legato, In-House Legal Counsel, presented her report to the Board on all pending legal matters. She reported on all current Administrative, Circuit Court, Supreme Court and Less than Honorable Service (LTHS) cases.

Ms. Legato reviewed the case of Arden Curry, II v. CPRB. Ms. Legato reported that on October 7, 2015, the Supreme Court issued its Opinion, in which they affirmed the Board's Final Order and the lower court's Order, which denied Arden Curry's participation in the PERS Retirement System.

The report of the In-House Legal Counsel is located behind Tab # 6.

Work in Progress Reports from Outside Legal Counsel – Lenna Chambers

Lenna Chambers, Outside Legal Counsel with Bowles Rice, reported to the Board on all pending legal matters before the Circuit Court, Supreme Court, U.S. District Court, U.S. Bankruptcy Courts and Administrative and QDRO matters.

Ms. Chambers reviewed the appeal of Nancy Smith, a PERS member who was denied her request to purchase retroactive temporary legislative service because it was made beyond the deadline. Ms. Chambers announced the recommended decision has not yet been issued.

Ms. Chambers reported she is assisting the CPRB on a Bankruptcy Court proceeding. Priscilla M. Pepler filed a Chapter 7 bankruptcy petition and identified the CPRB as a creditor.

The report of Outside Legal Counsel is located behind Tab # 6.

Executive Director Fleck reviewed the report from Pullin, Fowler, Flanagan, Brown & Poe on the case of Cheryl Dougherty, et al. v. CPRB et al. He announced that after seven years, this will be the last report on this case, as we just received an Order of Dismissal from this case.

The report from Pullin, Fowler, Flanagan, Brown & Poe are located behind Tab #6.

Executive Director Fleck reviewed the report from Shuman, McCuskey & Slicer on the case of Manuel Cartelle v. City of Beckley and CPRB. He announced that Mr. Cartelle's attorney, Mr. Criswell has withdrawn as counsel from this case. He then announced as a result, our attorneys are preparing to file a Motion to Stay Discovery, which will hopefully persuade the Court to rule on our Motion to Dismiss.

The report from Shuman, McCuskey & Slicer is located behind Tab # 6.

Tab 7: Other, Old Business

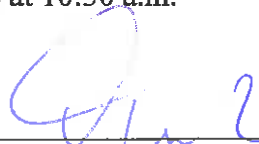
Chairman Wyant asked if there was any old business to bring before the Board. None was heard.

Tab 8: Other, New Business

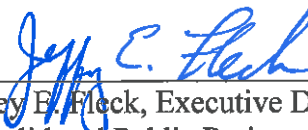
Chairman Wyant asked if there was any new business to bring before the Board. None was heard.

Mr. Richardson made a motion to adjourn the CPRB Board Meeting. Mr. Lynch seconded the motion. The motion carried unanimously.

Chairman Wyant adjourned the November 4, 2015 meeting of the West Virginia Consolidated Public Retirement Board (CPRB) at 10:30 a.m.



David Wyant, Chairman
Consolidated Public Retirement Board



Jeffrey E. Fleck, Executive Director
Consolidated Public Retirement Board