

**Agenda**  
**Tampa Fire & Police Pension Board**  
**3001 North Boulevard Tampa, FL 33603 (813) 274-8550**  
**Thursday, January 24, 2008 1:30 p.m.**

Minutes

1. Approval of the minutes of December 13, 2007 board meeting.

**Consent Agenda** Items on the consent agenda shall be acted upon in one motion. If an item requires additional discussion, that item shall be removed from the consent agenda for discussion. [Items 2 – 3]

2. Ratification of pension benefits.
3. Approve payment to Ronald J. Cohen, P.A. for legal services rendered during December 2007 in the amounts of:
  - a. \$302.50 Retiree's litigation.
  - b. \$6,654.03 General counsel services.
  - c. \$6,841.25 Parker lawsuit.
4. Investment Management Presentation by Jay Bowen of Bowen, Hanes & Co.
  - a. Note receipt of investment performance report and investment summary for the month ended December 31, 2007. Market value of *investments* as of 12/31/2007 was \$1,684,636,374. Investment return as of 12/31/2007 was 0.0% so far this fiscal year to date 10/1/2007 – 12/31/2007.
  - b. Note receipt of bond portfolio recommendations to hold dated 1/14/2008 for board approval.

Financial Report Presentation by Mark Lenker of Nobles, Decker, Lenker & Cardoso

5. Note receipt of financial statements prepared by Mark Lenker of Nobles, Decker, Lenker & Cardoso for the months ending:
  - a. 11/30/2007. Market value of *assets* as of 11/30/2007 was \$1,697,191,216.
  - b. 12/31/2007. Market value of *assets* of 12/31/2007 was \$1,688,766,370. To be presented at meeting by Mr. Lenker.

Medical Disability

6. Authorize referral to medical board composed of Dr. Rafael Rodriguez, Dr. Horacio Arias, and Dr. Angelo Alves as recommended by Medical Director for LOD disability applicant Manuel Sanchez, Jr., formerly of TPD.
7. Initial hearing for LOD disability applicant Rolando Serrano, formerly of TFR. Note receipt of Medical Board reports, Medical Director's summary, disability application and qualifying letter, summary review outline prepared by Independent Medical Case Manager, injury report, post-offer pre-employment physical, job description and disability application process timeline.
8. Note receipt of memo dated 12/7/2007 received 12/11/2007 from Louise M. Dandridge, Occupational Health Nurse Supervisor regarding initial post-offer, pre-employment medical examination conducted by COMBI under F&P pension fund contract with Medical Director. TFR Occupational Health requests copy TFR new hires on or after October 2007 to establish baseline physical condition for use in subsequent annual physicals by TFR.
  - a. Plan Administrator recommends Board so authorize contingent upon execution of a current, valid HIPAA-compliant authorization to release post-offer, pre-employment physicals to TFR Occupational Health Nurse executed by each TFR new hire. Medical Director concurs.

Old Business

9. 13<sup>th</sup> check designation of beneficiary.
  - a. Note receipt of draft policy #425-A 13<sup>th</sup> Check Designation of Beneficiary.
  - b. Note receipt of draft 13<sup>th</sup> Check Designation of Beneficiary form developed by Board Counsel Cohen.

New Business

10. Note receipt of listing of upcoming conferences. Disclosure of planned attendance, if any.
11. Note receipt of request to address the board dated 12/21/2007 from retiree B. Maxey regarding requesting legal opinions from state attorney general re: 1) multiplier increase; 2) 13<sup>th</sup> check payable if increase in multiplier was payable.
12. Request to address the board from retiree D. Ribaya dated 1/15/2008 regarding 13<sup>th</sup> check.
13. Request to address the board from retiree L. Vincent dated 1/15/2008 regarding 2004 13<sup>th</sup> check.
14. Chair's call for any new business items from trustees to be placed on next agenda.

[Brief recess for Public Comment cards to be turned in.]

15. Attorney's report.
16. Plan Administration.
  - a. 2008 Board meeting schedule:
    - February 28, 2008
    - March 27, 2008
    - April 24, 2008
    - May 22, 2008
    - June 26, 2008
    - July 24, 2008
    - August 28, 2008
    - September 25, 2008
    - October 23, 2008
    - November 20, 2008 \*early due to holidays
    - December 18, 2008 \*early due to holidays
  - b. F&P pension office priorities, projects, deadlines.

Public Comments      Limited to two (2) minutes per person and maximum of ten (10) persons.

Litigation

17. Motion for Taxable Costs in re: Case No. 03-9298, City of Tampa Retired Fire & Police Association, Inc., a Florida Corporation; and its Individual Members Bud Maxey, et al vs. Board of Trustees.
  - a. Note that \$60,000.00 settlement of Motion to Award Costs as approved by the Board 12/13/2007 was received 12/26/2007 in the form of a cashier's check.
  - b. Note that Motion for Sanctions remains pending.

18. Parker Lawsuit, Case No. 07-007198, John N. Parker, for himself and all others similarly situated vs. the Board of Trustees of the City Pension Fund for Firefighters and Police Officers in the City of Tampa.
  - a. Note receipt of letter dated 12/28/2007 from TRFFA, Inc. including statutory interest rate information, TRFFA, Inc. interest calculations, and federal ERISA case law.
  - b. Note receipt of letter dated 1/18/2008 from Board Counsel Cohen to Judge Nielsen regarding considering and ruling on Motion to Dismiss.
  - c. Executive Session posting at the conclusion of today's regularly scheduled board meeting.
  
19. Executive Session to be held at the end of the regular board meeting [approximate start time between 2:45 p.m. or 3:15 p.m.]
  - a. Board counsel request for advice concerning Parker lawsuit and explanation of legal requirements for the Closed / Executive Session, limited to litigation expenditure strategy and potential settlement discussions in Case No. 07-007198, John N. Parker, for himself and all others similarly situated vs. the Board of Trustees of the City Pension Fund for Firefighters and Police Officers in the City of Tampa.
  - b. Chairman's announcement that only current trustees, Mark Bogush, Sharon Fox, Marc Hamlin, Patrick Lynch, Mark McRae, Jimmy Meier, Cynthia Miller, John Moors, and Tracy Walker, Board Counsel R. Cohen, Co-counsel P. Gonyea, Plan Administrator J. D. Campbell, and a court reporter are authorized to attend the Closed/Executive Session.
  - c. A court reporter will be present to take a verbatim transcript of the Closed / Executive Session. The transcript will not become a public document until the conclusion of this litigation in its entirety.
  - d. Closed / Executive Session to be convened.
  - e. Meeting to be reopened to the public.
  - f. Board motions, if any.

#### Notice

Any person who desires to appeal any decision of the Board of Trustees with respect to any matter considered at this Board meeting will need a record of the proceedings and for this purpose, may need to ensure that a verbatim record of the proceedings is made which includes testimony and evidence upon which the appeal is based.

Persons needing a special accommodation to participate in this meeting should contact the F&P pension office at (813) 274-8550 or (888) 335-8550 – toll free, or the Florida Relay Service (800) 955-8770 for voice callers, or (800) 955-8771 for TDD callers. Please make your requests at least five (5) working days before this meeting.