

**Agenda**  
**Tampa Fire & Police Pension Board**  
**3001 North Boulevard Tampa, FL 33603 (813) 274-8550**  
**Thursday, March 27, 2008 1:30 p.m.**

Minutes

1. Approval of the minutes of February 28, 2008 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 – 4]

2. Ratification of pension benefits.
3. Approve payment to Ronald J. Cohen, P.A. for legal services rendered during February 2008 in the amounts of:
  - a. \$5,474.41 Parker lawsuit.
  - b. \$23,619.88 General counsel services.
4. Note receipt of investment performance report and investment summary for the month ended February 29, 2008 from Bowen, Hanes & Co. Market value of *investments* as of 2/29/2008 was \$1,584,780,410.54. Investment return as of 2/29/2008 has been -4.9% so far this fiscal year to date 10/1/2007 – 2/29/2008.

Medical/Disability Issues

5. Initial hearing for LOD disability applicant M. Sanchez, Jr., formerly of TPD. 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, police officer job description and disability application process timeline.
6. Recommended amendments to disability policies. Note receipt of the following:
  - a. Letter dated 3/20/2008 from Board Counsel Cohen regarding proposed revisions to Policies & Procedures (P&P) 408 and 409, and proposed draft new P&P 435 and 436.
  - b. Policy & Procedure 408 – Bi-ennial Re-evaluation of Disability Retirees – recommend deletion.
  - c. Policy & Procedure 409 – Re-evaluation of Disability Retirees – recommend amendments.
  - d. Policy & Procedure 435 – Disability Pensioners Working Elsewhere As Certified Firefighters or Police Officers draft - recommend adoption.
  - e. Policy & Procedure 436 – Complaints About Disability Pensioners' Physical Activities draft - recommend adoption.

Old Business

7. State premium tax monies.
  - a. Note receipt of email dated 3/11/2008 from S. Fox regarding City of Tampa 2007 calendar year payroll figures for police and fire, including benefits.
  - b. Note receipt of excerpt from 2007 annual report to state reflecting City of Tampa total 2007 calendar year payroll for police and fire, including benefits and excerpt from 2006 annual report for comparison.
  - c. Note receipt of letter received by F&P pension office on 3/12/2008 from S. Sinardi and D. Ribaya to B. Wise, Finance Director regarding reporting of City of Tampa 2007 calendar year payroll.
  - d. Presentation of operation of the chapter money and supplemental distribution by Board Counsel Cohen as requested by Trustee M. Bogush at last board meeting.

New Business

8. Note receipt of request to address the Board by D. Ribaya for ten minutes regarding 13<sup>th</sup> check for DROP plan members (request received 3/20/2008 am)
9. Audited financial statements for the fiscal year ended 9/30/2007 by Ernst & Young – to be distributed at or before meeting, immediately upon receipt (copies not received by agenda cutoff and board package distribution).
10. Note receipt of listing of upcoming conferences. Disclosure of planned attendance, if any.
11. 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.]
12. Chair's report.
13. Attorney's report.
14. Plan Administration.
  - a. 2008 Board meeting schedule:  
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

15. 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 receipt of letter dated 2/28/2008 from P. Gonyea to F. Carrington regarding scheduling a 30 minute hearing on Trustees' Motion for Sanctions.
  - b. Note receipt of letter from F. Carrington to P. Gonyea regarding scheduling a 2 ½ hour evidentiary hearing on Trustees' Motion for Sanctions.

16. 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.  
Note receipt of:
  - a. Executive Session posting at the conclusion of today's regularly scheduled board meeting.
  
17. Executive Session to be held at the end of the regular board meeting [approximate start time between 2:15 p.m. and 2:45 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 at (800) 955-8770 – toll free, or dial 711 from any phone (regular phone/land line or cell phone) for the Florida Relay Service. Please make your requests at least five (5) working days before this meeting.