

Agenda
Tampa Fire & Police Pension Board
3001 North Boulevard Tampa, FL 33603 (813) 274-8550
Thursday, September 25, 2008

Minutes

1. Approval of the minutes of July 24, 2008 regular board meeting, revised only for page 4, #8, first motion, as noted 9/15/2008.

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 – 8]

2. Ratification of pension benefits.
3. Note receipt of investment performance report for the month ended 8/31/2008. Market value of *investments* as of 8/31/2008 was \$1,554,293,246. Investment return as of 8/31/2008 has been -4.7% so far this fiscal year to date 10/1/2007 – 8/31/2008.
4. Approve payment to Counsel R. Cohen for legal services rendered during August 2008 in the amounts of:
 - a. \$16,710.00 General Counsel
 - b. \$605.00 Maxey lawsuit
 - c. \$687.50 Parker lawsuit
 - d. \$3,190.00 Pena lawsuit
5. Admit Tampa Police Department members to pension fund effective 9/22/2008 contingent upon: 1) furnishing a list of all medical providers and authorizations to obtain such medical records; and 2) passing a complete medical examination:

Christopher	D	Bivona
Adam	J	Carroll
Neal	C	Daley
Jeremy	A	Fung
Dustin	L	Kennedy
Matthew	R	Kirkpatrick
Travis	D	Lambert
Mercedes	D	Machado
Sean	A	Mahabir
Thomas	M	Montellanico
Signure	R	O'Neal
Omar		Serrano
John	E	Simpkins
Gian	F	Wright

6. Admit Tampa Fire Rescue members to pension fund effective 9/15/2008 contingent upon: 1) furnishing a list of all medical providers and authorizations to obtain such medical records; and 2) passing a complete medical examination:

Ernesto		Alvarez, Jr.
Mark	D	Pattison
Jody	S	Conn
David	M	Bindshedler
Robert	D	Angel
Christopher	B	Gainey
Jared	D	Howe
Beau	M	Lasko
Justin	H	Schindler
Julie	M	Strojnowski
Steven	A	McCullars

7. Note trustee elections scheduled for:

- a. Note receipt of blue flyer Notice of Candidacy for Police Trustee

Michael Bearden

Patrick Gray, Sr.

Police – 12:00 noon – 8:00 p.m. Monday 10/6/2008 (B cycle) and Tuesday 10/7/2008 (A cycle)

Tampa Police Department, District 1 3818 West Tampa Bay Blvd., Tampa, FL 33614

Tampa Police Department, District 2 9330 North 30th Street, Tampa, FL 33612

Tampa Police Department, District 3 3808 North 22nd Street, Tampa, FL 33605

One Police Center 411 North Franklin Street, Tampa, FL 33602

- b. Note receipt of red flyer Notice of Candidacy for Firefighter Trustee

Mark Bogush

Don Adwell

Kurt Edwards

Fire – 8:00 a.m. – 6:00 p.m.

Tuesday 10/14/2008 (B shift)

Wednesday 10/15/2008 (C shift)

Thursday 10/16/2008 (A shift)

Station 13 2713 E. Annie Street, Tampa, FL 33612 (District 3)

F & P Pension Office 3001 North Boulevard, Tampa, FL 33603 (Districts 1, 2 & 4)

8. Note receipt of newspaper article titled “‘Wake-up call’ on Pensions” from *Omaha World Herald* dated 8/29/2008 (Report estimates shortfall at \$354 million).

Medical Disability

9. Note receipt of letter dated 9/15/2008 from Medical Director Dr. B. Bohnker regarding line of duty disability applicant B. Lamb, formerly of TPD with recommendations. Also note receipt of qualifying letter(s), letter to qualifying letter doctor, disability application and timeline.

10. Financial Presentation by Mark Lenker of Nobles, Decker, Lenker & Cardoso

- a. Note receipt of financial statements prepared by Mark Lenker of Nobles, Decker, Lenker & Cardoso for the month ended 6/30/2008. Market value of *assets* as of 6/30/2008 was \$1,562,420,927.
- b. Note receipt of financial statements prepared by Mark Lenker of Nobles, Decker, Lenker & Cardoso for the month ended 7/31/2008. Market value of *assets* as of 7/31/2008 was \$1,549,765,764.

Old Business

11. 60T actuarial rulemaking status/update by R. Cohen.

New Business

12. Note receipt of memo dated 4/11/2008 from J. D. Campbell, Plan Administrator to Board Counsel R. Cohen with questions regarding possible Sunshine Violation - June 1, 2005 Executive Session in the Absence of Litigation to Which the Entity is Presently a Party Before a Court [agenda item requested by Trustee P. Lynch]
13. Donated vehicle to F&P pension fund requested from TPD [agenda item requested by Trustee P. Lynch]
14. Note receipt of request to appear from Tampa PBA President G. Stout received 9/16/2008 regarding board permission to meet with the fund's actuary regarding potential benefit enhancement - E-COLA proposal.
15. Note receipt of request to appear from retiree J. Mills received 9/16/2008 regarding Association packet distribution.
16. Note receipt of request to appear from retiree D. Ribaya received 9/17/2008 regarding rewrite of existing pension contract.
17. Chair's call for any new business items from trustees to be placed on next agenda.
18. Note receipt of listing of upcoming conferences. Disclosure of planned attendance, if any.

[Brief recess for Public Comment cards to be turned in.]
19. Chair's report.
20. Attorney's report.
21. Plan Administration.
 - a. 2008 Board meeting schedule:
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

22. 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. Class action certification update by Board Counsel R. Cohen.
23. Pena Lawsuit, Case No. 08-013997, Fred Pena, 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 the following:
 - a. Letter dated 9/2/2008 from Board Counsel R. Cohen to J. B. Loper regarding Rule of Professional Conduct, Conflict of Interest; Former Client.
 - b. Motion to Disqualify J. B. Loper by Board Counsel R. Cohen dated 9/11/2008.

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.