

Agenda
Tampa Fire & Police Pension Board
3001 North Boulevard Tampa, FL 33603 (813) 274-8550
Thursday, August 27, 2009 1:30 p.m.

Minutes

1. Approval of the minutes of the July 23, 2009 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 – 9]

2. Ratification of pension benefits.
3. Note receipt of investment performance report for the month ended 7/31/2009. Market value of *investments* as of 7/31/2009 was \$1,216,162,932. Investment return as of 7/31/2009 has been –8.8% so far this fiscal year.
4. State premium tax money
 - a. \$3,126,213.62 Chapter 185 received 8/13/2009.
 - b. \$3,180,109.85 Chapter 175 received 8/14/2009.
 - c. Note receipt of 28 year historical comparison of state premium tax money received.
 - d. Per Trish Shoemaker Fire/175 decreased 16.65% statewide, Police/185 decreased 1.99% statewide.
 - e. Note receipt of letter dated 6/30/2009 received 7/6/2009 from Milliman, actuarial firm engaged by Division of Retirement to review backlog of actuarial valuations for state acceptance.
 - f. Note receipt of response letter dated 7/16/2009 from J. Beattie, actuary from Buck Consultants.
5. Note receipt of the following P&P approved by Board 7/23/2009. *Please remove and replace in your P&P manuals.*
 - a. 438 – Internal Revenue Code Compliance.
 - b. 806 – Trustee Elections.
6. Note receipt of blue flyer Notice of election for Police Officer Trustee election 9/17/2009, including mail in ballot process explanation and information. Final date to sign up to run is 5:00 p.m. Monday 8/31/2009.
7. Approve payment to Counsel R. Cohen for legal services rendered during July 2009 in the amounts of:
 - a. \$8,524.98 General Counsel
 - b. \$11,059.00 Parker lawsuit
8. Admit Tampa Fire Rescue members to pension fund effective 8/3/2009 contingent upon: 1) furnishing a list of all medical providers and authorizations to obtain such medical records; and 2) passing a complete medical examination:
 - Alfonso, Roland D.
 - Deve, Emmanuel
 - Farrington, Jermain
 - Houtz, Holland L.
 - Irving, Joshua T.
 - Jones, Christopher A.
 - Lopez, Jason J.

Martinez, Rigoberto A.
McCauley, Brent A.
Vickers, Holly M.

9. Note that fiduciary liability insurance renewed 8/2009 – 8/2010 at slightly lower premium of \$97,267. Last year's premium was \$97,324.

Medical Disability

10. Note receipt of letter dated 7/28/2009 from Medical Director Dr. Bruce Bohnker recommending referral to Medical Board composed of Drs. Jaime Casellas, Allan Goldman and Thomas Truncala for LOD disability applicant Rudy Garrett, TPD.
11. Note receipt of status of disabilities in process.

Old Business

12. Note receipt of legal opinion dated 8/19/2009 from Board Counsel Ron Cohen regarding wearing of seatbelts/not wearing seatbelts and gross negligence. [Requested by Board at 5/28/2009 meeting.]

New Business

13. Note receipt of listing of upcoming conferences. Disclosure of planned attendance, if any.
14. Special Act pension plan change process.
- a. Note that the deadline for filing local bills with the local delegation is noon November 20, 2009.
 - b. Note receipt of flowchart showing steps required for any change to the pension contract (special act pension plan).
 - c. Narrative of special act pension plan change process:
 - i. Collective bargaining and agreement between City and Unions
(includes ratification vote of union membership)
 - ii. Actuarial Impact Statement (AIS) prepared by pension fund's actuary
(after agreement and language final)
 - iii. Submission of local bill and AIS to local delegation Deadline: noon 11/20/2009
 - iv. To State Legislature for enactment generally spring/March timeframe
 - v. Typically becomes law within two weeks of enactment
without Governor's signature or immediately upon
Governor's signature generally in summer for 10/1 effective date
15. 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.]

16. Chair's report.
17. Attorney's report.

18. Plan Administration.

- a. 2009 Board meeting schedule:
September 24, 2009
October 15, 2009 *early due to conflict with Division of Retirement conference
November 19, 2009 *early due to holidays
December 17, 2009 *early due to holidays
- b. F&P pension office priorities, projects, deadlines.
- c. Direct deposit encouragement project initiated in July. Of 74 non-direct deposit participants in project, 14 have since elected direct deposit.

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

Litigation

19. 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 the following:
 - a. Letter dated 7/16/2009 from W. L. Thomas of Akerman Senterfitt, received at F&P Pension 7/31/2009.
 - b. Order Amending Case Management Order received by F&P Pension 7/31/2009.
20. 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. Update by board counsel, 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.