

**Agenda**  
**Tampa Fire & Police Pension Board**  
**3001 North Boulevard Tampa, FL 33603 (813) 274-8550**  
**Thursday, September 24, 2009 1:30 p.m.**

Minutes

1. Approval of the minutes of the August 27, 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 – 6]

2. Ratification of pension benefits.
3. Note receipt of investment performance report for the month ended 8/31/2009. Market value of *investments* as of 8/31/2009 was \$1,239,618,788.56. Investment return as of 8/31/2009 has been -7.2% so far this fiscal year.
4. Note receipt of financial statements for the month ended 7/31/2009 prepared by Mark Lenker of Nobles, Decker, Lenker & Cardoso. Market value of *assets* as of 7/31/2009 was \$1,221,257,364.
5. Approve payment to Counsel R. Cohen for legal services rendered during August 2009 in the amounts of:
  - a. \$5,288.20 General Counsel
  - b. \$422.50 Parker lawsuit
6. Admit Tampa Police Dept. members to pension fund effective 09/21/2009 contingent upon: 1) furnishing a list of all medical providers and authorizations to obtain such medical records; and 2) passing a complete medical examination:
  - Furby Jr., Dennis D.
  - Cannon, Julius C.
  - Simmons, Bradley R.
  - Carlson, Keith D.
  - Diaz, Gustavo E.
  - Allen, Daniel L.
  - Ratliff III, Alfred T.
  - Elam, Marcus R.
  - Butler, Shanta A.
  - Barry, Mark C.
  - Noble, Gregory N.
  - Klimkoski, Matthew
  - Stanjeski, John H.
  - Bousquet, Jeffrey M.
  - Rahmings, Delecia R.

Medical Disability

7. Initial hearing for LOD disability applicant Shawn Day, TFR. Note receipt of bate-stamped disability application, qualifying letter, notices of injury, pre-employment physical, firefighter job description, disability process timeline, summary review outline by independent medical case manager, sample letter to Medical Board, Medical Board reports, and Medical Director's summary.

New Business

8. Note receipt of listing of upcoming conferences. Disclosure of planned attendance, if any.
9. 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.]

10. Chair's report.

11. Attorney's report.

12. Plan Administration.

- a. 2009 Board meeting schedule:
  - 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. Note receipt of blue flyer with police trustee election results:

Roderick A. Glyder	106
Richard Griner	259
Blank/Void	6

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

Litigation

13. 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.
14. 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. Update by board counsel, if any. Note receipt of posting for Executive Session to be held at the end of today's regular board meeting, if necessary. (approximate start time between 2:00 p.m. and 3:00 p.m. duration approximately one half hour to one hour)
  - 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, Wes Adwell, Mark Bogush, Sharon Fox, PJ Gray, Patrick Lynch, Mark McRae, Jimmy Meier, Cynthia Miller, and John Moors, 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.