



**PALM BAY POLICE AND FIREFIGHTERS' PENSION PLAN**

[www.pbpfpf.org](http://www.pbpfpf.org)

Robert J. Conlan Professional Center  
1501 R. J. Conlan Blvd., NE, Suite 260 - Palm Bay, Florida 32905

**AGENDA**

**BOARD OF TRUSTEES**

Regular Meeting No. 10-05

Wednesday, April 7, 2010 - 9:00 A.M.

**CALL TO ORDER:**

**ROLL CALL:**

**AGENDA REVISIONS:**

**CONSENT AGENDA:**

There will be no separate discussion on those items listed under Consent Agenda (indicated with asterisks (\*)). They will be enacted by the Board of Trustees by one motion. If discussion is desired by the Board, that item will be removed from the Consent Agenda by the Board and will be considered in the order that it appears on the agenda.

**ADOPTION OF MINUTES:**

\*Regular Minutes 10-04

**OATHS OF OFFICE:**

Administer to Timothy W. Lancaster, Re-elected Police Representative; Douglas R. Smith, Re-elected Fire Representative; New Trustees John J. Mazziotti and Milo Zonka

**CERTIFICATES OF APPRECIATION:**

William A. Yonce, Sr. and James W. Brock

**PRESENTATION AT 9:30 A.M.:**

1. Mr. Gregory R. Miller, Esq., The firms of Beggs & Lane, LLP; Levin, Papantonio, Thomas, Mitchell, Echsner & Proctor, P.A.; and Ledbetter & Associates, P.A. and Mr. Stephen H. Cypen, Cypen & Cypen-Damage & Liability Presentation Regarding Merrill Lynch, Pierce, Fenner & Smith, Inc. and Michael Callaway

## **OLD BUSINESS:**

1. Mr. Stephen H. Cypen, Board Counsel
  - a. Proposed Policy for Disclosure of Placement Agent Fees
  - b. Amendments to the Pension Protection Act of 2006, the Heroes Earnings Assistance and Tax Relief Act of 2008 and Internal Revenue Service Notice 2008-98
  - c. Mr. Robert J. Friedman, Esq., The firm of Holland & Knight, LLP-IRS Letter of Determination of Compliance
2. Actuarial Services & Projects: Foster & Foster, Inc.
  - a. Palm Bay Professional Firefighters, IAFF, Local 2446-Pension Re-Opener and Ongoing Issues:
    1. Share Plan Using Chapter 175 Funding-Notification of Impasse
    2. Request for use of Board Actuary during Negotiation Meetings
  - b. General Employee Transfers to Police Officer & Firefighter Status Prior to 1991
  - c. Florida Premium Tax Distribution-Police Overtime Benefit Draft Ordinance
  - d. Update on Correspondence between the Pension and City Actuaries-Impact Study to Freeze the Plan
3. Pension Website-[www.pbpf.org](http://www.pbpf.org)
4. Office and Laptop Computers
5. Update on Ronald C. Giordano, Jr.-Disability Application
6. Payout Expense Account-Transfer of Funds from the Police Fund

## **NEW BUSINESS:**

- \*1. Consideration of Warrants for Payment
  - a) Timothy W. Lancaster-\$149.97-Replenish Petty Cash
  - b) FPPTA-\$100.00-2010 CPPT Re-Certification Fee for Timothy W. Lancaster (Covers Three Year Period)
- \*2. New Plan Member Application, Member Beneficiary Changes, Pre-Retirement Death Benefit Option Selection and Retirement Beneficiary Forms
- 3 Long Range Planning Items
- \*4. Review of Correspondence:
  - a) Monthly Bank Statement-STI, 02/28/2010
  - b) Monthly Statement-JPMorgan Strategic Property Fund, 02/28/2010
  - c) Memo from Ms. Passmore, City Clerk-Ordinance 2010-07, City Councilmembers to Sit as Ex-Officio Members on Designated Boards
5. Board Business
6. Upcoming Events-Educational Opportunities
- \*7. Acknowledgement of Buyback Purchase on Firefighter Brad Pickard and Buyback Request on Firefighter Robert Bratsch
- \*8 Application for Disability-Firefighter Robbie R. Plante
9. Consideration to Change the Following 2010 Meeting Dates: From July 7<sup>th</sup> to July 14<sup>th</sup>; From December 1<sup>st</sup> to December 15<sup>th</sup>.

## **INPUT FROM ACTIVE AND RETIRED PLAN MEMBERS:**

**ADJOURNMENT:**

If an individual decides to appeal any decision made by the Board of Trustees with respect to any matter considered at this meeting or hearing, a record of the proceedings will be required and the individual will need to ensure that a verbatim transcript of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based (FS 286.0105). Such person must provide a method for recording the proceedings verbatim.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations for this meeting shall, within a reasonable time prior to the meeting, contact Kathy Adams at the Pension Office (321) 724-8877; Florida Relay Service System at 711.

This meeting may be conducted by means of or in conjunction with communications media technology, specifically a telephone conference call. The location, Robert J. Conlan Professional Center, 1501 R. J. Conlan Boulevard, NE, Suite 260, (corner of Palm Bay Road East & Robert J. Conlan Boulevard, 2<sup>nd</sup> Floor of the R.J. Conlan Professional Center) Palm Bay, Florida 32905, which is open to the public, shall serve as an access point.