

**PALM BAY POLICE AND FIREFIGHTERS' PENSION PLAN  
BOARD OF TRUSTEES  
Special Meeting 11-09**

Held on the 3<sup>rd</sup> day of June 2011 at Robert J. Conlan Professional Center, 1501 R. J. Conlan Blvd., NE, Suite 260, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Office of the City Clerk, City Hall, Palm Bay, Florida.

Richard B. Adams, Chairperson, called the meeting to order at the hour of 9:00 a.m.

**ROLL CALL:**

**PRESENT**

Richard B. Adams, Chairperson, Board Appointee  
Timothy W. Lancaster, Vice Chairman, Police Elected  
Douglas R. Smith, Secretary, Fire Elected  
Guillermo William Capote, Sr., Trustee, City Councilmember

**EXCUSED**

Also in attendance was Ms. Kathy Adams, Board Administrator; Firefighter David Ginsburg, President, Palm Bay Professional Firefighters, IAFF, Local 2446; and Ms. Joyce Dias, Human Resource Officer, City of Palm Bay. The City Council Appointee Trustee seat previously held by Mr. Mazziotti is vacant until further appointment.

**AGENDA REVISIONS:**

There were no agenda revisions.

**CONSENT AGENDA:**

There were no consent agenda items for approval.

**BUSINESS:**

**1. City of Palm Bay and Palm Bay Professional Firefighters, IAFF, Local 2446 Ratification of Contract-Consideration of Requesting Draft Ordinance and Impact Statement-**Ms. Dias handed Ms. Adams the original letter between Mr. Shultz, Deputy City Manager, City of Palm Bay, and Firefighter David Ginsburg, President, Palm Bay Professional Firefighters, IAFF, Local 2446, regarding the request for the impact statement. Mr. Smith said there are specific steps that have to be followed by the board of trustees in these matters. There was a discussion about the process and issues brought up by the board attorney and actuary. Mr. Lancaster asked Mr. Ginsburg to clarify some of the items. He said one issue was 37.3 that reflected different benefits for new hires hired after April 1, 2011. He also asked about the stop/start item. Mr. Ginsburg said Ms. Shoemaker with the Division of Retirement is accepting the stop/start as a means of negotiating and helping municipalities. Mr. Capote said he talked to Ms. Shoemaker and said other municipalities have done this; the City of Titusville did a partial one. Mr. Smith asked about the supplement. He said he spoke to various attorneys at recent pension conferences that

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stated accrued benefits like the supplement could not be taken away if vested. Mr. Ginsburg said it was never his intention to take away any benefits from any employee. There was further discussion about comments made by the board's attorney and actuary. Motion by Mr. Lancaster, seconded by Mr. Capote to send the information to the Division of Retirement for an opinion. Motion carried with members voting as follows: Mr. Lancaster, Yea; Mr. Smith, Yea; Mr. Capote, Yea; and Mr. Adams, Yea. There was further discussion about the aggregate method request in the letter. Ms. Dias said she would get back with the board because the City used an existing letter and copied that information over from it. The board said there is an increased cost in administrative expenses for this additional request.

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

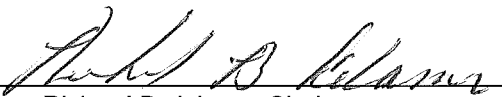
There was no input from any active or retired plan members at this time.

**INPUT FROM THE PUBLIC:**

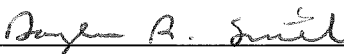
There was no input from the public at this time.

**ADJOURNMENT:**

There being no further business, the meeting adjourned at 9:24 a.m.

  
Richard B. Adams, Chairperson

ATTEST:

  
Douglas R. Smith, Secretary