

# BOARD OF TRUSTEES OF THE CITY PENSION FUND FOR FIREFIGHTERS & POLICE OFFICERS

In the City of Pembroke Pines  
Hampton Professional Center  
1951 NW 150<sup>th</sup> Avenue – Suite #104  
Pembroke Pines, FL 33028

## REGULAR MONTHLY MEETING DECEMBER 19, 2019

The four hundred ninety-fourth meeting of the Firefighters and Police Officers Pension Fund in the City of Pembroke Pines was called to order at 12:06 PM by Chairman Robert Johnson.

1. <u>Roll Call</u> –	<u>Fire Members</u>	<u>Police Members</u>	<u>City Members</u>
	Adam Cabeza Robert Johnson John P. Kearney	Timothy Anderson Adam Feiner Thomas Moran	Gary Arenson Jack McCluskey Vicki Minnaugh

**Others Present:** Robert Winess, Esq., Michael Walsh, and Alicia Casas-Walsh; Jennifer Borregard & Shelley Jones, Plan Actuary; Robert Klausner, Pension Attorney; James Fisher, Plan Administrator; and Rachel Maldonado, Asst. Plan Administrator.

Also in attendance:

Marta Cabeza, Citizen	Gloria McCluskey, Citizen
Daniel Rios, Active Pines Fire	Jason Elias, Retired Pines Police
Vincent Garcia, Retired Pines Fire	Daniel Rotstein, City HR Director (via teleconference)
Joan Wall, Bookkeeper	Sheila Marie Cars, Court Reporting Services

2. **Informal Disability Hearing – P/O Michael Walsh** – Item 2 was deferred while Attorneys Klausner and Winess were in conference. Ms. Cars was introduced to the Board as a stenographer hired by the applicant to record the contents of the hearing.
3. **Approval of Minutes for November 21, 2019** – Chairman Johnson presented the minutes from the previous meeting held on November 21, 2019. Motion by Vicki Minnaugh, second by Jack McCluskey, to approve the minutes as presented. The motion carried unanimously.
4. **Approval of DROP/Retirement Benefit(s)** – The following DROP retirements were presented for approval.
  - P/O Charles Mussoline – Joint & 100% Contingent commencing 1/1/19
  - F/F Jennifer Hamel – Normal Form commencing 11/1/19

Motion by Vicki Minnaugh, second by Gary Arenson, to approve the DROP retirement benefits. The motion carried unanimously.
5. **Request for DROP Account Distributions** – The following DROP distributions were presented for approval.
  - F/F D. Scott Whitworth – Lump Sum
  - F/F *Beneficiary* Guiseppe Montopoli – Lump Sum
  - P/O George Soubasis – Lump Sum

Asst. Administrator Maldonado informed the Board that retiree Jeff Desilets withdrew his request. She also noted an additional distribution request for approval.

- F/F Mario Martinez – Lump Sum

Motion by Vicki Minnaugh, second by Jack McCluskey, to make the changes to the list of distribution requests. The motion carried unanimously. Motion by Vicki Minnaugh, second by Jack McCluskey, to

approve the amended list of DROP distributions. The motion carried unanimously.

6. **Request for DROP Loan(s)** – The following DROP loans were presented for approval.

- P/O Joseph Yetto
- F/F Joseph Cejka
- F/F David Hamel

Asst. Administrator Maldonado informed the Board an additional loan request was made.

- F/F Ireneusz (Erik) Fajkis

Motion by Vicki Minnaugh, second by Jack McCluskey, to add the loan request. The motion carried unanimously. Motion by Vicki Minnaugh, second by Gary Arenson, to approve the amended list of DROP loans. The motion carried unanimously.

7. **Ratify Special Warrant #812** – The Board reviewed special warrant #812 for ratification. Motion by Vicki Minnaugh, second by Gary Arenson, to ratify Warrant #812. The motion carried unanimously.

Name (Pension Benefits, Services Rendered or Obligations)	Amount
<b>DROP Loans:</b>	
F/F David Hamel - DROP Loan Less Documentary Stamp	***
<b>Documentary Stamp for DROP Loans:</b>	
Florida Department of Revenue – Documentary Stamp (Hamel)	***
<b>TOTAL</b>	***

8. **Approval of Vendor Warrant #813** – Chairman Johnson presented Vendor Warrant #813 for approval. Motion by Vicki Minnaugh, second by Adam Feiner, to approve Warrant #813 in the amount of \$56,896.28. The motion carried unanimously. Trustee Cabeza abstained due to a voting conflict.

Name (Pension Benefits, Services Rendered or Obligations)	Amount
Klausner, Kaufman, Jensen & Levinson – Monthly Retainer for Dec. 2019	\$3,250.00
Klausner, Kaufman, Jensen & Levinson – Svces RE: Fritz	\$350.00
Klausner, Kaufman, Jensen & Levinson – Svces RE: Walsh	\$725.00
Hampton Professional Center Condo #2, Ste 104 (Monthly Maintenance – Jan. 2020)	\$407.72
Twilight Industries, LLC – (Maintenance – Dec. 2019)	\$152.00
Fiduciary Trust – Custodial Fees for Inverness Q/E 10/31/19	\$9,859.10
Fiduciary Trust – Custodial Fees for Atlanta Cap Q/E 10/31/19	\$7,685.57
Ultimate Security – 3 months beginning 12/21/19	\$75.00
ProShred - 10/29/19 Service	\$61.45
CRU #6146	\$150.00
CRU #6161	\$445.00
GRS – November 2019	\$18,454.00
Broward County – Fire Assessment	\$515.43
KSDT – Audit Progress for 9/30/19	\$10,204.86
NCPERS – Annual Membership Renewal	\$260.00
Joan Wall: 6/28 – 10/26/19	\$1,639.98
FP&L	\$127.36
ABS	\$478.31
Adam Cabeza – NCPERS Conference Reimbursement	\$300.00
SunTrust, Acct 9334	\$850.29
SunTrust, Acct 8961	\$1,377.27
SunTrust, Acct 8987	\$36.02
SunTrust, Acct 9787	\$7.35
<b>TOTAL</b>	<b>\$56,896.28</b>

9. **Approval of Member Warrant #814** – Chairman Johnson presented Vendor Warrant #814 for approval. Motion by Vicki Minnaugh, second by Jack McCluskey, to approve Warrant #814 in the amount of \$170,432.07. The motion carried unanimously.

Name (Pension Benefits, Services Rendered or Obligations)	Amount
<b>Retirement Benefits:</b>	
F/F Mario Martinez – Normal Retirement commencing 1/1/20	***
<b>DROP Distributions:</b>	
F/F Mario Martinez – Lump Sum Withdrawal less FIT	***
F/F D. Scott Whitworth – Lump Sum Withdrawal less FIT	***
F/F Beneficiary Guiseppe Montopoli – Lump Sum Withdrawal less FIT	***
P/O George Soubasis – Monthly Withdrawal commencing 1/1/20	***
U.S. Treasury – FIT – W/H (Martinez, Whitworth, Montopoli)	***
<b>DROP Loans:</b>	
F/F Joseph Cejka - DROP Loan Less Documentary Stamp	***
P/O Joseph Yetto - DROP Loan Less Documentary Stamp	***
F/F Erik Fajkis - DROP Loan Less Documentary Stamp	***
<b>Documentary Stamp for DROP Loans:</b>	
Florida Department of Revenue – Documentary Stamp (Cejka)	***
Florida Department of Revenue – Documentary Stamp (Yetto)	***
Florida Department of Revenue – Documentary Stamp (Fajkis)	***
<b>TOTAL</b>	<b>\$170,432.07</b>

2. **Informal Disability Hearing: P/O Michael Walsh** – Attorney Klausner introduced former Pembroke Pines P/O Mike Walsh's application for consideration and reviewed the protocols and appropriate motions for the hearing. At the informal level, the Board must focus only on the materials provided, including the written opinions of the doctors and any statements made during this proceeding solely to the applicant's attorney and his client. To receive approval of a service-incurred disability, the following criteria must be met:

1. The injury must be incurred in the line of duty.
2. The injury sustained must have caused a total disability.
3. The disability must be permanent.

Mr. Klausner asked the Board to formally accept the records presented as evidence. Motion by Gary Arenson, second by Jack McCluskey, to accept the records as the evidence for the informal hearing. The motion carried unanimously. Attorney Klausner noted that items 2 and 3 have been presumed satisfied by the firing of Mr. Walsh from City employment and by the opinions of the three pension board doctors who agreed that the mental injury claimed is a life-long issue. Therefore, the Board was to determine whether the evidence proved the injury resulted in the line of duty.

P/O Walsh was represented by Robert Winess, Esq. Motion by Adam Feiner, second by Jack McCluskey to grant former P/O Michael Walsh a service-connected disability. In a roll call vote, the motion was unanimously denied. Mr. Walsh and Mr. Winess exited the conference area to discuss how they would proceed after the initial vote.

### NEW BUSINESS

10. **Pension Benefit Claim (P/O Lance Carman)** – This discussion was removed from the agenda as Mr. Carman was not present in the audience.

### UNFINISHED BUSINESS

None.

11. **Reports:**

**Actuary** – No report at this time.

**Attorney** – There is a new pending tax bill that extends the Required Minimum Distribution age from 70.5 to 72 years of age. If it passes, it will be effective January 1, 2020.

**Chairman** – No report at this time.

2. **Informal Disability Hearing: P/O Michael Walsh (Continued)** – Mr. Walsh was advised that he could request a formal hearing for another date or immediately update the status of his application to non-service-connected and have the Board vote on the matter.

Following consultation with his counsel, Mr. Walsh waived his claim to a service-connected disability. Mr. Winess asked the Board to consider approving Mr. Walsh's disability retirement on the basis that it is not related to his former employment as a police officer. Motion by Jack McCluskey, second by Gary Arenson, to grant former P/O Michael Walsh a non-service-connected disability. In a roll call vote, the motion passed unanimously. Fund Counsel was directed to prepare a final order reflecting the vote of the Board.

11. **Reports (Continued):**

**Plan Administrator** – Administrator Maldonado recognized Adam Cabeza's service to this Board. Trustee Cabeza is retiring and, as such, this is his last meeting.

Ms. Maldonado reminded the Board that an election will be necessary to fill the seat vacated by Mr. Cabeza. Ms. Maldonado will submit the election schedule to the Chairman to begin the process before the January meeting.

Mr. Fisher reminded the Board that they have a pending decision to make about whether or not it will provide an online retirement calculator and DROP account access. In addition, if they decide to move forward with online access, they must choose between two previously received quotes from the actuary GRS and from Pension Technologies Group.

12. **Input from Retirees:** Retired F/F Vincent Garcia shared some words about Trustee Adam Cabeza and congratulated him on his retirement.

Retired P/O Jason Elias received a benefit adjustment on 10/1/19 related to his marital status at the time of retirement. He asked the Board if he was entitled to receive retroactive monies with the change. There are no retro monies being issued at this time.

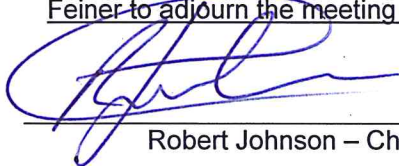
13. **Input from Active Members** – None.

14. **Input from Trustees:** Trustee Cabeza urged the Board to hire Pension Technologies Group for online services and Battea for securities monitoring.

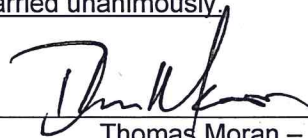
Trustee Arenson asked GRS to provide a cashflow analysis. Motion by Gary Arenson, second by Vicki Minnaugh, to instruct GRS to provide a cashflow analysis. The motion carried unanimously. He also inquired about our next experience study, which Ms. Borregard confirmed is due after this next valuation.

15. **Public Comment:** None.

16. **Adjournment** – Chairman Johnson announced that the next regular meeting would be held on **Thursday, January 16, 2020 at 2:00 PM.** There being no further business, motion by Tim Anderson, second by Adam Feiner to adjourn the meeting at 2:31 PM. The motion carried unanimously.



Robert Johnson – Chairman



Thomas Moran – Secretary