

**JACKSONVILLE POLICE AND FIRE
PENSION BOARD OF TRUSTEES
SPECIAL MEETING MINUTES – AUGUST 15, 2012
RICHARD “DICK” COHEE BOARD ROOM**

NOTE: If any person decides to appeal any decision made with respect to any matter considered at this public meeting such person will need a record of proceedings, and for such purpose such person may need to ensure that a verbatim record of the proceedings is made at their own expense and that such record includes the testimony and evidence on which the appeal is based. The public meeting may be continued to a date, time, and place to be specified on the record at the meeting.

PRESENT

Asst. Chief Bobby Deal, Chairman
Nathaniel Glover Jr., Board Secretary
Walter Bussells, Trustee
Dr. Adam Herbert, Trustee
Lt. Richard Tuten III, Fire Trustee

STAFF

John Keane, Executive Director-Administrator
Kevin Stork, Fund Controller
Robert D. Klausner, Fund General Counsel
Robby Gorman, Executive Assistant

GUESTS

Honorable John Crescimbeni, Finance Committee Chairman
Carla Miller, City Ethics Officer
Advisory Committee
Tim Gibbons, Florida Times Union
Robbie Freitas, Police Officer
Tony Bates
Mark Muchowitz, Police Officer
Nelson Cuba, FOP President
Joe Wilhelm, Daily Record
Hastings Williams, Retiree
C. E. Chalker

NOTE: Any person requiring a special accommodation to participate in the meeting because of disability shall contact the Executive Director-Administrator at (904) 255-7373, at least five business days in advance of the meeting to make appropriate arrangements.

The meeting was brought to order at 9:35 a.m.

A moment of silence was observed for the following deceased members:

Herbert H. Bunn, Retired Fire Lieutenant
Douglas Parsons, Active Police Officer
William Harold Steinmeyer, Retired Firefighter Engineer
John E. Acker, Retired Police Detective
Grover C. Royal, Retired Police Officer
Dale H. Schoenauer, Retired Police Officer
Albert R. Dowling, Retired Firefighter Engineer

Kenneth G. Edwards, Retired Police Sergeant
Harold L. Chandler, Retired Police Officer

The Board of Trustees recited the Pledge of Allegiance.

NEW BUSINESS

2012-06-13 Finance Committee Chairman John Crescimbeni has asked to address the Board of Trustees regarding the 2012/2013 Budget. Attachment

City Council Finance Chairman John Crescimbeni told the Board of Trustees that the Finance Committee felt that the Police and Fire Pension Fund 2012/2013 budget was unreasonable, specifically in the areas of administrative and legal costs, and would like the Board of Trustees to review and present a revised budget. In the meantime, the City Council has put the \$650,000 below the line and reschedule when they have time or on 1 of the 2 contingency days they have scheduled. Chairman Deal told him that the Board of Trustees would review the budget. Chairman Crescimbeni said the City Council would welcome any dialogue.

Chairman Deal mentioned that the Fund had sent letters to the Mayors and City Councils for the last 10 years concerning the unfunded liability but had not had any action. Chairman Crescimbeni said there wasn't too much the City Council could do that it was an administration matter.

Chairman Crescimbeni then presented a legal opinion from the City's General Counsel that said the Senior Voluntary Retirement Pension was not legal.

Trustee Bussells asked that the budget review be on the agenda for Friday, August 17th.

Chairman Deal asked Bob Klausner to give the Board of Trustees a brief history of how the SVRP came about, which he did. He stated that the Charter 22.04 states that the Board of Trustees has sole authority to compensate its employees. He also stated that both the General Employee's Pension and the State Retirement system would not allow non-city employees to be members. Therefore, the Board spent a year researching and discussing the options available before creating the current system. It had not appeared on the budget as it does this year due to their being no payouts. However, Donna Walmsley retired August 2011 and Dick Cohee's widow started receiving payments January 2012. The only other member at this time is John Keane, who is eligible to retire.

There are State rules regarding reporting though not creating. Florida State Statutes 175/185 say the Board is an independent agency and may have their own counsel. Mr. Klausner said that the City was aware of the SVRP as they had consulted him in the past on the possibilities of creating one themselves.

2012-08-1 Status of Richard Cannon's pension per Florida Statutes Chapter 794.09.
Attachment

A MOTION WAS MADE BY NATHANIEL GLOVER TO ADOPT THE FORFEITURE ALL RIGHTS, PRIVILEGES, AND BENEFITS PURSUANT TO SECITIONS 112.3173 AND 794.09, FLORIDA STATUTES DUE TO HIS PLEA OF GUILTY FOR A FELONY COVERED BY THESE STATUTES. RICHARD TUTEN SECONDED THE MOTION WHICH PASSED UNANIMOUSLY.

There being no further business, the meeting was adjourned at 10:05.

Nathaniel Glover, Board Secretary

The Board then held their Workshop.

WORKSHOP

Fund General Counsel will conduct a workshop on *The Law Every Trustee Must Know*.

The Board of Trustees and the Advisory Committee were addressed by Robert Klausner, Fund General Counsel on *The Law Every Trustee Must Know*. Mr. Klausner answered questions as they came up. COPY IN MEETING FILE