

**JACKSONVILLE POLICE AND FIRE  
PENSION BOARD OF TRUSTEES  
EXECUTIVE SESSION MEETING SUMMARY – AUGUST 28, 2015  
RICHARD “DICK” COHEE BOARD ROOM**

**NOTE:** The sole purpose of this Executive session is to confer with Legal Counsel to discuss settlement negotiations and strategy related to litigation expense in the matters of THE JACKSONVILLE POLICE AND FIRE PENSION FUND BOARD OF TRUSTEES V. FRANK DENTON, SUPREME COURT OF FLORIDA CASE NO.: SC14-2490; and THE JACKSONVILLE POLICE AND FIRE PENSION FUND BOARD OF TRUSTEES V. LEE, ET AL., FIRST DISTRICT COURT OF APPEAL NO.: 1D15-2471. A verbatim record of the meeting will be kept as required by law.

**TRUSTEES**

Asst. Chief Larry Schmitt, Chairman  
Lt. Richard Tuten III, Board Secretary  
Walter Bussells, Trustee – *via phone*  
Nathaniel Glover Jr., Trustee  
Dr. Adam Herbert, Trustee

**STAFF**

John Keane, Executive Director-Administrator  
Robert Klausner, Fund Legal Counsel  
Paul Daragjati, Fund Legal Counsel  
Denice Taylor, Court Reporter

**CHAIRMAN SCHMITT CALLED THE EXECUTIVE SESSION TO ORDER AT 12:09PM.**

**CHAIRMAN SCHMITT RECOGNIZED ROBERT KLAUSNER, FUND LEGAL COUNSEL, TO EXPLAIN THE PROCEDURES FOR OUR MEETING THIS AFTERNOON. MR. KLAUSNER ADVISED THAT HE NEEDED A CLOSED SESSION TO RECEIVE ADVICE CONCERNING LITIGATION COSTS AND SETTLEMENT STRATEGY.**

**CHAIRMAN SCHMITT WILL TAKE A MOTION TO ENTER EXECUTIVE SESSION TO DISCUSS THE MATTER OF JACKSONVILLE POLICE AND FIRE PENSION FUND BOARD TRUSTEES V. FRANK DENTON, FLORIDA SUPREME COURT CASE NO. SC14-2490. A VERBATIM RECORD OF THE MEETING WILL BE KEPT AS REQUIRED BY LAW. THE NAMES OF PERSONS IN ATTENDANCE ARE: TRUSTEES WALTER P. BUSSELLS, VIA TELEPHONE, NATHANIEL GLOVER, JR., ADAM W. HERBERT, LAWRENCE V. SCHMITT AND RICHARD H. TUTEN, III,**

**ROBERT D. KLAUSNER, FUND LEGAL COUNSEL AND JOHN J. KEANE, FUND EXECUTIVE DIRECTOR – ADMINISTRATOR. A VERBATIM RECORD OF THE MEETING WILL BE TAKEN BY DENICE TAYLOR, THE CLOSED SESSION WILL LAST APPROXIMATELY 30 MINUTES.**

**TRUSTEE SCHMITT NEEDS A MOTION TO GO INTO CLOSED SESSION. MOTION MADE BY TRUSTEE HERBERT, SECONDED BY TRUSTEE GLOVER. VOTE WAS UNANIMOUS.**

**A MOTION TO END THE CLOSED SESSION WAS MADE BY TRUSTEE HERBERT. SECONDED BY TRUSTEE GLOVER. VOTE WAS UNANIMOUS.**

**CHAIRMAN SCHMITT ANNOUNCED THE BOARD IS BACK IN OPEN SESSION @ 12:21PM. THE SAME PERSONS ARE PRESENT WHO WERE AT THE CLOSED SESSION. OTHER THAN A MOTION TO RETURN TO THIS OPEN SESSION, NO OTHER MOTIONS OR ACTIONS WERE TAKEN DURING THIS CLOSED SESSION.**

**CHAIRMAN SCHMITT STATED A MOTION IS IN ORDER TO ADOPT THE RECOMMENDATIONS OF COUNSEL AND TO AUTHORIZE HIM TO TAKE SUCH ACTIONS AS MAY BE NECESSARY TO PROTECT THE INTEREST OF THE FUND, INCLUDING AN APPEAL.**

**ROBERT KLAUSNER, FUND LEGAL COUNSEL, ASKED CHAIRMAN SCHMITT IF THE BOARD WISHED TO TAKE ANY ACTION AT THIS TIME OR DEFER ACTION? IF THE BOARD DOESN'T CHOOSE TO TAKE ANY ACTION, NO MOTION IS NEEDED. THERE WERE NO MOTIONS. ACTION WAS DEFERRED.**

**THE BOARD WILL TAKE A 5 MINUTE BREAK.**

**CHAIRMAN SCHMITT CALLED THE MEETING TO ORDER. WE ARE BACK IN SESSION @ 12:23PM.**

**CHAIRMAN SCHMITT RECOGNIZED ROBERT KLAUSNER, FUND LEGAL COUNSEL, TO EXPLAIN THE PROCEDURES FOR OUR MEETING THIS AFTERNOON. MR. KLAUSNER ADVISED THAT HE NEEDS A CLOSED SESSION TO RECEIVE ADVICE CONCERNING LITIGATION COSTS AND SETTLEMENT STRATEGY,**

**CHAIRMAN SCHMITT WILL TAKE A MOTION TO ENTER EXECUTIVE SESSION TO DISCUSS THE MATTER OF JACKSONVILLE POLICE AND FIRE PENSION FUND BOARD V. CURTIS LEE, AND CONCERNED TAXPAYERS OF DUVAL COUNTY, INC., FLORIDA FIRST DISTRICT COURT OF APPEAL CASE NO. 1D15-2471. A**

**VERBATIM RECORD OF THE MEETING WILL BE KEPT AS REQUIRED BY LAW. THE NAMES OF PERSONS IN ATTENDANCE ARE: TRUSTEES WALTER P. BUSSELLS, VIA TELEPHONE, NATHANIEL GLOVER, JR., ADAM W. HERBERT, LAWRENCE V. SCHMITT AND RICHARD H. TUTEN, III, ROBERT D. KLAUSNER, FUND GENERAL COUNSEL AND JOHN J. KEANE, FUND EXECUTIVE DIRECTOR – ADMINISTRATOR. A VERBATIM RECORD OF THE MEETING WILL BE TAKEN BY DENICE TAYLOR, THE CLOSED SESSION WILL LAST APPROXIMATELY 30 MINUTES.**

**TRUSTEE SCHMITT NEEDS A MOTION TO GO INTO CLOSED SESSION. MOTION MADE BY TRUSTEE HERBERT, SECONDED BY TRUSTEE GLOVER. VOTE WAS UNANIMOUS.**

**MOTION TO END THE CLOSED SESSION AND RETURN TO PUBLIC MEETING MADE BY TRUSTEE HERBERT. SECONDED BY TRUSTEE TUTEN. VOTE WAS UNANIMOUS.**

**CHAIRMAN SCHMITT ANNOUNCED THE BOARD IS BACK IN OPEN SESSION @ 12:35PM. THE SAME PERSONS ARE PRESENT WHO WERE AT THE CLOSED SESSION. OTHER THAN A MOTION TO RETURN TO THIS OPEN SESSION, NO OTHER MOTIONS OR ACTIONS WERE TAKEN DURING THIS CLOSED SESSION.**

**CHAIRMAN SCHMITT STATED A MOTION IS IN ORDER TO ADOPT THE RECOMMENDATIONS OF COUNSEL AND TO AUTHORIZE HIM TO TAKE SUCH ACTIONS AS MAY BE NECESSARY TO PROTECT THE INTEREST OF THE FUND, INCLUDING AN APPEAL.**

**MOTION WAS MADE BY GLOVER TO RECEIVE AND BE GUIDED BY THE ADVICE OF FUND LEGAL COUNSEL. SECONDED BY TRUSTEE HERBERT. NO FURTHER DISCUSSION. THE MOTION IS PASSED.**

**CHAIRMAN SCHMITT ADVISED THERE BEING NO FURTHER BUSINESS, THIS EXECUTIVE SESSION MEETING IS ADJOURNED.**

**TO BE APPROVED AT THE NEXT BOARD  
OF TRUSTEE MEETING SEPTEMBER 25, 2015**

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Richard Tuten III, Board Secretary