

**BOYNTON BEACH FIREFIGHTERS' PENSION FUND
QUARTERLY BOARD MEETING**

Wednesday, August 3, 2016, 9:00 A.M.

Boynton Beach Fire Rescue St. 5
Chiefs Conference Room, 2nd floor
2080 High Ridge Blvd
Boynton Beach FL 33426

Board Members

Chair Matt Petty
Jonathan Raybuck
Robert Taylor
Helen Bush
Stan Cale
Chief Glenn Joseph

Also Present

Attorney Adam Levinson
Dave West
Scott Baur & Kerry Dutton, Administrator
Attorney Richard Sicking
Rani DeMarco
Greg Hoggatt

I. CALL TO ORDER - Matt Petty, Chairman
The meeting was called to order at 9:06 A.M.

II. AGENDA APPROVAL

Mr. Levinson requested item 7a. be moved to the first item on the agenda. He reviewed the legal rights of a disability applicant has to bring a court reporter. Chairman Petty explained the Pension Resource Center takes the Minutes going forward.

Motion made by Mr. Raybuck, seconded by Ms. Bush to approve agenda as amended. In a voice vote, motion passed unanimously.

III. APPROVAL OF MINUTES

A. Quarterly Meeting, 4/27/2016

Motion made by Mr. Raybuck, seconded by Ms. Bush to approve the Minutes for the 4/27/2016 meeting as presented. In a voice vote, motion passed unanimously.

Mr. Levinson reviewed the authority of the Oath of Office. He explained. Mr. Cale has the option to raise his hand. Mr. Cale stood and read out load the Oath of Office.

VII. OTHER BUSINESS

a. Disability Application – Rani DeMarco

Mr. Levinson reviewed the process of the public meeting. He reviewed the email communication between Mr. Sicking. He reviewed the requirements of determining a disability. He stated that Ms. DeMarco's attorney is here to prove and explain why the City's Letter of Termination is enough cause to approve Ms. DeMarco's disability.

Mr. Sicking reviewed the three requirements of determining a disability. He noted the City Ordinance mirrors the State Statutes. There was a discussion on the determination of in-line of duty disabilities. Mr. Levine agreed with the determination process explained by Mr. Sicking. He reviewed Ms. DeMarco's workman compensation file stating Dr. Francisco's evaluation on January 5, 2016 stated that Ms. DeMarco had reached full medical improvement. Mr. Sicking reviewed the termination letter issued by the City. He stated in his opinion the City has done what was right. He is now requesting the in-line of duty disability submitted by Ms. DeMarco be granted. There was a lengthy discussion on the request made by Mr. Sicking in Ms. DeMarco's behalf. Mr. Sicking reviewed the Gains case defining the meaning of an estopped. He stated his opinion of Ms. DeMarco's case to fall under the Gains case and to be found estopped. There was a lengthy discussion on the City's termination letter. Mr. Sicking reviewed the 3% rate of impairment determined by the Workman's Compensation physician. He stated this impairment is of the body not the disability. A discussion ensued on the possibility of future disability applicants required to receive the same treatment as taken today. Mr. Levinson stated the Board has the ability to grant but is not obligated.

Motion made by Mr. Raybuck, seconded by Ms. Bush to approve a service connected, permanent, and total disability for Ms. Rani DeMarco. In a voice vote, motion passed unanimously.

Motion made by Mr. Raybuck, seconded by Ms. Bush to approve the pension benefit calculation date to reference January 5, 2016 and payable on September 1, 2016. In a voice vote, motion passed unanimously.

Chairman Petty introduced the new Ex-Officio member Chief Glenn Joseph. Mr. Levinson advised Chief Joseph to complete and file a Form 1. Chief Joseph stated the Form 1 has already been filed. The Oath of Office was administered to Chief Glenn Joseph.

IV. Investment Reports

a. Bogdahn Consulting - Dave West, Consultant

i. Investment Performance Review for Quarter 6/30/16

Mr. West reported on the account's performance for the quarter. He reviewed the major market performance. He stated the quarter was volatile due to the financial market returns. Mr. West reviewed the asset allocation. He stated if consultants were over weighted or had a position in utilities/Telco services then they did not come close to meeting the benchmark. He stated the Plan fared fairly well.

Mr. West stated overall, they had fared a bit better than many other systems, largely due to their mix in index funds and their active managers' performance. They were up 1.91% for the quarter and 7.22% for the fiscal year-to-date.

Mr. West reviewed individual holdings' performances and stated the Fund is very conservative on the Core Fixed Income. Intercontinental continued to perform very well. Both real estate managers were up 8.91% fiscal year-to-date, ahead of benchmark.

Mr. West then reviewed cash flow and stated they were up \$664,675 for the quarter. Mr. West recommended rebalancing to the policy targets. He also recommended, to increase the Real

Estate allocation up to 10% and place remaining funds into International Equity and Investment grade Bonds.

Motion made by Mr. Raybuck, seconded by Mr. Cale to approve the recommendation made by Mr. David West. In a voice vote, motion passed unanimously.

V. Attorney Report: Adam Levinson

a. Memorandum Regarding Mutual Consent Under SB 172

Mr. Levinson stated the Memorandum does not pertain to the Plan. Language was already put into place stating allocation into the Ad hoc COLA benefit. He stated there is no action needed at this time unless state requests to see separate share verbiage which can be done at that time.

He reviewed update on Florida Supreme Court pending Legislation. He reviewed the status of the Stericycle class action. He reviewed the history of the pending class action along with the local funds involved.

There was brief discussion on the retirement plan Chief Joseph selected as he is the only member who has the option to opt-out for the Pension Fund. Chief Joseph confirmed his selection to participate in the defined benefit pension plan.

VI. ADMINISTRATIVE REPORT

a. Discussion on Death Search Options

Ms. Dutton reviewed update on Regions performing monthly death search on retirees at no additional charge. She stated the annual alive & well statements are redundant. Mr. Raybuck expressed interest in Regions including DROP Loan holders in monthly death search. Mr. Baur reviewed the standard process of implementation of a DROP Loan to a member.

Motion made by Mr. Raybuck, seconded by Ms. Bush to approve to utilize the monthly death search services provided by Regions. In a voice vote, motion passed unanimously.

Motion made by Ms. Bush, seconded by Mr. Raybuck to terminate Alerus' services and transfer to the Pension Resource Centers. In a voice vote, motion passed unanimously.

b. Update on Hoggatt's Pension Contributions from the General Employees' Plan

Ms. Dutton stated Mr. Hoggatt's contributions have been transferred from the General Employees' Pension Plan in to the Boynton Beach Firefighters' Pension Plan.

c. Election Results

Ms. Dutton reviewed the results of the recent election. New trustee, Stan Cale was introduced.

d. Administrative Budget

The Administrative Budget was reviewed. There was a brief discussion resulting in the increase of travel to \$25,000.00.

Motion made by Ms. Bush, seconded by Mr. Raybuck to approve the Administrative Budget as amended. In a voice vote, motion passed unanimously.

VII. Plan Financials

a. Accounts Payable: Warrant Dated August 13, 2015

The Board reviewed the accounts payable.

b. Benefit Approvals

The Board reviewed the Benefit Approvals.

Motion made by Mr. Petty, seconded by Mr. Raybuck to approve the Benefit Approvals as presented. In a voice vote, motion passed unanimously.

VIII. OTHER BUSINESS

b. Transition to Resource Center Update

Mr. Baur gave a brief update in the current status of the transition. He stated the timeline expected to take place once the DROP Loan Ordinance is approved on the second reading.

c. Retiree Banquet Saturday August 6th, 2016 6:30-10pm, FOP Lodge Boynton Beach

Mr. petty reviewed the Annual Retiree Banquet. Ms. Dutton explained the Pension Funds' check has been issued.

d. Actuarial Valuation Update

Mr. Petty stated there is no update to report.

IX. PUBLIC COMMENTARY – Limit of three minutes per individual
None.

X. ADJOURNMENT

The meeting adjourned at 1:17 P.M.

Next Meeting Date - Wednesday, November 2, 2016 at 9:00 A.M.

Trustee