Agenda Tampa Fire & Police Pension Board

Livestream: https://attendee.gotowebinar.com/register/3266328419254488411 Webinar ID: 566-200-163

Audio Only: (877) 309-2074 Access Code: 797-168-585 April 26, 2023 9:30 a.m.

Please mute your phone unless you are speaking. Do not put the call on hold if you have hold music.

Public Comments: Pursuant to Florida Statutes, Section 286.0114(4), members of the public may comment on items requiring Board action, other than ministerial matters. Speakers are limited to two minutes each and not more than 20 minutes will be set aside for comments, without further Board approval. Speakers shall fill out a card identifying the speaker and the agenda item(s) being addressed or a card supporting or objecting to an item without speaking. See Board Policy 107 for rules of conduct. The statements made by speakers under Public Comments are solely the opinion of each speaker and do not necessarily reflect the views of the Board of Trustees, its staff, or its professionals.

1. Approval of the minutes of the March 22, 2023 regular board meeting.

Consent Agenda: Items on the consent agenda shall be acted upon in one motion. If an item requires additional discussion, that item shall be removed from the consent agenda for discussion. [Items 2-5]

- 2. Ratification of pension benefits.
- 3. Approve billing for services rendered by Klausner, Kaufman, Jensen & Levinson during March 2023:

a. General counsel: \$11,995.02

b. Artz: \$120.00c. Charles: \$2,975.00d. Whitter: \$8,315.00e. Sanzone: \$2,720.00

4. Admit Tampa Fire Rescue new hires to pension fund effective 03/20/2023, contingent upon 1) furnishing a list of all medical providers and authorizations to obtain such medical records and 2) passing a complete medical examination:

Allen, Thomas Cotuna, Alexandra Jenkins, Antonio Barr, Dimitri Fisher, Toni Latty II, Denzle Bechara, Remmy Fitzpatrick, Bartholomew Quintana, Hector Carswell, David Givens, Dalton Soto, Mario

Clark, Jack Glass, Jace

- 5. Note receipt of Disability Process Timeline of disabilities in process as of 04/17/2023.
- 6. <u>Investment Management Presentation</u> by Jay Bowen of Bowen, Hanes & Co. Inc. Note receipt of the following:
 - a. Investment management report for the fiscal year ended 03/31/2023. Market value of *investments* as of 03/31/2023 was \$2,426,697,398.16. Investment return was +12.8% on the total portfolio this fiscal year.
 - b. Investment Letter written by Jay Bowen, dated 04/05/2023.
 - c. Bond portfolio information and recommendation to hold.
 - d. Proxies voted during quarter ended 03/31/2023.
 - e. Addendum to be distributed at meeting.

Medical Disability

- 7. Informal hearing for LOD disability applicant J. Moe, TPD. Note receipt of disability application, qualifying letter, notice of injury reports, pre-employment physical, job description, sample letter to Medical Board, Medical Board reports, Medical Director's summary, medical records, and other documents related to the case.
- 8. Informal hearing for LOD disability applicant T. Smith, TPD. Note receipt of disability application, qualifying letter, notice of injury reports, pre-employment physical, job description, sample letter to Medical Board, Medical Board reports, Medical Director's summary, medical records, and other documents related to the case.

New Business

- 9. Note receipt of listing of upcoming conferences. Disclosure of planned attendance, if any.
- 10. Chair's call for any new business items from trustees to be placed on next agenda.
- 11. Chair's report.
- 12. Plan Administration: actuarial valuation
- 13. Attorney's report.

<u>Litigation Report</u> – Update by attorney, if any. [Items 14 – 18]

14. Artz Lawsuit

2nd District Court of Appeals Case No. 2D15-1342 Hillsborough County Circuit Court Case No.07-012048

- a. Board of Trustees of The City Pension Fund for Firefighters and Police Officers in The City of Tampa's Notice of Taking Deposition of Caryn L. Bellus, Esquire, dated 04/14/2023.
- b. Board of Trustees of The City Pension Fund for Firefighters and Police Officers in The City of Tampa's Notice of Taking Deposition of Jarred Dichek, Esquire, dated 04/14/2023.
- 15. Appel Petition for Writ of Certiorari

2nd District Court of Appeals Case No. 2D18-4443 Hillsborough County Circuit Court Case No. 17-CA-10758

- 16. Charles Petition for Writ of Certiorari Hillsborough County Circuit Court Case No. 22-CA-010538
 - a. Petitioner's Reply to The Board of Trustees of The City Pension Fund for Firefighters and Police Officers in The City of Tampa, Regarding Petition for Writ of Certiorari, Rule 9.100(F), FLA.R.APP.P., dated 03/10/2023.
- 17. Whitter Petition for Writ of Certiorari Hillsborough County Circuit Court Case No. 22-CA-10495
 - a. Respondent Board of Trustees' Response to Amended Petition for Writ of Certiorari, dated 04/13/2023.
 - b. Respondent Board of Trustees's [sic] Appendix in Support of Response to Amended Petition for Writ of Certiorari, dated 04/13/2023.
 - c. Respondent's Motion for Fees, dated 04/13/2023.

18. Sanzone Small Claims Lawsuit Hillsborough County Circuit Court Case No.23-CC-019963

- a. Summons/Notice to Appear for Pretrial Conference (COVID), dated 03/09/2023.
- b. Defendant's Notice of Filing and Request for Judicial Notice, dated 04/12/2023.
- c. Defendant's Motion to Dismiss, dated 04/12/2023.
- d. Defendant's Motion for Attorney's Fees, dated 04/12/2023.

<u>Securities Litigation Report</u> – Update by attorney, if any. [Item 19]

19. Generac United States District Court Case No. 2:22-cv-01436-BHL United States District Court Case No. 2:23-cv-00081-BHL

Notice

No verbatim record by a certified court reporter will be made of this Board meeting, except as noticed for any executive sessions. Notice is hereby given as provided in Section 286.0105, Fla. Stat., that any person who decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Persons needing a special accommodation to participate in any noticed meeting should contact the F&P Pension office at (813) 274-8550 or (888) 335-8550 or the Florida Relay Service at (800) 955-8770 (voice) or (800) 955-8771 (TTY). You may also dial 711 from any landline or mobile phone. Additional options for contacting the Florida Relay Service may be found on their website: www.ftri.org Please make your request at least five (5) working days before the scheduled meeting date.

2023 Board meeting schedule – meetings begin at 9:30 a.m.

 May 31, 2023*
 September 27, 2023
 December 13, 2023 – early due to holidays

 June 21, 2023 @ 1:30 p.m.**
 October 25, 2023
 holidays

 July 26, 2023
 November 15, 2023 – early due to holidays

^{*}date changed to accommodate trustee travel

^{**}date and time changed to accommodate trustee travel and disability hearing