

Agenda
Tampa Fire & Police Pension Board

Livestream: <https://attendee.gotowebinar.com/register/2356721144919676252> Webinar ID: 585-530-475

Audio Only: (877) 309-2074 Access Code: 238-957-396

October 25, 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 September 26, 2023 Committee 3 meeting.
2. Approval of the minutes of the September 27, 2023 regular board meeting.
3. Approval of the minutes of the October 18, 2023 Committee 3 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 4 – 11]

4. Ratification of pension benefits.
5. Approve billing for services rendered by Klausner, Kaufman, Jensen & Levinson during September 2023:
 - a. General counsel: \$15,175.70
 - b. Appel: \$38.50
 - c. Charles: \$90.00
 - d. Whitter: \$90.00
6. Note receipt of letter dated 08/28/2023 from Mayor Castor reappointing Ocea Wynn to the Board of Trustees for a three-year term commencing 11/01/2023 and ending 10/31/2026.
7. Note receipt of Cancellation of Election for Police Officer Trustee. Patrick Messmer was the sole candidate and shall serve a three-year term commencing 11/1/2023– 10/31/2026.
8. Note receipt of Cancellation of Election for Firefighter Trustee. Jamie Stock was the sole candidate and shall serve a three-year term commencing 11/1/2023 – 10/31/2026.
9. Note receipt of Public Pension Standards Award for Funding and Administration 2023.
10. Note receipt of updated memo from Klausner, Kaufman, Jensen, & Levinson regarding HB3, dated 10/05/2023.
11. Note receipt of Disability Process Timeline of disabilities in process as of 10/16/2023.

12. Investment Management Presentation by Jay Bowen of Bowen, Hanes & Co. Inc. Note receipt of the following:
- Investment management report for the month ended 09/30/2023. Market value of *investments* was \$2,486,732,708.37, with an investment return of +17.1% on the total portfolio.
 - DROP Low Risk Variable Rate Option report for fiscal year ended 09/30/2023. Market value of *investments* was \$12,512,636.81. Investment return was +4.1% for the DROP low risk variable rate option this fiscal year.
 - Investment Summary written by Jay Bowen, dated 10/06/2023.
 - Bond portfolio information and recommendation to hold.
 - Proxies voted during quarter ended 09/30/2023.
 - Addendum to be distributed at the meeting.

Medical Disability

13. Informal hearing for LOD disability applicant E. Wanek, TFR. 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.
14. Rescheduling of Formal Hearing for disability applicant T. Vidovic, formerly of TFR.
15. Scheduling of Formal Hearing for disability applicant T. Smith, formerly of TPD. Deadline to hold formal hearing is 05/11/2024.

Old Business

16. Investment/Steering committee. Meeting to be held after the board meeting.
17. Committee #3.
- Policy 402 – Procedures for Applying for Disability Retirement – redline
 - Policy 414 – Payment of Pension Benefits – redline
 - Policy 424 – Deferred Retirement Option Program (DROP) – redline
 - Policy 801 – Pension Verification Questionnaire (PVQ) – redline

New Business

18. Note receipt of listing of upcoming conferences. Disclosure of planned attendance, if any.
- Rescheduling of November board meeting to Tuesday, November 14th.
19. Note receipt of agenda appearance request from W. Baker, attorney for widow of G. Ellis, received 10/16/2023.
- Letter sent to Ms. Ellis, dated 10/10/2023.
 - Policy 420 – Release of Pension Benefits of Deceased Pensioner
 - Policy 440 – Remarriage/Marriage after Retirement
20. Chair's call for any new business items from trustees to be placed on next agenda.
21. Chair's report: Plan Administrator evaluation
22. Plan Administration: pension administration system

23. Attorney's report.

Litigation Report – Update by attorney, if any. [Items 24 – 28]

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| 24. Artz Lawsuit | 2 nd District Court of Appeals Case No. 2D15-1342
Hillsborough County Circuit Court Case No.07-012048 |
| 25. Appel Petition for Writ of Certiorari | 2 nd District Court of Appeals Case No. 2D18-4443
Hillsborough County Circuit Court Case No.17-CA-10758 |
| 26. Charles Petition for Writ of Certiorari | Hillsborough County Circuit Court Case No.22-CA-010538 |
| 27. Whitter Petition for Writ of Certiorari | Hillsborough County Circuit Court Case No.22-CA-10495 |
| 28. Sanzone Small Claims Lawsuit | Hillsborough County Circuit Court Case No.23-CC-019963 |

Securities Litigation Report – Update by attorney, if any. [Item 29]

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| 29. Generac | United States District Court Case No. 2:22-cv-01436-BHL
United States District Court Case No. 2:23-cv-00081-BHL |
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- a. Defendants' Memorandum of Law in Support of Motion to Consider Documents under the Incorporation-by-Reference Doctrine or by Judicial Notice, dated 10/09/2023.
 - b. Memorandum of Law in Support of Defendants' Motion to Dismiss the Consolidated Class Action Complaint, dated 10/09/2023.

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.

Tuesday, November 14, 2023 – early due to
holidays & trustee travel

December 13, 2023 – early due to holidays