

Chairman J. Smith called the Orlando Police Pension Board Meeting to order on Wednesday, September 23, 2009 at 2:06 p.m., in Conference Room R, 2nd floor, City Hall at 400 S. Orange Avenue, Orlando, Florida. A quorum was present.

Member(s) Present:

J. Smith, Chairman
V. Montgomery, Secretary
R. Sutton, Vice-Chair
A. Blanca, Trustee
L. Singletary, Trustee

Also Present:

C. McCullion, Executive Director
S. Kaufman, Board Attorney (via telephone)
S. Burlon, Pension Coordinator
K. Zuccarini, Employee Benefits

1. APPROVAL OF MINUTES

A MOTION TO APPROVE THE MINUTES OF AUGUST 12, 2009 was made by L. Singletary and seconded by R. Sutton; **MOTION CARRIED UNANIMOUSLY.**

2. CONSENT AGENDA

<u>Name</u>	<u>Retirement Date</u>
Eliseo Cromartie #2445 \$4,125.57 monthly	September 1, 2009
Thomas Decker #1117 \$5,339.34 monthly	September 1, 2009

A MOTION TO ACCEPT THE CONSENT AGENDA AS PRESENTED was made by L. Singletary and T. Blanca; **MOTION CARRIED UNANIMOUSLY.**

3. PENDING

STATUS OF DISABILITY APPLICATIONS

S. Burlon gave an update on the pending disability applications.

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APPLICANT	DATE OF APPLICATION	BOOKS SUBMITTED	IME APPT	IME RECEIVED	Injury	HEARING OR OTHER INFO
Darren Braddy	12/10/08	1/30/09	3/03/09	3/11/09	9/3/07 surgery on 6/10/08	On 5/4/09 Steve Cypen hired.
Kimberly Brewster	4/27/09	9/21/09			7/21/07, 9/16/09 @ MMI	
William Gipson, Subsequent Disability App	6/28/07	6/28/07	2/10/09	3/12/09	No longer employed	4/13/09 R. Cohen hired
David Mixon-Appeal to 5 th District Court					No longer employed	Board Appeal filed on 7/09 and reply in support of Pet for Cert. filed on 9/2/09.
Michael L. Rudd	9/11/09				11/21/07	

S. Kaufman advised that both Cypen and Cohen are waiting for the Mixon decision before they can proceed on D. Braddy and W. Gipson's cases. These cases are on hold. J. Smith will advise R. Brown.

S. Kaufman advised that the Board has requested Oral Arguments in the Mixon case and if granted by the Special District Court of Appeals, he recommends board attendance at the court session.

Discussion ensued regarding disability retirees obtaining similar positions in public safety with other police departments at universities, etc. R. Sutton suggested we beef up our annual questionnaire that staff sends out stating that if you become employed in any public safety position, you must furnish the job description and a letter from the new employer stating that they are aware that you are permanently disabled. Chairman Smith to discuss light duty positions with Chief Demings due to the ten line of duty disabilities the Board has been having each year. A survey has been done with the bargaining members to reduce the benefits for line of duty and non-line of duty. By reducing the benefits, this would reduce their contributions too. The City and collective bargaining members would have to negotiate this change and then it would have to go to the local delegation. S. Kaufman will check with P. Shoemaker to see if any bills are going to the 2010 Legislative Session that we might hook up with.

4. FIFTH MEMBER

L. Singletary will be leaving the Board in November. Former Chairman Glen Gause who is now retired has informed the trustees that he would like to come back on the board. While they have no objection to G. Gause returning to the board, it was determined that by the next meeting, the Chair would like trustees and staff to come up with any possible applicants before they make a final decision. If there are any nominations that are totally independent from the Police Department and the City of Orlando with a medical or financial background, those individuals would be considered too.

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5. **UPDATE ON EXCESS PREMIUM TAX DOLLARS** C. McCullion

C. McCullion reviewed the premium tax dollars available for minimum benefits.

6. **NEW/GENERAL APPEARANCE/OTHER BUSINESS**

a. **SPECIAL TAX NOTICE**

S. Kaufman advised that the IRS published "A Special Tax Notice" that is effective January 1, 2010 which replaces what we currently use. Staff will email the new notice to the trustees and this will be voted upon at the next meeting.

b. **EMPLOYEE BENEFITS**

K. Zuccarini advised that there are two former employees who have reached the five years where they must either rollover their money or receive a full refund of their pension contributions. It was decided that she will send out a letter stating their options on the date they reach the five year mark and give them thirty days to make a decision.

The meeting adjourned at 3:11 p.m.

Respectfully submitted,

Rochelle L. Burlon

Rochelle (Shelly) L. Burlon
Pension Coordinator