

Chairman J. Smith called the Orlando Police Pension Board Meeting to order on October 30, 2007 at 2:45 p.m., Agenda Conference Room, 2nd floor, City Hall at 400 S. Orange Avenue, Orlando, Florida. A quorum was present.

Member(s) Present:

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

Also Present:

D. R. Jones, Executive Director
K. Laudeman, Dep. Exec. Director
R. Burlon, Pension Coordinator
S. Hetz, Department Advocate
K. Zuccarini, Employee Benefits
S. Kaufman, Board Attorney
T. Amesbury, Disability Applicant
A. Brown, Jr. Attorney for D. Mixon
J. Morton, Barbara Perry Court Reporters

1. **DISABILITY HEARING FOR THOMAS AMESBURY**

Chairman Smith advised that this was the time set for the Disability Hearing of Thomas Amesbury. Arthur R. Brown, represented the applicant and Shannon Hetz, represented the Orlando Police Department. Chairman Smith asked both attorneys to give their opening statements. S. Hetz waived her opening statement. R. Brown gave his opening statement. T. Amesbury was sworn in and testified. S. Hetz waived her closing statement. R. Brown gave his closing statement. There were no questions of the applicant. Chairman Smith advised that the evidence phase was now closed.

A MOTION THAT BASED UPON THE EVIDENCE AND TESTIMONY PROVIDED THAT THERE IS A PERMANENT AND TOTAL DISABILITY, AS DEFINED BY THE POLICE PENSION PLAN, was made by K. Edmonds and seconded by L. Singletary; MOTION CARRIED UNANIMOUSLY.

A MOTION THAT BASED UPON THE EVIDENCE PROVIDED THAT NO PRE-EXISTING CONDITION HAD A CAUSAL RELATIONSHIP TO THE DISABILITY CLAIMED was made by V. Montgomery and seconded by J. Smith; MOTION CARRIED UNANIMOUSLY.

A MOTION THAT BASED UPON THE EVIDENCE AND TESTIMONY PROVIDED THE DISABILITY INJURY INCURRED WAS A LINE OF DUTY DISABILITY was made by L. Singletary and seconded by R. Sutton; MOTION CARRIED UNANIMOUSLY.

Chairman Smith asked if the Police Chief had a light duty position available without any reduction in pay or benefits. S. Hetz advised that Chief McCoy does not have a light duty position available in the Police Department.

A MOTION THAT BASED UPON THE EVIDENCE AND TESTIMONY PROVIDED OF THE EXISTENCE OF A PERMANENT AND TOTAL DISABILITY THAT THE LINE OF DUTY DISABILITY BENEFITS COMMENCE ON NOVEMBER 1, 2007 was made by J. Smith and seconded by V. Montgomery; **MOTION CARRIED UNANIMOUSLY.**

The Board took a ten minute break.

2. **MINUTES**

A MOTION TO APPROVE THE MINUTES OF SEPTEMBER 24, 2007 was made by R. Sutton and seconded by K. Edmonds; **MOTION CARRIED UNANIMOUSLY.**

3. **CONSENT AGENDA**

	<u>Retirement Date</u>
Luana L. Folse #4162 \$4,473.00 monthly	October 1, 2007
Robert C. Hanson, Jr. #1959 \$4,015.23 monthly	October 1, 2007
Donna Mikulski #8975 \$4,617.01 monthly	October 1, 2007

A MOTION TO APPROVE THE CONSENT AGENDA AS PRESENTED was made by L. Singletary and seconded by J. Smith; **MOTION CARRIED UNANIMOUSLY.**

5. **PENDING**

a. **STATUS OF DISABILITY APPLICATIONS**

Travis Michael Cimini IME report not received yet.

Russell Emerson An additional MRI was done and report received. R. Brown has scheduled a deposition of Dr. Z for 12/7/07.

Will Gipson Case #1 Denied. Petition for Writ of Certiorari filed and we are waiting for a Rule to Show Cause from the Circuit Court to respond. Case #2 subsequent disability. On hold until first case has been finalized.

- Nathaniel Harris** IME scheduled for 10/30/07.
- Jessica Ingolia** R. Brown has scheduled a deposition of Dr. Kynch
- Tara Vincent** Applied on 9/27/07 and was terminated on 9/28/07. She was a sworn police officer but did not pass the State Certification Test. FOP will not be representing her. Chairman Smith to send a certified letter to her requesting she appear before the Pension Board and give us a timeline on when we will receive her notebooks.
- Suzann Woidyla** Application filed on 8/22/07. Per S. Hoffman, she is not at MMI. Waiting for Physician's report to be filled out.

b. **TRAVEL POLICY**

On hold.

c. **INVESTMENT AGREEMENTS**

S. Kaufman advised that we are still working out some details with the Northpointe contract. He is working with J. Loper to have one contract prepared for all investment managers to sign and to be given out to prospects when doing a replacement search.

d. **IME QUESTIONS**

J. Smith reported that he and staff met with the principles at Florida Hospital. We will be trying to get more standardized IME questions prepared in the future.

e. **\$3000 RETIREE DEDUCTION FOR HEALTHCARE**

D. Jones sent out a letter to all retirees advising them of the Pension Protection Act and the \$3000 deduction for healthcare if it is paid through the City of Orlando. J. Smith asked for the letter to be placed on the pension board website.

f. **NEWSLETTER #3**

Newsletter was reviewed and will be sent out on November 1, 2007.

g. **POLICE PREMIUMS UPDATE AND 99-1 MINIMUM BENEFITS**

Staff furnished an update of monies available for minimum benefits. S. Kaufman reviewed the memorandum that he prepared and a survey to be sent out to all active sworn police officers to complete. S. Kaufman will revise memorandum and include the actuarial costs of each benefit. Staff will send out letters and do tabulations of survey. Each survey will be marked with the employee name, home address or employee number and a self-addressed stamped envelope with a seven day return date.

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

a. **BADGE OF HONOR CONFERENCE**

J. Smith advised that he wanted the trustees to be aware that he will be attending this conference in January for the Pension Board. The Badge of Honor will pay for his registration.

There is a Stars & Stripes conference in Key West that J. Smith and V. Montgomery will be attending in March or April 2008. J. Smith will be speaking on GASB and invited D. Jones to speak on the subject as well. D. Jones will check his schedule.

Meeting adjourned at 3:40 p.m.

Respectfully submitted,

Rochelle L. Burlon

Rochelle L. Burlon
Pension Coordinator