

FIRE PENSION BOARD
REGULAR MEETING
MINUTES
November 12, 2009

The Fire Pension Board of Trustees held a Regular meeting on Thursday, November 12, 2009 at 4:00 pm, at the City of New Smyrna Beach Commission Chamber 210 Sams Avenue, New Smyrna Beach, Florida. Chairman, Kirk Jones, called the meeting to order at 4:10 pm.

ROLL CALL

The following members were in attendance:

Kirk Jones
James Hathaway
Tom Lee

Lynne Plaskett was not able to attend due to conflicting meetings. In attendance were Carol Hargy, Personnel Director, Carol Rogers, Finance Director and Claudia Rogers, Recording Secretary.

APPROVAL OF MINUTES

A motion was made by James Hathaway to approve the minutes of the Regular meeting held on August 24, 2009, seconded by Tom Lee. The motion passed unanimously.

PRESENTATION OF 4th QUARTER RESULTS-MORGAN STANLEY SMITH BARNEY

Michael De'Genova presented the 4th Quarter economy and stock market overview. Charlie Mulfinger presented the 4th Quarter financial results. The fund value on September 30, 2009 was \$12,339,207.21, sustained a net gain of \$1,329,614.75 Gross of Fees and \$1,303,076.04 Net of Fees in the quarter. Detailed information is included in the Quarterly Performance Evaluation report document on file with the City. Mr. Mulfinger advised the board of the need to rebalance the investments according to the investment policy. A motion was made to rebalance the investments according to the investment policy by James Hathaway, seconded by Tom Lee. The motion passed unanimously. Mr. Dehner advised Charlie Mulfinger an addendum to the May 09 Investment Policy, which was adopted, will need more specifics relating to Protecting Florida Investments Act divestiture. Mr. Dehner has language approved by the Division of Retirement and would like Charlie Mulfinger to contact his office to have the language sent to him to enable Mr. Mulfinger to draft an addendum and bring to the next pension board meeting.

APPROVAL OF FEES

James Hathaway made a motion to approve the August 31, 2009 invoice in the amount of \$1,017 and the September 30, 2009 invoice in the amount of \$29.00, seconded by Tom Lee. The motion passed unanimously.

BOARD MEMBERS REPORT AND COMMUNICATIONS

James Hathaway made a motion to approve changing the Records Liaison Officer from Carol Hargy to Johnny Bledsoe, seconded by Tom Lee. The motion passed unanimously. Kirk Jones began discussion about the September 9, 2009 correspondence from the Division of Retirement regarding changes they deem necessary for future actuarial valuations although the Division indicates in their letter the report was state accepted. Kirk Jones indicated he would like to have a retirement checklist for the retirement process. Foster & Foster have always received the retirement salary data fiscal year. The last two fire department employees who entered the DROP salaries were submitted to Foster & Foster using their fiscal salary and their monthly salary data, their monthly data calculation retirement calculation resulted in a higher monthly retirement benefit. The question arose if the current DROP employees or regular retirees are receiving their correct pension amount. A retirement pension booklet should be made and used during the retirement process. A discussion with Foster & Foster regarding checking to see if all retirees are being paid properly will be discussed at the next meeting as long as a representative from Foster & Foster attends. Some fire department employees expressed their concern from the audience. Mr. Hathaway asked if a continuing education course be set up here at the City and other City Board members be invited. Claudia Rogers will contact Christiansen & Dehner to confirm dates and times for the course.

CITY REPORTS AND COMMUNICATIONS

None.

ATTORNEY REPORTS AND COMMUNICATIONS

Mr. Dehner discussed with the Board the Legislative update and amendments being made to pension plans. The Healthcare Enhancement for Local Public Safety retirees (HELPS) which amends the IRS code to permit tax-free distributions from governmental retirement plans for premiums for health and long-term care insurance for public safety officers is still standing in Federal Legislation. The exclusion is limited to the amount of annual premiums paid, up to \$3,000. Mr. Dehner discussed with the Board the Legislative update relating to House Bill #5 and Florida Administrative Code 60T, this Bill is still on the backburner. Also discussed was the mandatory IRS Public Plan Survey, Mr. Dehner wants the City to be on the look out for the survey as there is a 90-day time limit.

ADJOURNMENT

There being no further business, the meeting was adjourned at 5:50 pm.