

POMPANO BEACH POLICE & FIREFIGHTERS' RETIREMENT SYSTEM

**2335 EAST ATLANTIC BLVD.
SUITE 400
POMPANO BEACH, FLORIDA**

**BOARD OF TRUSTEES MINUTES
REGULAR MEETING
SEPTEMBER 15, 2014**

The Board of Trustees convened at the Pompano Beach Police and Firefighters' Pension Office, Pompano Beach, Florida. The Chairman called the meeting to order at 3:00 PM.

PRESENT: Chairman Paul O'Connell
Vice-Chairman Richard Samolewicz
Trustee Sharra Aaronian
Trustee Daniel Christophers
Trustee Vincent Femia
Trustee Patrick Fletcher
Trustee David Hall
Trustee Peter McGinnis
Trustee Jorge Rossi

ALSO PRESENT: Pedro Herrera, Esq., Board Attorney
Glenda Rowley, Executive Director
Debra Tocarchick, Deputy Director
Gary Morton, Police Retiree Liaison
Richard Avallone, Fire Retiree Liaison
Darcie Lunsford, Butters Management & Realty

AUDIENCE TO BE HEARD

None

APPROVAL OF AGENDA

MOTION: To approve the agenda for September 15, 2014, as presented.
PASSED 9-0.

O'Connell			X
Samolewicz		X	X
Aaronian			X
Christophers	X		X
Femia			X
Fletcher			X
Hall			X
McGinnis			X
Rossi			X

SEATING OF ELECTED AND APPOINTED TRUSTEES

Chairman O'Connell noted that the Board would be seating elected/reelected and reappointed Trustees. It was noted that these Trustees must abstain from voting for themselves and complete Form 8B, Memorandum of Voting Conflict, which must be attached to the minutes.

M O T I O N	S E C O N D	V O T E D Y E S	V O T E D N O
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Board of Trustees Minutes Page Two	September 15, 2014	TRUSTEES	M	S	Y	N
<p>MOTION: To reseal Richard Samolewicz for a 3-year term expiring 9/12/2017. PASSED 8-0 (Trustee Samolewicz abstained).</p>		O'Connell Aaronian Christophers Femia Fletcher Hall McGinnis Rossi	X	X	X X X X X X X X	
<p>MOTION: To reseal Daniel Christophers for a 3-year term expiring 9/12/2017. PASSED 8-0 (Trustee Christophers abstained).</p>		O'Connell Samolewicz Aaronian Femia Fletcher Hall McGinnis Rossi	X	X	X X X X X X X X	
<p>MOTION: To seat Vincent Femia for a 3-year term expiring 9/12/2017. PASSED 8-0 (Trustee Femia abstained).</p>		O'Connell Samolewicz Aaronian Christophers Fletcher Hall McGinnis Rossi	X	X	X X X X X X X X	
<p><u>APPROVAL OF MINUTES</u></p>						
<p>MOTION: To waive the reading of the minutes of the Special Board meeting on August 14, 2014 and the Regular Board meeting on August 18, 2014, and to approve same as submitted. PASSED 9-0.</p>		O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi	X	X	X X X X X X X X	
<p><u>APPROVAL OF RETIREMENT APPLICATIONS</u></p>						
<p>MOTION: To approve the Normal Retirement application from Deputy Sheriff Edward MacDougall effective 10/6/2014. PASSED 9-0.</p>		O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi	X	X	X X X X X X X X	

Board of Trustees Minutes Page Three	September 15, 2014	TRUSTEES	M	S	Y	N
<u>RATIFICATION AND APPROVAL OF WARRANTS</u>						
<p>MOTION: To ratify and approve payment of benefits and expenses as set forth on Warrants No. 4511, \$10,078.34; No. 4512, \$6,007.62; No. 4513, \$4,522.26; No. 4514, \$2,315.79; No. 4515, \$1,733.01; No. 4516, \$1,132,252.58; No. 4517, \$492.00; No. 4518, \$10,745.10; No. 4519, \$6,950.89; No. 4520, \$4,017.56. PASSED 9-0.</p>	<p>O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X X X</p>	<p>X X X X X X X X</p>	
<u>SUGARMAN & SUSSKIND, PA LEGAL REPORT</u>						
<i>Butters Listing Agreement</i>						
<p>Mr. Herrera referred to the Exclusive Listing Agreement to authorize Butters to market the property at 2335 E. Atlantic Boulevard in accordance with the Board's direction, noting that the specific terms regarding the brokerage commission fee are in question. Butters is seeking 6% of the gross purchase price; 5% if there is no co-broker. Mr. Herrera recalled 4% of the gross purchase price as the Board's previous direction.</p>						
<p>Ms. Lunsford recalled the original discussion to market the property at a brokerage fee of 6%, marketed as a 3% split with a co-broker, which is the industry standard for a property valued at less than \$20 million. She referred to comparisons of similar properties currently on the market as being in that range and indicated that she had communicated to Mr. Herrera that she didn't think it was wise to take the property to market at a below-market commission if the goal is to broadly market the property to all highest and best offers. The reality is that brokers will not present it to their clients if the fee is too low and it becomes an obstacle to overcome before she even shows the property. She agreed to lower the 5% commission to 4.5% where no other broker is involved and also indicated that she was willing to incorporate a clause to the effect that the brokers could agree to a lesser fee in the event that would facilitate a sale in the end stages of negotiation.</p>						
<p>MOTION: To accept and authorize the Chairman to execute the Exclusive Listing Agreement for the property at 2335 E. Atlantic Boulevard by and between Pompano Beach Investors, LLC and Butters Realty and Management, as amended, to include brokerage commission fees at a rate of 6% of gross purchase price when there is a co-broker, 4.5% of gross purchase price if there is no co-broker, or such fee otherwise agreed to by Butters and a co-broker to facilitate a sale, as accepted by Butters and Sugarman & Susskind. PASSED 9-0.</p>	<p>O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X X X</p>	<p>X X X X X X X X</p>	
<p>The Board proceeded to finish the Building Committee agenda items before returning to the Legal Report.</p>						

Board of Trustees Minutes Page Four	September 15, 2014	TRUSTEES	M	S	Y	N
<u>BUILDING COMMITTEE REPORT</u>						
<i>Build-Out Costs for Suite 405 Lease</i>						
<p>The Board reviewed the profit/loss calculation over the term of the proposed lease for Suite 405. Ms. Lunsford commented that the suite was not viable based on its current substandard configuration and construction, it has been sitting empty for some time and it was known that there would be construction costs involved in leasing it. The tenant was shown Suite 406 as a representative suite and is demanding the same types of upgrades. However, because of the \$52K build-out cost, he has agreed to an 8-year lease. Butters will re-bid the construction work to try to reduce costs. There was discussion pro and con about taking on this expense if the Board is trying to sell the building. Ultimately, the Board agreed to proceed with the lease and the renovation.</p>						
<p>MOTION: To authorize the Chairman to accept the lowest bid and enter into a construction contract for the renovation of Suite 405 as recommended by Butters. PASSED 9-0.</p>		O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi	X X	X X	X X X X X X X	
<p>Ms. Lunsford reported that the lease for Suite 404 fell through; the prospective tenant purchased a building.</p>						
<i>Capital Call Discussion</i>						
<p>There was discussion about how to fund the buildout for Suite 405, the buildout and brokerage commission for Holy Cross and the upcoming property taxes. There is currently about \$52K cash in the PBI account. The first half of Butters' commission in the amount of \$54,605.16 is due now. The construction costs will be made at a schedule to be determined and the entire property tax bill is due by the end of November. Mrs. Rowley suggested approving a payment of \$100K to PBI to get things started. However, Ms. Lunsford said that the first draw on the construction projects likely will not be until late October.</p>						
<p>MOTION: To approve a cash infusion to Pompano Beach Investors, LLC, in the amount of \$54,605.16, to pay the brokerage fees requested by Butters Realty & Management for the Holy Cross lease. PASSED 9-0.</p>		O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Ross	X X	X X	X X X X X X X	

Board of Trustees Minutes Page Five	September 15, 2014	TRUSTEES	M	S	Y	N
<p><i>PBPFRS Lease</i></p> <p>The Board discussed amending its lease for Suite 400, which is currently subsidizing the building operations by paying an above market rate of \$25/sf. With the new leases, it is no longer necessary to subsidize the operations. Butters recommended \$17/sf as an acceptable market rate for purposes of underwriting a future sale of the building. Paying more than market rate does not benefit the appraisal because the appraiser cannot replicate the rent if the tenant departs. Paying less than market rate may negatively impact the sale. Buyers want solid, stable, long-term leases, so Butters recommended amending the lease to market rate rent.</p> <p>MOTION: To authorize the Chairman to execute a third amendment to the PBPFRS lease for Suite 400 at a market rate of \$17/sf with 3% annual increases over a five-year term effective 10/1/2014, and including one five-year renewal option, as recommended by Butters. PASSED 9-0.</p>	<p>O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi</p>	<p>X</p>	<p></p>	<p></p>	<p>X X X X X X X X X</p>	<p></p>
<p><i>Pompano Beach Investors and BOA Building Insurance</i></p> <p>The Board reviewed a comparison of the current and proposed insurance policies for the building, as prepared by the Executive Director. Mrs. Rowley advised the Board there are currently three policies: commercial property, commercial general liability and wind insurance. The general liability and property policies expire September 26. The wind policy does not expire until March 2015. The current property insurance carrier, Lloyds, chose not to renew the policy due to a change in their business model. The agent provided quotes to renew the property and wind policies separately, and an additional quote to combine them. Although other agents were contacted to quote, it appeared the current agent blocked the market.</p> <p>MOTION: To approve Great American Insurance Group as the property insurance carrier and authorize Pompano Beach Investors, LLC to issue the premium payment of \$5,827.00 for policy year 9/26/14 to 9/26/15 as recommended by Hayward Brown-Flagler, Inc.; and to approve the renewal of the commercial general liability policy with Southern-Owners Insurance Company and authorize Pompano Beach Investors, LLC to issue the premium payment of \$3,611.00 for policy year 9/26/2014 to 9/26/2015.</p> <p>At the conclusion of this committee report, Chairman O'Connell went back on the agenda to the legal report.</p>	<p>O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi</p>	<p>X</p>	<p></p>	<p></p>	<p>X X X X X X X X X</p>	<p></p>

Board of Trustees Minutes Page Six	September 15, 2014	TRUSTEES	M	S	Y	N
<p><u>SUGARMAN & SUSSKIND PA LEGAL REPORT</u></p>						
<p>The Board discussed the <i>Wall Street Journal</i> article, “Good News: Bad Lawyers Pay” regarding securities litigators Robbins Geller Rudman & Dowd (RGRD), along with their subsequent response to their clients. The Chairman advised the Board that RGRD requested to be at the October Board meeting and he declined their request, although he was scheduled to meet with Laura Stein with the firm. Trustees expressed their grave concern regarding the firm’s sanctions for misconduct. It was noted that RGRD just settled two cases involving the Fund and have two open cases: Las Vegas Sands and Allergan. There was lengthy discussion about RGRD in particular as well as the merits of participating in these cases in general. Questions were also raised about the other firms with which the Board is involved and whether any of them have also been sanctioned. The Board directed Sugarman & Susskind to inquire with each of the Board’s securities litigation firms as to whether they have ever been sanctioned by the Court and the surrounding circumstances.</p>						
<p>It was noted that the work performed by these securities litigation firms falls into two categories; they are retained to monitor the Fund’s portfolios for possible claims involving securities held by the Fund and they enter into agreements to represent plaintiffs in class action cases against specific companies and/or their executive officers. There is no cost to the Fund for the monitoring services, but Mrs. Rowley pointed out that having so many firms doing the same work just creates extra work for staff in reviewing all those reports.</p>						
<p>Vice-Chairman Samolewicz said he was very troubled by this development and does not believe any meetings with RGRD are necessary. He would like to send a strong message to the firms and the members that this type of conduct will not be tolerated.</p>						
<p>MOTION: To sever all ties with Robbins Geller Rudman Dowd effective immediately and withdraw from the two ongoing cases.</p>	<p>Samolewicz Christophers</p>	<p>X</p>	<p>X</p>			
<p>Mr. Herrera said the Board could withdraw from the cases, but he was not sure what all the consequences would be. There were questions about how the Board’s withdrawal would affect the cases and also whether doing so would open up the Board to any liability.</p>						
<p>The motion was withdrawn so the issues could be dealt with separately.</p>						
<p>MOTION: To sever all ties going forward with Robbins Geller Rudman Dowd, to be communicated by Sugarman & Susskind. PASSED 9-0.</p>	<p>O’Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X X X</p>	<p>X X X X X X X X</p>	

Board of Trustees Minutes Page Seven	September 15, 2014	TRUSTEES	M	S	Y	N
<p>MOTION: To direct counsel to research the implications of withdrawing from the ongoing securities litigation cases of Allergan, Inc. and Las Vegas Sands, and, if no liability exposure exists in this action, to authorize the Chairman to sign the pleadings that will be required to be filed with the courts in order to withdraw as lead plaintiff. PASSED 9-0.</p> <p>The Board reviewed the timeline of events with regard to the service-incurred disability retirement application of firefighter Peter Clavell. Sugarman & Susskind reported that they had informed Mr. Clavell's attorney that any member is eligible to file for disability benefits; however, it is difficult to substantiate a disability for a member who is still working full-time. Mr. Clavell is currently on light duty with his next evaluation with the worker's compensation doctor to review his work status scheduled for October 9. This situation is unique due to the fact that the member is still working. It was noted that just being on light duty does not qualify someone for a disability retirement. The Retirement System's practice is to process a disability application at such time as the member has a letter from the City indicating that they no longer have a job for them because they've reached MMI and exhausted their 104 weeks of supplemental pay.</p> <p>The Board agreed with Mr. Herrera's recommendation to begin the process of gathering the medical records and wait for the October 9th update from the worker's compensation doctor before scheduling the Independent Medical Evaluation (IME).</p> <p>With regard to the David Benjamin forfeiture proceedings, Mr. Herrera reported that the Board's special counsel is Robert Klausner. Mr. Benjamin has not yet hired counsel.</p> <p>With regard to the Jeff Poole forfeiture proceedings, Sugarman & Susskind reported that they have not yet confirmed the acceptability of attorney Bonnie Jensen as special counsel to the Board since Mr. Poole's attorney has not been able to reach his client. The Board was advised it can choose to hire substitute special counsel but declined at this time.</p> <p>The Board then returned to Committee Reports.</p> <p><u>PROFESSIONAL ADVISORS REVIEW COMMITTEE REPORT</u></p> <p>The Board reviewed and discussed the provisions of the Statement of Compensation Policy for the full-time staff, which supersedes all previous compensation policies. In essence, a salary range was developed for both the Executive Director and Deputy Director positions, merit increases are limited to 3%, COLAs were eliminated, a succession plan was instituted along with a pension fund performance bonus when the fiscal year rate of return exceeds certain thresholds.</p>	<p>O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X X X</p>	<p>X X X X X X X X</p>	

Board of Trustees Minutes Page Eight	September 15, 2014	TRUSTEES	M	S	Y	N
<p>MOTION: To adopt the Compensation, Merit Increase and Bonus Provisions Policy effective January 1, 2014, as presented and recommended by the Professional Advisors Review Committee. PASSED 9-0.</p> <p>As a result of the new policy, performance evaluations were performed for Ms. Rowley effective February 1, 2014 and Ms. Tocarchick effective October 1, 2014. Both employees received a perfect score and were recommended for a 3% salary increase. It was suggested that the current increase should be bumped up to the next step in the salary range.</p>					X X X X X X X X	
<p>MOTION: To accept the Chairman and Vice-Chairman’s review and salary recommendation for the Executive Director effective retroactive to 2/1/14, and to accept the Executive Director’s review and salary recommendation for the Deputy Director effective 10/1/14, with both salaries rounded up to the next salary range defined on the scale, for purposes of consistency going forward. PASSED 9-0.</p>				X	X X X X X X X X	
<p>No reports were rendered by the Investment or Communications Committee. Trustee Fletcher thanked staff for their work on the website conversion.</p>						
<p><u>ADMINISTRATIVE AND MISCELLANEOUS ISSUES</u></p>						
<p><u>Election of Officers – Chairman and Vice-Chairman/Secretary</u></p>						
<p>Chairman O’Connell was nominated for Chairman by Trustee Hall, seconded by Vice-Chair Samolewicz. There being no other nominations, Trustee O’Connell was reelected Chairman by acclamation. He thanked everyone for their continued confidence.</p>						
<p>Vice-Chairman Samolewicz was nominated for Vice-Chairman/Secretary by Trustee Aaronian, seconded by Trustee McGinnis. There being no other nominations, Trustee Samolewicz was elected Vice-Chairman/Secretary by acclamation. Vice-Chairman Samolewicz thanked everyone.</p>				X		
<p><u>Investment Committee:</u> Chairman O’Connell reappointed Trustee Aaronian as Investment Committee Chairman. Trustees Christophers, Hall, McGinnis and Rossi will continue to serve.</p>			X			

Board of Trustees Minutes Page Nine	September 15, 2014	TRUSTEES	M	S	Y	N
<p><u>Professional Advisors Review Committee:</u> Chairman O'Connell reappointed Trustee Samolewicz as the Professional Advisors Review Committee Chairman. Trustee Femia was newly appointed to serve. Trustees Fletcher and Hall will continue to serve.</p> <p><u>Building Committee:</u> Chairman O'Connell reappointed Trustee McGinnis to be the Building Committee Chairman. Trustee Femia was newly appointed to serve. Trustees Aaronian and Hall will continue to serve.</p> <p><u>Communication Committee:</u> Chairman O'Connell reappointed Trustee Fletcher as Communication Committee Chairman. Trustees Rossi and Samolewicz were newly appointed to serve. Trustee Aaronian will continue to serve.</p>						
<p>The Board was requested to accept the updated authorized signers' list for Comerica Bank.</p> <p>MOTION: To accept the Authorized Signers' list for Comerica Bank. PASSED 9-0.</p>	<p>O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi</p>	<p>X</p>			<p>X X X X X X X X X</p>	
<p>The Board discussed the IFEBP policy permitting attendees to sign up early for the following year's conference, which generally ensures availability of the host hotel. Since the 2015 IFEBP Annual Conference is slated for Hawaii, the Board discussed the perception of Trustees attending conference events in Hawaii, even if the costs are in line with or lower than other conference venues. There was discussion about having members pay their own airfare or the excess over an amount that would be equivalent to traveling to a location in the contiguous states.</p> <p>MOTION: To amend the Travel Policy to provide that anyone attending any type of conference in Hawaii pay for their own airfare. PASSED 9-0.</p>	<p>O'Connell Samolewicz Aaronian Christophers Femia Fletcher Hall McGinnis Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X X X X</p>		

EXECUTIVE DIRECTOR'S REPORT

Mrs. Rowley reported that she signed notification of benefit forms for Charlotte Hierrezuelo.

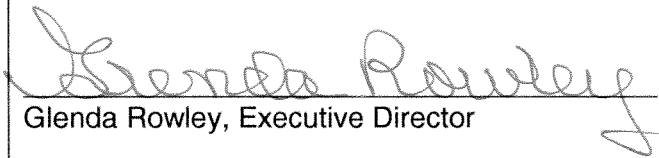
In light of the Master Limited Partnership (MLP) investment discussion scheduled for the November meeting, Mrs. Rowley asked if the scheduled start time should be change to 2:00 PM. The Board agreed to change the time accordingly.

ADJOURNMENT

MOTION: To adjourn the September 15, 2014 meeting at 5:25 PM.
PASSED 9-0.

O'Connell			X	
Samolewicz	X		X	
Aaronian			X	
Christophers			X	
Femia			X	
Fletcher			X	
Hall		X	X	
McGinnis			X	
Rossi			X	

Respectfully submitted,


Glenda Rowley, Executive Director

Distribution:

- Board of Trustees
- Robert A. Sugarman, Esq.
- Pedro Herrera, Esq.
- David Harris, Actuary
- City Manager
- Mayor and City Commission
- City Clerk
- Assistant City Attorney
- City HR Director
- President IAFF Local 1549
- Marcum
- Webmaster

REGULAR MEETING – SEPTEMBER 15, 2014

ITEM NO. 7 - WARRANT NOS. 4511 THROUGH 4520

Ratified and Approved on 09/15/2014

WARRANT NO.	PAYABLE TO	DESCRIPTION	AMOUNT
4511	Charlotte A. Hierrezuelo	Normal retirement effective 08/11/2014; \$4,070.10 for 21 days in August, \$6,008.24 for September (and each month thereafter)	10,078.34
4512	Mark D. Munson	Service incurred disability retirement benefit payable 8/14/2014, \$1,774.98 for 13 days in August, \$4,232.64 for September (and each month thereafter)	6,007.62
4513	Janeen McKenzie	Early retirement benefit effective 09/01/2014 (and each month thereafter)	4,522.26
4514	Xerox Corporation FP Mailing Solutions The Nyhart Company FPPTA	Invoice no. 075620953, August Lease; \$159.46 Invoice no. RI102116778, InkJet Cartridge; \$106.33 Invoice no. 0105119, actuarial consulting services for July; \$1,150.00 CPPT Program Fee, Trustee Vincent Femia; \$900.00	2,315.79
4515	Bank of America	Glenda Rowley: Meeting Supplies, \$33.09; Miscellaneous, \$229.99, Total \$263.08 Debra Tocarchick: Meeting Supplies, \$77.12; Trustee Expense, \$20.13, Total \$97.25 Paul O'Connell: Business Meals, \$140.60; Meeting Supplies, \$23.13; IFEBP Annual Conference Airfare, \$413.20; Florida Ethics Conference Registration, \$299.00; Total \$875.93 Sharra Aaronian: Educational Expenses (OPAL), \$46.75 Vincent Femia: FPPTA Registration, \$450.00	1,733.01
4516	10/1/14 Retirement Benefit COLA's	Guaranteed annual cost of living adjustment (COLA) equal to 2% plus retro payments to retirees who reached their 5 th anniversary by 10/1/14; Increased benefits \$1,121,305.82 and retroactive benefits \$10,946.76	1,132,252.58
4517	Marcum, LLP Sugarman & Susskind	Inv no. 10519038, progress audit billing for 9/30/14; \$452.00 Inv. no. 98564, Benjamin/Poole Forfeiture; \$40.00	492.00
4518	Glenda Rowley	3% salary increase for period 2/1/2014 – 10/15/2014, less 10% 401(a) employee contribution, less 457 deferred compensation, \$7,709.62 ; 401(a) employee and employer contribution, \$1,835.48 ; 457 employee contribution, \$1,200.00	10,745.10
4519	Glenda Rowley	3% salary increase effective 10/16/2014, less 10% 401(a) employee contribution, less 457 deferred compensation, \$4,805.27 ; 401(a) employee and employer contribution, \$1,145.62 ; 457 employee contribution, \$1,000.00	6,950.89
4520	Debra Tocarchick	3% salary increase effective 10/1/2014, less 10% 401(a) employee contribution, less 457 deferred compensation, \$3,037.10 ; 401(a) employee and employer contribution, \$730.46 ; 457 employee contribution; \$250.00	4,017.56

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Christophers Daniel M.	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Pompano Beach Police & Firefighters' Retirement System
MAILING ADDRESS 2335 E. Atlantic Blvd, Ste 400	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY Pompano Beach	COUNTY BROWARD
DATE ON WHICH VOTE OCCURRED September 15, 2014	NAME OF POLITICAL SUBDIVISION: City of Pompano Beach
	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Daniel M. Christophers, hereby disclose that on September 15, 20 14:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Approval of my seating to the Board of Trustees of the Pompano Beach Police & Firefighters' Retirement System as a result of my election by the police members for a three-year term of office commencing 9/13/2014.

September 15, 2014

Date Filed


Signature 9-15-14

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Vincent Femia	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Pompano Beach Police & Firefighters' Retirement System
MAILING ADDRESS 2335 E Atlantic Blvd., Ste 400	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY Pompano Beach	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
COUNTY BROWARD	NAME OF POLITICAL SUBDIVISION: City of Pompano Beach
DATE ON WHICH VOTE OCCURRED September 15, 2014	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Vincent Femia, hereby disclose that on September 15, 20 14 :

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Approval of my seating to the Board of Trustees of the Pompano Beach Police & Firefighters' Retirement System as a result of my election by the firefighter members for a three year term of office commencing 9/13/2014.

September 15, 2014
Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Richard H. Samolewicz		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Pompano Beach Police & Firefighters' Retirement System	
MAILING ADDRESS 2335 E Atlantic Blvd., Ste 400		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Pompano Beach	COUNTY BROWARD	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED September 15, 2014		NAME OF POLITICAL SUBDIVISION: City of Pompano Beach	
		MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

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For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

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DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Richard Samolewicz, hereby disclose that on September 15, 20 14.

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Approval of my seating to the Board of Trustees of the Pompano Beach Police & Firefighters' Retirement System as a result of my re-appointment by the City of Pompano Beach for a three year term of office commencing 9/13/2014.

September 15, 2014
Date Filed


Signature

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