



Board of Trustees Minutes Page Two	September 19, 2016	TRUSTEES	M	S	Y	N
<u>APPROVAL OF SURVIVOR BENEFITS</u>						
<p><b>MOTION:</b> To approve the application for survivor benefits from Jo Ann Johnson, beneficiary of Retiree Robert Johnson, deceased 08/05/2016. PASSED 5-0.</p>	<p>O'Connell Samolewicz Drago Femia Rossi</p>	<p>X</p>			<p>X X X X X</p>	
<u>RATIFICATION AND APPROVAL OF WARRANTS</u>						
<p><b>MOTION:</b> To ratify and approve payment of benefits and expenses as set forth on Warrants No. 4764, \$981.86; No. 4765, \$1,525.00; No. 4766, \$3,761.03; No. 4767, \$1,048.19; No. 4768, \$23,884.96; No. 4769, \$503,201.08; No. 4770, \$56,807.55; No. 4771, \$2,910.11; No. 4772, \$6,435.64; No. 4773, \$1,340,186.00; No. 4774, \$5,723.00; No. 4775, \$629,012.72. PASSED 6-0.</p>	<p>O'Connell Samolewicz Christophers Drago Femia Rossi</p>	<p>X</p>		<p>X</p>	<p>X X X X X X</p>	
<u>SEATING OF ELECTED AND APPOINTED TRUSTEES</u>						
<p>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.</p>						
<p><b>MOTION:</b> To seat appointed Trustee Sharra Aaronian for a three-year term expiring September 12, 2019. PASSED 6-0.</p>	<p>O'Connell Samolewicz Christophers Drago Femia Rossi</p>	<p>X</p>		<p>X</p>	<p>X X X X X X</p>	
<p><b>MOTION:</b> To seat elected Trustee Robert Drago for a three-year term expiring September 12, 2019. PASSED 5-0 (Trustee Drago abstained).</p>	<p>O'Connell Samolewicz Christophers Femia Rossi</p>	<p>X</p>		<p>X</p>	<p>X X X X X</p>	
<p><b>MOTION:</b> To seat Trustee Jorge Rossi for a three-year term expiring September 12, 2019. PASSED 5-0 (Trustee Rossi abstained).</p>	<p>O'Connell Samolewicz Christophers Drago Femia</p>	<p>X</p>		<p>X</p>	<p>X X X X X</p>	
<u>SUGARMAN &amp; SUSSKIND PA LEGAL REPORT</u>						
<p>Mr. Herrera reported that the Pension Technology Group (PTG) Hosting Services Agreement has been finalized and is ready for execution. PTG accepted the revisions recommended by Sugarman &amp; Susskind and special counsel.</p>						
<p>The Executive Director reported that she had requested Marcum, LLP review the SOC 2 report of Rackspace, the company that provides hosting services for PTG. A SOC 2 report is a formal audit of a service provider's</p>						

Board of Trustees Minutes Page Three	September 19, 2016	TRUSTEES	M	S	Y	N
<p>trust services, principles and criteria. The report will include different controls and tests of controls that are tailored to the specific service organization.</p> <p>Based on the size of the report, Marcum would charge a fee of \$1,500 to \$2,000 for an informal review and a verbal response, and \$3,000-\$5,000 for a formal review which would require an engagement letter. The purpose of the review would be to identify whether there were any issues identified in the SOC 2 report that would cause concern with the Hosting Services Agreement.</p> <p>After discussions with Marcum, the Executive Director reviewed the report and identified four deviations noted in testing that were adequately answered by management. Further follow-up was done to obtain responses by Rackspace as to what procedures were implemented to mitigate those deviations in the future. Based on the clean opinion by the service auditors contained within the report, the Executive Director recommended acceptance of her review of the SOC 2 report in connection with the Hosting Services Agreement.</p> <p>Sugarman &amp; Susskind clarified to the Board that the Hosting Services Agreement is with PTG and PTG can elect to change their hosting vendor at any time. PTG would be responsible for any issues that arise with the vendors they select. The Board may exit the contract with PTG at any time with 30 days notice.</p> <p>The anticipated timeline is to have the pension administration system implemented by June of 2017, followed by the DROP and share modules over the following two months. Start-up costs will commence with the signing of the contract and are payable monthly over the first two years. Ongoing maintenance and support fees will commence five years from the contract start date.</p>						
<p><b>MOTION:</b> To authorize the Chairman to execute the Hosting Services Agreement by and between the Pension Technology Group, Inc and the Pompano Beach Police and Firefighters Retirement System as recommended by Sugarman &amp; Susskind and the Executive Director. PASSED 6-0.</p>	<p>O'Connell Samolewicz Christophers Drago Femia Rossi</p>	<p>X</p>			<p>X X X X X X</p>	
<p>Attorney Gregg Rossman was present as special counsel to the Board and Attorney Ron Cohen was present as counsel for Mr. Poole to argue the merits of amending the Notice of Proposed Agency Action (NOPAA) in the Jeff Poole forfeiture hearing matter.</p>			<p>X</p>			
<p>Mr. Herrera advised the Board that when it was first notified of the charges and convictions in the matter of Jeff Poole, and based on the records available at the time, Sugarman &amp; Susskind advised the Board that a forfeiture of pension benefits proceedings would be in order. Subsequently Mr. Rossman was retained as special counsel, and based on his review of the records, he believes there are additional grounds for forfeiture that should be added to the NOPAA and is recommending that the original NOPAA issued by the Board be amended.</p>						

<b>Board of Trustees Minutes</b> <b>Page Four</b>	<b>September 19, 2016</b>	<b>TRUSTEES</b>	<b>M</b>	<b>S</b>	<b>Y</b>	<b>N</b>
<p>Mr. Cohen is present to present any objections he may have to amending the NOPAA.</p> <p>Mr. Herrera stressed to the Board that the only issue to be decided presently is whether or not to amend the NOPAA originally issued by the Board. This meeting is not to decide the merits or outcome of the forfeiture matter. Should the Board elect to amend the NOPAA, it does not require the Board to start over in this matter. Everything that has been filed will remain in the record and all discovery that has taken place still qualifies and can be used. Sugarman &amp; Susskind, however, recommends to the Board that Mr. Cohen and Mr. Rossman be afforded a full and fair opportunity to file any additional pleadings and conduct any more discovery they may wish.</p> <p>Mr. Cohen and Mr. Rossman did not object to proceeding without a full Board present. Mr. Cohen was provided the names of the Board members.</p> <p>Mr. Rossman proceeded first and reiterated that the matter at hand was procedural not substantive. He indicated that the NOPAA originally issued by the Board was as thorough as could be based on the information that the Board had at the time and was issued prior to his retention as special counsel. At the time, the Board had just the plea colloquy and the knowledge that Mr. Poole had gone to Court and pled guilty to a federal offense.</p> <p>On March 4, 2015, Mr. Rossman met in his office with Mr. Cohen, provided him the information in his files, and discussed his theories in the case. This is important because Mr. Poole pled guilty to a felony in federal court, and although it has been upheld as a disqualifying offense in other cases, it has to be analogized to a state felony offense. Mr. Rossman explained to Mr. Cohen all of the different types of state felony offenses he believed could be supported without any further discovery or depositions based on Mr. Poole's own admissions in the plea and sentencing colloquies. During their discussion, Mr. Cohen had disagreed with some of Mr. Rossman's theories.</p> <p>In January 2016, the Board heard the matter of the David Benjamin forfeiture case in which Mr. Cohen attended and received a copy of Mr. Rossman's memorandum of law and all of the supporting documentation. This is important because Mr. Poole pled guilty in federal court to conspiring with Mr. Benjamin. Mr. Rossman indicated that he has been consistent in his discussions with Mr. Cohen that the memorandum of law for the Benjamin case would be a blueprint for the memorandum of law in the Poole case.</p> <p>When Mr. Cohen received the memorandum of law in the Poole matter, he objected to Mr. Rossman making certain legal arguments, particularly regarding Section 838 of the Florida statutes, and wanted to object to Mr. Rossman's being allowed to argue these issues. The procedural argument was that Mr. Poole was not on notice of these arguments. Based on Mr. Cohen's objections, Sugarman &amp; Susskind postponed the hearing based on Mr. Cohen's motion and provided extra time.</p>						

<b>Board of Trustees Minutes</b> <b>Page Five</b>	<b>September 19, 2016</b>	<b>TRUSTEES</b>	<b>M</b>	<b>S</b>	<b>Y</b>	<b>N</b>
<p>According to Mr. Rossman, Mr. Cohen requested that the additional grounds be presented in a new NOPAA and Mr. Rossman drafted one that Mr. Cohen did not agree with.</p> <p>Mr. Rossman indicated that he believes he was hired by the Board to do a particular job: present all grounds for forfeiture afforded by the law. Mr. Cohen wants to be able to define what the allegations are and then how Mr. Rossman can present them. As Mr. Rossman understands it, if he presents his arguments under the original NOPAA, legally he won't be able to make arguments that are relevant to the facts. Under the amended NOPAA he can make the arguments and either he can support them or he cannot. He believes that the Board can elect to amend the NOPAA and there would be no notice issue in the future.</p> <p>Mr. Cohen clarified his position for the benefit of the Board. He indicated that he filed a Motion to Dismiss or Limit Evidence or Argument on any Chapter 838 Offenses based on the fact that the original NOPAA did not include any Chapter 838 offenses. When he initially met with Mr. Rossman, he was advised by him that he would proceed on only one particular 838 offense. Mr. Cohen took steps to clarify this in a telephone conversation with Mr. Sugarman, and it was his understanding that they would be proceeding on one particular 838 offense. During subsequent conversations he learned that Mr. Rossman intended to proceed on other 838 offenses and he didn't think that he should be allowed to under the existing NOPAA so he filed the motion with the Board.</p> <p>Mr. Cohen clarified that he did not ask for an amended NOPAA and read an email from Mr. Sugarman advising that his staff reviewed the pending motions and felt that amending the NOPAA was the best way to resolve the pending motions if Mr. Rossman concurs. If Mr. Rossman wanted to amend the NOPAA he could move under a rule of the administrative code.</p> <p>When Mr. Rossman provided the amended NOPAA, Mr. Cohen felt that it contained a lot of material that should not be in it and requested that the material be removed and also asked Mr. Rossman to file a motion. He did not receive a motion but rather a notification that the Board would be considering the amended NOPAA.</p> <p>Mr. Cohen indicated that he now interprets Mr. Rossman's presentation as the motion to amend, and since it is procedural and he has heard grounds for the motion, he does not object to issuing the amended NOPAA; and further, it is his understanding that he will be allowed to file appropriate motions to it and take additional discovery. Mr. Cohen requested that the prior motions addressed to the original NOPAA be moot so new pleadings will need to be filed in response to the amended NOPAA. Mr. Cohen requested that his appearance be accepted as his client's objection to the proposed forfeiture, his client's request for a formal hearing, and noted that motions may be forthcoming.</p>						



<b>Board of Trustees Minutes</b> <b>Page Seven</b>	<b>September 19, 2016</b>	<b>TRUSTEES</b>	<b>M</b>	<b>S</b>	<b>Y</b>	<b>N</b>
<p>Board in the Captain Sandell interpleader case. Sugarman &amp; Susskind reported that the coverage extends to the counterclaims, the cost of defending the counterclaims, and money damages that result from the counterclaims. It does not extend to the underlying interpleader action or to the payment of benefits to the proper claimant.</p> <p>Sugarman &amp; Susskind reported on upcoming educational opportunities at the FPPTA Fall Trustee School in Bonita Springs, FL, the DOR School in Orlando, FL, and the IFEBP Annual Conference in Orlando, FL.</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 Christophers, seconded by Trustee Drago. 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 Christophers, seconded by Trustee Drago. There being no other nominations, Vice-Chairman Samolewicz was reelected Vice-Chairman/Secretary by acclamation. He also thanked everyone for their support.</p> <p>The Chairman reviewed the current Committee composition and appointed the members.</p> <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> <p><u>Professional Advisors Review Committee:</u> Chairman O’Connell reappointed Vice-Chairman Samolewicz as the Professional Advisors Review Committee Chairman. Trustees Femia and Hall will continue to serve. Trustee Rossi volunteered to serve and was appointed to the Committee.</p> <p><u>Communication Committee:</u> Chairman O’Connell appointed Trustee Rossi as Communication Committee Chairman. Trustees Aaronian and Samolewicz will continue to serve. Trustee Drago volunteered to serve and was appointed to the Committee.</p> <p><u>Budget Committee:</u> Chairman O’Connell reappointed Trustee Hall as Budget Committee Chairman. Trustees McGinnis and O’Connell will continue to serve.</p> <p>The Budget Committee recommended the Administrative Expense Budget for FY 2016-17.</p>						

<p><b>Board of Trustees Minutes</b> <b>Page Eight</b></p> <p style="text-align: right;"><b>September 19, 2016</b></p>	<b>TRUSTEES</b>	<b>M</b>	<b>S</b>	<b>Y</b>	<b>N</b>
<p><b>MOTION:</b> To adopt the Administrative Expense Budget for FY 10/1/16 – 9/30/17 as presented, in accordance with SB 172, Chapter 2015-39; and to forward a copy to the City of Pompano Beach as recommended by the Budget Committee. PASSED 6-0.</p> <p>The Executive Director was requested to send a copy of the detail reviewed by the Budget Committee to all of the Trustees.</p> <p>The Executive Director presented a proposed Payment Warrant Policy that would permit electronic signatures from Trustees on warrants. The policy is designed to limit the burden on Trustees and staff to obtain signatures on short notice to meet benefit payment processing deadlines and due dates. The independent auditor reviewed the policy and opined that it retains good internal control.</p>	<p>O’Connell Samolewicz Christophers Drago Femia Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X</p>	
<p><b>MOTION:</b> To approve the Payment Warrant Policy as presented and recommended by the Executive Director. PASSED 6-0.</p> <p>The Executive Director presented a draft Family Medical Leave Act (FMLA) Policy to the Board. It was noted that the Board did not have a formal policy in place to address guidelines and procedures for staff. The Executive Director worked with Vice-Chairman Samolewicz to review other city policies and crafted the draft policy for the Board’s consideration. The policy has been reviewed by Sugarman &amp; Suskind.</p>	<p>O’Connell Samolewicz Christophers Drago Femia Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X</p>	
<p><b>MOTION:</b> To approve the FMLA Policy as presented and recommended by the Executive Director. PASSED 6-0.</p> <p>The DROP Investment Performance Report for Quarter Ended 6/30/2016 was submitted by Graystone.</p>	<p>O’Connell Samolewicz Christophers Drago Femia Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X</p>	
<p><b>MOTION:</b> To approve the DROP Investment Performance Report for Quarter Ended 6/30/2016 as submitted by Graystone Consulting. PASSED 6-0.</p> <p>The Board reviewed the annual Disability Questionnaires submitted by retirees Munson and Rider.</p>	<p>O’Connell Samolewicz Christophers Drago Femia Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X</p>	
<p><b>MOTION:</b> To accept the questionnaires from disability retirees Mark Munson and Mark Rider with no further action required. PASSED 6-0.</p>	<p>O’Connell Samolewicz Christophers Drago Femia Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X</p>	

<p><b>Board of Trustees Minutes</b> <b>Page Nine</b></p> <p style="text-align: right;"><b>September 19, 2016</b></p> <p>Trustees were informed that the Holiday Dinner would be held following the December 19<sup>th</sup> Board meeting. Former Trustee Fletcher and his wife were invited to attend in appreciation for his twelve years of service to the Board. Restaurant suggestions were solicited with a preference for locations within the City of Pompano. The restaurants at the Isle Casino were suggested. Other suggestions were requested by October.</p> <p><u>COMMITTEE REPORTS</u></p> <p>Chairman O'Connell thanked Vice-Chairman Samolewicz of the Professional Advisory Committee for his work on the FMLA Policy.</p> <p>Vice-Chairman Samolewicz reported on his recent attendance at the Public Funds Forum noting that it was a very educational program. He had discussions with a Trustee from a pension fund in Bristol, CT that is over 200% funded, and is researching more about about the investment selections they have made.</p> <p>No other reports were rendered.</p> <p><u>EXECUTIVE DIRECTOR'S REPORT</u></p> <ul style="list-style-type: none"> <li>➤ The Executive Director signed for the 2015 State Premium Tax monies received on August 29.</li> <li>➤ A Notification of Benefits Form was signed for Chester Bolton.</li> <li>➤ Attorney Richard Sicking requested a service-incurred disability application on behalf of a DROP fire member. A Notice of Appearance was requested from Mr. Sicking and the materials were provided.</li> <li>➤ Comerica Bank rolled out a new benefit processing system on August 1 that will now allow for ACH transfers of DROP and Share payments. Lump sum payments were previously only available via check but now members will have a choice whether they are fund rate or self-directed.</li> <li>➤ The Marriott contract was currently under review for the 2017 Symposium scheduled for May 4-6, 2017.</li> </ul> <p><b>MOTION:</b> To adjourn the September 19, 2016 meeting at 4:38 PM. PASSED 6-0.</p>	<p><b>TRUSTEES</b></p>	<p><b>M</b></p>	<p><b>S</b></p>	<p><b>Y</b></p>	<p><b>N</b></p>
	<p>O'Connell Samolewicz Christophers Drago Femia Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X</p>	<p>X X X X X X</p>

Respectfully submitted,



Debra Tocarchick, CEBS 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

**REGULAR MEETING – SEPTEMBER 19, 2016**

**ITEM NO. 7 - WARRANT NOS. 4764 THROUGH 4775**

**Ratified and Approved on 09/19/2016**

<b>WARRANT NO.</b>	<b>PAYABLE TO</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
<b>4764</b>	The Berwyn Group FP Mailing Solutions City of Pompano Beach Economic Computers	Inv No. 33742, annual license fee for death check verification services through July 2017; <b>\$400.00</b> Inv No. RI102925179, 8/2/2016 – 11/1/2016, quarterly postage meter lease; <b>\$78.00</b> 2016 Supplements, S-66 through S-68, code of ordinances; <b>\$24.16</b> Inv No. 3069, dated 8/17/2016, on-site service, Quickbooks 2016 upgrade and troubleshooting; <b>\$479.70</b>	<b>981.86</b>
<b>4765</b>	Robert M. Schwartz, PA	Inv No. 35317; legal services to review PTG Hosting Agreement; <b>\$1,525.00</b>	<b>1,525.00</b>
<b>4766</b>	Vanguard Fiduciary Trust Company FBO Ashley A. Inserra/IRA	Refund of contributions via a trustee-to-trustee transfer to Vanguard Fiduciary Trust Company - IRA, as a result of separation of employment on 8/16/2016; <b>\$3,761.03</b>	<b>3,761.03</b>
<b>4767</b>	Jo Ann Johnson	Survivor benefits commencing 9/1/2016 under 50% J&S option to designated beneficiary of Robert Johnson who deceased on 8/5/2016; <b>\$1,048.19</b>	<b>1,048.19</b>
<b>4768</b>	Morgan Stanley	Investment consulting fee quarter ended 6/30/2016; \$20,134.96; DROP consulting fee quarter starting 7/1/2016; \$3,750.00; <b>\$23,884.96</b>	<b>23,884.96</b>
<b>4769</b>	Vantagepoint Transfer Agents – 457 FBO Kevin T. Kelleher	Lump sum distribution of Employee-Directed DROP account via trustee-to-trustee transfer to ICMA - 457 due to separation of service on 6/8/2016; <b>\$503,201.08</b>	<b>503,201.08</b>
<b>4770</b>	Vantagepoint Transfer Agents – 457 FBO Kevin T. Kelleher	Lump sum distribution of Share Plan balance via trustee-to-trustee transfer to ICMA - 457 due to separation of service on 6/8/2016; <b>\$56,807.55</b>	<b>56,807.55</b>
<b>4771</b>	Chester M. Bolton	Normal retirement benefit effective 8/25/2016; pro rata amount for 8/25-8/31/2016, \$536.07; benefit due 9/1/2016, \$2,374.04, <b>Total \$2,910.11</b>	<b>2,910.11</b>
<b>4772</b>	Xerox Corporation Alerus Retirement Sugarman & Susskind	Inv No. 085937089, August lease; \$172.94; excess print charges; \$22.70, <b>Total \$195.64</b> Fund rate administrative and processing fee for quarter ended 06/30/2016; <b>\$825.00</b> Inv No. 115939, interpleader complaint re Sandell benefit; <b>\$5,415.00</b>	<b>6,435.64</b>
<b>4773</b>	10/1/2016 – Retirement Benefit COLA's	Guaranteed annual cost of living adjustment (COLA) equal to 2% plus retro payments to retirees who reached their 5 <sup>th</sup> anniversary in the fiscal year ending 9/30/2016; Increased benefits <b>\$1,335,444.89</b> and retroactive benefits <b>\$4,741.11</b> , <b>Total \$1,340,186.00</b>	<b>1,340,186.00</b>
<b>4774</b>	Bank of America	Debra Tocarchick: Courier, \$21.44; annual subscription to ADOBE Sign, \$119.88; upgrade to 2016 Quickbooks –	<b>5,723.00</b>

**REGULAR MEETING – SEPTEMBER 19, 2016**

**ITEM NO. 7 - WARRANT NOS. 4764 THROUGH 4775**

**Ratified and Approved on 09/19/2016**

		(2) licenses, \$389.95; FPPTA Fall Trustees School Registration/CPPT Application on behalf of Trustee Drago, \$1,400.00, <b>Total, \$1,931.27</b> Amanda Cintron: Telephone/Internet, \$461.04; meeting supplies, \$38.59; courier, \$19.35, <b>Total, \$518.98</b> Paul O'Connell: Business lunches; <b>\$137.54</b> David Hall: Opal Public Funds Conference expenses; <b>\$803.01</b> Jorge Rossi: Registration FPPTA Fall Trustee School; <b>\$500.00</b> Richard Samolewicz: Public Funds Forum expenses; <b>\$1,832.20</b>	
<b>4775</b>	Vantagepoint Transfer Agents – 457 FBO James Rudy Ameriprise Financial – IRA FBO James Rudy	Lump sum distribution of entire balance of Employee-Directed DROP account via trustee-to-trustee transfer to Vantagepoint Transfer Agents – 457; \$100,000.00, and Ameriprise Financial – IRA; \$529,012.72 due to separation of service on 04/30/2016, <b>Total \$629,012.72</b>	<b>629,012.72</b>

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

LAST NAME—FIRST NAME—MIDDLE NAME Rossi, Jorge L.	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 19, 2016	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, Jorge Rossi, hereby disclose that on September 19, 20 16 :

(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 9/13/2016.

9/19/16  
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 Drago, Robert R.	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 19, 2016	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, Robert Drago, hereby disclose that on September 19, 20 16;

(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 9/13/2016.

9/19/2016  
Date Filed

Robert Drago  
Signature

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