

POMPANO BEACH POLICE & FIREFIGHTERS' RETIREMENT SYSTEM

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

**BOARD OF TRUSTEES MINUTES
REGULAR MEETING
JANUARY 21, 2020**

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 David Hall (arrived at 3:18 PM)
Trustee Patrick Hanrahan
Trustee Peter McGinnis
Trustee Jorge Rossi

ALSO PRESENT: Robert Sugarman, Board Attorney
Debra Tocarchick, Executive Director
Maureen Femia, Deputy Director
Moises Ariza, Marcum, LLP

AUDIENCE TO BE HEARD

None

APPROVAL OF AGENDA

MOTION: To approve the January 21, 2020 agenda as presented.
PASSED 8-0.

O'Connell
Samolewicz
Aaronian
Christophers
Femia
Hanrahan
McGinnis
Rossi

APPROVAL OF MINUTES

MOTION: To waive the reading of the minutes of the Regular Board Meeting on December 17, 2019, and to approve same as presented. PASSED 8-0.

O'Connell
Samolewicz
Aaronian
Christophers
Femia
Hanrahan
McGinnis
Rossi

VOTED NO	VOTED YES	SECOND	MOTION
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Board of Trustees Minutes Page Two	January 21, 2020	TRUSTEES	M	S	Y	N
<u>RATIFICATION AND APPROVAL OF WARRANTS</u>						
<p>MOTION: To ratify and approve payment of benefits and expense as set forth on Warrant Nos. 5193, \$45,000.00; No. 5194, \$8,408.89; No. 5195, \$6,608.84; No. 5196, \$714,640.89; No. 5197, \$79,834.66; No. 5198, \$11,192.31; No. 5199, \$5,937.45; No. 5200, \$99,483.04. PASSED 8-0.</p>		O'Connell Samolewicz Aaronian Christophers Femia Hanrahan McGinnis Rossi	X		X X X X X X X X	
The Board proceeded to the Legal Report while Mr. Ariza was en route.						
<u>SUGARMAN & SUSSKIND, PA LEGAL REPORT</u>						
<p>Sugarman & Susskind reviewed the revised death audit system software license agreement with Berwyn Group. Mr. Sugarman advised the Trustees that while not the most favorable contract terms, the terms provided are nonetheless reasonable and legally sufficient. Berwyn Group was not inclined to make certain requested revisions to its standard agreement in light of the account value.</p>						
<p>MOTION: To approve the revised Death Audit System Software License Agreement by and between The Berwyn Group and PBPFRS, as reviewed by Sugarman & Susskind, and to authorize the Executive Director to sign it electronically on behalf of the Chairman. PASSED 8-0.</p>		O'Connell Samolewicz Aaronian Christophers Femia Hanrahan McGinnis Rossi		X	X X X X X X X X	
Sugarman & Susskind reviewed the agreement with 1 st Secure for computer penetration testing and approved it for execution. The matter was tabled for more discussion under the Executive Director's Report.						
Sugarman & Susskind reviewed the Infosys Limited Securities Litigation documents for the action approved by the Board.						
Mr. Sugarman provided an update on the Secure Act which was signed into law in December of 2019. This affects DROP plan participants who have not yet attained age 70 ½. They will now have the option of waiting until age 72 to take a Required Minimum Distribution (RMD) from their DROP accounts. Those members who already attained age 70 ½ must continue taking their annual RMD. The Executive Director will update the DROP RMD Policy accordingly.						
Mr. Sugarman reminded the Board of the original request made to PBI, LLC to extend the note on the building for one year at the existing terms. Since the Board did not agree to the requested extension, the borrower countered with a request to assign the note to a new borrower instead.						


Board of Trustees Minutes Page Three	January 21, 2020	TRUSTEES	M	S	Y	N
<p>This method would assist the current borrower with saving money and in turn they will pay any legal fees incurred by PBI, LLC as a result of the transaction. The principal payment is currently due March 1, 2020.</p> <p>The Board discussed the request and agreed to grant the borrower's request on three conditions: 1) the note will be paid off in the same amount and on the same date as if it was not assigned; 2) all costs and professional fees will be borne by the borrower; and 3) the landlord agrees to extend the expiration of the Retirement System's current lease for five years from September 30, 2024 to September 30, 2029 under the same terms as the current lease (which includes 3% rent increases).</p> <p>Any change or counteroffer from the borrower will require another public meeting of the Board of Trustees.</p> <p>MOTION: To approve the borrower's request to assign the note on the office building contingent upon extending the current lease an additional 5 years under identical terms. PASSED 9-0.</p> <p><u>PRESENTATION OF THE 9/30/2019 FINANCIAL STATEMENT BY MOISES ARIZA OF MARCUM LLP</u></p> <p>Moises Ariza, CPA, with Marcum LLP presented the September 30, 2019 Financial Statement, with comparison to September 30, 2018. After conducting the audit in accordance with auditing standards generally accepted in the United States, and standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller of the United States, an unmodified, otherwise known as a "clean opinion", was issued.</p> <p>A summary of the highlights from the discussion include:</p> <ul style="list-style-type: none"> • Net position decreased approximately \$1.2 million from \$246.3 million at September 30, 2018 to \$245.1 million at September 30, 2019 or 0.50%, primarily due to lower than expected investment returns as a result of volatile market conditions in the fourth calendar quarter of 2018. • The time-weighted rate of return on investments was 3.98%, net of fees, on a market value basis as compared to 8.63% in 2018. • No material weaknesses or significant deficiencies of internal control over financial reporting were detected during the course of the audit. • Concluded tests of compliance results disclosed no instances of noncompliance or other matters that are required to be reported under Government Auditing Standards. 	<p>O'Connell Samolewicz Aaronian Christophers Femia Hanrahan McGinnis Rossi</p>	<p>X</p>				<p>X X X X X X X X</p>

Board of Trustees Minutes Page Four	January 21, 2020	TRUSTEES	M	S	Y	N
<p>Mr. Ariza will provide the Management Representation Letter for signature upon approval of the financial statements.</p> <p>MOTION: To approve the 9/30/2019 audited financial statement as presented. PASSED 9-0.</p> <p><u>ADMINISTRATIVE AND MISCELLANEOUS ISSUES</u></p> <p>The January 1, 2020 Firefighters’ Share Plan Allocation was submitted for approval. The Executive Director advised the Board that the share plan statements will be published to the member self-service portal upon approval and hard copies will be sent over to Fire Administration for distribution.</p> <p>MOTION: To approve the January 1, 2020 Firefighters’ Share Plan Allocation as presented. PASSED 9-0.</p> <p>The Executive Director discussed the rebalancing of excess cash in the portfolio as a result of the annual City contribution and the BSO quarterly contribution the Plan receives at the end of December.</p> <p>The Executive Director consulted with Graystone on the rebalancing due to the following reasons:</p> <ul style="list-style-type: none">• All equity asset classes are currently over allocated.• There will likely be an infrastructure investment recommended at the February Board meeting.• The note on the building matures on March 1.• The systematic liquidation of the Pine Grove portfolio is expected to commence in February. <p>Graystone recommends that \$3 million dollars be allocated over three equity and two fixed income managers at this time. A further recommendation for strategic deployment of anticipated cash will be forthcoming at the February meeting.</p> <p>Trustee Hall commented on a statement made by the CEO of Blackrock regarding climate change and investments. He questioned whether Blackrock’s viewpoint could impact the portfolio’s investments. Trustee Hall will provide the article and his specific questions to the Executive</p>	<p>O’Connell Samolewicz Aaronian Christophers Femia Hall Hanrahan McGinnis Rossi</p> <p>O’Connell Samolewicz Aaronian Christophers Femia Hall Hanrahan McGinnis Rossi</p>	<p>X</p> <p>X</p>	<p></p> <p>X</p>	<p>X X X X X X X X X</p> <p>X X X X X X X X X</p>		

Board of Trustees Minutes Page Five	January 21, 2020	TRUSTEES	M	S	Y	N
<p>Director who will forward it to Graystone to address at the February Board meeting.</p> <p>MOTION: To approve the rebalancing of \$3 million of excess cash in the portfolio according to Graystone's recommendation. PASSED 9-0.</p>	<p>O'Connell Samolewicz Aaronian Christophers Femia Hall Hanrahan McGinnis Rossi</p>			X	X X X X X X X X X	
<p>The Executive Director reminded the Board that the audit firm was up for review in 2019 under the Service Provider Review Policy but was deferred to January in order to complete the audit first. An RFP for Audit Services was submitted to the Board in advance for review and approval. The Executive Director commented that there are no concerns with the current provider and the RFP is being routinely performed in connection with the Board's policy.</p> <p>MOTION: To approve the RFP for Audit Services in connection with the annual Service Provider Review Policy and to authorize the Executive Director to issue as soon as administratively possible. PASSED 9-0.</p>	<p>O'Connell Samolewicz Aaronian Christophers Femia Hall Hanrahan McGinnis Rossi</p>	X			X X X X X X X X X	
<p>The Executive Director submitted a memorandum from Nyhart that informs the Board that the Florida Division of Retirement (FRS) published its recent actuarial valuation in December 2019 using new mortality tables. Under state law for funding and reporting, the Plan may utilize mortality tables under either of the two most recently published FRS valuation reports.</p> <p>Some preliminary analysis by Nyhart suggests that Chapter 175/185 Plans may expect an approximate 3% decrease in liabilities by going to the new tables; however, without further analysis they cannot attest to the ultimate impact on this Retirement System. However, their belief is that the change would tend to reduce liabilities, and thus reduce recommended contribution amounts. Since the Plan is integrating adopted assumption changes from the last experience study, it may be an opportune time to recognize the new mortality tables to offset any losses from the assumption changes. The actuary is fairly deep into the 10/1/2019 valuation but still has time to integrate the new table at an additional fee of approximately \$4,000.00.</p> <p>The Board discussed the Florida mandate to use the FRS mortality table, RP-2000, which is based on private pension plan data collected for plan years for 1990-1994, and the negative affect it had on this Plan. The new table, Pub-2010, utilizes more up to date data based on public plans from 2008-2013 and is more favorable to the special risk class than the old table.</p>						

Board of Trustees Minutes Page Six	January 21, 2020	TRUSTEES	M	S	Y	N
<p>MOTION: To adopt the new Florida Retirement System’s Special Risk Mortality Tables published on December 3, 2019, effective with the 10/1/2019 actuarial valuation. PASSED 9-0.</p>	O’Connell Samolewicz Aaronian Christophers Femia Hall Hanrahan McGinnis Rossi	X			X X X X X X X X X	
<p><u>COMMITTEE REPORTS</u></p> <p><u>Investment Committee:</u></p> <p>Committee Chairman Aaronian briefed the Board on the Committee’s recommendation that the cost for the expenses of administering, investing and operating the DROP account in accordance with Section 34.0603(H) should be recouped as a fee of 60 basis points on the average balance of the Fund Rate DROP participants’ accounts. The cost includes the direct cost of the DROP vendor and the indirect cost of investing the assets. Staff will review the fee on a fiscal year basis annually and report to the Board.</p> <p>MOTION: To approve the Investment Committee’s recommendation to reduce the fee for Fund Rate DROP participants from 75 basis points to 60 basis points effective April 1, 2020, as authorized in Section 34.0603(H) of the code of ordinances. PASSED 8-0 (Trustee McGinnis out of the room).</p> <p>No other Committee Reports were rendered.</p>	O’Connell Samolewicz Aaronian Christophers Femia Hall Hanrahan Rossi			X	X X X X X X X X	
<p><u>EXECUTIVE DIRECTOR’S REPORT</u></p> <p>The Executive Director informed the Board that on January 8 she received an unannounced visit from the Systems Engineer with Economic Computers who informed her that he and two other service representatives from the company had resigned their employment and would be deactivating their credentials within 24-48 hours. The Executive Director immediately contacted the company owner who was unaware that this employee was visiting his clients and who took immediate steps to return from out of state, assign a new service representative to the Plan’s account, and remove all access from the prior employees.</p> <p>Staff met with the new service representative on January 14 and was impressed with the knowledge and expertise he displayed as he performed a cursory review of the systems. The representative is local so he can be available for on-site troubleshooting if needed. The Board expressed concern that the owner and the assigned service representative reside locally to best service the needs of the Plan.</p> <p>The Executive Director recommended that the computer system penetration testing be postponed in order to give adequate time for the new service representative to become fully acclimated with the systems and up</p>						

Board of Trustees Minutes Page Seven	January 21, 2020	TRUSTEES	M	S	Y	N
<p>to speed on his responsibility for the project management side of the penetration testing. The Executive Director was directed to provide a status update at the March Board meeting.</p> <p>The Executive Director informed the Board of a timeline of events that occurred due to an error made by the custodian bank in the processing of the January 1 pension benefit payments for police retirees, along with the corrective measures taken to ensure retirees were paid timely. The end result was that all the police retirees were paid timely with the exception of one retiree who received his monthly benefit payment on January 3 and one retiree who received his monthly benefit timely but his DROP distribution on January 2. The bank will reimburse the NSF charges incurred due to the one late benefit payment.</p> <p>The Executive Director described the resulting complications to the year-to-date information on the members' January 1 electronic deposit statements which cannot be recreated. Year-to-date information was expected to be corrected on the February 1 statement; however, she learned today that it has not been. All affected retirees were notified of the problem with the statements to try to eliminate confusion.</p> <p>The Board expressed its sense of concern and displeasure with the events and emphasized that its number one priority is paying benefit payments accurately and timely. Mr. Sugarman recommended billing the bank for staff time and conducting an expedited RFP for custodian bank services. The Board directed the Executive Director to issue an RFP according to Mr. Sugarman's suggested timeframe:</p> <ul style="list-style-type: none"> • Deadline to receive RFP responses on February 7. • Investment Committee meets the week of February 10 to short list the responses. • Short-listed responders invited to present to the Board of Trustees at the February 18 Board meeting. • Target transition for April 1, 2020 <p>MOTION: To conduct an RFP for custodian bank services, including benefit and vendor payment services, and to charge the Investment Committee with short-listing the responses for interview by the Board of Trustees. PASSED 9-0.</p> <p>The Executive Director reported the mileage rate for 2020 as \$.0575 per mile, down ½ cent from 2019.</p> <p>Chairman O'Connell requested that the Board consider sponsoring a full-page ad and a table for the Emerald Society annual breakfast consistent with past years. The Board discussed the Pompano connection with this year's event as being support for the "Irish Mother of the Year" Parkland</p>						

Board of Trustees Minutes Page Eight	January 21, 2020	TRUSTEES	M	S	Y	N
Mayor Christine Hunschofsky who has been instrumental in the continuing support of the First Responders who were at the MSD tragedy on February 14, 2018. PTSD continues to challenge those who serve in the public safety arena and Mayor Hunschofsky is at the forefront of this battle for treatment.						
MOTION: To approve the purchase of a table of ten at a cost of \$450.00 and a full-page Ad Journal at a cost of \$200 for the Emerald Society's 70 th Annual St. Patrick's Day Gala. PASSED 6-1 (Chairman O'Connell and Trustee Hanrahan abstained and filed Form 8B).	Samolewicz Aaronian Christophers Femia Hall McGinnis Rossi	X			X X X X X	X
Vice-Chairman Samolewicz advised the Board that the K-9 Officer Scott Winters' Park Re-dedication was well-attended, and the Fire Station did a very nice job serving food to the attendees.				X		
Chairman O'Connell mentioned the funeral arrangements for Stonewall Jackson.						
<u>ADJOURNMENT</u>						
MOTION: To adjourn the January 21, 2020 Board meeting at 4:34 PM. PASSED 9-0.	O'Connell Samolewicz Aaronian Christophers Femia Hall Hanrahan McGinnis Rossi			X	X X X X X X X X	
Respectfully submitted,  Debra Tocarchick, CEBS Executive Director			X			
<u>DISTRIBUTION:</u> Board of Trustees Robert A. Sugarman, Esq. Pedro Herrera, Esq. Lawrence Watts, Actuary City Manager Mayor and City Commission City Clerk Assistant City Attorney City HR Director President IAFF Local 1549 Marcum						

REGULAR MEETING – JANUARY 21, 2020

ITEM NO. 5 - WARRANT NOS. 5193 THROUGH 5200

Ratified and Approved on 1/21/2020

WARRANT NO.	PAYABLE TO	DESCRIPTION	AMOUNT
5193	Randy D. Devore	Change in annual installments from DROP account commencing 2/1/2020; \$45,000.00	45,000.00
5194	Weston Insurance Florida UC Fund FPPTA Marcum, LLP Nyhart	Annual premium for Commercial Wind Policy No. CFA000140108606 effective 3/6/2020; \$1,187.00 Reemployment taxes quarter ended 12/31/2019; \$54.89 2019 CPPT Re-certification fees; \$217.00 Inv no. 10316487, progress audit billing for 9/30/2019; \$5,450.00 Inv No. 156849, DROP processing fees 9/30/2019; \$1,500.00	8,408.89
5195	Randy L. Henery	Normal retirement benefit commencing 2/1/2020 as a result of reaching the end of DROP period on 01/31/2020; \$6,608.84	6,608.84
5196	Vantagepoint Transfer Agents/457 FBO Randy L. Henery	Lump sum distribution of balance of 95% of Fund Rate DROP account via trustee-to-trustee transfer to Vantagepoint Transfer Agents/457 due to separation of service on 1/31/2020; \$714,640.89	714,640.89
5197	Randy L. Henery	Lump sum distribution of Share Plan account as a result of separation of service on 1/31/2020; \$79,834.66	79,834.66
5198	Bank of America	Debra Tocarchick: FPPA Winter Trustee School registration; \$720.00, Telephone & internet; \$304.92, Office supplies; \$81.58, Website domain renewal; \$31.16; Board meeting supplies; \$9.99, Amazon credit for office supplies; (\$56.97), Total \$1,090.68 Maureen Femia: Year-end performance review expense; \$213.98, Office supplies; \$52.65, Total \$266.63 Paul O'Connell: Year-end performance review expense; \$5,791.05, Educational symposium expense, \$2,600.00, FPPTA Winter Trustee School registration, \$720.00, Total \$9,111.05 David Hall: FPPTA Fall Trustee School expense; \$3.95 Richard Samolewicz: FPPTA Winter Trustee School registration; \$720.00	11,192.31
5199	Xerox Corporation FP Mailing Solutions Office Depot Nyhart	Inv No. 099046769, December lease; \$150.59, excess print charges; \$39.91, Total \$190.50 Inv No. RI104328166, Ink jet cartridge; \$135.33 Inv No. 422905737001, Office supplies; \$86.62 Inv No. 0156440, 10/1/2019 Actuarial valuation progress billing; \$4,775.00, Actuarial impact statement; \$750.00; Total \$5,525.00	5,937.45
5200	Nuance Mellon Sawgrass Sands Renaissance	Inv mgmt. fee quarter ended 12/31/2019; \$11,169.40 Inv mgmt. fee quarter ended 12/31/2019; \$15,221.02 Inv mgmt. fee quarter ended 12/31/2019; \$20,132.68 Inv mgmt. fee quarter ended 12/31/2019; \$24,129.93 Inv mgmt. fee quarter ended 12/31/2019; \$28,830.01	99,483.04

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

LAST NAME—FIRST NAME—MIDDLE NAME O'Connell Paul		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Pompano Beach Police and Firefighters Retirement System	
MAILING ADDRESS 2335 E. Atlantic Blvd, Suite 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 1/21/2020		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 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 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 would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a 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 (CRAs) 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 are not prohibited by Section 112.3143 from otherwise participating 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 page 2)

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, Paul O'Connell, hereby disclose that on 1/21, 20 20 :

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

- ☒ 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 an officer Emerald Society, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent subsidiary, or sibling 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:

Sit on Board of Emerald Society

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

Date Filed

1/21/2020

Signature

Paul O'Connell

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 Hanrahan Patrick		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Pompano Beach Police and Firefighters Retirement System	
MAILING ADDRESS 2335 E. Atlantic Blvd, Suite 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 1/21/2020		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 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 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 would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a 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 (CRAs) 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 are not prohibited by Section 112.3143 from otherwise participating 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 page 2)

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, Patrick Hanrahan, hereby disclose that on 1/21, 20 20 :

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

- ☒ 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 Emerald Society, by whom I am ~~retained~~, or an officer
- ☐ inured to the special gain or loss of _____, which is the parent subsidiary, or sibling 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:

Sit on Board of Emerald Society

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

Date Filed

1/21/2020

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.