

POMPANO BEACH POLICE & FIREFIGHTERS' RETIREMENT SYSTEM

**50 NE 26TH AVENUE
SUITE 302
POMPANO BEACH, FLORIDA**

**BOARD OF TRUSTEES MINUTES
REGULAR MEETING
SEPTEMBER 18, 2023**

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 David Hall
Trustee Sharra Aaronian
Trustee Daniel Christophers
Trustee Vincent Femia
Trustee Patrick Hanrahan
Trustee Peter McGinnis
Trustee Jorge Rossi

ALSO PRESENT: Pedro Herrera, Board Attorney
Debra Tocarchick, Executive Director
Maureen Femia, Deputy Director
Karen Russo, Salem Trust
Jeff Swanson, Southeastern Advisory Services Inc.
Ademir Zeco, Southeastern Advisory Services Inc.

AUDIENCE TO BE HEARD

None

SEATING OF ELECTED AND APPOINTED TRUSTEES

Chairman O'Connell commented that the Board would be seating elected and appointed 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.

MOTION: To seat City appointed Trustee Peter McGinnis for a three-year term ending September 12, 2026. PASSED 7-0 (Trustee McGinnis abstained and filed Form 8B).

	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
O'Connell			X	
Hall			X	
Aaronian			X	
Christophers		X	X	
Femia			X	
Hanrahan			X	
Rossi	X		X	

MOTION: To seat elected Trustee Vincent Femia for a three-year term ending September 12, 2026. PASSED 7-0 (Trustee Femia abstained and filed Form 8B).

O'Connell			X	
Hall			X	
Aaronian			X	
Christophers	X		X	
Hanrahan			X	
McGinnis			X	
Rossi		X	X	

Board of Trustees Minutes Page Two	September 18, 2023	TRUSTEES	M	S	Y	N
<p>MOTION: To seat elected Trustee Daniel Christophers for a three-year term ending September 12, 2026. PASSED 7-0 (Trustee Christophers abstained and filed Form 8B).</p>		O'Connell Hall Aaronian Femia Hanrahan McGinnis Rossi		X	X X X X X X	
<p><u>ELECTION OF OFFICERS – CHAIRMAN, VICE-CHAIRMAN/SECRETARY</u></p>						
<p>Chairman O'Connell was nominated for Chairman by Trustees McGinnis and Hanrahan. There being no other nominations, Chairman O'Connell was reelected Chairman by acclamation. He thanked everyone for their continued confidence.</p>						
<p>Trustee Hall was nominated for Vice-Chairman/Secretary by Trustees Hanrahan Aaronian. Trustee Rossi was nominated for Vice-Chairman/Secretary by Trustees Christophers and Femia. The Chairman requested a tally. Trustee Hall was elected Vice-Chairman/Secretary by a vote of 5 (O'Connell, Aaronian, Hall, Hanrahan, McGinnis) to 3 (Christophers, Femia, Rossi).</p>						
<p>The Chairman reviewed the current committee compositions and appointed the members.</p>						
<p><u>Investment Committee:</u> Chairman O'Connell reappointed Trustee Aaronian as Investment Committee Chairman. Trustees Christophers, Hall, Hanrahan, McGinnis and Rossi will continue to serve.</p>						
<p><u>Professional Advisers' Review Committee:</u> Chairman O'Connell appointed Trustee Hall as Professional Advisers' Review Committee Chairman. Trustees Femia and Rossi will continue to serve, and Trustee Hanrahan was added.</p>						
<p><u>Communication/Cyber Review Committee:</u> Chairman O'Connell reappointed Trustee Rossi as Communication/Cyber Review Committee Chairman. Trustees Aaronian and Christophers will continue to serve.</p>						
<p><u>Budget Committee:</u> Chairman O'Connell appointed Trustee Hanrahan as Budget Committee Chairman. Trustees McGinnis and O'Connell will continue to serve. Trustees Hall was removed.</p>						
<p><u>Building Committee:</u> Chairman O'Connell reappointed Trustee McGinnis as Building Committee Chairman. Trustees Aaronian and Christophers will continue to serve.</p>						
<p>A new Medical Review Committee was created to identify qualified medical providers to conduct independent medical examinations for disability claims.</p>						

Board of Trustees Minutes Page Three	September 18, 2023 TRUSTEES	M	S	Y	N
<p><u>Medical Review Committee:</u> Chairman O'Connell appointed Trustee Christophers as Medical Review Committee Chairman. Trustees Aaronian, McGinnis, and O'Connell will also serve.</p> <p><u>CONSENT AGENDA ITEMS</u></p> <p>a) Approval of Agenda of Regular Board Meeting on September 18, 2023 b) Approval of Minutes of Regular Board Meeting on August 21, 2023 c) Approval of Normal Retirement and DROP Entry November 1, 2023 for Driver/Engineer Kevin Phillipson d) Approval of DROP Loan Application from Firefighter James Leto e) Ratification and Approval of Warrant Log</p> <p>The Chairman asked if any Trustee wished to move an item from the consent agenda to the regular agenda for separate consideration. Seeing none, the Chairman called for a motion.</p> <p>MOTION: To ratify and approve the consent agenda items as presented. PASSED 8-0.</p>	<p>O'Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi</p>	<p>X X X X X X X X</p>	<p>X X X X X X X X</p>	<p>X X X X X X X X</p>	<p>X X X X X X X X</p>
<p><u>ANNUAL CUSTODIAN MEETING, KAREN RUSSO – DIRECTOR AND RELATIONSHIP MANAGER, SALEM TRUST COMPANY</u></p> <p>Ms. Karen Russo was in attendance on behalf of the Salem Trust Company for her annual meeting with the Board of Trustees. Ms. Russo provided a brief overview of the current trust account and daily processing functions. Ms. Russo informed the Trustees of the recent merger between TMI Holdings (Salem's parent company) and Argent Financial Group. As a result of the merger, TMI Trust Company will change its name to Argent Institutional Trust Company. Additionally, Salem Trust Company will now operate as Salem Trust Company DBA Argent Institutional Trust Company as they would like to maintain the presence of the Salem Trust name. The employees will remain the same and there is no planned system conversion so there should be no impact to clients. Ms. Russo thanked the Board for its continued support and ongoing relationship.</p> <p><u>SOUTHEASTERN ADVISORY SERVICES, INC – JEFF SWANSON</u></p> <p>Mr. Swanson reviewed the August 2023 Flash Report noting the fiscal year-to-date progression and individual one-year returns going back in time. The Fund is tracking 12.5%, net of fees, on a fiscal Y-T-D basis. August was a difficult month in the market; however, stocks and bonds have been experiencing a slight recovery in September. The Fund is on track for an actuarial investment gain of approximately 13%, net of fees, by the end of the fiscal year.</p>					

Board of Trustees Minutes Page Four	September 18, 2023	TRUSTEES	M	S	Y	N
<p>The three private credit managers are not yet funded; however, Pennant Park will be issuing a capital call next week and Churchill is expected to call by the end of September. Blue Ocean has not yet made a capital call. Mr. Swanson noted that Pennant Park will offer lower fees based on an aggregate of clients with hurdle fees reduced from 20% to 12.5%.</p> <p>Mr. Swanson reviewed the private equity segment of the portfolio of approximately \$6.5 million, which is less than 3% of assets, and in distribution mode. Forward commitments are approximately \$3.5 million; however, it is highly unlikely these commitments will be called. The investments have done well, returning more than paid in, and have been a stabilizing force within the portfolio. Mr. Swanson noted the current lineup consists of large investment managers; however, Southeastern Advisory Services' evaluations have shown better returns from smaller managers. As such, he recommends evaluating smaller managers as candidates for a private equity mandate.</p> <p>MOTION: To direct Southeastern Advisory Services to schedule interviews on October 16, 2023 with Capital Dynamics and Taurus II as candidates for a private equity allocation, as recommended by Southeastern Advisory Services. PASSED 8-0.</p> <p>Mr. Swanson then reviewed the real estate portion of the portfolio noting that the Fund has one open-end core real estate manager, Invesco, with \$21 million, approximately 9% of assets. Over the past two years, the open-ended strategies have become gated with an exit queue. Retail and office space have become impaired while multi-family and industrial sectors have flourished. Because an open-ended strategy invests in all four areas, Mr. Swanson recommended considering a closed-end structure with opportunistic managers who focus on the part of the real estate market that is doing well; industrial and multi-family. The closed-end managers have had better results than the open-ended managers. Mr. Swanson recommended interviewing Terra Cap who will be launching a new fund in the fourth quarter of 2023 with significant discounts for investors who join at first close. Capital calls would be made over a 2-year investment period. Since Invesco is now gated, Mr. Swanson recommended taking the quarterly dividends rather than reinvesting them; and also committing \$5 million to a new closed-end real estate manager.</p>						
<p>MOTION: To direct Southeastern Advisory Services to schedule an interview on October 16, 2023 with Terra Cap as a candidate for a closed-end real estate strategy allocation, as recommended by Southeastern Advisory Services. PASSED 8-0.</p>	<p>O'Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X X</p>	<p>X X X X X X X</p>	

Board of Trustees Minutes Page Five	September 18, 2023	TRUSTEES	M	S	Y	N
<p>MOTION: To authorize the distribution of quarterly dividends from the Invesco Core real estate portfolio to the R&D account, as recommended by Southeastern Advisory Services. PASSED 8-0.</p> <p>Lastly Mr. Swanson provided an update on the recently hired manager, Serenitas. Although Serenitas has higher fees than the Plan's other managers in the fixed income arena, they have outperformed, net of fees. Serenitas was up 1% in the month of August when bonds were down helping the fixed income allocation. Serenitas has announced it will no longer be accepting new clients and will be performing a hard close in the fourth quarter of 2023. Mr. Swanson recommended investing an additional \$5 million, which would increase the Serenitas investment from \$10 million to \$15 million, by allocating \$2.5 million from Yousif Capital and \$2.5 million from Insight. This will maintain approximately 1/3 of the total fixed income allocation in each portfolio.</p>					<p>X X X X X X X</p>	
<p>MOTION: To allocate an additional \$5 million to Serenitas by taking \$2.5 million from Yousif Capital and \$2.5 million from Insight, as recommended by Southeastern Advisory Services. PASSED 8-0.</p>		<p>O'Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi</p>	<p>X X</p>	<p> X X</p>	<p>X X X X X X X X</p>	
<p><u>SUGARMAN, SUSSKIND, BRASWELL & HERRERA LEGAL REPORT</u></p>						
<p>Mr. Herrera submitted his firm's opinion regarding a registration fee waiver and travel stipend for the Public Funds Forum.</p>						
<p>Chairman O'Connell and the Board thanked Mr. Herrera and the firm for the many years of dedicated service.</p>						
<p><u>ADMINISTRATIVE AND MISCELLANEOUS ISSUES</u></p>						
<p>The annual disability questionnaire from Christopher Christmas was submitted for review. He was the only disability recipient who was not automatically exempted under the Board's policy.</p>						
<p>MOTION: To accept the questionnaire from disability retiree Christopher Christmas and to continue his disability pension with no further action. PASSED 8-0.</p>		<p>O'Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi</p>	<p> X</p>	<p> X X</p>	<p>X X X X X X X X</p>	

Board of Trustees Minutes Page Six	September 18, 2023	TRUSTEES	M	S	Y	N
<p>The Executive Director submitted the proposed 2023-2024 fiscal year administrative expense budget for adoption.</p>						
<p>MOTION: To adopt the Administrative Expense Budget for Fiscal Year 10/1/2023 to 9/30/2024, as presented in accordance with SB 172, Chapter 2015-39, as recommended by the Budget Committee. PASSED 8-0.</p>	<p>O'Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi</p>	<p>X</p>	<p>X</p>	<p>X X X X X X X</p>	<p>X X X X X X X</p>	
<p>In response to Trustee McGinnis' formal resignation from his elective position, and his City appointment to an appointive position, the Executive Director submitted a proposed election timetable for a special election for the unexpired portion of the elective position ending September 12, 2024.</p>						
<p>MOTION: To approve the Trustee Election Timetable as presented. PASSED 8-0.</p>	<p>O'Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi</p>	<p>X</p>		<p>X X X X X X X</p>	<p>X X X X X X X</p>	
<p>The Chairman appointed himself, and Trustees Aaronian and Hanrahan to the Election Committee.</p>		<p>X</p>		<p>X X X X X X X</p>	<p>X X X X X X X</p>	
<p>The Executive Director submitted a written policy for action taken by the Board of Trustees on August 21, 2023 regarding an electronic media attendance and voting policy.</p>						
<p>MOTION: To approve the written Policy Re Trustee Attendance and Voting Via Electronic Media Technology for action taken by the Board of Trustees on August 21, 2023; and to authorize the Chairman to execute same. PASSED 8-0.</p>	<p>O'Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi</p>	<p>X</p>		<p>X X X X X X X</p>	<p>X X X X X X X</p>	
<p>Mr. Herrera noted the Trustees should be mindful of the Attorney General opinions addressing this matter.</p>			<p>X</p>		<p>X X X X X X X</p>	
<p>The Executive Director submitted a five-year fee proposal for actuarial services from Nyhart covering the October 1, 2023 through October 1, 2027 actuarial valuations.</p>						
<p>Under the service provider review policy, an RFP for actuarial services was slated to be performed in 2023; however, the Board conducted an RFP for Legal Services in its stead. In the interest of timing since work is now beginning on the 10/1/2023 actuarial valuation, the Executive Director recommended accepting the proposed fee for this year's valuation, and then either 1) performing an informal fee comparison at this time, or 2) deferring a full RFP for actuarial services to early 2024. The Board agreed to defer the full RFP for actuarial services to early 2024.</p>						

Board of Trustees Minutes Page Seven	September 18, 2023	TRUSTEES	M	S	Y	N
<p>MOTION: To accept the actuarial fee increase for services in fiscal year 2023-2024 as set forth in Nyhart’s letter dated September 11, 2023, and to direct the Executive Director to conduct an RFP for actuarial services in early 2024. PASSED 8-0.</p>		O’Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi	X		X X X X X X X X	
<p>The Executive Director submitted the Contract for Professional Services on behalf of Gregg Rossman.</p>						
<p>MOTION: To approve the Contract for Professional Services by and between Rossman Legal and PBPFRS; and to authorize the Chairman to execute same. PASSED 8-0.</p>		O’Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi	X	X	X X X X X X X X	
<p><u>COMMITTEE REPORTS</u></p>						
<p><i>Investment Committee:</i></p>						
<p>Committee Chairman Aaronian complimented the Investment Consultant for his impressive work since being hired last year. The Trustees agreed his knowledge and efficiency is proving successful for the Fund.</p>						
<p><i>Communication and Cyber Review Committee:</i></p>						
<p>Committee Chairman Rossi reviewed a memo submitted jointly by himself and the Executive Director regarding the discontinuance of website hosting services by CNI. After evaluating and comparing the fees of two alternative providers, it seems advantageous to have 5 Star Visibility take over the hosting service as they are part of our current IT provider’s in-house digital marketing agency. By using them, all IT services would be handled by the same provider.</p>						
<p>MOTION: To recommend the Board approve using 5 Star Visibility to host its website and to perform all necessary site updates at a cost of \$50.00/month, as recommended by the Communications and Cyber Review Committee and the Executive Director. PASSED 8-0.</p>		O’Connell Hall Aaronian Christophers Femia Hanrahan McGinnis Rossi	X	X	X X X X X X X X	
<p><i>Medical Review Committee:</i></p>						
<p>Committee Chairman Christophers will identify dates for a Committee meeting.</p>						

EXECUTIVE DIRECTOR'S REPORT

- Received and acknowledged Division of Retirement premium tax checks on August 24.
- Signed Notification of Benefits Form for Chad Brocato.
- Pending ordinance amendments will go to first reading on September 26 with certain revisions by the City Attorney.
- All Share Plan applications received and processed. Two members' balances will be placed in reserve pending final forfeiture decision and a claim from the estate of a deceased member.
- Status of outstanding private credit manager contracts:
 - Pennant Park - Received fully executed version on September 7. Second closing scheduled for September 30.
 - Churchill – Submitted contractual documents on August 23. Their review returned some comments on September 11 which Mr. Sugarman addressed. The legal name of the Retirement System is edited throughout the document and resubmitted for Chairman's signature.

MOTION: To adjourn the September 18, 2023 Regular Board meeting at 4:14 PM. PASSED 8-0.

O'Connell
Hall
Aaronian
Christophers
Femia
Hanrahan
McGinnis
Rossi

				X
				X
				X
				X
		X		X
				X
				X
	X			X

Respectfully submitted,


Debra Tocarchick, CEBS
Executive Director

DISTRIBUTION:
Board of Trustees
Gregg Rossman, Esq.
Michael Spano, 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 – SEPTEMBER 18, 2023

CONSENT AGENDA - WARRANT NOS. 5790 THROUGH 5798

Ratified and Approved on 09/18/2023

WARRANT NO.	PAYABLE TO	DESCRIPTION	AMOUNT
5790	10/1/2023 – 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 in the fiscal year ending 9/30/2023; Increased benefits \$1,869,744.86 and retroactive benefits \$3,160.45 , Total \$1,872,905.31	1,872,905.31
5791	Ascensus (Nyhart) Xerox Corp. Economic Computers Richard Samolewicz	Inv No. 153360DB_202308, Actuarial impact statement; \$1,015.00 Inv No. 019583278, August lease; \$136.11, excess print charges; \$53.14, Total \$189.25 Inv No. 24704, Cloud backup services renewal 10/1/2023 – 10/1/2024; \$1,800.00 Board meeting expense reimbursement, 8/1/2023; \$77.43	3,081.68
5792	Samantha Holt-Emslie	Refund of contributions as a result of separation of employment on 10/10/2022 and irrevocable forfeiture of vested pension benefit; \$158,604.10	158,604.10
5793	James Leto Florida Department of Revenue Ascensus (Nyhart)	DROP loan net amount to James Leto; \$32,734.50 Documentary stamps for James Leto DROP loan; \$115.50 Loan processing fee for James Leto; \$150.00	33,000.00
5794	FTSP FBO Ryan Pagan/457	Refund of contributions via trustee-to-trustee transfer to FTSP as a result of separation of employment on 6/10/2023; \$36,898.10	36,898.10
5795	Pension Technology Group, Inc.	Inv No. 3141, Support & hosting services for quarter ended 9/30/2023; \$7,000.00	7,000.00
5796	Bank of America	Debra Tocarchick: Telephone & internet; \$767.32, Office supplies; \$155.18, Board meeting expenses; \$149.25, Courier; \$80.04, Publications; \$31.92, Total \$1,183.71 Maureen Femia: Board meeting supplies; \$175.73, Publications; \$22.99, Total \$198.72 Paul O'Connell: 2024 Educational Symposium hotel deposit; \$2,663.17, Business lunch; \$121.12, Public Funds Forum expenses; \$60.39, Total \$2,844.68 David Hall: Board meeting expense; \$9.52 Richard Samolewicz: Board meeting expense; \$149.00	4,385.63
5797	Nassau Insurance Co. Silac Insurance Co FBO Robert Major/IRA's	Lump sum distribution of 95% balance of Fund Rate DROP account via trustee-to-trustee transfers to Nassau/IRA; \$250,000.00, and Silac Insurance Company/IRA; \$87,052.35, Total \$337,052.35	337,052.35
5798	Jeremy Waters	Lump sum distribution of Share Plan account as a result of Plan termination on 9/30/2022; \$51,927.73	51,927.73

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 18, 2023.

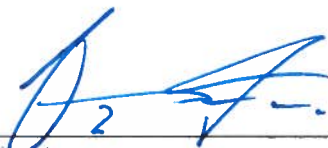
(a) A measure came or will come before my agency which (check one)

- 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 9/13/2023.

September 18, 2023
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.

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 18, 2023.

(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 9/13/2023.

September 18, 2023
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 McGinnis, Peter J.	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Pompano Beach Police & Firefighters' Retirement System
MAILING ADDRESS 50 NE 26th Avenue, Suite 302	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 18, 2023	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.

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, Peter J. McGinnis, Jr., hereby disclose that on September 18, 20 23

(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 appointment by the City of Pompano Beach members for a three year term of office commencing 9/13/2023.

September 18, 2023
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.