

POLICE PENSION BOARD

SPECIAL MINUTES

July 30, 2012

8:00 a.m.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT:

Bob Rogers, Chairman (By Telephone)
Bruce Johnson, Secretary
Jerry Gorup, Member
Keith Jacobus, Member
Sean McAuley, Member

ALSO PRESENT:

Attorney Lee Dehner
Pamala Prell, Deputy City Clerk, MMC

1. Chapter 185 Money

Member McAuley asked the members if they had any questions regarding the information that he sent them regarding using the excess 185 money for a share plan for the members.

Chairman Rogers stated that he was not sure that the Pension Board has the authority to suggest benefit improvements when it is a union negotiation issue. He also stated that he was in favor of the share plan as proposed by the members, but he wanted to make sure all the members were treated fairly.

Attorney Lee Dehner advised that the Board has the authority to recommend benefits, but not to implement them. He explained that the City Commission has to implement any benefits by adopting an ordinance.

Member McAuley explained that there were ten members since the benefits were frozen in 2006 and those members would share the

excess 185 monies; then in 2007 there were 11 members and two others joined in 2009.

Member Gorup stated that he was not sure that the Board had the authority to recommend benefits, even if they had in the past.

Attorney Dehner stated that the Board has the authority to recommend benefits. He also stated that if the Commission does not adopt a share plan, while the pension plan is still in effect, and the 401 plan goes into effect the reserve money will have to be returned to the State. He stated that the members must vote for the share plan, before the plan is terminated.

Member Jacobus stated that he did not want to get involved with the union negotiations and felt that the City Commission should handle this issue.

Member McAuley explained that the as part of the union impasse situation and the City Manager's proposed 401 plan, it was suggested that the Board discuss the share plan and do the ground work, so that when a final decision is made the share plan would be ready to be implemented, if that is the decision.

Attorney Dehner explained that the Board can recommend that the share plan be adopted by the City Commission, authorize him to draft an ordinance, and then the members of the plan will need to vote on the specific ordinance. If the members vote to adopt a share plan, then the ordinance will be forwarded to the City Commission for their consideration.

Member McAuley pointed out that there were already two votes taken by the members on the share plan; one was an informal vote to see if there was any interest in a share plan; and the other was a formal vote by a ballot with three options; and option number one was approved by a majority vote of the members.

Chairman Rogers stated that he agreed with Member McAuley to have the ground work done and depending on the outcome of the impasse hearing, then take further steps to recommend the share plan to the City Commission. He stated that he will endorse what the plan members voted for.

Member Jacobus stated that he wants to see the Officers get the reserve money but he needs more information regarding the union negotiations.

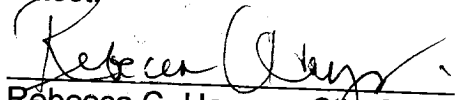
Member Group made a motion to recommend to the City Commission that the excess 185 money stay with the pension plan

and that the City Commission consider the share plan, as structured by the members as guidance and to specify that the majority of the members vote for the proposed share plan. The motion was seconded by Member Johnson and unanimously approved by a roll call vote.

2. **Adjournment**

There being no further business to come before the Board, the meeting was adjourned at 8:35 a.m.

Attest:


Rebecca C. Haynes, City Clerk


Bob Rogers, Chairman

Minutes approved on: 10-18-12