

**THE CITY OF WEST PALM BEACH RESTATED EMPLOYEES'
DEFINED BENEFIT RETIREMENT SYSTEM**

**MINUTES OF MEETING HELD
APRIL 26, 2011**

A regular meeting of the Board of Trustees was called to order at 1:30 P.M. by Secretary Benny Rodgers in the City Hall (5th Floor) Conference Room 5.19, 401 Clematis Street, West Palm Beach, Florida 33401.

Those Trustees present were:

Benny Rodgers, Secretary
Bill Swisher, Trustee
Bob Burd, Trustee
Patrick Cooney, Trustee
Randy Sherman, Trustee
Vicki Barnard, Trustee

Also present were:

Audrey Ross, Administrator – Resource Centers
Claudia McKenna, Attorney – City of West Palm Beach
Andrew Grant, Active Member – City of West Palm Beach

PUBLIC COMMENTS

N/A

MINUTES

The Board reviewed the minutes from the regular meeting held on March 22, 2011.

A motion was made by Vicki Barnard to approve the minutes from the regular meeting held on March 22, 2011. The motion was seconded by Patrick Cooney and carried 6-0.

ADMINISTRATIVE REPORT – RESOURCE CENTERS (PRESENTED BY: AUDREY ROSS)

- **DISBURSEMENTS**

The Board reviewed the disbursement list presented for the month of April 2011.

A motion was made by Randy Sherman to approve the disbursements for the month of April 2011 as presented. The motion was seconded by Bill Swisher and carried 6-0.

- **BENEFIT APPROVALS**

The board reviewed the final applications for retirement for Claude Mcleod and Leslie Taylor (vested deferred retirement) and the application for death benefits for Ezekiel Smith (beneficiary Gloria Smith).

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A motion was made by Randy Sherman to approve the final applications for retirement for Claude Mcleod and Leslie Taylor (vested deferred retirement). The motion was seconded by Patrick Cooney and carried 6-0.

A motion was made by Randy Sherman to approve the application for a death benefit for Ezekiel Smith (beneficiary Gloria Smith). The motion was seconded by Bob Burd and carried 6-0.

- **FINANCIAL STATEMENTS**

Ms. Ross presented the Board with the statement of income and expense and the balance sheet through the end of March 2011.

The Board received and filed the financial statements through the end of March 2011.

The Trustees briefly discussed the Argent account and their performance. They noted that they have not outperformed since inception and they were concerned. Ms. Ross noted that she will notify Mr. Welker to be ready to discuss this issue at the May meeting when he is present.

ATTORNEY REPORT –CITY OF WEST PALM BEACH (PRESENTED BY: CLAUDIA MCKENNA)

Ms. McKenna notified the board that the Chair has executed the GH&A agreement and everything is good to go with that.

OTHER BUSINESS

Mr. Ross presented the board with the flash performance report through March 31, 2011, which was prepared by the Bogdahn Group.

Ms. Ross stated that now the GH&A agreement has been executed, the addendum to the IPG for GH&A now needs to be executed by the board as well.

DISABILITY HEARING FOR MR. ANDREW GRANT JR

Ms. McKenna explained to the Trustees that Mr. Grant's doctor has provided us with an updated letter along with the certificate that he received from the fund. The first thing the board needs to determine is whether or not they think the application is complete. If so, the next step is to either approve the application, disapprove the application, or send Mr. Grant to another outside doctor chosen by the board for an IME. The Trustees proceeded to ask Mr. Grant questions relating to his condition and pain level. They noted that he is still actively working with many limitations to his job description. Mr. Grant stated that he is in pain almost 24 hours a day and takes pain medication on a daily basis just to get through. The board questioned whether it was a liability or not to have a City employee who takes pain

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medication on a daily basis driving City vehicles and/or equipment. Ms. McKenna commented that this was not the appropriate board to discuss that with, or would make that decision. Mr. Sherman questioned why Mr. Grant doesn't file for regular retirement since he is eligible. Mr. Grant responded that he thinks the duty disability would be the correct procedure to adhere by since he sustained the injury from work back in 1995. Ms. Barnard noted that the hard thing here is that there are 2 different doctors saying two different outcomes. One states that Mr. Grant is totally and permanently disabled and the other states that he has not reached that point yet. Mr. Grant explained to the Trustees that the doctor the Workman's Comp sent him to in Ft. Lauderdale for an IME only saw him once for about 15 minutes and offered him surgery and that was it. The board thanked Mr. Grant for his time.

The board discussed his condition and the accompany doctor reports. They also reviewed their options again and Mr. Cooney commented that if we decided to do another IME that we need to do it ASAP since our member is still actively working and is in pain.

A motion was made by Randy Sherman to authorize sending Mr. Andrew Grant Jr. to an outside doctor of the pension board's choice for an IME. The motion was seconded by Bill Swisher but failed 3-3.

A motion was made by Randy Sherman to postpone the decision making for within 10 days of today's date when all Trustees are available. The motion was seconded by Bill Swisher and carried 6-0.

The board discussed meeting dates and confirmed to meet on Tuesday May 3, 2011 @ 10AM.

ADJOURN

There being no other business, and the next special meeting having been scheduled for May 3, 2011 the meeting was adjourned at 2:30 PM.

Benny Rodgers, Secretary