

# **BOYNTON BEACH POLICE OFFICERS' PENSION FUND**

## **MINUTES**

**December 10, 2020**

**11:36 AM**

This special meeting of the Board of Trustees of the City of Boynton Beach Police Officers' Pension Fund was called to order on behalf of the Board by Acting Chairman Russell Faine on December 10<sup>th</sup> at 11:36 AM. This meeting was being held on Zoom audioconferencing

### **TRUSTEES PRESENT:**

Mr. Jason Llopis -Chairman; Mr. Russell Faine -Secretary; Mr. Brian McDeavitt-Trustee; Mr. Daniel Dugger- Trustee;

It should be noted that there was a quorum for the Board to have an official meeting.

### **OTHERS PRESENT:**

Ms. Bonni Jensen, Board Attorney – Klausner, Kaufman, Jensen & Levinson; Ms. Richelle Levy, Special Attorney representing the Board – Rice, Pagatch, Storfer & Cohen; Mr. Louis Penque– Plan Administrator;

### **PUBLIC DISCUSSION:**

There were no comments from the public.

### **CONSENT AGENDA:**

None

### **INVESTMENT REPORT:**

None

### **INVESTMENT MONITOR REPORT:**

None

### **ATTORNEY REPORT:**

Attorney Richelle Levy provided updates on the upcoming pension forfeiture hearings for members Michael Brown and Phil Antico. Attorney Levy advised the board all the transcripts from the federal trials have been received and they are now in the discovery stage. All the orders have been filed and trial dates have been set. The Michael Brown case is set for January 22<sup>nd</sup>, 2021 and Phil Antico is set for March 9<sup>th</sup> 2021. Both cases are set to be done via audioconferencing. There was then discussion with the board on the process of the hearing.

Attorney Levy advised the board that the 11<sup>th</sup> Circuit District Court remanded both cases for resentencing. This hearing has to be conducted in a live hearing and at this time it will not be conducted until after April 1<sup>st</sup> 2021. After some discussion Acting Chairman Russell Faine made a motion to place a stay on both forfeiture hearings until the resentencing hearings on both cases are complete. This motion was seconded by Trustee Daniel Dugger. The motion passed 4-0.

Mr. Penque asked Attorney Bonni Jensen for clarification on the December 1<sup>st</sup> special pay as described in the SPD's. The question was over the duration a member pays the 1% of pay while working. The SPD's state that "Employees will contribute to this benefit through 20 years of service." This benefit was created in 2006, the question is if a member on active duty pays the 1% for up to 20 years of service or they cease the payment once they completed 20 years of service regardless of the duration. Attorney Jensen believes that the member will contribute for 20 years. Attorney Jensen will have to research the matter and report back to the Board after doing a historical look at the plan.

**PLAN ADMINISTRATOR REPORT:**

None

**NEW/UNFINISHED BUSINESS:**

None

**ADJOURN:**

The meeting was adjourned at 12:05 PM.

Next Regular Scheduled Meeting: February 09, 2021 at 10:30 AM.



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Jason Llopis, Chairman  
**FOR THE BOARD**