

**The City of Mobile, Alabama**  
**Police and Firefighters Retirement Plan**  
**Regular Meeting**  
**October 23, 2019**

The Board of Trustees for The City of Mobile, Alabama Police and Firefighters Retirement Plan met in a regular session at 9:30 a.m. on Wednesday, October 23, 2019 in the Pre-Council room on the ninth floor of the south tower in Government Plaza.

Present:

Fire Chief of Staff Jeremy Lami, Chairman  
Police Chief of Operations Roy Hodge, Vice Chairman  
Mr. Bryan Lee  
Mr. Matt Singleton  
Police Lieutenant Matthew James  
Fire Service Driver Raymond McCarron  
Mr. Randal Smith  
Mr. Emanuel Roberts  
Mr. Christopher Kern, Assistant City Attorney  
Ms. Mary Berg, Secretary

Absent:

Mr. Paul Wesch

Guests:

Mr. Tony Kay, AndCo Consulting  
Police Corporal John Mitchell, Police Department  
Police Officer Kendall Lee, Police Department

The Chairman, Chief of Staff Lami, called the meeting to order at 9:34 a.m.

The Chairman presented the **minutes of the regular meeting of September 25, 2019**. *Lieutenant James moved for approval, with a second from Chief of Operations Hodge, the minutes were approved as written and distributed.*

The Chairman presented a Personnel Action Notice of DROP retirement effective November 1, 2019 submitted by **Police Corporal Daniel J. Horgan III, Mobile Police Department**. As of October 31, 2019 Corporal Horgan will be 60 years old and will have served 22.58 years. He has elected the maximum option with no benefits payable to a survivor. *Chief of Operation Hodge moved for approval, with a second by Mr. Roberts, the motion carried.*

The Chairman presented a Personnel Action Notice of DROP retirement effective November 1, 2019 submitted by **Firefighter Richard L. McKenzie, Mobile Fire Department**. As of October 31, 2019 Firefighter McKenzie will be 55 years old and will have served 24.01 years. He has elected the 100% joint and survivor annuity option with the 'pop-up' feature. *Mr. Smith moved for approval, with a second by Driver McCarron, the motion carried.*

The Chairman presented the Personnel Action Notice submitted by **Police Officer Sherman E. Otis, Mobile Police Department**, of his intent to retire effective September 30, 2019 with benefits deferred to November 11, 2022 at which time he will be 55 years of age. *Chief of Operations Hodge moved for approval, with a second by Lieutenant James, the motion carried.*

The Chairman presented items 6 through 18. *On a motion by Lieutenant James seconded by Chief of Operations Hodge, the Board approved the following:*

**Approved payment in the amount of \$25,293.45, to Morgan Dempsey Capital Management,** for professional investment services for the quarter ending September 30, 2019;

**Approved payment in the amount of \$18,812.00 to SouthernSun Asset Management** for professional investment services for the quarter ending September 30, 2019;

**Approved payment in the amount of \$10,784.04, to Orleans Capital Management,** for professional fixed income investment services for the quarter ending September 30, 2019;

**Invoice dated October 1, 2019 in the amount of \$260.00 submitted by NCPERS** for dues for 2020;

**Invoice dated October 2, 2019 in the amount of \$48.00, submitted by VitalChart** for medical records for Fire Service Captain Gary A. D'Angelo;

**Invoice dated September 26, 2019 in the amount of \$55.75, submitted by VitalChart** for medical records for Fire Service Captain Gary A. D'Angelo;

**Invoice dated October 8, 2019 in the amount of \$69.25, submitted by VitalChart** for medical records for Fire Service Captain Gary A. D'Angelo;

**Invoice dated September 25, 2019 in the amount of \$130.00, submitted by Rush Physical Medicine** for medical records for Fire Service Captain Gary A. D'Angelo;

**Invoice dated September 23, 2019 in the amount of \$53.25, submitted by VitalChart** for medical records for Fire Service Driver Thomas Jones;

**Invoice dated September 30, 2019 in the amount of \$59.38, submitted by ShareCare** for medical records for Firemedic Mark E. Shobe;

**Invoice dated September 26, 2019 in the amount of \$43.75, submitted by VitalChart** for medical records for Firemedic Mark E. Shobe;

**Invoice dated October 3, 2019 in the amount of \$105.50, submitted by VitalChart** for medical records for Firemedic Mark E. Shobe; and

**Invoice dated October 22, 2019 in the amount of \$93.50, submitted by VitalChart** for medical records for Police Officer Donald Matt.

The secretary provided each Board member with a list of the **requests for refund**. *On a motion by Chief of Operations Hodge, seconded by Lieutenant James, the Board approved refunds totaling \$81,770.18 as follows:*

<i>Engi M. Botros</i>	<i>MPD</i>	<i>\$ 13,945.82</i>
<i>Eric L. Fontaine</i>	<i>MFD</i>	<i>10,856.87</i>
<i>Deatri J. Larry</i>	<i>MFD</i>	<i>56,967.49</i>
<b><i>Total Refunds</i></b>		<b><i>\$ 81,770.18</i></b>

The Chairman acknowledged the consultant, Mr. Tony Kay, and turned the meeting over to him. Mr. Kay briefly reported on the investment performance review for the period ending September 30, 2019. He recommended funding for Conestoga be \$7,500,000.00 plus \$1,000,000.00 from State Street large cap

(Russell 1000). *Mr. Smith moved to approve the recommendation, with a second by Mr. Roberts, the motion carried.*

**Unfinished business:**

- *Lieutenant James motioned to approve the following resolution regarding changes to the Board's Coverage of Paramedics. Mr. Roberts seconded the motion, and it carried.*

**RESOLUTION**

**AMENDMENT ADOPTING COVERAGE OF PARAMEDICS**

WHEREAS, the Board is designated by Article 7 of Act 97-689 (1997) Alabama Acts (hereinafter the "Act"), as the administrative authority for a retirement plan for the benefit of the police officers and firefighters employed by the City of Mobile, Alabama (the "Plan"); and,

WHEREAS, the Mobile County Personnel Board recently created a new job description title "Paramedic" which will provide limited emergency medical services through the Mobile Fire-Rescue Department ("MFRD") through individuals who shall not yet have qualified as Firefighters in the State of Alabama; and,

WHEREAS, the Board finds and determines that it is in the best interest of the membership to amend the Plan's existing definition of "Uniformed Officer" initially adopted by said Act 97-689, to include said Paramedics; and,

WHEREAS, Article 9 of the Plan authorizes the Board to make such amendments without the approval of any entity other than the Mobile City Council; now,

**NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MOBILE POLICE AND FIREFIGHTERS RETIREMENT PLAN BOARD** as follows:

1. Article 1, Section 1.17, of the Plan is hereby amended to add the designation "(e) is serving as a Paramedic" to the definition of the Uniformed Officer.
2. The Chairman and Secretary are authorized to execute and attest, respectively, for and on behalf of the Board the attached, Amended section, Article 1 Section 1.17, of the Plan and to provide such notice as may be required by the Board's rules.
3. The amended version of said Article 1, Section 1.117, shall read in its entirety as follows:

1.17 UNIFORMED OFFICER. A person employed by the city police department or fire department as a police officer or firefighter, as the case may be, who (a) is certified as a police officer or firefighter by the State of Alabama, (b) is in training to be certified by the State of Alabama as a police officer or firefighter, (c) is employed by the city police department or fire department other than as a certified police officer or firefighter and who was a participant in the plan immediately preceding the date this plan became effective in accordance with 10.10, (d) is in the police cadet program, or (e) serving in the position of Paramedic with the Mobile Fire-Rescue Department. Notwithstanding anything to the contrary in this section, any employee who elected not to participate in the plan in accordance with the provision of the Section 11 of Act 86-475 of the 1986 Regular Session

shall not be considered a uniformed officer for any purpose under the plan for any period prior to his or her election to again be covered by this plan. Upon making such an election, the employee shall be considered a uniformed officer for a period beginning on and after his or her election is effective, but only if he or she, otherwise meets the requirements of 1.17. Any election by the former uniformed officer to again be treated as a uniformed officer shall be made in a time and manner determined by the board.

4. The Chairman and Secretary shall be further authorized such other acts as may be required to effectuate the intent of the Resolution and to have the same approved by the Mobile City Council.

ATTEST: Mary Berg, Executive Secretary

**New business:**

- Meeting dates are as follows: November 20<sup>th</sup> and December 18<sup>th</sup>.

*There being no further business to come before the Board, on a motion by Mr. Lee, seconded by Driver McCarron, the meeting adjourned at approximately 10:00 a.m.*

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*Jeremy Lami, Chairman*

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*Mary A. Berg, Secretary*