

**MINUTES  
REGULAR PENSION BOARD MEETING  
CITY OF HOLLYWOOD EMPLOYEES' RETIREMENT FUND  
TUESDAY, MARCH 26, 2024 AT 9:00AM**

**1. CALL TO ORDER**

Chair Shaw called the meeting to order at 9:10a.m.

**2. ROLL CALL AND PLEDGE OF ALLEGIANCE**

Board Members present: Chair Phyllis Shaw, Vice Chair Barbara Armand; Secretary Robert Strauss (Electronically), Jeffrey Greene; David Keller; and George Keller (arrived 9:20am). Also present: Pension Coordinator Veron Sibble; Nicole Heran and Dana Nelson of the City of Hollywood Department of Design and Construction Management; Keith Reynolds of Segal Marco; Ron Cohen of Lorium Law; and Hermes Garzon of Marcum LLC.

A. March 26, 2024 Regular Board Meeting Agenda

**MOTION** made by Trustee D. Keller, seconded by Trustee Greene, to adopt the March 26, 2024 Regular Board Meeting Agenda. In a voice vote of the members present, all members voted in favor. **Motion** passed 5-0.

**3. CONSENT AGENDA**

- A. February 27, 2024 Regular Meeting Minutes
- B. Ratification of Distributions (Contributions and DROP) and Plan Expenses
- C. Approval/Ratification of New Retirements/DROP/Vested/Death Annuities

**MOTION** made by Trustee Greene, seconded by Trustee Armand, to approve Consent Agenda Items 3a through 3c. In a voice vote of the members present, all members voted in favor. **Motion** passed 5-0.

**4. FINANCIAL**

A. Financial Statements for The Fiscal Year Ended September 30, 2023

Mr. Hermes Garzon of Marcum LLC reviewed the Financial Statements for the Fiscal Year ended September 30, 2023. He stated that Marcum issued an unmodified opinion. He advised the total investment balance of the Fund had increased by over \$26 million due to the Fund's outperformance. He noted that the increase in capital assets resulted from increases in the value of CPMS and New Pension Office. He noted that the audit did not identify any material weaknesses or significant deficiencies in the internal controls of the Fund. He also noted that there were no instances of non-compliance which would have required reporting.

B. Audit Committee Report

Trustee Greene, Chair of the Audit Committee, reported that the committee has no issues with the audited Financial Statements for the Fiscal Year ended September 30, 2023. He stated that the committee had reviewed the statements and that they were unanimously accepted by the Committee.

**MOTION** made by Trustee Greene, seconded by Trustee D. Keller, to adopt the Financial reporting as presented by the auditors. In a Roll call vote of the members present, all members voted in favor. **Motion** passed 6-0. Trustees thanked the auditors, the investment consultant, and the staff.

C. Financial Reports and Investment Summary

Ms. Sibble provided the Board with the Preliminary February 2024 Financial Report and Investment Summaries. She also provided the Budget Variance Report as of February 29, 2024.

**5. INVESTMENT (Keith Reynolds – Segal Marco)**

A. January 2024 Flash Performance Report

Mr. Reynolds provided the Board with the Flash Performance Report for January 2024. He noted that the Fund's market value of assets as of January 31, 2024 decreased to \$453.0 million. He also noted that the estimated return for the Fund was down 0.2% net of fees for the month of January 2024, and up 6.0% net of fees for the fiscal year to date.

- B. 2024 Work Plan  
Mr. Reynolds reviewed the 2024 Work Plan.

**6. LEGAL (Ron Cohen – Lorium Law)**

- A. Legal Update  
Mr. Cohen advised that he continued to work on the BC Partners Special Opportunity Fund and Angelo Gordon documents. He noted that both would be closing by the end of the week. He advised that while the BC Partner Agreement did not include everything that the Fund wanted, it was legally acceptable and included as much protection as possible given the nature of partnership agreements. He noted that there were also reasonable protections on the Angelo Gordon agreement. He noted that there were additional changes sent that he had not yet been able to review.
- B. Form 1 Electronic Filing  
Mr. Cohen reviewed the new Form 1 and electronic filing. He noted that the FPPTA had a webinar available that was very good in providing an explanation of the new filing. He advised that Trustees were not required to file Form 6. He advised that Form 1 now had to be completed electronically. Paper reports would no longer be accepted. He also advised that the form no longer needs to be filed with the Supervisor of Elections.
- C. Request for Executive Session to Discuss Pending Litigation  
Mr. Cohen requested an Executive Session to discuss the pending lawsuit Virginia Tisdale-Ferguson v. Blanche T. Pressley and the Board of Trustees of the City of Hollywood Employees' Retirement Fund.

**7. EXECUTIVE DIRECTOR'S REPORT**

- C. Pension Office Renovation Update  
Mr. Dana Nelson provided an update on the Pension Office renovations. He advised that the contractor had been issued the package for substantial completion, including conditions to repair certain outstanding issues agreed to by the management and design teams. He advised that a new contractor had been asked to price these final repairs. He also advised that once a proposal was received from the new contractor, his office would be negotiating with Vercetti to fund the repairs that were agreed upon. He noted that funds have been withheld from Vercetti. He noted that outside of these issues, the space was ready for occupancy.

In response to a question from Trustee Shaw, Mr. Nelson noted that Vercetti had been provided with punch lists from both his office and Core Concepts at the beginning of March. He noted that the substantial completion package included the outstanding punch list items and that Vercetti had been given ample opportunity to correct the outstanding issues and they had not.

In response to a question regarding Surety Bond, Nicole Heron advised that typically they would not contact the Surety until after substantial completion was reached, and all negotiations were complete. She advised that in the event an agreement could not be reached on substantial completion, they would then reach out to the Surety.

Mr. Nelson noted that remaining work would take approximately one month, once agreement was reached with Vercetti.

- A. City Commission Communication  
The Board received the City Commission Communication.
- B. Contractual Services – Lorium Law  
Ms. Sibble advised that the Lorium Law contract would be expiring on April 27, 2024. She provided a proposal from Lorium Law, as requested by the Executive Director, to

extend their contract for a three-year term at a cost of \$300 per hour. The Board discussed the proposal.

**MOTION** made by Trustee Armand, seconded by Trustee G. Keller, as amended to extend the agreement with Lorium law for a term of up to three years at a cost of \$300 per hour effective May 1, 2024. In a roll call vote of the members present, all members voted in favor. **Motion** passed 6-0.

D. CPMS Update

Ms. Sibble advised that the CPMS Member Self Service Portal go live date had been moved back to September 2024.

E. Communications from the Executive Director

- Ms. Sibble provided the draft response to CRA regarding the CRA's proposed ordinance changes. There were no additional comments on the draft.
- Ms. Sibble provided the Board with the DROP Participant List.

8. **PUBLIC COMMENTS**

There were no public comments.

9. **TRUSTEE REPORTS, QUESTIONS AND COMMENTS**


Trustee G. Keller advised that he would be discussing with the City Commission the possibility of an ordinance change to allow DROP participants to continue as a contract employee and have access to their DROP account balances, a change that would affect him personally. Mr. Cohen advised that he believed that in-service distribution was possible if the plan allowed it but he requested the opportunity to confirm his position with a tax attorney, IceMiller.

**MOTION** made by Trustee D. Keller, seconded by Trustee Greene, to allow Mr. Cohen to contact a tax attorney on the issue of in-service distributions from the DROP. In a roll call vote of the members present, the **Motion** passed 5-0. Trustee G. Keller abstained (See Form 8B attached).

Trustee Armand requested information on a disability application. Ms. Sibble advised that the Pension Office had requested that our physician evaluate the member and we were awaiting the evaluation report.

10. **ADJOURNMENT**

**MOTION** made by Trustee Greene, seconded by Trustee G. Keller, to adjourn the meeting. In a voice vote by the members present, **Motion** passed 6-0. The meeting adjourned at 11:00a.m.

  
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Phyllis Shaw, Chair  
4/23/2024  
\_\_\_\_\_  
Date