

AMENDMENT NO. 2

to the

DELRAY BEACH POLICE, FIRE FIGHTERS, & PARAMEDICS  
RETIREE BENEFIT FUND

AGREEMENT AND DECLARATION OF TRUST

---

The AGREEMENT AND DECLARATION OF TRUST of the DELRAY BEACH POLICE, FIRE FIGHTERS, & PARAMEDICS RETIREE BENEFIT FUND is hereby amended as follows:

1. By deleting in the entirety the subsections entitled Section 3.1 Number, Appointment, Term; Section 3.2 Resignation and Removal; and Section 3.3 Successor Trustees, Appointment as contained in ARTICLE III BOARD OF TRUSTEES and substituting in lieu thereof the following:

**Section 3.1 Number, Appointment, Term.**

(a) The Trust Fund shall be administered by seven (7) Trustees. The Trustees on the date of this Agreement and Declaration of Trust are:

1. James H. Tabeek (designee of the President of Local 1842)
2. Tyler Adams (Local 1842 term through March 31, 2027)
3. Joseph Mazzeo (Local 1842 term through March 31, 2026)
4. Jay Gunsten (Local 1842 term through March 31, 2025)
5. Vincent Gray (PBA term through March 31, 2027)
6. Hannes Schoeferle (PBA term through March 31, 2026)
7. Matthew Saraceni (PBA term through March 31, 2025)

(b) The President of Local 1842, or his or her designee, shall serve as a Trustee, and shall so serve as long as he or she is President of Local 1842, or is the designee of the President. The President of Local 1842, or his or her designee, shall serve as Chairperson of the Board of Trustees.

(c) Six Trustees shall serve a term of three years. Three Trustees shall be appointed from the membership of the PBA and three Trustees shall be appointed from the membership of Local 1842.

(d) Appointments of Trustees shall be made by the Executive Board of Local 1842 and shall be made in March of each year based on the initial terms outlined in subsection (a) above.

(e) A vacancy shall occur whenever a Trustee resigns, or is removed as provided in Section 3.2, or by reason of death or incapacity.

(f) Successor Trustees shall be named as provided in Section 3.3.

**Section 3.2 Resignation and Removal.**

(a) A Trustee may resign and become and remain fully discharged from all further duty or responsibility hereunder upon giving thirty (30) days notice in writing to the remaining Trustees and the Unions. Shorter notice may be given as the remaining Trustees may accept as sufficient. In the notice there shall be stated a date on which such resignation shall take effect; and such resignation shall take effect on the date specified in the notice unless a successor Trustee shall have been appointed at an earlier date, in which event such resignation shall take effect immediately upon the appointment of such successor Trustee.

(b) An appointed Trustee shall be removed automatically if the Trustee ceases to be a member of his or her union or if the appointed Trustee fails to attend three (3) consecutive meetings of the Board of Trustees without an absence being excused by the Board of Trustees in its sole discretion.

**Section 3.3 Successor Trustees, Appointment.**

(a) If the President of Local 1842, or his or her designee, serving as a

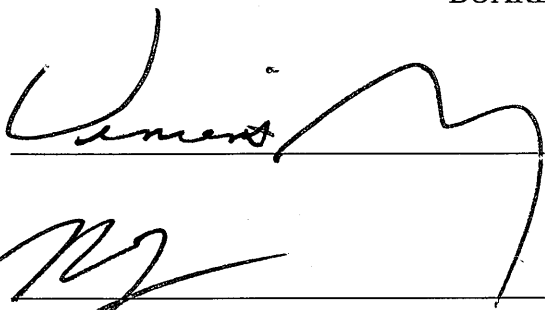
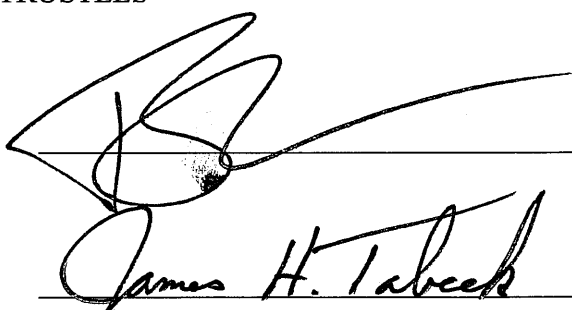
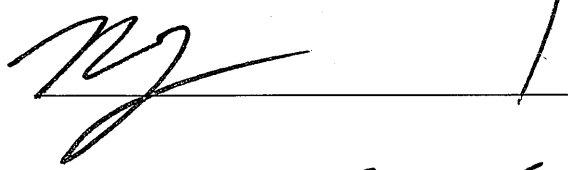
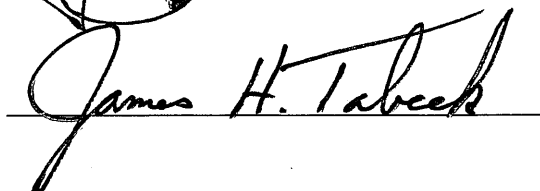

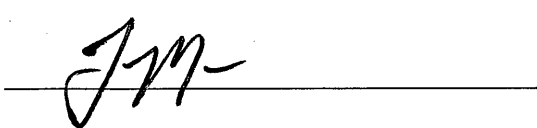
Trustee shall die, become incapable of acting hereunder, resign, or be removed during his or her term, the person serving as President of Local 1842 shall serve as a trustee. If any other Trustee shall die, become incapable of acting hereunder, resign, or be removed during his or her term, a successor trustee shall be appointed by the Executive Board of Local 1842 for the remainder of the term.

(b) The Board of Trustees shall give notice to the bank of the appointment of a successor Trustee and the bank may rely upon such notice as notice of a valid appointment and need not inquire further as to the validity of such appointment.

EXCEPT AS HEREIN AMENDED THE AGREEMENT AND DECLARATION OF TRUST SHALL REMAIN IN FULL FORCE AND EFFECT.

IN WITNESS WHEREOF, the Board of Trustees has caused this Amendment No. 2 to the Agreement and Declaration of Trust of the Delray Beach Police, Fire Fighters & Paramedics Retiree Benefit Fund to be executed this 15<sup>th</sup> day of May, 2024, to be effective upon execution.

BOARD OF TRUSTEES

 _____	 _____
 _____	 _____
 _____	_____
 _____	_____

WITNESSED BY:

  
\_\_\_\_\_