



**COLORADO
PERA®**

Record of Proceedings

**Colorado Public Employees' Retirement Association
Special Board Meeting Minutes**

Four Points by Sheraton Hotel

6363 E. Hampden Avenue

Denver, Colorado

September 17, 2008

4 p.m.

Trustees Present: Mark Anderson, Board Chair, Sara Alt, Vice Chair, Susan Beeman, M. Judy Chavez, Howard Crane, Richard Delk, Cary Kennedy arrived at 4:10 p.m., Maryann Motza, Scott Murphy, Susan Murphy, Amy Nichols, Scott Noller, Carole Wright

Trustees Absent: James Casebolt, Lynn Turner

Staff Present: Adam Franklin, Katie Kaufmanis, Brenda Meidl, Gregory W. Smith, Meredith Williams

Mark Anderson, Board Chair, called the meeting to order at 4:00 p.m.

Administrative Appeal

Mark Anderson, Board Chair, stated that in accordance with the Board Agenda, an administrative appeal by PERA retiree Darrell Anderson would be heard. An Administrative Appeal involves member information, which is deemed confidential by C.R.S. § 24-51-213. Wayne Thompson, Esq., legal counsel for the petitioner requested that the appeal be heard in open session.

In accordance with the requirements of due process and pursuant to PERA Rule 2.20, Trustees Scott Murphy, Scott Noller, and Maryann Motza had previous involvement in Mr. Darrell Anderson's appeal and stepped out of the meeting. Meredith Williams, Executive Director, made the initial determination regarding the request and also stepped out of the meeting. In addition, Sara Alt, Trustee, recused herself from the proceedings. The remaining Trustees and staff introduced themselves.

Mr. Thompson began his statement at 4:06 pm and concluded at 4:17 p.m. Mr. Thompson and Mr. Darrell Anderson responded to questions.

Mr. Franklin began his statement at 4:25 pm and concluded at 4:35 p.m. Mr. Franklin, Mr. Thompson, and Mr. Darrell Anderson responded to questions.

Mr. Mark Anderson, Board Chair, polled the Trustees in attendance and received the consent of all members to go into Closed Session for deliberations.

The Board commenced the Closed Session for deliberations at 4:43 p.m. In addition to the Trustees, Mr. Smith, legal advisor to the Board, remained present for the Closed Session.

The Closed Session concluded at 5:06 p.m.



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"By my signature below, I certify that the only issues discussed by the members of the Board during the Closed Session were regarding the appeal of PERA retiree Darrell Anderson."

Mark Anderson, Board Chair

Mark Anderson, Board Chair, reconvened the Board in open session at 5:07 p.m.

Administrative Appeal Decision

A motion was made by Amy Nichols and seconded by Howard Crane that, *"the Board adopt and ratify the Findings of Fact, Conclusions of Law and Decision of the Administrative Review Panel to deny Mr. Darrell Anderson's request that his Option 3 benefit revert to an Option 1 benefit because of the death of his co-beneficiary."* The motion was approved.

Other Business

With no further business to discuss, Mr. Mark Anderson adjourned the meeting at 5:08 p.m.

Board Meeting Dates

September 19, 2008
October 17, 2008 (Special Meeting)
November (20), 21, 2008

Respectfully submitted by
Brenda E. Meidl
Executive Administrative Assistant
Office of the General Counsel

Mark Anderson, Board Chair

Meredith Williams, Executive Director