

***Fire & Police Pension Association***  
***Board of Directors Special Meeting Agenda***

January 10, 2018  
9:00 a.m.

**9:00 a.m.** Call to Order. *Nick Nuanes, Chair*

a) Conflicts disclosure

**9:00 a.m.** Discuss potential litigation regarding the Canadian Dollar Offered Rate.  
*Nicole Lavallee, Patrick Egan, Berman Tabacco (executive session)*

**10:00 a.m.** Adjournment.

**FIRE AND POLICE PENSION ASSOCIATION**  
**Minutes – Special Board Meeting**  
**January 10, 2018**

**FPPA Office**  
**5290 DTC Parkway, Suite 100**  
**Greenwood Village, CO**

**Board Members Present:** Chair Nick Nuanes, Vice Chair Dave Bomberger, Todd Bower, Karen Frame, Tammy Hitchens, Sue Morgan, and Guy Torres (all via phone).

**Staff Members Present:** Dan Slack, Kevin Lindahl (via phone), Scott Simon, Chip Weule, Mike Sutherland, and Karen Moore.

**Others Present:** Patrick Egan, Berman Tabacco (via phone).

*Notice of this meeting and a copy of the agenda were posted at 5290 DTC Parkway, Suite 100, Greenwood Village, CO 80111, and on the FPPA website, at least twenty-four hours prior to the meeting.*

Mr. Slack took roll and determined that a quorum was present.

At 9:05 a.m., Chair Nuanes called the meeting to order and asked if any members from the public were present. There were none. Chair Nuanes called for any potential conflicts of interest for discussion. There were no conflicts.

Ms. Hitchens moved the Board to adjourn into executive session to discuss and receive legal advice from our Legal Counsel regarding potential litigation involving the Canadian Dollar Offered Rate, as allowed under Section 24-6-402 (4)(b) and (e) of the Colorado Revised Statutes.

Mr. Bomberger seconded the motion. The motion passed.

At 9:06 a.m., the Board convened into executive session.

At 9:45 a.m., Mr. Bower moved to return to regular session. Mr. Bomberger seconded that motion. The motion passed.

At 9:46 a.m., the Board moved into regular session.

Chair Nuanes declared that no motions were made and no actions were taken during the executive session.

Mr. Bomberger moved the Board to authorize FPPA to commence a class action suit regarding the Canadian Dollar Offer Rate against various defendants in the United States District Court for the Southern District of New York subject to negotiation of

a legal services contract with Berman Tabacco, and further to authorize FPPA staff to negotiate the legal services contract. Ms. Morgan seconded that motion. The motion passed.

Chair Nuanes welcomed Ms. Frame to the Board.

Mr. Bomberger moved to adjourn the meeting. Ms. Morgan seconded the motion. The motion passed.

At 9:50 a.m., Chair Nuanes declared the meeting adjourned.