

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

September 30, 2021

**Hilton Garden Inn Denver Tech Center
7675 E. Union Avenue, Denver, CO**

Virtual attendance by videoconferencing is not available.

- 7:30 a.m. **Call to Order.** *Guy Torres, Vice Chair*
- 7:35 a.m. **Consent Calendar.** *Guy Torres, Vice Chair*
- Approval of August 26, 2021, board meeting minutes
 - Request for Permission to Amend Durango Old Hire Firemen's Pension Plan
 - Request for Permission to Amend Durango Old Hire Policemen's Pension Plan
- 7:35 a.m. **Approval of remand in the matter of Craig Meador.** *Steven Miller*
- 7:50 a.m. **Cambridge Market Update.** *Brian McDonnell, Cambridge Associates*
- 8:10 a.m. **Investment Reports**
- CIO report. *Scott Simon*
 - Investment Committee update. *Guy Torres, Chair*
 - Status of 2 DTC. *Scott Simon, Kevin Lindahl, Cheryl Casserly*
- 8:45 a.m. **Break**
- 9:00 a.m. **Asset/Liability study.** *Investment Staff; Cambridge Associates*
- 10:00 a.m. **Break**
- 10:15 a.m. **Rulemaking hearing.** *Mike Sutherland*
- 11:30 a.m. **Lunch**
- 12:00 p.m. **Staff Reports**
- Executive Staff Report. *Dan Slack*
 - General Counsel Report. *Kevin Lindahl*
 - Securities Litigation report. *Steven Miller*
 - Pension Review Commission report. *Dan Slack, Kevin Lindahl*
 - Lombard & Clayton contract. *Kevin Lindahl*
- 1:00 p.m. **Break**
- 1:15 p.m. **Chair's report.** *Guy Torres, Vice Chair*
- Audit Committee report.
 - Resolution honoring David Bomberger. *Dan Slack*
 - 2022 board and committee meeting dates. *Dan Slack*
- 1:40 p.m. **Executive Director Search**
- Ad Hoc Search Committee update. *Marisa Pacheco, Chair*
- 2:00 p.m. **Adjournment**

FIRE AND POLICE PENSION ASSOCIATION
Minutes – Board Meeting
September 30, 2021

**This meeting was held at the Hilton Garden Inn Tech Center
7675 E. Union Avenue, Denver, CO**

Board Members Present:

Vice-Chair Guy Torres, Mike Feeley, Karen Frame, Jason Mantas, Patrick Phelan, Marisa Pacheco, Joan Brown, and John Hoehler.

Staff Members Present:

Dan Slack, Kevin Lindahl, Scott Simon, Elaine Gorton, Steven Miller, Mark Gremmert, Ahni Smith, Ben Bronson, Jessica Hsu, Dale Martin, Mike Sutherland, Rossy Burgin, Karen Moore, and Isabel Fernandez.

Others Present: Brian McDonnel, Cambridge Associates; Joe Newton, GRS Consulting; Cheryl Casserly, Transwestern; Craig Meador, Appellant.

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.

Call to Order

At 7:32 a.m., Vice-Chair Torres called the meeting to order and roll call was taken. All board members were present.

Consent Calendar

Vice-Chair Torres called for a motion to approve the Consent Calendar, which consisted of:

- Approval of August 26, 2021, board meeting minutes.

Ms. Frame moved to approve the Consent Calendar. Mr. Phelan seconded the motion. The motion passed.

Approval of remand in the matter of Craig Meador

Mr. Miller reviewed the remand memorandum in the matter of Craig Meador. Ms. Frame requested that the study referred to by Dr. Orent regarding PV and the likelihood of blood clots be included in the record upon remand.

Mr. Miller stated a motion was required to remand this matter to the hearing officer, including the memorandum and agreed amendments. Mr. Mantas moved the board to do so. Mr. Phelan seconded the motion. Ms. Brown abstained. The motion passed.

Cambridge Market Update

Mr. McDonnell presented the market update.

Investment Reports

Mr. Simon presented the investment report and the investment actions taken by the FPPA staff. Mr. Bronson reviewed the liquid strategies asset classes. Mr. McDonnell presented additional information regarding benchmarks. Vice-Chair Torres provided an update on the Investment Committee meeting.

At this time, Mr. Feeley moved that the Board adjourn into executive session to discuss transactional matters relating to the Association's interest in its property known as 2 DTC, as allowed under Section 24-6-402(4)(a) of the Colorado Revised Statutes. Mr. Phelan seconded the motion. The motion passed.

The board returned to its regular meeting. Vice-Chair Torres stated no formal action was taken during the executive session.

Asset/Liability Study

Mr. Simon and Mr. McDonnell presented the Asset/Liability Study. Mr. Newton reviewed the risk profile of the Long-Term Pool. Mr. Martin reviewed the anticipated pacing plan for the private markets asset class.

Staff Reports

Mr. Slack presented the Executive Staff report. Mr. Slack and Mr. Lindahl provided an update on the Pension Review Commission meeting. Mr. Slack asked the board to RSVP for the board retreat and holiday reception.

Rulemaking Hearing

Mr. Sutherland reported that notices of the rulemaking hearing were given to each participating department at least 20 days prior to the hearing. The notices were also posted on the FPPA website. He further stated the notice requirements were met. Mr. Sutherland testified that drafts of the proposed rulemaking changes to the plan

rules and plan documents were posted on the website at least 20 days prior to the hearing. Mr. Sutherland presented the proposed rulemaking changes to the plan rules and plan documents, effective January 1, 2022.

Mr. Sutherland presented Resolution No. 2021-06, stating it is the adoption and amendment of FPPA Rules and Regulations and Statewide Hybrid Plan regulations and the Statewide Hybrid Plan document. Mr. Sutherland began by announcing that subsequent to the issuance of the Notice of Rulemaking, certain proposed rules amendments were revised, in part, in order to comply with applicable state and federal law. Specifically, FPPA Rules 102.02.01 and 102.02.02 regarding exempt Department Chiefs and Statewide Hybrid Plan Rule 3.07 were amended to clarify what exemptions are permitted by Department Chiefs under the cash or deferred arrangement rules of the Internal Revenue Code. Mr. Sutherland further announced that pursuant to FPPA Rule 702.02, the revised proposed rule amendments for FPPA Rules 102.02.01 and 102.02.02, Statewide Hybrid Plan Rule 3.07 would be available to the public beginning October 1, 2021 on the FPPA website or by contacting the FPPA legal department, and that public comments made in writing would be accepted on the revised rules through October 8, 2021. Mr. Sutherland continued reviewing the changes to FPPA Rules 102.02.01, 102.02.02, 102.02.03, 301.01, 303.041.1, 310.05(a), 403.09, 102.02.01, 102.02.02, 310.05(e)(i)(2), and the addition of FPPA Rule 310.09(f), 801.02(a) and (b), 801.03, 907.06, and 1004(e). Mr. Sutherland also went on to review changes to FPPA rules 310.10, 311.03(a), 402.01, 102.01.01, 102.01.02, 503.07, 503.08, 504.07, 505.08, 506.03, 506.06, 507.05, 507.13, 507.14, and 509.02, 509.03, 511.05, 511.05.01, 512.06, 516.04, 608.03, 704.03, 704.04(a) and (e), 704.06, and 706.044, and 507.02. Regarding the Statewide Hybrid Plan Rules and Regulations and the Statewide Hybrid Plan document, Mr. Sutherland reviewed changes to Statewide Hybrid Plan rules 3.07(c) and (d), 4.06 and 406(c), 12.03(d). Regarding the FPPA Rules and Regulations, the Statewide Hybrid Plan Rules and Regulations, and the Statewide Hybrid Plan Document, Mr. Sutherland offered amendments throughout, substituting gender-neutral pronouns for gender-specific pronouns, or articles or nouns, and modification to sentences for subjects to agree with predicates. Documents are contained in Exhibits A, B, and C to the Resolution, respectively.

Mr. Sutherland reviewed Resolution No. 2021-07 which is the adoption and amendment of the Statewide Money Purchase Plan Document. The changes are to repeal Articles I.1 (ff), V.3, V.4, and V.5; repeal and reenact Article V.2(c); and amend Articles III.6 and VIII.1. To amend Articles IV.4(c) and VI.8 to update references to the Internal Revenue Code, Treasury Regulations, and federal legislation. To amend Articles VI.1, VI.2 and VI.9(c). Mr. Sutherland offered amendments throughout, substituting gender-neutral pronouns for gender-specific pronouns, or articles or nouns, and modification to sentences for subjects to agree with predicates. Documents are contained in Exhibit A.

Mr. Sutherland reviewed Resolution No. 2021-08, the Adoption and Amendment of Colorado Springs New Hire Pension Plan Rules and Regulations which looks to amend CSNHPP Rules 1.01(jj), CSNHPP Rules 4.13 and 5.12, CSNHPP Rule 11.03(c), and CSNHPP Rule 13.03(c)(1). Mr. Sutherland offered amendments throughout,

substituting gender-neutral pronouns for gender-specific pronouns, or articles or nouns, and modification to sentences for subjects to agree with predicates. Documents are contained in Exhibit A.

Mr. Sutherland went on to review Resolution No. 2021-09, the Adoption and Amendment of Colorado Springs New Hire Pension Plan Document for Fire Component which would amend Article 4.08. Documents are contained in Exhibit A.

Mr. Sutherland went on to review Resolution No. 2021-10, Adoption and Amendment of Colorado Springs New Hire Pension Plan Document for Police Component which would amend Article 4.08. Documents are contained in Exhibit A.

Mr. Sutherland went on to review Resolution No. 2021-11, Amendment of the FPPA Multi-Employer Deferred Compensation Plan that would amend sections 2.04, 3.04, 6.04(d)(1)(E), and 7.02. Mr. Sutherland offered amendments throughout, substituting gender-neutral pronouns for gender-specific pronouns, or articles or nouns, and modification to sentences for subjects to agree with predicates. Documents are contained in Exhibit A.

Mr. Feeley stated that based on the information presented at the rule-making hearing, and on the record as a whole, he moved the board to adopt Resolution 2021-06 which sets forth amendments to the FPPA Rules and Regulations, the Statewide Hybrid Plan Regulations and the Statewide Hybrid Plan Document. Ms. Brown seconded the motion. The motion passed.

Mr. Feeley stated that based on the information presented at the rule-making hearing, and on the record as a whole, he moved the board to adopt Resolution 2021-07 which sets forth amendments to the Statewide Money Purchase Plan Document. Ms. Pacheco seconded the motion. The motion passed.

Ms. Pacheco stated that based on the information presented at the rule-making hearing, and on the record as a whole, she moved the board to adopt Resolution 2021-08 which sets forth amendments to the Colorado Springs New Hire Pension Plan Rules and Regulations. Mr. Feeley seconded the motion. The motion passed.

Ms. Pacheco stated based on the information presented at the rule-making hearing, and on the record as a whole, she moved the board to adopt Resolution 2021-09 which sets forth amendments to the Colorado Springs New Hire Pension Plan Document Fire Component. Mr. Hoehler seconded the motion. The motion passed.

Mr. Mantas stated that based on the information presented at the rule-making hearing, and on the record as a whole, he moved the board to adopt Resolution 2021-10 which sets forth amendments to the Colorado Springs New Hire Pension Plan Document Police Component. Mr. Hoehler seconded the motion. The motion passed.

Mr. Mantas stated that based on the information presented at the rule-making hearing, and on the record as a whole, he moved the Board to adopt Resolution 2021-

11 which sets forth amendments to the FPPA Multi-Employer Deferred Compensation Plan. Mr. Hoehler seconded the motion. The motion passed.

Securities Litigation Report

Mr. Miller presented the Securities litigation report.

Mr. Mantas moved the Board to adjourn into Executive Session to receive and discuss legal advice regarding the Boeing litigation and the Grand Canyon Education litigation as allowed under Section 24-6-402(4)(b) and (e) of the Colorado Revised Statutes. Ms. Pacheco seconded the motion. The motion passed.

The board returned to its regular meeting. Vice-Chair Torres stated no formal action was taken during the executive session.

Lombard & Clayton Contract

Mr. Lindahl presented and reviewed the Lombard & Clayton contract recommending the contract be renewed.

Mr. Mantas moved the Board to adopt the renewal of the contract for legislative services with Lombard & Clayton. Ms. Brown seconded the motion. The motion passed.

Chair's report

Ms. Frame presented a summary of the Audit Committee meeting. Ms. Brown moved the Board to adopt the priorities from the Audit Committee labeled 1, 3, 4, 5, and 6. Ms. Pacheco seconded the motion. The motion passed.

Vice-Chair Torres presented the resolution honoring Dave Bomberger. Ms. Pacheco moved the Board to adopt Resolution No. 2021-12, honoring David Bomberger for his service. Mr. Hoehler seconded the motion. The motion passed.

Mr. Slack reviewed the proposed 2022 board meeting dates and the dates agreed upon are:

- January 27
- March 3
- April 28
- June 1,2,3
- July 28
- August 31
- September 29
- November 3
- December 15

Executive Director Search

Ms. Pacheco presented the Ad Hoc Search Committee update.

Ms. Pacheco moved the Board to adjourn into executive session to discuss personnel matters as allowed under Section 24-6-402(4)(f) of the Colorado Revised Statutes with regard to the recruitment of a new Executive Director. Mr. Feeley seconded the motion. The motion passed.

The board returned to its regular meeting. Vice-Chair Torres stated no formal action was taken during the executive session.

At 12: 51 p.m., Vice-Chair Torres adjourned the meeting.