



INVESTED IN TOMORROW.

## PERA Board Meeting

PERA Building • Senator Fabian Chavez, Jr. Board Room  
33 Plaza La Prensa • Santa Fe, NM 87507

**Thursday, October 31, 2019**

9:00 a.m.

### AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Approval of Agenda
5. Approval of Consent Agenda
6. Current Business

#### *Board will recess to Executive Session*

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|---|---------------------------------------|--|
| <p><b>A.</b> Discussion with Counsel Regarding Pending Litigation:<br/><i>The Retired Public Employees of New Mexico, Inc. v The Public Employees Retirement Association of New Mexico Board; Wayne Propst, in his individual capacity, and Susan Pittard, in her individual capacity</i>, United States District Court for the District of New Mexico, Case No. 1:19-cv-00891.<br/><b>Reference: NMSA 1978, §10-15-1 (H) (7)</b></p> | <p>Discussion and Possible Action</p> | <p>Harvey Leiderman,<br/>PERA Board Fiduciary Counsel<br/>Al Park,<br/>PERA Board Litigation Counsel</p> |
| <p><b>B.</b> Discussion Regarding Limited Personnel Matters (Executive Director; General Counsel/Chief of Staff).<br/><b>Reference: NMSA 1978, §10-15-1 (H) (2)</b></p>   | <p>Discussion</p>                     | <p>Jackie Kohlasch;<br/>Harvey Leiderman,</p>  |
| <p><b>I.</b> Personnel Matter - Termination of PERA Executive Director, Wayne Propst</p>  | <p>Discussion</p>                     | <p>Items I-VII as Per<br/><b>Board Policy § 11.D.1.c</b></p>   |
| <p><b>II.</b> Personnel Matter - Termination of PERA Chief of Staff/General Counsel, Susan Pittard</p>  | <p>Discussion</p>                     | <p>Requested by Members:<br/>Claudia Armijo;</p>   |
| <p><b>III.</b> Personnel Matter - Placement of PERA Executive Director, Wayne Propst, on Paid Administrative Leave</p>  | <p>Discussion</p>                     | <p>Patricia French;<br/>Loretta Naranjo Lopez and<br/>Tim Eichenberg</p>                                 |
| <p><b>IV.</b> Personnel Matter - Placement of PERA Chief of Staff/General Counsel, Susan Pittard, on Paid Administrative Leave</p>  | <p>Discussion</p>                     |  |
| <p><b>V.</b> Personnel Matter - Temporary Appointment of PERA Deputy Director, Greg Trujillo, as Acting Executive Director.</p>   | <p>Discussion</p>                     |  |
| <p><b>VI.</b> Personnel Matter - Temporary Appointment of PERA Deputy General Counsel, Misty Schoeppner, as Acting General Counsel.</p>   | <p>Discussion</p>                     |  |

continued

**AGENDA continued**  
**Board in Executive Session**

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| <p><b>VII.</b> Disqualification of Charles Rennick and the Robles firm to serve as conflicts counsel in the pending RPENM v PERA litigation due to conflict of interest<br/><b>Reference: NMSA 1978, §10-15-1 (H) (7)</b></p> | <p>Action</p> | <p><b>Per Board Policy § 11.D.1.c</b></p> |
|---|---------------|---|

***Board will convene to Regular Session***

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| <p><b>1.</b> Vote by Board to terminate PERA Executive Director, Wayne Propst.</p>   | <p>Action</p> | <p>Items 1 - 6 as Per<br/><b>Board Policy § 11.D.1.c</b><br/>Requested by Members:<br/>Claudia Armijo;<br/>Patricia French;<br/>Loretta Naranjo Lopez and<br/>Tim Eichenberg</p> |
| <p><b>2.</b> Vote by Board to Terminate PERA Chief of Staff/General Counsel, Susan Pittard.</p>  | <p>Action</p> |  |
| <p><b>3.</b> Vote by Board to Placa PERA Executive Director, Wayne Propst on Paid Administrative Leave During Timeframe of the Resolution of the RPENM lawsuit.</p>              | <p>Action</p> |  |
| <p><b>4.</b> Vote by Board to Placa PERA Chief of Staff/General Counsel, Susan Pittard on Paid Administrative Leave During Timeframe of the Resolution of the RPENM lawsuit.</p> | <p>Action</p> |  |
| <p><b>5.</b> Vote by Board to Temporarily Appoint, PERA Deputy Director, Greg Trujillo, as Acting Executive Director.</p>  | <p>Action</p> |  |
| <p><b>6.</b> Vote by Board to Temporarily Appoint, PERA Deputy General Counsel, Misty Schoeppner, as Acting General Counsel.</p>   | <p>Action</p> |  |

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|---|------------------------|---|
| <p><b>C.</b> Consideration of Attorney General Directive to Review the 2014 10% Compensation Increase for the PERA Executive Director For Either Ratification or Rescission or other Appropriate Action Regarding Compensation.</p> | <p>Action</p>          | <p>Dr. Jackie Kohlasch,<br/>Board Chair</p>                               |
| <p><b>D.</b> Consideration of Personnel Matters (Executive Director; General Counsel/Chief of Staff)</p>  | <p>Possible Action</p> | <p>Dr. Jackie Kohlasch,<br/>Board Chair</p>                               |
| <p><b>E.</b> Acceptance of FY19 Actuarial Valuations</p>  | <p>Action</p>          | <p>John Garrett;<br/>Jonathon Craven;<br/>Cavanaugh Macdonald</p>         |
| <p><b>F.</b> Approval of Revised Board Policies &amp; Procedures</p>  | <p>Action</p>          | <p>Lawrence Davis,<br/>Rules &amp; Administration<br/>Committee Chair</p> |
| <p><b>G.</b> Task Force Consideration of COLA Suspension for Return to Work Employees</p>   | <p>Discussion</p>      | <p>Wayne Propst,<br/>Executive Director</p>                               |
| <p><b>H.</b> Election Process Discussion</p>  | <p>Discussion</p>      | <p>Jackie Kohlasch</p>  |
| <p><b>I.</b> Trustees Report on Educational Travel</p>  | <p>Informational</p>   |   |
| <p>1. Tim Eichenberg - CAPPP Part I and Part II</p>   |                        |   |
| <p>2. Lawrence Davis - CAPPP Part I and Part II</p>   |                        |   |
| <p>3. Jackie Kohlasch - 2019 Public Funds Forum</p>   |                        |   |
| <p>4. Loretta Naranjo Lopez - CAPPP Part II and IFEBP Annual Conference</p>   |                        |   |
| <p>5. Patricia French - Trustee Masters Program (TMP) and IFEBP Annual Conference</p>   |                        |   |
| <p>6. Claudia Armijo - IFEBP Annual Conference</p>  |                        |   |

**continued**

## AGENDA continued

J. Executive Director's Report

Informational

Wayne Propst,  
Executive Director

### 7. Adjournment

Any person with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact Trish Winter at 476-9305 at least one week prior to the meeting, or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact Ms. Winter if a summary or other type of accessible format is needed.



INVESTED IN TOMORROW.

**PERA Board Meeting  
October 31, 2019  
CONSENT AGENDA**

- 1. Approval of Minutes:** September 26, 2019 and October 8, 2019
- 2. Ratification of Retirements - Benefits processed through: 10/1/2019**
  - a. Normal
  - b. Deferred
  - c. Reciprocity to ERA
  - d. Non-Duty Death
  - e. Non-Duty Disability
  - f. Reciprocity to PERA
- 3. Affidavits for Free Military Service:**
  - a. Paul Garcia - 17 months
  - b. Eric Padilla - 12 months
  - c. Christopher Reynosa - 13 months
  - d. Anthony Vigil - 2 months
- 4. 2019 Candidate Contribution Reports for State, County and Retiree Elections**
- 5. Setting of Meetings: November 2019 Meetings**

a. Investment Committee	November 12, 2019	9:00 a.m.
b. Board Meeting	November 12, 2019	following Investment Committee
c. Disability Review Committee	November 12, 2019	2:00 p.m.

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