

**Montana Teachers' Retirement System  
Special Board Meeting**

**Teachers' Retirement Board Room – 1500 East 6<sup>th</sup> Avenue, Helena, MT  
August 8, 2018**

**BOARD MEMBERS PRESENT (by telephone)**

Kari Peiffer, Chairperson  
Scott Dubbs, Vice Chair  
Janice Muller, Member  
Daniel Trost, Member  
Jeff Greenfield, Member

**STAFF PRESENT**

Denise Pizzini, Legal Counsel  
Darla Fitzpatrick, Communications Officer  
Rex Merrick, IT Specialist

**OTHERS PRESENT (by telephone)**

Michael Kauffman, Drake Law Firm

**Call to Order**

Chairperson Kari Peiffer called the meeting to order at 3:05 p.m. via conference call. She stated the purpose of this special meeting was to approve or disapprove the Board's final decision in the contested case regarding E. Zabrocki's eligibility for retirement benefits.

In a contested case matter, no public comment is allowed, and it was confirmed that no further arguments would be heard from either party in this meeting. Chairperson Peiffer announced that Member Dan Chamberlin would not participate.

Roll call was taken of each voting board member, and TRS Board attorney Michael Kauffman also announced his presence on the call. TRS attorney Denise Pizzini and staff members Rex Merrick and Darla Fitzpatrick were present in the TRS Board Room at 1500 E 6<sup>th</sup> Avenue in Helena, Montana.

**Contested Case**

Chairperson Peiffer stated that at the August 3, 2018 meeting, the TRS Board had deliberated and orally announced its decision in this matter and had directed TRS Board attorney Michael Kauffman to provide a written, final order consistent with the Board's oral decision.

Chairperson Peiffer obtained verbal affirmation from each Board member and from TRS attorney Denise Pizzini that they had received a copy of the draft final order. Ms. Peiffer also stated the draft final order had been distributed to Mr. Zabrocki's attorney, Scott Svee.

Motion/Vote: Chairperson Peiffer requested a motion to approve or disapprove the final, written order. Member Jeff Greenfield moved to approve the order and Member Dan Trost seconded the motion. When provided an opportunity for further discussion, Vice Chair Scott Dubbs said he was comfortable voting on the order as written and Members Jeff Greenfield and Janice Muller agreed. Each member and Chairperson Peiffer then voted to approve the motion.

Chairperson Peiffer stated she would sign the final order on behalf of the Board and that Mr. Kauffman would distribute the decision to all parties involved.

### **Adjournment**

With no other business before the Board, Chairperson Peiffer requested a motion to adjourn.

Motion/Vote: Vice Chair Dubbs moved to adjourn the meeting and Member Greenfield seconded it. The motion was passed and the meeting was adjourned at 3:10 p.m.

Chairperson                                          /s/ Kari Peiffer                    

Executive Director                                  /s/ Shawn Graham