

**MINUTES OF MEETING
COUNTY EMPLOYEES RETIREMENT SYSTEM
BOARD OF TRUSTEES SPECIAL CALLED MEETING
SEPTEMBER 1, 2022 AT 2:00 P.M. ET
VIA LIVE VIDEO TELECONFERENCE**

At the special called meeting of the County Employees Retirement System Board of Trustees held on September 1, 2022 the following members were present: Betty Pendergrass (Chair), Dr. Patricia Carver, George Cheatham, Michael Foster, Dr. Merl Hackbart, Dr. Martin Milkman, William O'Mara, and Jerry Powell. Staff members present were CERS CEO Ed Owens, III, David Eager, Erin Surratt, Michael Board, Shaun Case, and Sherry Rankin. Others present included Ben Johnson, Joe Bowman, Eric Branco of Johnson Bowman Branco, LLP.

Ms. Pendergrass called the meeting to order.

Mr. Board read the Legal Public Statement.

Ms. Rankin took Roll Call.

There being no *Public Comment* submitted, Ms. Pendergrass introduced agenda item *Closed Session*. Mr. Foster made a motion and was seconded by Dr. Milkman to enter into closed session for the purpose of litigation. The motion passed unanimously.

Ms. Pendergrass read the following closed session statement, "A motion having been made in open session to move into a closed session for a specific purpose, and such motion having carried by majority vote in open, public session, the Board shall now enter closed session to consider litigation, pursuant to KRS 61.810(1)(c), because of the necessity of protecting the confidentiality of the Systems' litigation strategy and preserving any available attorney-client privilege." The meeting moved into closed session.

Ms. Pendergrass called the meeting back to open session. Ms. Pendergrass stated that she would entertain a motion. Mr. Cheatham made a motion stating that the CERS Board supports KPPA's compliance with Judge Shepherd's order to release the Calcaterra investigative report. Mr. Powell

seconded the motion. The motion passed unanimously.

Ms. Pendergrass opened the floor for a motion to adjourn. Mr. Hackbart made a motion and seconded by Mr. O'Mara to adjourn the meeting. The motion passed unanimously.

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CERTIFICATION

I do certify that I was present at this meeting, and I have recorded the above actions of the Trustees on the various items considered by it at this meeting. Further, I certify that all requirements of KRS 61.805-61.850 were met in conjunction with this meeting.


Recording Secretary

I, the Chair of the Board of Trustees of the County Employees Retirement System, do certify that the Minutes of Meeting held on September 1, 2022 were approved on September 14, 2022.


Chair of the Board of Trustees

I have reviewed the Minutes of the September 1, 2022 Board of Trustees Meeting for content, form, and legality.


Executive Director
Office of Legal Services