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Board of Trustees of City of Omaha Police and Fire Retirement System v. City of Omaha

Supreme Court of Nebraska - January 30, 2015 - N.W.2d - 289 Neb. 993

Board of trustees of city retirement system brought action against city, seeking declaratory judgment as to whether board had authority to retain an actuarial consultant and private legal counsel at city expense. The District Court entered summary judgment in favor of board. City appealed and petitioned to bypass the Court of Appeals.

The Supreme Court of Nebraska held that:

- Board had authority to hire actuarial consultant;
- Consultant was required to be paid by city; but
- Board lacked authority to hire private legal counsel unless there was a conflict of interest preventing city attorney from serving.

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