

**EDUCATION SERVICE CENTER REGION 10 RETIREMENT ASSET MANAGEMENT SERVICES
(RAMS) EMPLOYER GOVERNING BODY RESOLUTION**

A RESOLUTION OF THE GOVERNING BODY OF THE City of New Braunfels (“EMPLOYER”) APPROVING THE TERMS AND CONDITIONS OF AN INTERLOCAL AGREEMENT BETWEEN THE EMPLOYER AND EDUCATION SERVICE CENTER REGION 10 WHICH SPONSORS THE RETIREMENT ASSET MANAGEMENT SERVICES PROGRAM (“RAMS”) AUTHORIZING THE ESTABLISHMENT OR TAKEOVER OF ONE OR MORE PLANS AS SELECTED BELOW.

WHEREAS, the EMPLOYER has been presented a proposed Interlocal Agreement for one or more of the plans selected below, between Education Service Center Region 10 and the EMPLOYER; and

WHEREAS, the EMPLOYER, pursuant to the authority granted under Sections 791.001 to 791.029 of the Local Government Code, V.T.C.A., as amended, desires to participate in the described programs selected below sponsored by the Education Service Center Region 10 and in the opinion of the Employer participation in this program will be highly beneficial to the Employer and its employees; and

WHEREAS the EMPLOYER is eligible to sponsor the plans selected.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE EMPLOYER:

- (1) The Terms and Conditions of the Interlocal Agreement to join the ESC Region 10 Cooperative having been reviewed by the EMPLOYER and found to be acceptable and in the best interests of the Employer and its employees are hereby in all things approved; and (mark all applicable choices)

- (2) (a) X The GOVERNING BODY hereby establishes a 457(b) Plan for the exclusive benefit of the eligible employees of the Employer; or

(b) The GOVERNING BODY has a previously established 457(b) plan and hereby adopts the ESC Region 10 457(b) Cooperative Master Plan Document, agrees to invest the Plan funds in the ESC Region 10 457(b) Cooperative Trust and appoints the ESC Region 10 and the ESC Region 10 457(b) Cooperative Investment Advisory Committee to act on the Employer’s behalf in all matters involving the Plan, with the exception of specific provisions elected by the EMPLOYER regarding its Plan effective _____; and/or

- (3) (a) The GOVERNING BODY hereby establishes a 457(b) FICA Alternative Plan for the exclusive benefit of the eligible employees of the Employer; or

(b) The GOVERNING BODY has previously established a 457(b) FICA Alternative Plan and does hereby adopt the ESC Region 10 457(b) FICA Alternative Plan Document, the ESC Region 10 457(b) FICA Alternative Plan Trust and appoints the ESC Region 10 Investment Advisory Committee to act on the Employer’s behalf in all matters involving the Plan and Trust, with the exception of specific provisions elected by the EMPLOYER regarding its Plan effective _____ and/or _____

- (4) (a) The GOVERNING BODY hereby establishes the 401(a) Teacher/Employee Retention and Recruitment Plan (“TERRP”) or the exclusive benefit of the eligible employees of the Employer; or

(b) X The GOVERNING BODY has previously established a 401(a) defined contribution plan for the EMPLOYER and does hereby adopt the TERRP 401(a) Retirement Plan Document, the 401(a) TERRP Trust and appoints the ESC Region 10 Investment Advisory Committee to act on the Employer's behalf in all matters involving the Plan and Trust, with the exception of specific provisions elected by the EMPLOYER regarding its Plan effective _____
____; and/or

(5) The GOVERNING BODY hereby instructs that the assets of the selected plans above (if any) in which the applicable ESC Region 10 Trust was selected be moved from the current custodian or trustee to the applicable ESC Region 10 Trust at Matrix Trust as soon as is practical and that the administration of the Plan be moved from the current administrator to TCG Administrators, the third party administrator for the ESC Region 10 RAMS programs; and/or

(6) X The GOVERNING BODY does hereby adopt the Interlocal Agreement with Education Service Center Region 10 for Financial Wellness Services at the fee shown in such Interlocal Agreement; and/or

(7) The GOVERNING BODY hereby appoints the _____ City Manager (Job Title or Position), or his/her successor or his/her designee, as EMPLOYER Plan Administrator, and further authorizes him/her to implement and manage the EMPLOYER'S participation in the applicable Plans under the direction of the GOVERNING BODY; and

(8) The Employer's Plan Administrator is hereby authorized to execute the applicable ESC Region 10 RAMS interlocal agreements, contracts, and other legal documents on behalf of the EMPLOYER and to take whatever additional actions that are necessary to set up and maintain the participation of the EMPLOYER in the applicable ESC Region 10 RAMS programs and to maintain compliance with relevant regulations issued or as may be issued.

(9) This Resolution shall be effective immediately upon its passage.

Duly PASSED and APPROVED by the EMPLOYER'S GOVERNING BODY on this day:

Date Signed: _____

By: _____
Governing Body Mayor's Signature

Attest: _____

By: _____
Governing Body City Manager Signature

By: _____
Governing Body Secretary Signature