

RESOLUTION R-08-272

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, OF MANATEE COUNTY, FLORIDA, RESCINDING THE RESOLUTION OF THIS BOARD ADOPTED MAY 13, 1997 AND ADOPTING THIS RESOLUTION TO AUTHORIZE LOANS FROM THE ICMA RETIREMENT CORPORATION

**WHEREAS**, Manatee County has employees rendering valuable services; and

**WHEREAS**, the ICMA Retirement Corporation Deferred Compensation Plan was adopted as a benefit to these employees; and

**WHEREAS**, the Manatee County Deferred Compensation Plans are funded solely by employee contributions, and

**WHEREAS**, the participant employees could be allowed to receive loans from the employee's contributions to these plans, and

**WHEREAS**, Manatee County desires to conform to the ICMA Retirement Corporation Plan to permit employees participating in that plan to receive loans for all purposes, and

**WHEREAS**, such a loan program is offered and administered by ICMA Retirement Corporation.

**NOW, THEREFORE, BE IT RESOLVED** that the employer, Manatee County, hereby rescinds its prior Resolution of May 13, 1997 (copy attached and incorporated by reference herein) and further resolve that the employer, Manatee County, authorizes ICMA Retirement

to administer loans to the employees in accordance with the Loans Guidelines Agreement to be executed by County Administrator or designee.

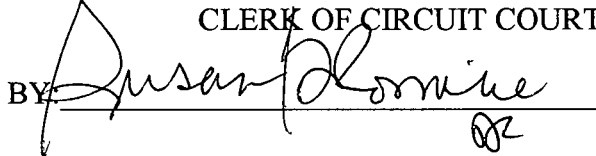
**ADOPTED**, with a quorum present and voting this 4<sup>th</sup> day of November 2008.

BY AND THROUGH ITS  
BOARD OF COUNTY COMMISSIONERS  
MANATEE COUNTY, FLORIDA

BY: 

JANE von HAHMANN  
CHAIRMAN

ATTEST: R. B. SHORE  
CLERK OF CIRCUIT COURT

BY:  02



ATTACHMENT D: SUGGESTED RESOLUTION A  
FOR A LEGISLATIVE BODY RELATING TO AMENDING A DEFERRED COMPENSATION PLAN

PAGE NO. 5113/97  
BOOK NO. 45-1831  
300791  
Employer Plan Number (10)

Name of Employer: Manatee County Government State: Florida

Resolution of the above named Employer ("Employer")

WHEREAS, the Employer has employees rendering valuable services; and

WHEREAS, the Employer has established a deferred compensation plan for such employees that serves the interest of the Employer by enabling it to provide reasonable retirement security for its employees, by providing increased flexibility in its personnel management system, and by assisting in the attraction and retention of competent personnel; and

WHEREAS, the Employer has determined that the continuance of the deferred compensation plan will serve these objectives; and

WHEREAS, amendments to the Internal Revenue Code have been enacted that require changes to the structure of and allow enhancements of the benefits of the deferred compensation plan:

NOW THEREFORE BE IT RESOLVED that the Employer hereby amends and restates the deferred compensation plan (the "Plan") in the form of: (Select one)

- ☒ The ICMA Retirement Corporation Deferred Compensation Plan and Trust
- ☐ The Plan and Trust provided by the Employer (executed copy attached hereto).

BE IT FURTHER RESOLVED that the assets of the Plan shall be held in trust, with the Employer serving as trustee, for the exclusive benefit of the Plan participants and their beneficiaries, and the assets shall not be diverted to any other purpose. The Trustee's beneficial ownership of Plan assets held in the ICMA Retirement Trust shall be held for the further exclusive benefit of the Plan participants and their beneficiaries;

BE IT FURTHER RESOLVED that the Plan: (Select one)

- ☐ Will permit loans
- ☒ Will not permit loans

BE IT FURTHER RESOLVED that the Employer hereby agrees to serve as trustee under the Plan.

I, R.O. SHORE, Clerk of the (City, County, etc.) of Manatee County, do hereby certify that the foregoing resolution, proposed by (Council Member, Trustee, etc.) \_\_\_\_\_, was duly passed and adopted in the (Council, Board, etc.) of the (City, County, etc.) of Manatee at a regular meeting thereof assembled this 15th day of May, 19 97 by the following vote:

AYES: 2  
NAYS: 2  
ABSENT: 0  
(Seal)

R.O. SHORE  
CLERK OF CIRCUIT COURT  
POSITIVE DEPUTY CLERK

Clerk of the (City, County, etc.)

Mail in the enclosed postage-paid envelope or to:  
ICMA Retirement Corporation • Attention: Implementation Analyst  
777 North Capitol Street NE • Washington, DC 20002-4240

1538

545-1831

This page is perforated for your convenience.