

RESOLUTION NO. 08/09-18

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE
PERALTA COMMUNITY COLLEGE DISTRICT AUTHORIZING
THE 403(b) TAX DEFERRED ANNUITY PROGRAM
TO ADOPT PLANWITHEASE.COM**

WHEREAS, the Peralta Community College District (the "District") has established a retirement plan (the "Plan") under Section 403(b) of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, the Internal Revenue Service has issued final regulations under Section 403(b) of the Code that would, in relevant part, require the District to assume oversight functions in connection with the Plan, including administrative functions, to ensure compliance with Section 403(b) of the Code and the regulations thereunder; and

WHEREAS, ING Life Insurance and Annuity Company ("ILIAC") offers administrative services through planwithease.comSM for 403(b) programs sponsored by public educational institutions and organizations exempted from federal taxation under Section 501(c)(3) of the Code (the "Services"); and

WHEREAS, the District wishes to engage ILIAC to provide administrative services in connection with the Plan;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Peralta Community College District hereby authorizes the District to enter into an agreement with ILIAC under which ILIAC will provide administrative services through planwithease.com in connection with the Plan.

Effective Date: This Resolution shall take effect immediately upon its passage and adoption.

I hereby certify that the foregoing Resolution was passed and adopted by the Board of Trustees of the Peralta Community College District at a regular meeting thereof duly held on November 18, 2008, by a majority vote of all of its members.

Adopted by the following votes:

AYES:

NOES:

ABSENT:

ABSTAIN:

BOARD OF TRUSTEES OF THE
PERALTA COMMUNITY COLLEGE DISTRICT

BY _____
President

ATTEST:

Clerk of the Board

RESOLUTION NO. 08/09-19

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE
PERALTA COMMUNITY COLLEGE DISTRICT AUTHORIZING
THE PLAN ADMINISTRATOR FOR
THE 457 DEFERRED COMPENSATION PLAN**

WHEREAS, the Peralta Community College District (the "District") has established a deferred compensation plan (the "Plan") under Section 457 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, the Internal Revenue Service has issued final regulations under Section 457 of the Code that would, in relevant part, require the District to assume oversight functions in connection with the Plan, including administrative functions, to ensure compliance with Section 457 of the Code and the regulations thereunder; and

NOW, THEREFORE, BE IT RESOLVED that effective January 1, 2009 the Board of Trustees of the District shall reestablish a deferred compensation plan intended to meet the requirements of Section 457 of the Internal Revenue Code of 1986, as amended, and the requirements of applicable state and/or local law, and the Plan, as adopted by the Board, shall be known as "The Peralta Community College District 457 Plan".

Effective Date: This Resolution shall take effect immediately upon its passage and adoption.

I hereby certify that the foregoing Resolution was passed and adopted by the Board of Trustees of the Peralta Community College District at a regular meeting thereof duly held on November 18, 2008, by a majority vote of all of its members.

Adopted by the following votes:

AYES:

NOES:

ABSENT:

ABSTAIN:

BOARD OF TRUSTEES OF THE
PERALTA COMMUNITY COLLEGE DISTRICT

BY _____
President

ATTEST:

Clerk of the Board

RESOLUTION NO. 08/09-24

**RESOLUTION TO ADOPT A WRITTEN PLAN
FOR PUBLIC SCHOOL 403(b)
TAX DEFERRED ANNUITY PROGRAMS**

WHEREAS, the Peralta Community College District (the "District") has established a retirement plan (the "plan") under Section 403(b) of the Internal Revenue Code of 1986, as amended (the "Code");

WHEREAS, the Internal Revenue Service has issued final regulations under Section 403(b) of the Code that would, in relevant part, require the District to adopt a written plan to ensure compliance with Section 403(b) of the Code and the regulations thereunder;

BE IT RESOLVED THAT that effective January 1, 2009, the Board of Trustees (the "Board" for the District authorizes the Peralta Community College District to adopt the ING 403(b) Plan for a Public School attached hereto.

BE IT FURTHER RESOLVED THAT the Board authorizes the school business official of the District to execute the ING 403(b) Plan for a Public School attached hereto.

I hereby certify that the foregoing Resolution was passed and adopted by the Board of Trustees of the Peralta Community College District at a regular meeting thereof duly held on November 18, 2008, by a majority vote of all of its members.

Adopted by the following votes:

AYES:

NOES:

ABSENT:

ABSTAIN:

**BOARD OF TRUSTEES OF THE
PERALTA COMMUNITY COLLEGE DISTRICT**

BY _____
President

ATTEST:

Clerk of the Board

Neither ING nor its affiliated companies or representatives offer legal or tax advice. Note that this specimen resolution is offered to assist you and your plan's counsel in adopting a written 403(b) plan document for your 403(b) tax deferred annuity program. Modifications to the specimen resolution may be needed to meet your particular retirement plan objectives.