

COUNCIL OF THE CITY OF ABERDEEN
Resolution No. 15-R-10

Introduced By:	Mayor Patrick L. McGrady
Date Introduced:	December 21, 2015
Date Adopted:	December 21, 2015
Date Effective:	December 21, 2015

RESOLUTION NO. 15-R-10

**A RESOLUTION FOR THE PURPOSE OF
AMENDING THE CITY OF ABERDEEN POLICE DEPARTMENT
PENSION PLAN WITH A SEVENTH AMENDMENT**

1 **WHEREAS**, the Mayor and City Council of the City of Aberdeen adopted the City of
2 Aberdeen Police Department Pension Plan (the “Plan”) effective January 1, 2000; and
3

4 **WHEREAS**, Section 9.1 of the Plan provides that the City shall have the right to amend
5 the Plan at any time.
6

7 **NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council that the
8 City shall amend the Aberdeen Police Department Pension Plan with the Seventh
9 Amendment as attached hereto as **Exhibit A**.

10
11 **BE IT FURTHER RESOLVED** that this Resolution shall take effect from the date of its
12 adoption.
13

EXHIBIT A

**SEVENTH AMENDMENT TO THE
CITY OF ABERDEEN POLICE DEPARTMENT PENSION PLAN**

Section 8.6 of the Plan shall be amended to read as follows:

8.6 RETIREMENT PLAN COMMITTEE

The Retirement Plan Committee shall serve as Administrator. Except to the extent that the City has retained any power or authority, or allocated duties and responsibilities to another fiduciary, said Committee shall have full power and authority to administer and operate the Plan in accordance with its terms and in particular the authority contained in Sections 53 through Section 61, and, in acting pursuant thereto, shall have full power and authority to deal with all persons in any matter directly connected with the Plan, including, but not limited to, the Trustees, other fiduciaries, insurance companies, investment advisors, other advisors and specialists, Participants, Beneficiaries and their representatives, in accordance with the following provisions:

(a) Individuals serving on the Committee

The Committee shall consist of those individuals who hold the following positions in the employment of the City:

- (1) City Manager;
- (2) Director of Finance;
- (3) Human Resources Administrator;
- (4) Sworn police officer; and
- (5) Sworn police officer.

The Committee members who serve the City as sworn police officers shall be selected by the Committee based on the recommendations of the Chief of Police of the City.

(b) Compensation, acceptance of duties and responsibilities

Subject to his or her right to resign at any time, each member of the Committee shall serve without compensation at the pleasure of the City, and the City may appoint, and may revoke the appointment of, additional members to serve with the Committee as may be determined to be necessary or desirable from time to time. Each member of the Committee, by accepting appointment to the Committee, shall thereby be deemed to have accepted all of the duties and responsibilities of such appointment, and to have agreed to the faithful performance of his or her duties thereunder.

1
2 (c) **Organization; voting**
3

4 (1) The Committee shall adopt such formal organization and method
5 of operation as it shall deem desirable for the conduct of its affairs.
6


7 (2) The Committee shall act as a body, and the individual members of
8 the Committee shall have no powers and duties as such, except as
9 provided herein.
10

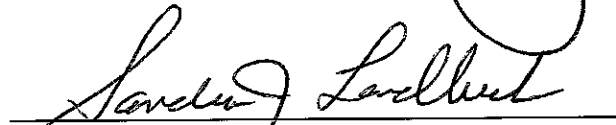
11 (3) The Committee shall act by vote of a majority of its members at
12 the time in office (other than those disqualified from voting
13 pursuant to Section 8.5(g), either at a meeting or in writing without
14 a meeting.
15

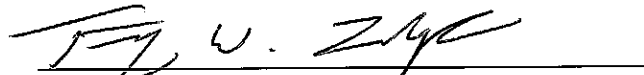
16 (d) **Decisions final**
17

18 Except as set forth in Section 8.12, the determination of the Committee on any
19 matter pertaining to the Plan within the powers and discretion granted to it shall
20 be final and conclusive on the City, the Trustees, all Participants and beneficiaries
21 and all those persons dealing in any way or capacity with the Plan.

COUNCIL OF THE CITY OF ABERDEEN



Patrick L. McGrady, Mayor

Sandra J. Landbeck, Councilwoman

Timothy W. Lindecamp, Councilman

Melvin T. Taylor, Councilman

Vacant

ATTEST:

SEAL:



Monica A. Correll, City Clerk

Date: December 21, 2015