

# COUNCIL COMMUNICATION

## RESOLUTION TO APPROVE INTERNAL REVENUE CODE SECTION 125 CAFETERIA PLAN

**Manager's Recommendation:** Approval of the resolution as follows:

Council \_\_\_\_\_ offered and moved adoption of the following resolution:

WHEREAS, the City Council of the City of Saginaw deem it to be in the best interest of its employees and officers to adopt, amend or restate its Cafeteria Plan under Section 125 of the Internal Revenue Code of 1986, as amended; and

NOW, THEREFORE BE IT RESOLVED, that City Council hereby adopts and approves this Cafeteria Plan as amended and restated to become effective as of April 1, 2009, pursuant to the Adoption Agreement and Cafeteria Plan which are attached hereto;

BE IT FURTHER RESOLVED, that the City Manager of the City of Saginaw shall have the authority to:

- a. Execute this Adoption Agreement and Amended Cafeteria Plan, and other documents and agreements as may be necessary to implement the Plan;
- b. Appoint a Plan Administrator for such Plan, and change such administrators from time to time with the approval of the City Council;
- c. Contract with BASIC to provide assistance to the Plan Administrator in establishing and maintaining such Plan; and

BE IT FURTHER RESOLVED, that the Clerk of the City of Saginaw is directed to enter a copy of this Adoption Agreement and this Cafeteria Plan, as amended, Into the records of this institution, and into the minutes of this meeting.