

1 EXHIBIT 1  
2 RESOLUTION NO. 2019 -  
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5 A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF  
6 THE CITY OF HALLANDALE BEACH, FLORIDA, APPROVING  
7 AMENDMENT NO. 1 TO THE ICMA-RC GOVERNMENTAL  
8 MONEY PURCHASE PLAN & TRUST ADOPTION AGREEMENT  
9 FOR PLAN 3 (#10-9738); AND PROVIDING AN EFFECTIVE DATE.  
10

11 **WHEREAS**, the City of Hallandale Beach has adopted and maintains a Governmental  
12 Money Purchase Plan & Trust, administered by ICMA Retirement Corporation in accordance with  
13 Section 401(a) of the Internal Revenue Code, designated as "Plan No. 10-9738" or "Plan 3",  
14 (hereinafter referred to as the "401(a) Plan" or "Plan") for the benefit of certain City management  
15 employees and their beneficiaries; and

16 **WHEREAS**, the terms of the 401(a) Plan are set forth in certain documents captioned  
17 "ICMA-Retirement Corporation Governmental Money Purchase Plan & Trust" and "ICMA-  
18 Retirement Corporation Money Purchase and Trust Adoption Agreement"; and

19 **WHEREAS**, under the existing 401(a) Plan, the City makes specified mandatory  
20 contributions to the Plan and participating employees make specified mandatory contributions to  
21 the Plan; and

22 **WHEREAS**, the City intends to join the Florida Retirement System ("FRS") for general  
23 employees on January 1, 2020, or soon thereafter as administratively feasible; and

24 **WHEREAS**, the City has determined that it is in the best interest of the City and its  
25 employees that all members of the 401(a) Plan enroll in FRS, that participation in the 401(a) Plan  
26 be frozen, that all employer and employee contributions to the 401(a) Plan cease as of the date  
27 the City joins FRS, and that employees who are participating in the 401(a) Plan on the date the  
28 City joins FRS be allowed to maintain their existing accounts in the 401(a) Plan and continue to  
29 manage their Plan account investments until they retire or terminate City employment; and

30 **WHEREAS**, it is necessary to amend the 401(a) Plan documents in order to freeze  
31 participation in the Plan, cease future City and employee contributions, and allow employees who

are participating in the 401(a) Plan on the date the City joins FRS to maintain their existing accounts in the 401(a) Plan and continue to manage their existing Plan account investments until they retire or terminate City employment; and

**WHEREAS**, the Mayor and City Commission have determined that the adoption of this Resolution is in the best interest and the City and its employees.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, THAT:**

**SECTION 1.** The foregoing "Whereas" clauses are confirmed as true and incorporated herein.

**SECTION 2.** The Mayor and City Commission hereby approve Amendment No. 1 to the ICMA-Retirement Corporation Governmental Money Purchase Plan & Trust, Adoption Agreement for Plan 3 (#10-9738), as set forth in Exhibit A, which is attached hereto and incorporated by reference herein.

**SECTION 3. Effective Date.** This Resolution shall take effect immediately upon its passage and adoption.

APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

By: \_\_\_\_\_  
JOY D. ADAMS  
MAYOR

SPONSORED BY: CITY ADMINISTRATION  
ATTEST:

\_\_\_\_\_  
JEMORGEN GUILLEN, CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY AND FORM:

\_\_\_\_\_  
JENNIFER MERINO, CITY ATTORNEY

74  
75 **EXHIBIT A**  
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77 **CITY OF HALLANDALE BEACH**  
78 **AMENDMENT NO. 1 TO THE**  
79 **ICMA RETIREMENT CORPORATION**  
80 **GOVERNMENTAL MONEY PURCHASE PLAN AND TRUST**  
81 **ADOPTION AGREEMENT**  
82 **FOR PLAN 3 (#10-9738)**  
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85 This is the First Amendment to the ICMA Retirement Corporation Governmental Money Purchase  
86 Plan and Trust Adoption Agreement for Plan 3 (#10-9738), most recently restated effective October 1, 2015  
87 (hereinafter referred to as "Adoption Agreement").  
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89 The Adoption Agreement is hereby amended as follows:  
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- 91 1. Section VI. "Contribution Provisions" is hereby amended as follows:  
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94 **VI. CONTRIBUTION PROVISIONS**  
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96 **A. Employer Contributions.**  
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100 Effective January 1, 2020 or such later date that the Employer joins the Florida  
101 Retirement System, the Employer shall contribute on behalf of each Participant  
102 0% of Earnings for the Plan Year.  
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104 **B. Mandatory Participant Contributions.**  
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108 Effective January 1, 2020 or such later date that the Employer joins the Florida  
109 Retirement System, a Participant is required to contribute 0% of Earnings for the  
110 Plan Year.  
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- 112  
113 2. Section V. "Eligibility Requirements" is hereby amended as follows:  
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116 **V. ELIGIBILITY REQUIREMENTS**  
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120 Effective January 1, 2020 or such later date that the Employer joins the Florida  
121 Retirement System, participation in the Plan shall be frozen, and no employees who  
122 are not participating in the Plan on such date shall be eligible to participate in the  
123 Plan. Employees who are participating in the Plan on such date shall maintain their  
124 existing accounts in the Plan and continue to manage their Plan account investments  
125 until they retire or terminate City employment, in accordance with the Plan.