



**City of Rochester Hills  
AGENDA SUMMARY  
NON-FINANCIAL ITEMS**

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**Legislative File No: 2010-0497**

**TO: Mayor and City Council Members**

**FROM: Keith Sawdon, Director of Finance**

**DATE: December 6, 2010**

**SUBJECT: Restatement of the City's Group Pension Plan Document**

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**REQUEST:**

We are requesting that the attached December 6, 2010 Restatement of the City of Rochester Hills Group Pension Plan Document be adopted by City Council.

**BACKGROUND:**

As some of you may or may not know, the City of Rochester Hills Group Pension Plan ("the Plan") was established and is administered as a qualified governmental defined contribution (DC) pension plan under section 401 of the Internal Revenue Code, as amended ("IRC" or "Code") and is a tax-exempt Plan under section 501 of the IRC. In order to have a *qualified* governmental (DC) pension plan, it is important that our Plan Document be up to date with changes to state and federal law as well as Internal Revenue Code.

From time to time the Plan Document is reviewed to ensure that it conforms to all state and federal law as well as agreements that the City may have with its employee groups. A recent law changes (Heroes Earnings Assistance and Relief Tax Act of 2008 (HEART ACT)) prompted our review of our current Plan Document and it was determined that a minor change was needed to bring our plan document up to date.

The required amendment is located on page 20 Section 6.2 (c) and incorporates the change needed to bring our plan document into conformance with the above mentioned Act.

**RECOMMENDATION:**

We are recommending that the attached December 6, 2010 Restatement of the City of Rochester Hills Group Pension Plan Document, as presented, be adopted by City Council.

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<b>APPROVALS:</b>	<b>SIGNATURE</b>	<b>DATE</b>
<b>Department Review</b>		
<b>Department Director</b>		
<b>Mayor</b>		
<b>City Council Liaison</b>		