

RESOLUTION NO. 2009-20

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE AMENDMENT AND RESTATEMENT OF THE RETIREMENT
PLAN VIA ADOPTION OF VALIC GOVERNMENTAL VOLUME SUBMITTER PLAN**

WHEREAS, the City of Elk Grove (hereinafter, the "employer"), previously established the City of Elk Grove Self-Directed Tax Advantaged Retirement System (STARS) Retirement Plan (hereinafter, the "Plan") for the exclusive benefit of its employees and their beneficiaries, which Plan was originally effective as of July 1, 2002; and

WHEREAS, the Employer retained the power to amend and/or terminate the Plan; and

WHEREAS, the IRS has issued final regulations which impact the current plan agreement.

NOW, THEREFORE, BE IT RESOLVED that the Employer hereby amends and restates that Plan, effective January 1, 2009, by adopting the document titled "The Variable Annuity Life Insurance Company (VALIC) Governmental Volume Submitter Plan," in the form and substance as the document heretofore presented to the governing body of the Employer; and

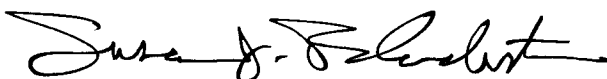
BE IT FURTHER RESOLVED, that the City Manager or her designee be authorized and directed to: (i) execute the adoption agreement to the VALIC Governmental Volume Submitter Plan document as approved; (ii) execute all other documents and to do all other things as may be necessary or appropriate to make the VALIC Governmental Volume Submitter Plan document effective January 1, 2009, including the execution of any amendments required by the Internal Revenue Service in order to continue and maintain the qualified and exempt status of the Plan; and (iii) execute any other documents required to obtain reliance on advisory letters issued to the VALIC Governmental Volume Submitter Plan by the Internal Revenue Service.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 28th day of January 2009.




PATRICK HUME, MAYOR of the
CITY OF ELK GROVE

ATTEST:



SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2009-20**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

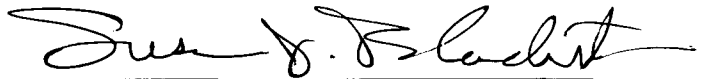
I, Susan J. Blackston, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on January 28, 2009 by the following vote:

AYES : COUNCILMEMBERS: *Hume, Scherman, Cooper, Davis, Detrick*

NOES: COUNCILMEMBERS: *None*

ABSTAIN : COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*



***Susan J. Blackston, City Clerk
City of Elk Grove, California***