

RESOLUTION _____

BE IT RESOLVED by the Mayor and City Council of the city of Lexington, Nebraska:

1. That pursuant to the power granted under Section 15.6(b) of The Money Accumulation Pension Plan for Employees of the City of Lexington, and Section 19-3501(1) of the Revised Statutes of Nebraska, First National Bank of Omaha, of Omaha, Nebraska, is hereby removed as Trustee of said Plan, effective October 1, 2011.
2. That pursuant to the power granted under Section 12.10(b) on the City of Lexington, Nebraska Police Officers' Pension Plan and Section 16-1004(2) of the Revised Statutes of Nebraska, First National Bank of Omaha is hereby removed as Trustee of said Plan, effective October 1, 2011.
3. That pursuant to the power granted under 8.7(b) of the LVFD Service Award Program, OFI Trust Company, is hereby removed as Trustee of Plan, effective October 1, 2011.
4. That Union Bank & Trust Company is hereby appointed to serve as successor Trustee of each of the aforesaid Plans, effective October 1, 2011.
5. That each of the aforesaid Plans are hereby deemed amended, as appropriate, to name Union Bank & Trust Company as successor Trustee of the Plan, effective October 1, 2011.
6. That the Mayor and appropriate officers of the City of Lexington, Nebraska shall be, and they hereby are, authorized to do any and all things, including the execution of any document or amendment which may be necessary or appropriate to establish and administer the aforesaid Plans, including such actions as may be necessary or appropriate to achieve and maintain qualification of The Money Accumulation Pension Plan for Employees of the City of Lexington and the Nebraska Police Officers' Pension Plan under Section 401(a) of the Internal Revenue Code of 1986, as amended.

PASSED AND APPROVED this 26th day of July, 2011.

John Fagot, Mayor

ATTEST:

Pamela Berke, Deputy City Clerk