

**RESOLUTION NO. 02-26**

A RESOLUTION ADOPTING AMENDMENTS TO THE CITY OF LEXINGTON, NEBRASKA POLICE OFFICERS' PENSION PLAN AND THE MONEY ACCUMULATION PENSION PLAN FOR EMPLOYEES OF THE CITY OF LEXINGTON, NEBRASKA REGARDING IRS TAX QUALIFICATIONS:

1. Adoption of Amendment of the City of Lexington, Nebraska Police Officers' Pension Plan: NOW, BE IT RESOLVED, that the City shall amend and it hereby does adopt an amendment of the City of Lexington, Nebraska Plan and Trust (the "Plan"), in the form of the Plan amendment attached hereto and by this reference fully incorporated herein. The purpose of said amendment is to adopt the amendments required for tax-qualified retirement plans under the Economic Growth and Tax Relief Reconciliation Act of 2001, and to adopt Internal Revenue Service model amendments relating to the minimum distribution requirements of Internal Revenue code Section 401(a)(9).
  
2. Adoption of Amendment of the Money Accumulation Pension Plan for Employees of the City of Lexington: NOW, BE IT RESOLVED, that the City shall amend and it hereby does adopt an amendment of the Money Accumulation Pension Plan for Employees of the City of Lexington (the "Plan"), in the form of the Plan amendment attached hereto and by this reference fully incorporated herein. The purpose of said amendment is to adopt the amendments required for tax-qualified retirement plans under the Economic Growth and Tax Relief Reconciliation Act of 2001, and to adopt Internal Revenue Service model amendments relating to the minimum distribution requirements of Internal Revenue code Section 401(a)(9).
  
3. Authorizations: NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Mayor and other appropriate elected officials and officers of the City of Lexington shall be, and they hereby are, authorized to do all things necessary to carry out and accomplish the foregoing Resolutions, including the execution of any document or amendment which may be necessary or appropriate to amend and administer the aforesaid Plans, including such actions as may be necessary or appropriate to achieve and maintain qualification of the aforesaid Plans under Section 401(a) of the Internal Revenue Code of 1986, as amended.

PASSED AND APPROVED THIS 30th DAY OF December, 2002.



CITY OF LEXINGTON, NEBRASKA

By: *John S. Fyke*

Its: Mayor

By: *Shirley Lewis*

Its: Deputy City Clerk