

RESOLUTION

**Pelion Benefits, Inc.
Cycle 3 Reinstatement of Qualified Retirement Plan**

WHEREAS, the City of Manitowoc (“Employer”) has maintained the City of Manitowoc 401a Special Pay Plan (“Plan”) of Pelion Benefits, Inc. since April 1, 2014 for the benefit of eligible employees; and

WHEREAS, the Employer desires to affirm the appointment of Pelion Benefits, Inc. Vint C. Butler as Trustee of the Plan, and Employer is restating the above-referenced Plan to comply with the requirements of the 2017 IRS Cumulative List (IRS Notice 2017-37), the American Taxpayer Relief Act of 2012, the Tax Cuts and Jobs Act of 2017 and other applicable guidance (collectively referred to herein as the Cycle 3 restatement); and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Manitowoc, Wisconsin, the Employer adopts the attached City of Manitowoc 401a Special Pay Plan documents as the complete Cycle 3 restatement of the prior Plan, effective January 1, 2022.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized to execute the restated Plan document and the performance of any other actions necessary to implement the adoption of the Cycle 3 Plan restatement, with the Employer to act as administrator of the Plan and will be responsible for performing all actions necessary to carry out the administration of the Plan. The Employer may designate any other person or persons to perform the actions necessary to administer the Plan, and shall provide Plan participants with a summary of the Plan provisions following adoption of the restated Plan.

INTRODUCED _____ ADOPTED _____

APPROVED _____
Justin M. Nickels, Mayor

This resolution was drafted by Anthony S. Wachewicz III, Interim City Attorney

Fiscal Impact: N/A
Funding Source: N/A
Finance Director Approval: /ASW
Approved as to form: /ASW