

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution No.: -----

- a. Approving the creation of the Monterey County Defined Contribution 401(a) Plan Administrative Committee; and,)
- b. Approving and adopting the proposed Bylaws of the Monterey County Defined Contribution 401(a) Plan Administrative Committee; and,)
- c. Approving and authorizing the Monterey County Defined Contribution 401(a) Plan Administrative Committee, acting as the Plan Sponsor or designee, to execute a non-standard agreement with Nationwide Retirement Solutions, Inc. for the provision of non-discretionary recordkeeping and administrative services for a Section 401(a) Plan including future amendments; and,)
- d. Approving and authorizing the Monterey County Defined Contribution 401(a) Plan Administrative Committee, acting as the Plan Sponsor or designee, to execute any initial and future documents required to establish and maintain the Monterey County Defined Contribution 401(a) Plan; and,)
- e. Authorizing and directing the Auditor-Controller's Office to implement the Monterey County Defined Contribution 401(a) Plan contributions.)

WHEREAS, on July 20th and July 27th Board of Supervisors approved the multiyear agreements with the Public Defenders Association (Unit D), Prosecutors Association (Unit E), County Counsel Employee Association (Unit G) and the Probation Association (Units M & N); and,

WHEREAS, as part of negotiations these employee groups negotiated contributions to a Defined Contribution 401(a) Plan for each and all employees in these employee groups effective January 2022; and,

WHEREAS, the Board of Supervisors must approve the creation of the Monterey County Defined Contribution 401(a) Plan Administrative Committee; and,

WHEREAS, the Human Resources Department has developed the bylaws to establish the governing authority of the Monterey County Defined Contribution 401(a) Plan Administrative Committee, which will serve as the Plan Sponsor; and,

WHEREAS, the initial committee will consist of seven (7) voting members and will oversee the operations and administration of the Monterey County Defined Contribution 401(a) Plan; and,

WHEREAS, the committee makeup may change as new employee groups join the Monterey County Defined Contribution 401(a) Plan; and,

WHEREAS, the Monterey County Defined Contribution 401(a) Plan Administrative Committee, acting as the Plan Sponsor or designee, will execute any initial and future documents required to establish and maintain the Monterey County Defined Contribution 401(a) Plan;

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Supervisors in and for the County of Monterey does hereby:

- a. Approve the creation of the Monterey County Defined Contribution 401(a) Plan Administrative Committee; and,
- b. Approve and adopt the proposed bylaws of the Monterey County Defined Contribution 401(a) Plan Administrative Committee; and,
- c. Approve and authorize the Monterey County Defined Contribution 401(a) Plan Administrative Committee, acting as the Plan Sponsor or designee, to execute a non-standard agreement with Nationwide Retirement Solutions, Inc. for the provision of non-discretionary recordkeeping and administrative services for a Section 401(a) Plan for the term January 1, 2022 through March 31, 2024, including the option to extend the agreement for up to two (2) additional one (1) year periods, at the annualized compensation rate of 0.025% (2.5 basis points) of the Plan's account value held by Nationwide; and,
- d. Authorize the Monterey County Defined Contribution 401(a) Plan Administrative Committee, acting as the Plan Sponsor or designee, to sign future amendments to the agreement where the amendments do not significantly change the scope of work or cause an increase in the agreement rates of more than ten percent (10%); and
- e. Approve and authorize the Monterey County Defined Contribution 401(a) Plan Administrative Committee acting as the Plan Sponsor or designee to execute any initial and future documents required to establish and maintain the Monterey County Defined Contribution 401(a) Plan; and,
- f. Authorize and direct the Auditor-Controller's Office to implement the Monterey County Defined Contribution 401(a) Plan contributions; and;
- g. Authorize and direct the County Administrative Officer or designee, and County Counsel, or designee, to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution.

PASSED AND ADOPTED on this _____ day of _____, 2021, by the following vote, to wit:

AYES:

NOES:

ABSENT:

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof Minute Book _____, on

_____.

Dated: Valerie Ralph, Clerk of the Board of Supervisors,
County of Monterey, State of California.

By _____
, Deputy