



RESOLUTION NO. 20160726-03

A RESOLUTION AMENDING TEXAMERICAS CENTER 457 PLAN FOR EMPLOYEES

WHEREAS, TexAmericas Center is a political subdivision of the State of Texas with the powers and authorities specified in Chapter 3503 of the Special District Local Laws Code of the State of Texas; and

WHEREAS, TexAmericas Center has previously adopted the TexAmericas Center 457 Plan for its Employees; and

WHEREAS, TexAmericas Center has also previously adopted a TexAmericas Center 401(a) Plan for its Employees; and

WHEREAS, it is necessary to amend the TexAmericas Center 457 Plan for its Employees to delete from the Plan, Section 3.03 regarding matching contributions to the 457 Plan as now such matching contributions are made into the TexAmericas Center 401(a) Plan;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors that the amendment to Article III of the TexAmericas Center 457 Plan (the Amendment) effective October 1, 2015, presented at this meeting to the Board of Directors is hereby approved and adopted and that Scott Norton, Executive Director/CEO of TexAmericas Center is hereby authorized and directed to execute and deliver to Administrator of the Plan one or more counterparts of the Amendment;

BE IT FURTHER RESOLVED, that Scott Norton, Executive Director/CEO of TexAmericas Center shall act as soon as possible to notify the Plan Participants of the adoption of this Amendment by delivering to such Participants a copy of the summary description of the changes to the Plan in the form of the Summary of Material Modifications presented at this meeting to the Board of Directors, which form is hereby approved.

PASSED and APPROVED this 26th day of July, 2016.



Denis Washington, Chairman of the Board

ATTEST:



Melford Pierce, Secretary

TEXAMERICAS CENTER 457 PLAN

**AMENDMENT to ARTICLE III
MATCHING CONTRIBUTIONS**

3.01 TYPE AND AMOUNT. The amount and type(s) of Deferral Contributions to the Plan for a Plan Year or other specified period will equal.

[Removed] (b) **Matching Contributions**. The Matching Contributions made in accordance with Section 3.03.

3.03 MATCHING CONTRIBUTIONS. The Employer's Matching Contribution is:

[Removed] (b) **Discretionary formula**. An amount (or additional amount) equal to a matching percentage the Employer from time to time may deem advisable of each Participant's Salary Reduction Contributions.

Time period for Matching Contributions. The Employer will determine its Matching Contribution based on Salary Reduction Contributions made during each:

[Removed] (f) **Payroll period**.

Salary Reduction Contributions Taken into Account. In determining a Participant's Salary Reduction Contributions taken into account for the above-specified time period under the Matching Contribution formula, the following limitations apply:

[Removed] (j) **Discretionary**. The Plan Administrator will take into account the Salary Reduction Contributions as a percentage of the Participant's Compensation as the Employer determines.

3.08 ALLOCATION CONDITIONS. The Plan does not apply any allocation conditions to Salary Reduction Contributions. To receive an allocation of a Matching Contribution or Non-elective Contribution, a Participant must satisfy the following condition(s):

[Removed] (a) **No allocation conditions**.

AMENDMENT EXECUTION

The Employer hereby agrees to the provisions of the 457 Prototype Plan, as modified by the elections the Employer has made in this AMENDMENT to the Adoption Agreement effective October 1, 2015,

and in witness of its agreement, the Employer, by its duly authorized officer or official, has executed this AMENDMENT

on this 26 day of July, 2016.

Signed: 

Printed Name & Title: Scott Norton Executive Director/CEO

**TEXAMERICAS CENTER 457 PLAN
CERTIFICATE OF GOVERNMENT ENTITY ADOPTION RESOLUTION**

The undersigned Authorized Representative of TexAmericas Center (the Employer) hereby certifies that the following resolutions were duly adopted by the Board of Directors of the TexAmericas Center on July 26, 2016, and that such resolutions have not been modified or rescinded as of the date hereof;

BE IT RESOLVED by the Board of Directors that the amendment to Article III of the TexAmericas Center 457 Plan (the Amendment) effective October 1, 2015, presented at this meeting to the Board of Directors is hereby approved and adopted and that Scott Norton, Executive Director/CEO of TexAmericas Center is hereby authorized and directed to execute and deliver to Administrator of the Plan one or more counterparts of the Amendment;

BE IT FURTHER RESOLVED, that Scott Norton, Executive Director/CEO of TexAmericas Center shall act as soon as possible to notify the Plan Participants of the adoption of this Amendment by delivering to such Participants a copy of the summary description of the changes to the Plan in the form of the Summary of Material Modifications presented at this meeting to the Board of Directors, which form is hereby approved.

The undersigned further certifies that attached hereto as Exhibit "A" and "B" respectfully, are true copies of the Amendment and Summary of Material Modifications approved and adopted in the foregoing resolutions.

TEXAMERICAS CENTER

By: 
Melford Pierce, Secretary

Date: July 26, 2016