

**RESOLUTION 2020-**

**RESOLUTION OF THE TOWN COUNCIL  
OF THE TOWN OF LOS GATOS  
FOR PENSION PREFUNDING ADMINISTRATION**

**WHEREAS**, the Town of Los Gatos (“Town”) participates in the PARS Public Agencies Post-Employment Benefits Trust, organized under Section 115 of the Internal Revenue Code and irrevocably dedicated to prefunding the Town’s Pension Obligations; and

**WHEREAS**, on April 14, 2020, the Town gave notice of its intent to terminate the Town’s participation in the PARS Public Agencies Post-Employment Benefits Trust; and

**WHEREAS**, on or around October 24, 2019, Council authorized the Town to enter into an agreement with CalPERS California Employers’ Pension Prefunding Trust (CEPPT) for Pension prefunding administration.

**NOW, THEREFORE, BE IT RESOLVED:**

1. The Town has entered into an agreement with CalPERS California Employers’ Pension Prefunding Trust (CEPPT) for Pension prefunding administration, on January 31, 2020; and
2. The Town certifies that the successor trust satisfies the requirements of Section 115 of the Internal Revenue Code and that all assets held by that trust shall qualify as “plan assets” that are irrevocably dedicated to the prefunding of pension obligations; and
3. This transfer is contingent upon the successor trustee agreeing to accept that transfer of the qualified assets held in the PARS Public Agencies Post-Employment Benefits Trust; and
4. The Town hereby authorizes the liquidation and transfer of assets to the successor trustee; CalPERS California Employers’ Pension Prefunding Trust (CEPPT), effective as soon as administratively practicable; and
5. Upon the complete transfer of assets, on or around May 15, 2020, Public Agency Retirement Services (PARS) is hereby removed as trust administrator and U.S. Bank N.A. is hereby removed as trustee; and
6. The Town’s Plan Administrators, the Town Manager and the Director of Finance, or their successors or designees, are hereby authorized to execute all legal documents

and take whatever additional actions as necessary or appropriate to accomplish the intentions of this resolution.

**PASSED AND ADOPTED** at a regular meeting of the Town Council of the Town of Los Gatos, California, held on the 21<sup>th</sup> day of April 2020, by the following vote:

COUNCIL MEMBERS:

AYES:

NAYS:

ABSENT:

ABSTAIN:

SIGNED:

MAYOR OF THE TOWN OF LOS GATOS  
LOS GATOS, CALIFORNIA

DATE: \_\_\_\_\_

ATTEST:

TOWN CLERK OF THE TOWN OF LOS GATOS  
LOS GATOS, CALIFORNIA

DATE: \_\_\_\_\_