



Memphis City Council Summary Sheet Instructions

Resolution approving the actuarial funding to the MLGW Retirement and Pension System for the 2010 Plan Year.

- This item is a resolution to approve the actuarial funding to the MLGW Retirement and Pension System in the amount of \$27,381,023.00 for the 2010 Plan Year.
- This resolution is being initiated by MLGW on behalf of the MLGW Retirement and Pension System.
- The Retirement and Pension Plan requires funding on an annual basis.
- No contracts, expenditures of funds or budget amendments are required.

CITY COUNCIL RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners at its meeting held August 19, 2010, approved an amendment to the Memphis Light, Gas and Water Division Retirement and Pension System, as amended and restated effective January 1, 2009 (the "Plan").

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that the Memphis Light, Gas and Water Division Retirement and Pension System, as amended and restated effective January 1, 2009 (the "Plan"), ARTICLE III, Section 3.2 *Contributions by the Division*, subparagraph (a) *Amount*, shall be amended by deleting the current said Section 3.2(a) in its entirety, and substituting in place thereof the following Section 3.2(a):

3.2 Contributions by the Division.

(a) Amount. The Division shall contribute to the Fund such amounts as from time to time are estimated by the Actuary to be sufficient, on an actuarially sound basis, after taking into account Participant Contributions and earnings thereon, to provide Accrued Benefits under the Plan. Such Contributions shall be obligations of the Division, and the Board of Commissioners shall appropriate annually such amounts as are necessary to make such payments. Effective January 1, 2001, and until further determination by the Board of Commissioners with approval by the City Council, the Division's contribution shall be equal to 8% of the total Compensation, as defined under the Plan, of all active Participants. Notwithstanding anything in the foregoing to the contrary, for the 2010 Plan Year, as defined in Section 1.51, hereof, but solely for said 2010 Plan Year, the Division's contributions shall be 17.77% of total Compensation (or approximately \$27,381,023). Division contributions shall be determined and paid to the Fund as soon as practicable following each payroll period.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
August 19, 2010

The Secretary-Treasurer stated that the Pension Board had approved and was recommending to the Board of Commissioners an amendment to the Memphis Light, Gas and Water Division Retirement and Pension System, as amended and restated effective January 1, 2009 (the "Plan").

THAT, Subject to the consent and approval of the Council of the City of Memphis, the Memphis Light, Gas and Water Division Retirement and Pension System is hereby amended as follows:

ARTICLE III, Section 3.2 *Contributions by the Division*, subparagraph (a) *Amount*, shall be amended by deleting the current said Section 3.2(a) in its entirety, and substituting in place thereof the following Section 3.2(a):

3.2 Contributions by the Division.

(a) Amount. The Division shall contribute to the Fund such amounts as from time to time are estimated by the Actuary to be sufficient, on an actuarially sound basis, after taking into account Participant Contributions and earnings thereon, to provide Accrued Benefits under the Plan. Such Contributions shall be obligations of the Division, and the Board of Commissioners shall appropriate annually such amounts as are necessary to make such payments. Effective January 1, 2001, and until further determination by the Board of Commissioners with approval by the City Council, the Division's contribution shall be equal to 8% of the total Compensation, as defined under the Plan, of all active Participants. Notwithstanding anything in the foregoing to the contrary, for the 2010 Plan Year, as defined in Section 1.51, hereof, but solely for said 2010 Plan Year, the Division's contributions shall be 17.77% of total Compensation (or approximately \$27,381,023). Division contributions shall be determined and paid to the Fund as soon as practicable following each payroll period.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a ~~regular~~ ^{special} meeting held on 19th day of August, 2010, at which a quorum was present.


Secretary-Treasurer