

**RESOLUTION NO. 16-23**

**CITY OF MILLBRAE, COUNTY OF SAN MATEO  
STATE OF CALIFORNIA**

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**A RESOLUTION APPROVING THE ADOPTION OF THE MUNICIPALITY  
MULTIPLE EMPLOYER TRUST**

**WHEREAS**, Keenan And Benefit Trust Company (“BTC”) have made available the Municipality Multiple Employer Trust (the “Program”) for the purpose of pre-funding pension obligations and/or OPEB obligations; and

**WHEREAS**, it is determined to be in the best interest of the City of Millbrae (the “City”) to fund its retiree healthcare benefits and other post-employment benefits other than pension benefits (“OPEB”) for its employees as specified in the City’s policies and/or applicable collective bargaining agreements; and

**WHEREAS**, the City is eligible to participate in the Program, a tax-exempt trust performing an essential governmental function within the meaning of Section 115 of the Internal Revenue Code, as amended, and the Regulations issued there under, and is a tax-exempt trust under the relevant statutory provisions of the State of California; and

**WHEREAS**, the City’s adoption and operation of the Program has no effect on any current or former employee’s entitlement to post-employment benefits; and

**WHEREAS**, the terms and conditions of post-employment benefit entitlement, if any, are governed by contracts separate from and independent of the Program; and

**WHEREAS**, the City’s funding of the Program does not, and is not intended to, create any new vested right to any benefit nor strengthen any existing vested right; and

**WHEREAS**, the City reserves the right to make contributions, if any, to the Program.

**NOW, THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF MILLBRAE,**

1. Hereby adopts the Municipality Multiple Employer Trust; and
2. Hereby appoints the City Manager, or his/her successor or his/her designee as the City’s Plan Administrator for the Program; and
3. The City’s Plan Administrator is hereby authorized to execute the legal and administrative documents on behalf of the City and to take whatever additional actions are necessary to maintain the City’s participation in the Program and to maintain compliance of any relevant regulation issued or as may be issued; therefore, authorizing him/her to take whatever additional actions are required to administer the City’s Program.

**REGULARLY PASSED AND ADOPTED** this 28<sup>th</sup> day of June, 2016.

*Ant Olwa*

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Mayor

**ATTEST:**

*Angela Lewis*

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City Clerk

I do hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the City of Millbrae this 28<sup>th</sup> day of June, 2016, by the following vote:

AYES:	COUNCILMEMBERS:	Oliva, Holober, Papan, Schneider, and Lee
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None
EXCUSED:	COUNCILMEMBERS:	None

  
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CITY CLERK