

**RESOLUTION AUTHORIZING
EXECUTION OF EMPLOYER PARTICIPATION AGREEMENT
FOR SUPPLEMENTAL SAVINGS PLAN
THROUGH THE TEACHERS' RETIREMENT SYSTEM OF ILLINOIS**

WHEREAS, the Board of Education of Effingham School District No. 40 (the "Board") is an eligible employer pursuant to Section 457(e)(1)(A) of the Internal Revenue Code of 1986; and

WHEREAS, Public Act 100-0769 required the Teachers' Retirement System of the State of Illinois (TRS) to create an optional defined contribution plan which shall be available to any qualified member who chooses to participate, and to collect optional contributions into said account for investment purposes; and

WHEREAS, Public Act 102-540 clarified that the governing boards of TRS-covered employers are required to implement the benefits and comply with the reporting and administrative functions established by TRS; and

WHEREAS, in furtherance of and as required by *The Illinois Pension Code*, the Board adopts the TRS Supplemental Savings Plan (the "Supplemental Savings Plan") by entering into an Employer Participation Agreement between TRS and the Board of Education.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1: The Board shall enter into the Employer Participation Agreement with the Teachers' Retirement System of Illinois, in substantially the same form as presented to the Board of Education of Effingham School District No. 40, and subject to the terms and conditions of the Supplemental Savings Plan, in a form substantially similar to the Employer Participation Agreement which is attached hereto as an Exhibit.

Section 2: The Superintendent and/or his designee (the "Authorized Officers") are authorized and directed to take such action, including the execution and delivery of documents and instruments, as the Authorized Officers deem necessary to effectively facilitate qualified employee participation in the TRS Supplemental Savings Plan and to ensure that the Board performs its duties and responsibilities as provided in the Employer Participation Agreement, the Supplemental Savings Plan, and any related procedures issued by TRS and/or the Supplemental Savings Plan administrator.

ADOPTED THIS 28th DAY OF FEBRUARY, 2022.

Board President

ATTEST:

Board Secretary