

**RESOLUTIONS OF THE  
BOARD OF EDUCATION  
OF JEFFERSON COUNTY  
PUBLIC SCHOOL DISTRICT R-1**

WHEREAS, the Board of Education of Jefferson County Public School District R-1 (“Board”) previously established the Jefferson County Public School District R-1 TSA/403(b) Plan (“Plan”) effective January 1, 2009;

WHEREAS, the Board wishes to ratify and approve all necessary, legal and proper past actions and practices taken with respect to the administration of the Plan by the proper officers of the Jefferson County Public School District R-1 (the “Employer”) and their designated representatives;

WHEREAS, Section 8.2 of the Plan authorizes the Employer to amend the Plan at any time;

WHEREAS, the Board wishes to ratify and approve, effective September 10, 2012, unless otherwise provided therein, Amendment No. Three to the Plan which (a) creates an Unallocated Plan Asset Account for the purpose of receiving, among other things, revenue sharing contributions, and (b) explicitly provides for the payment of Plan expenses from the Plan; and

WHEREAS, the Board desires to authorize its proper officers and their designated representatives, to take all actions and to do all things necessary, legal and proper in connection with these resolutions and to effectuate these resolutions and to keep the Plan in compliance with law changes.

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

1. All necessary, legal and proper past actions and practices taken with respect to the administration of the Plan by the proper officers of the Employer and their designated representatives, are hereby ratified and approved.
2. The Board hereby ratifies and approves Amendment No. Three to the Plan, effective September 10, 2012, unless otherwise provided therein, which (a) creates an Unallocated Plan Asset Account for the purpose of receiving, among other things, revenue sharing contributions, and (b) explicitly provides for the payment of Plan expenses from the Plan.
3. The proper officers of the Employer and their designated representatives are hereby authorized to take all actions and do all things necessary, legal and proper in connection with these resolutions and to effectuate the above resolutions, and to keep the Plan in compliance with law changes.



**AMENDMENT NO. THREE TO THE  
JEFFERSON COUNTY PUBLIC SCHOOL DISTRICT R-1 TSA/403(b) PLAN  
Effective January 1, 2009**

Pursuant to the authority of the Board of Education for the Jefferson County Public School District R-1 and the provisions of Section 8.2 of the Jefferson County Public School District R-1 TSA/403(b) Plan, effective January 1, 2009 (the "Plan"), the Plan is hereby amended, effective September 10, 2012, unless otherwise provided below, as follows:

1. Section 2 of the Plan is amended by adding the following subsection 2.8 to the end thereof, to read as follows:

**"2.8 Unallocated Plan Asset Account.** The Vendor shall establish an account for the purpose, among other things of receiving the revenue sharing amounts. The account shall be used to pay Plan expenses as described in Section 11.12."

2. Section 11 of the Plan is amended by adding the following subsection 11.12 to the end thereof, to read as follows:

**"11.12 Plan Expenses.** To the extent not otherwise already permitted under the Plan, any and all reasonable Plan expenses, including without limitation investment management, accounting, legal, actuarial, printing, postage and Vendor fees may be paid by the Plan and the Plan Administrator has discretion: (a) to determine the method of allocating reasonable Plan expenses that are charged to the Plan as a whole; and (b) to determine which reasonable Plan expenses the Plan will charge to an individual Participant's Account. The Plan Administrator must exercise its discretion under this Section 11.12 in a reasonable, uniform and nondiscriminatory manner. The Plan Administrator may direct the Vendor to pay the expenses under this Section 11.12 from the Unallocated Plan Asset Account, Funding Vehicle or particular Participant Accounts.

(i) **Charge to individual Participant Accounts.** The Plan Administrator, except as prohibited by applicable law, may charge a Participant's Account for any reasonable Plan expenses directly related to that Account, including, but not limited to the following categories of fees or expenses: distribution, loan, qualified domestic relations order, 'lost Participant' search, account maintenance, brokerage accounts, expedited check delivery, investment management (including registered investment advisors' fees) and benefit calculations. The Plan Administrator may charge a Participant's Account for the reasonable expenses incurred in connection with the maintenance of or a distribution from that Account but if the charging of such


expenses exceed the Participant's Account balance, the Plan Administrator will not charge the Participant outside of the Plan for such excess expenses.

- (ii) **Charges to former Participants.** The Plan Administrator may charge reasonable Plan expenses to the Accounts of former Participants, even if the Plan Administrator does not charge Plan expenses to the Accounts of current Participants.


In the event the Plan expenses are not paid by the Plan, then the Employer shall pay such expenses.”

Adopted this 6th day of September, 2012.

JEFFERSON COUNTY SCHOOL DISTRICT NO. R-1

By:   
Lesley Dahlkemper  
President, Board of Education

Attest:

By:   
Jill Fellman  
Secretary, Board of Education