

**OHLONE COMMUNITY COLLEGE DISTRICT
RESOLUTION NO. 3/08-09**

**SPECIMEN 403(b) TAX DEFERRED ANNUITY PROGRAM
RESOLUTION TO ADOPT PLANWITHEASE.COM**

WHEREAS, Ohlone Community College District has established a retirement plan (the “Plan”) under Section 403(b) of the Internal Revenue Code of 1986, as amended (the “Code”); and,

WHEREAS, the Internal Revenue Service has issued final regulations under Section 403(b) of the Code that would, in relevant part, require the Ohlone Community College District to assume oversight functions in connection with the Plan, including administrative functions, to ensure compliance with Section 403(b) of the Code and the regulations there under; and,

WHEREAS, ING Life Insurance and Annuity Company (“ILIAC”) offers administrative services through planwithease.comSM for 403(b) programs sponsored by public educational institutions and organizations exempted from federal taxation under Section 501(c)(3) of the IRC (the “Services”); and,

WHEREAS, the Ohlone Community College District wishes to engage ILIAC to provide administrative services in connection with the Plan; and,

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Ohlone Community College District authorizes the Ohlone Community College District to enter into an agreement with ILIAC under which ILIAC will provide administrative services through planwithease.com in connection with the Plan.

PASSED AND ADOPTED by the Ohlone Community College District Board of Trustees on this eighth day of October, 2008, by the following vote:

AYES:

NOES:

ABSENT:

STATE OF CALIFORNIA, COUNTY OF ALAMEDA

I, Gari Browning, Secretary of the Ohlone Community College District Board of Trustees, do hereby certify that the foregoing is a full, true, and correct copy of a resolution adopted by the Board of Trustees at a regularly called and conducted meeting held on said date.

Secretary of the Board of Trustees