

**Metropolitan Washington Council of Governments  
777 North Capital Street  
Washington, DC 20002-4201**

**Resolution to Amend  
The Metropolitan Washington Council of Governments  
Pension Plan**

WHEREAS, the Metropolitan Washington Council of Governments (hereinafter called "Council") has established and maintains a Pension Plan (hereinafter called the "Plan") for its employees; and

WHEREAS, the Plan was amended and restated in its entirety effective July 1, 1989, to incorporate amendments through October 1, 2000; and

WHEREAS, the Plan has been subsequently amended twice, and

WHEREAS, the Plan generally provides that a Participant who terminates employment must execute a written consent in order to receive a distribution; and

WHEREAS, the Plan now provides, as an exception to the general rule, that written consent is not required to make a distribution to a terminating Participant if the value of the distribution does not exceed \$5000; and

WHEREAS, recently enacted legislation would require the Council to arrange for a tax free rollover to an independent financial institution of any involuntary distribution greater than \$1000; and

WHEREAS, the Council wishes to avoid the administrative and fiduciary responsibility of arranging for the rollover of distributions by lowering the threshold for involuntary distributions to \$1,000; and

WHEREAS, Section 10.01 of the Plan provides that the Council may amend the Plan;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS THAT:**

Section 9.05 of the Plan is amended to revise its subsection (a) to read as follows, effective as of March 28, 2005:

- (a) Involuntary Cash-Outs. If the lump sum Actuarial Equivalent of the Vested Portion of a terminating Participant's Accrued Benefit is less than or equal to One Thousand Dollars (\$1,000), calculated as of the date on which the Participant

terminates employment, then the lump sum Actuarial Equivalent of the Participant's Accrued Benefit, determined pursuant to subsection (d) hereof, and including the anticipated value of the cost of living adjustment provided for in Section 5.10, shall be paid in a single lump sum.

**Third Amendment to  
Metropolitan Washington Council of Governments Pension Plan**

The Metropolitan Washington Council of Governments ("COG"), pursuant to authority granted by its Board of Directors by a resolution adopted on \_\_\_\_\_, 2005, hereby adopts this Third Amendment to the Metropolitan Washington Council of Governments Pension Plan (the "Plan"), effective March 28, 2005.

1. Section 9.05 of the Plan is amended to revise its subsection (a) to read as follows, effective as of March 28, 2005:

(a) Involuntary Cash-Outs. If the lump sum Actuarial Equivalent of the Vested Portion of a terminating Participant's Accrued Benefit is less than or equal to One Thousand Dollars (\$1,000), calculated as of the date on which the Participant terminates employment, then the lump sum Actuarial Equivalent of the Participant's Accrued Benefit, determined pursuant to subsection (d) hereof, and including the anticipated value of the cost of living adjustment provided for in Section 5.10, shall be paid in a single lump sum.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 2005, but effective as of March 28, 2005.

Metropolitan Washington Council of Governments

By: \_\_\_\_\_  
Title: