

**RESOLUTION ADOPTING THE TEACHERS' RETIREMENT SYSTEM
SUPPLEMENTAL SAVINGS PLAN AND EMPLOYER PARTICIPATION
AGREEMENT**

WHEREAS, the River Forest Public Schools District 90 (the "Employer") is a political subdivision of the State of Illinois, or an agency or instrumentality of the State of Illinois or of a political subdivision of the State of Illinois and thus, an eligible employer pursuant to Section 457(e)(1)(A) of the Internal Revenue Code of 1986.

WHEREAS, on behalf of certain of its employees, the Employer wishes to adopt the Teachers' Retirement System of the State of Illinois Supplemental Savings Plan (the "Supplemental Savings Plan") by entering into an Employer Participation Agreement between the Teachers' Retirement System of the State of Illinois (the "System") and the Employer.

NOW, THEREFORE, BE IT RESOLVED, that, effective _____, 20__ the Employer shall enter into the Employer Participation Agreement, in substantially the same form as presented to the Board of Education of the Employer, subject to the terms and conditions of the Supplemental Savings Plan.

RESOLVED, that the appropriate officers of the Employer (the "Authorized Officers") be and hereby are authorized and directed to take any and all further action, including the execution and delivery of documents and instruments, as such Authorized Officers deem necessary or desirable in their sole discretion to effectuate fully and carry out the purposes of the foregoing resolutions and to insure that the Employer performs all of its duties and responsibilities, as set forth in the Employer Participation Agreement, attached as Exhibit 1, and the Supplemental Savings Plan.

RESOLVED, in approving and submitting the EPA, and participating in TRS's Supplemental Savings Plan (SSP), the Board:

A. Fully reserves its rights to prospectively change the terms of its participation in the SSP as provided for in the EPA, including, but not limited to changes warranted by legislative action, and to terminate its participation in the SSP to the extent permitted by law.

B. Disclaims, and does not assume:

- 1) any fiduciary, custodial, oversight or administrator duties or responsibilities to employee participants in the SSP or for the SSP design, administrator or operator;
- 2) involvement in, or responsibility for, any investment choices, advice, decisions, amounts, losses, taxes or penalties made or experienced by employee participants in the SSP;
- 3) any other duties or responsibilities of any type whatsoever to employee participants or anyone else except to the extent of the District's duties to withhold the amounts properly directed by the employee participant and confirmed by TRS or its designated SSP administrator and to pay such amounts into the SSP as directed by TRS.

C. The Superintendent or their designee is authorized and directed to inform, and provide for agreement with, employees participating in the SSP of the disclaimer set forth above and to take such other appropriate measures to minimize the risk of liability of the District resulting from participation in the SSP, including requiring employees to provide information regarding participation in any 457(b) plans offered by other employers, substantially in the form of the attached Exhibit 2.

ADOPTED this 15th day of August, 2022, by the following roll call vote:

AYES:

NAYS:

ABSENT:

President, Board of Education

ATTEST:

Secretary, Board of Education