

LM 10/27/10  
RAM


**RESOLUTION #39-2010**

**RESOLVED**, that Amendment Number Five to the Dauphin County, PA Deferred Compensation Plan, effective January 1, 2010, presented to this meeting is hereby approved and adopted and that the proper officers of the County of Dauphin are hereby authorized and directed to execute and deliver to the Administrator of the Plan one or more counterparts of the amendment.

**RESOLVED**, that the proper officers shall act as soon as possible to notify employees of the County of Dauphin of the adoption of this Amendment to the Plan by delivering to each employee a copy of the summary description of the changes to the Plan.

The undersigned further certifies that attached hereto are true copies of Amendment Number Five to the Dauphin County, PA Deferred Compensation Plan.

**ADOPTED**, this 27<sup>th</sup> day of October, 2010.

  
\_\_\_\_\_  
Chief Clerk

10/27/10  
\_\_\_\_\_  
Date

**AMENDMENT NUMBER FIVE**  
TO THE  
**DAUPHIN COUNTY, PA**  
**DEFERRED COMPENSATION PLAN**

**WHEREAS**, Dauphin County, Pennsylvania (hereinafter referred to as "Employer") did establish a Deferred Compensation Plan on October 1, 1980; and,

**WHEREAS**, pursuant to the terms of the Plan, the Plan was amended and restated in its entirety, effective January 1, 2005; and,

**WHEREAS**, said Plan does allow for amendments.

**NOW, THEREFORE, BY THIS AGREEMENT**, Dauphin County, PA Deferred Compensation Plan (herein referred to as the "Plan") is hereby amended as follows, effective as of January 1, 2010, except as otherwise provided:

4.02 TIME/METHOD OF PAYMENT OF ACCOUNT. The Plan will distribute to a Participant who incurs a Severance from Employment his/her Vested Account as follows:

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**Method.** The Plan, in the absence of a permissible Participant election of an alternative method, will distribute the Participant's Account under one of the following method(s) of distribution (*Choose one or more of (f) through (j) as applicable*):

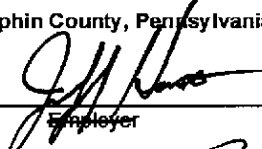
- (f) **Lump sum.** A single payment.
- (g) **Installments.** Multiple payments made as follows: Equal Installment Payments.
- (h) **Installments for required minimum distributions only.** Annual payments, as necessary under Plan Section 4.03.
- (i) **Annuity distribution option(s):** \_\_\_\_\_
- (j) (*Specify*) Partial Distribution Payments.

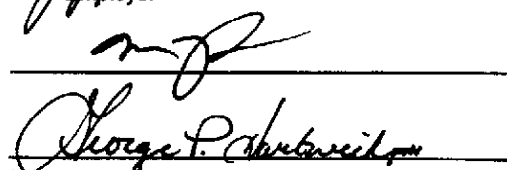
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October IN WITNESS WHEREOF, this Amendment has been executed this 27 day of \_\_\_\_\_, 2010.

Dauphin County, Pennsylvania

By

  
\_\_\_\_\_  
Employer

  
\_\_\_\_\_  
George P. Abtweid