

CERTIFICATE OF RESOLUTION OF
THE PUBLIC WORKS COMMISSION
OF THE CITY OF FAYETTEVILLE

I certify that I am the Chairman of the Public Works Commission of the City of Fayetteville, a governmental entity existing under the laws of the State of North Carolina.

The following is a true and correct copy of a resolution duly adopted by the Public Works Commission of the City of Fayetteville, at a meeting held on the 10th day of June, 2009.

WHEREAS, the Public Works Commission of the City of Fayetteville (hereinafter referred to as "PWC") amended and restated the Public Works Commission of the City of Fayetteville Dependent Care Reimbursement Plan, effective January 1, 2005; and

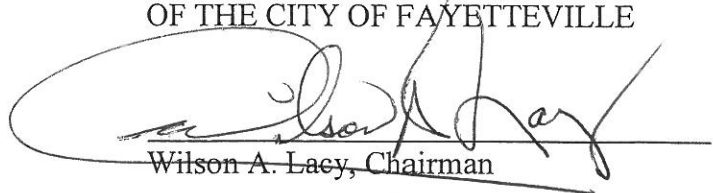
WHEREAS, PWC now wishes to amend said Plan by the adoption of the First Amendment to the Public Works Commission of the City of Fayetteville Dependent Care Reimbursement Plan in the form presented to this meeting, effective July 1, 2009.

RESOLVED, that the Public Works Commission of the City of Fayetteville Dependent Care Reimbursement Plan be amended by adopting the First Amendment to said Plan, effective July 1, 2009.

RESOLVED, that the officials of PWC be and they are hereby authorized and directed to execute said Amendment, a copy of which is annexed hereto.

IN WITNESS WHEREOF, the undersigned has set his hand and seal of PWC this 10th day of June, 2009.

PUBLIC WORKS COMMISSION
OF THE CITY OF FAYETTEVILLE



Wilson A. Lacy, Chairman

ATTEST:



Luis J. Olivera, Secretary

FIRST AMENDMENT TO THE
PUBLIC WORKS COMMISSION
OF THE CITY OF FAYETTEVILLE
DEPENDENT CARE REIMBURSEMENT PLAN

The Public Works Commission of the City of Fayetteville, a governmental entity organized and existing under the laws of the State of North Carolina, hereby adopts the First Amendment to the Public Works Commission of the City of Fayetteville Dependent Care Reimbursement Plan. Said Plan is hereby amended as follows, effective July 1, 2009.

Section 3.01 Commencement Of Participation, shall be amended in its entirety to read as follows:

3.01 COMMENCEMENT OF PARTICIPATION – Each Regular Employee who normally works 30 or more hours per week shall be eligible to participate in the Plan on the first day of the month following 30 days of regular employment with the Employer or Adopting Employer.

IN WITNESS WHEREOF, PWC has caused this amendment to be signed and adopted this 10th day of June, 2009.

PUBLIC WORKS COMMISSION
OF THE CITY OF FAYETTEVILLE

By: 
Steven K. Blanchard

Title: CEO/General Manager

ATTEST:

By: 
Joan G. Starling

Title: Senior Executive Assistant