

SUCCESSOR AGENCY

RESOLUTION NO. _____

**A RESOLUTION OF THE SUCCESSOR AGENCY TO
THE REDEVELOPMENT AGENCY OF THE CITY OF
SAN JOSE AUTHORIZING THE TERMINATION OF
THE REDEVELOPMENT AGENCY OF THE CITY OF
SAN JOSE GROUP VARIABLE ANNUITY CONTRACT
WITH VOYA AND AUTHORIZING THE EXECUTIVE
OFFICER TO EXECUTE ALL FUTURE INSTRUMENTS
RELATED TO THE TERMINATION OF THE
CONTRACT**

WHEREAS, effective as of August 14, 1987, the Redevelopment Agency of the City of San Jose ("Agency") entered into an agreement with Aetna Life Insurance Company for a Group Variable Annuity Contract to fund the Agency's Deferred Compensation Plan; and

WHEREAS, effective as of May 29, 2007, the Agency entered into an agreement with ING Life Insurance and Annuity Company for a Group Variable Annuity Contract to fund the Agency's Deferred Compensation Plan, and transferred all existing accounts to ING; and

WHEREAS, ING Life Insurance and Annuity Company changed its name to VOYA Insurance and Annuity Company in 2014;

WHEREAS, pursuant to ABX1 26, redevelopment agencies in California were dissolved effective February 1, 2012, and the Successor Agency to the Redevelopment Agency of the City of San Jose is the successor to the Redevelopment Agency of the City of San Jose's rights and obligations, including the Group Variable Annuity Contract with VOYA.

WHEREAS, as part of its winding down of the Agency's affairs, the Successor Agency to the Redevelopment Agency of the City of San Jose has decided to terminate the Group Variable Annuity Contract with VOYA;

NOW, THEREFORE, BE IT RESOLVED THAT THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE:

1. Authorizes the termination of the Redevelopment Agency of the City of San Jose Group Variable Annuity Contract with VOYA; and
2. Authorizes the Executive Officer to execute all future instruments related to the termination of the Contract.

ADOPTED this _____ day of _____, 2018, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Chairperson

ATTEST:

TONI J. TABER, CMC
Secretary