

**SILVER LAKE WATER DISTRICT  
SNOHOMISH COUNTY, WASHINGTON  
RESOLUTION NO. 548**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SILVER LAKE WATER DISTRICT, SNOHOMISH COUNTY, WASHINGTON, PROVIDING FOR RETIREMENT CASH OUT PAYMENTS TO QUALIFIED EMPLOYEES TO INCLUDE PAYMENT IN LIEU OF CASH TO EMPLOYEES MSA VEBA ACCOUNT OR WASHINGTON STATE DEFERRED COMPENSATION PLAN**

**WHEREAS, the District has in place a MSA VEBA Plan and a Washington State Department of Retirement Systems Deferred Compensation Program in accordance with RCW 41.50.770; and**

**WHEREAS, in accordance with existing resolutions District employees may take certain amounts of unused sick leave and vacation as cash payment at retirement; and**

**WHEREAS, in accordance with state and federal law cash out payment at retirement may be directed to MSA VEBA or Deferred Compensation Program in whole or in part; and**

**WHEREAS, the Board of Commissioners have determined to provide for payment of retirement cash out amounts for an employee to MSA VEBA or to the Deferred Compensation Program in lieu of cash.**

**NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Silver Lake Water District, Snohomish County, Washington as follows:**

- 1. The District has in place an attendance incentive plan to pay out at retirement portions of an employee's unused accumulated sick leave and vacation ("qualified amounts").**
- 2. The District policy for cash out of an employee's "qualified amounts" of unused accumulated sick leave and vacation at retirement shall be to allow such employee to direct all or percentage portions of said cash out payment by the District to such employee, or to such employee's MSA VEBA account or to such employee's Washington State Department of Retirement Systems Deferred Compensation Program.**
- 3. Should any part or provision of this resolution be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the resolution as a whole, or any part thereof other than the part declared to be invalid.**

**ADOPTED by the Board of Commissioners at a regular meeting of the Silver Lake Water District, Snohomish County, Washington this 12 day of September 2002.**

  
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President and Commissioner

  
\_\_\_\_\_  
Secretary and Commissioner

  
\_\_\_\_\_  
Commissioner

**CERTIFICATION**

I, the undersigned, Secretary of the Board of Water Commissioners of Silver Lake Water District, Snohomish County, Washington (the "District"), hereby certify as follows:

1. The attached copy of Resolution No. 548 (the "Resolution") is a full, true and correct copy of the Resolution duly adopted at a regular meeting of the Board of Water Commissioners of the District held at the regular meeting place thereof on 12<sup>th</sup> day of September 2002, as that Resolution appears on the Resolution Book of the District; and the Resolution will be in full force and effect immediately following its adoption; and

2. A quorum of the members of the Board of Water Commissioners was present throughout the meeting and a majority of those members present voted in the proper manner for the adoption of the Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand this 12<sup>th</sup> day of September 2002.

**SILVER LAKE WATER DISTRICT,  
SNOHOMISH COUNTY, WASHINGTON**

  
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Rod Keppler, Secretary