CITY OF LYNNWOOD
TRANSPORTATION BENEFIT DISTRICT

RESOLUTION NO. 6

A RESOLUTION OF THE CITY OF LYNNWOOD, WASHINGTON, TRANSPORTATION BENEFIT DISTRICT BOARD, APPROVING AMENDMENTS TO THE BY-LAWS AND INTERLOCAL AGREEMENT FOR THE CITIES INSURANCE ASSOCIATION OF WASHINGTON.

WHEREAS, the Cities Insurance Association of Washington (CIAW) is authorized under RCW 48.62 to develop and administer a program which provides an opportunity for members to jointly pool and self-insure their liability losses, and jointly purchase excess insurance, or reinsurance; as well as jointly utilize administrative and other services; and

WHEREAS, on January 10, 2011, the Lynnwood Transportation Benefit District Board passed Resolution No. 3, approving an Interlocal Agreement with other municipal corporations regarding the formation of the CIAW, which effectively made the District a member of CIAW; and

WHEREAS, the CIAW has informed its members that the CIAW wishes to change its fiscal year; and

WHEREAS, the CIAW Board of Directors at their regular meeting on June 9, 2014 voted to notify its Members, and the Washington State Department of Enterprise Services, of a meeting on July 21st, 2014 to vote on said amendment to the CIAW By-Laws and Interlocal Agreement to change the fiscal year; and

WHEREAS, the CIAW Board of Directors at their regular meeting on July 21, 2014 conducted said vote and the Amendments to the By-Laws and Interlocal Agreement were approved by the membership; and

WHEREAS, CIAW has requested that each of its members pass a resolution, in substantially the form of this resolution, to indicate the member’s acceptance of the amendments to the CIAW By-Laws and the Interlocal Agreement; now therefore

THE BOARD OF THE LYNNWOOD TRANSPORTATION BENEFIT DISTRICT DO RESOLVE AS FOLLOWS:

Section 1. Article 14 of the CIAW By-Laws is amended to read as follows:

Article 14
Fiscal Year
The fiscal year of the corporation shall be from September 1st through August 31st, to December 1st through November 30th, of the next calendar year, or as set by the Board of Directors.

Section 2. Section 3.8.11 of the Interlocal Agreement Creating the Cities Insurance Association of Washington is amended to read as follows:

3.8.11 The Board of Directors shall establish an annual budget for the Association. The Administrator shall submit a proposed budget for the following fiscal year 60 days prior to the end of each fiscal year to the Board of Directors. Fiscal years for the Association shall be from September 1st through August 31st, December 1st through November 30th of the next calendar year. The Board of Directors shall determine the estimated expenses and cost to be incurred by the Association for the next fiscal year and shall adopt a budget derived from the Administrator’s proposed budget. The budget shall be in a form to provide the following information for the Association as a whole: (1) beginning and ending unreserved fund balance, (2) anticipated revenues in detail, and (3) appropriations in detail. The Board of Directors shall apportion that budget cost among the Members and Associates. All payments due the Association from Members or Associates upon the basis of each budgeted assessment shall be paid as invoiced for the fiscal year for which the assessment is made.

Section 3. Section 3.13 of the Interlocal Agreement Creating the Cities Insurance Association of Washington is amended to read as follows:

Section 3.13 Withdrawal. A Member may withdraw only at the end of the Association’s fiscal year (August 31st) (November 30th) and only after it has given the Association written notice prior to September December 1 of the preceding calendar year of its decision to withdraw from this Agreement.

Section 4. The Lynnwood Transportation Benefit District Board acknowledges and approves of the appropriate changes to the CIAW By-Laws and Interlocal Agreement to accomplish the amendments approved in Sections 1 through 3 above.

Section 5. Severability. If any section, sentence, clause, or phrase of this Resolution should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or constitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this resolution.

Section 6. Effective Date. This Resolution shall be in full force and effect from and after its adoption and approval.
PASSED BY THE LYNNWOOD TRANSPORTATION BENEFIT DISTRICT BOARD
on the ___ day of November, 2014.

APPROVED:

Loren Simmonds, TBD Board President

ATTEST/AUTHENTICATED:

[Signature]
Art Ceniza
Assistant City Administrator

APPROVED AS TO FORM:

[Signature]
Rosemary Larson
City Attorney, acting as Board Attorney

PASSED BY THE TRANSPORTATION BENEFIT DISTRICT BOARD: __/__/14
EFFECTIVE DATE: __/__/14
RESOLUTION NUMBER: 6