

**CITY OF MAPLE VALLEY, WASHINGTON  
RESOLUTION NO. R-13-952**

**A RESOLUTION OF THE CITY OF MAPLE VALLEY, WASHINGTON  
ADOPTING AN INTERLOCAL AGREEMENT WITH THE  
ASSOCIATION OF WASHINGTON CITIES EMPLOYEE BENEFIT  
TRUST CREATING A HEALTH CARE PROGRAM EFFECTIVE  
JANUARY 1, 2014 AND AUTHORIZING THE CITY MANAGER TO  
EXECUTE THE SAME.**

WHEREAS, the Association of Washington Cities Employee Benefit Trust (the “Trust”) is an entity to which contributions by cities and towns and non-city entities organized and existing under the Constitution or laws of the State of Washington and who are members of the Trust (“Participating Cities and Towns,” and “Participating Non-City Entities”) and their employees can be paid and through which the Board of Trustees of the Trust (“Trustees”) provides one or more insured health and welfare benefit plans or programs to Participating Cities and Towns’ and Non-City Entities’ employees, their dependents and other beneficiaries (“Beneficiaries”), on whose behalf the contributions were paid; and

WHEREAS, the Trust qualifies as a voluntary employee beneficiary association within the meaning of Section 501(c)(9) of the Internal Revenue Code, providing for the payment of life, sick, accident or other benefits to Beneficiaries; and

WHEREAS, the City of Maple Valley is a “Participating City” of the Trust; and

WHEREAS, the Trust and Participating Cities, like the City of Maple Valley, and Towns and Non-City Entities have determined that it is in the best interest of Participating Cities and Towns and Non-City Entities to jointly self-insure certain health benefit plans and programs for Beneficiaries through a designated account within the Trust, while at the same time having the Trust continue as the entity to which other insured health and welfare benefit program contributions are paid and through which insured health and welfare benefit plans and programs are provided to Beneficiaries; and

WHEREAS, it appears economically feasible and practical for the parties to do so; and

WHEREAS, Chapter 48.62 RCW provides that two or more local government entities may, by Interlocal agreement under chapter 39.34 RCW, jointly self-insure health benefit plans and programs, and/or jointly hire risk management services for such plans or programs by any one or more of certain specified methods; and

WHEREAS, the Association of Washington Cities Employee Benefit Trust Interlocal Agreement (the “Interlocal Agreement”) attached hereto creates a joint self-insured health and welfare benefit program (the “Health Care Program”) to be administered by the Trustees for the purposes of providing self-insured health benefits to Beneficiaries; and

WHEREAS, WAC 200-110-030 requires every local government entity participating in a joint self-insurance health and welfare benefit program, like the City of Maple Valley, to adopt such program by resolution; and

WHEREAS, Chapter 48.62 requires Health Care Program assets to be managed consistent with existing authority over use of municipal funds in RCW 35.39.030. The Trust will manage Health Care Program reserves in compliance with Chapter 48.62 RCW; RCW 35.39.030, and the Health Care Program Investment Policy; and

WHEREAS, all premium contributions for use in the Health Care Program are deposited into a designated account within the Trust, the Health Care Program Account (the “HCP Account”), and the HCP Account represents a pool of funds that is independent of all other Trust or AWC funds; and

WHEREAS, the Trust intends to manage the HCP Account assets in compliance with federal and state laws and the Interlocal Agreement; and

WHEREAS, the City of Maple Valley believes it is in the best interest of the Health Care Program to allow the Trust to manage the HCP Account; and

WHEREAS, the City of Maple Valley acknowledges that it shall be subject to assessments as required by the Health Care Program;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, DO RESOLVE AS FOLLOWS:

Section 1. The Interlocal Agreement between the City of Maple Valley and the Association of Washington Cities Employee Benefit Trust creating the Health Care Program (the “Agreement”) is hereby approved in the form attached hereto as Attachment A. The City Manager is hereby authorized to execute the Agreement set forth in Attachment A on behalf of the City of Maple Valley.

PASSED BY THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, AT THE REGULAR MEETING THEREOF THE 14<sup>TH</sup> DAY OF OCTOBER, 2013.

CITY OF MAPLE VALLEY

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Mayor William T. Allison

ATTEST:

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Shaunna Lee Rice, City Clerk

Approved as to form:

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Patricia Taraday, City Attorney