



RESOLUTION NO. 11-02-03

A RESOLUTION OF THE BOARD OF SUPERVISORS OF GILA COUNTY, ARIZONA, APPROVING THE APPOINTMENT OF TRUSTEES TO THE ARIZONA LOCAL GOVERNMENT EMPLOYEE BENEFIT TRUST BOARD OF TRUSTEES.

WHEREAS, Section 952.01(C) of the Arizona Revised Statutes authorizes two or more public agencies to enter into agreements for the provision of employee health benefit programs; and

WHEREAS, on July 01, 1999 The County of Gila (the “COUNTY”) entered into an Agreement and Declaration of Trust (the “Trust Agreement”) establishing the Arizona Local Government Employee Benefit Trust (the “TRUST”) for the purpose of providing health benefits to employees of its Participating Entities; and

WHEREAS, the COUNTY is a Participating Entity in the TRUST; and

WHEREAS, Section 3.01 of the Trust Agreement provides for the operation and administration the Trust by a Board of Trustees (the “Trust Board”) with members to be selected by the Participating Entities; and

WHEREAS, Sections 3.02 of the Trust Agreement provides for the designation of one Trustee and one Alternate Trustee by each Participating Entity, establishes qualifications for appointment as a Trustee or Alternate Trustee and provides that a Participating Entity may at any time remove a Trustee with or without cause; and

WHEREAS, Sections 3.04 of the Trust Agreement provides that following appointment, Trustees and Alternate Trustees shall serve until such time as they resign or cease to be an employee of that Participating Entity and that, in that event, the position shall be deemed vacant and a new Trustee or Alternate Trustee shall be designated by that Participating Entity; and

WHEREAS, due to an occurrence of one of the circumstances specified in Section 3.02 or Section 3.04 of the Trust Agreement warranting the appointment of a Trustee and an Alternate Trustee to the Trust Board, the Board of Supervisors wishes to approve such appointments,

NOW, THEREFORE, BE IT RESOLVED THAT;

1. The Trustee shall be Don E. McDaniel, Jr., Gila County Manager, and the Alternate Trustee shall be John F. Nelson, Gila County Deputy Manager.

2. The term of the appointments shall commence as of the effective date of this Resolution and shall continue in full force and effect until terminated by removal, resignation or separation from employment as provided in Article III of the Trust Document.
3. Within five (5) days of the effective date of this Resolution, a verified copy shall be transmitted to Arizona Local Government Employee Benefit Trust for entry into its official records.

PASSED AND ADOPTED this 15th day of January 2011, at Globe, Gila County, Arizona.

Attest:

GILA COUNTY BOARD OF SUPERVISORS

Marian Sheppard, Chief Deputy Clerk

Michael A. Pastor, Chairman

Approved as to form:

Bryan Chambers
Chief Deputy County Attorney