

**NORTH BEACH WATER DISTRICT
PACIFIC COUNTY, WASHINGTON**

RESOLUTION NO. 14-2009

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF NORTH BEACH WATER DISTRICT, PACIFIC COUNTY, WASHINGTON APPROVING AN AGREEMENT TO SETTLE *Leech v. NBPDA & R.D. Williams*, Pacific County Superior Court Docket No. 08-2-0040-2.

WHEREAS, Phillip Leech, a former employee of the North Beach Public Development Authority (NBPDA) filed suit under Pacific County Superior Court Docket number 08-2-0040-2; and,

WHEREAS, the North Beach Water District (NBWD) assumed liability for this case per section 6 of the "Agreement for Transfer of Water Supply System Assets" adopted December 17, 2008 per resolution 21-2008 by the Board of Commissioners (Board) of NBWD; and,

WHEREAS, in order to avoid increased legal fees and expenses associated with continuing this case to completion, the Board of NBWD finds it to be in the best interests of the NBWD to resolve this issue; and,

WHEREAS, the District authorized its legal representative Suzanne Michael to extend an offer of settlement in the amount of \$2,500 and this offer was accepted; now, therefore,

BE IT RESOLVED by the Board of Commissioners of the North Beach Water District, Pacific County, Washington, as follows:

The Board of Commissioners authorizes Staff to arrange for payment of \$2,500 to resolve this issue. Staff is instructed to work with Suzanne Michael to obtain instructions for making such payment in an expeditious fashion. Staff is further instructed to take appropriate action as necessary to close out this issue, and assure a complete file is assembled in the records of NBWD.

ADOPTED by the Board of Commissioners of North Beach Water District at a regular meeting held on May 18, 2009.



Brian Sheldon, President



Gwen Brake, Secretary



R D Williams, Commissioner