

RESOLUTION NO: R.07-2002

**RESOLUTION OF THE GOVERNING BOARD OF THE
BIG BEAR AREA REGIONAL WASTEWATER AGENCY ADOPTING A GOOD
FAITH AMENDMENT OF THE DEFERRED COMPENSATION PLAN FOR
ECONOMIC GROWTH TAX RELIEF RECONCILIATION ACT OF 2001**

WHEREAS,

1. The BIG BEAR AREA REGIONAL WASTEWATER AGENCY (hereinafter "Employer") has employees currently participating in a Section 457IRC, Deferred Compensation retirement savings plan administered by Lincoln Life; and
2. The Employer wishes to adopt the Good Faith Amendment of the Deferred Compensation Plan for Economic Growth Tax Relief Reconciliation Act of 2001 ("EGTRRA"), conditional upon the State of California Legislative adoption of the "EGTRRA" reforms, which are the statutory requirements for eligible deferred compensation plans; and
3. Lincoln Life is able to administer the Deferred Compensation Plan for Employer in accordance with the terms of their respective agreements.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE BIG BEAR AREA REGIONAL WASTEWATER AGENCY AS FOLLOWS:

1. BIG BEAR AREA REGIONAL WASTEWATER AGENCY hereby establishes the Good Faith Amendment of the Deferred Compensation Plan for "EGTRRA" and adopts the Good Faith Amendment Document.
2. The assets of the Plan shall be held in a Trust/Custodial Fund, with the Employer or its designated officer appointed as and serving as Trust/Custodian, for the exclusive benefit of the Plan participants and their beneficiaries, and the assets shall not be diverted for any other purpose. The Employer's beneficial ownership of Plan assets shall be held for the further exclusive benefit of the Plan participants and the beneficiaries.
3. The BIG BEAR AREA REGIONAL WASTEWATER AGENCY or its designated officer is hereby authorized to execute all necessary agreements with Lincoln Life incidental to the administration of the Plan, and shall do all things necessary and proper to implement this Resolution.

The Good Faith Amendment of the Plan for "EGTRRA" adopted by the BIG BEAR AREA REGIONAL WASTEWATER AGENCY hereby supercedes and replaces any prior plan and is hereby approved by resolution of the Plan's governing authority on this 26th day of June 2002.

ADOPTED, SIGNED AND APPROVED this 26th day of June 2002.

ATTEST:
