

SOUTHEAST METRO STORMWATER AUTHORITY
acting by and through
WATER ACTIVITY ENTERPRISE

RESOLUTION 22-17

Declining Participation in the Paid Family and Medical Leave Insurance Act

WHEREAS, the Southeast Metro Stormwater Authority (“SEMSWA”) is a political subdivision and public corporation and a water activity enterprise of the State of Colorado; and

WHEREAS, pursuant to the Paid Family and Medical Leave Insurance Act, Section 8-13.3-501, *et seq.*, C.R.S., and the rules adopted by the Division of Family and Medical Leave Insurance pursuant thereto (together, “FAMLI”), SEMSWA is authorized to decline participation in the FAMLI program; and

WHEREAS, at a properly noticed regular meeting of the Board of Directors of SEMSWA (“Board”) on June 15, 2022, the Board conducted a public hearing, which was duly noted on the meeting agenda, on whether SEMSWA should participate in the FAMLI program (the “Hearing”); and

WHEREAS, the SEMSWA’s employees were provided with advance written notice of the date and time of the Hearing and information regarding the vote process; and

WHEREAS, SEMSWA’s employees and other members of the public were given the opportunity to provide public comment to the Board at the Hearing, prior to the Board’s vote.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of SEMSWA as follows:

1. Decline Participation in FAMLI. The Board hereby determines that it is in the best interests of SEMSWA to decline participation in the FAMLI program pursuant to Section 8-13.3-522, C.R.S.
2. Further Acts and Required Notices. The Board hereby directs the Executive Director, or his designee, to take all actions that may be necessary or desirable to comply with FAMLI and/or implement this Resolution, including without limitation registering with FAMLI’s online system and delivering notice of SEMSWA’s declination vote to the Division of Family and Medical Leave Insurance and all SEMSWA employees, as required by FAMLI.
3. Severability. If any part, section, subsection, sentence, clause, or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.
4. Effective Date. This Resolution shall take effect and be enforced immediately upon its approval by the Board.

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Dated: June 15, 2022

ATTEST:

Secretary

Chairperson

APPROVED AS TO FORM:
Attorney for
Southeast Metro Stormwater Authority

By _____
Edward J. Krisor