

Honey Brook Township Board of Supervisors

CHESTER COUNTY



Box 1281, Honey Brook, PA 19344-1281

RESOLUTION # 11 - 1993

RESOLUTION AUTHORIZING HONEY BROOK TOWNSHIP TO JOIN WITH OTHER LOCAL GOVERNMENTAL UNITS AS A MEMBER OF THE PENNSYLVANIA INTER-GOVERNMENTAL RISK MANAGEMENT ASSOCIATION WORKERS' COMPENSATION FUND (THE "FUND") FOR THE PURPOSE OF ENTERING INTO A TRUST AGREEMENT TO FORM A LOCAL GOVERNMENT RISK POOL, TO PROVIDE FOR JOINT OR COOPERATIVE ACTION BY MEMBERS RELATIVE TO THEIR FINANCIAL AND ADMINISTRATIVE RESOURCES FOR THE PURPOSE OF PROVIDING RISK MANAGEMENT SERVICES AND RISK SHARING FACILITIES TO THE MEMBERS AND TO THE MEMBERS' EMPLOYEES, AND TO DEFEND AND PROTECT, IN ACCORDANCE WITH SUCH TRUST AGREEMENT, ANY MEMBER OF THE FUND AGAINST LIABILITY AS OUTLINED IN THE TRUST AGREEMENT.

WHEREAS, the Fund is being formed in accordance with the authorization contained in the Pennsylvania Workers' Compensation Act (the "Act") as the same may be amended from time to time and was amended on July 2, 1993 to authorize Political Subdivisions, as such term is defined under the Act, to join together as a group to self-insure and pool workers' compensation liabilities; and

WHEREAS, the Act provides that any Political Subdivision may enter into a Trust Agreement to form a Local Government Risk Pool, to provide for joint or cooperative action by Members relative to their financial and administrative resources for the purpose of providing risk management services and risk sharing facilities to the Members' employees, and to defend and protect in accordance with such Trust Agreement, any Member of the Fund against liability as outlined in the Trust Agreement.

NOW THEREFORE, BE IT RESOLVED as follows:

Section 11. The purposes and objectives of this Resolution are set forth hereinabove. The Trust Agreement and By-Laws and actions contemplated thereby and purposes and objectives contained therein are otherwise legal as part of a pooled arrangement with other Political Subdivision, thereby achieving economic and other advantages of inter-governmental cooperation. The Political Subdivision shall join with other Political Subdivisions in accordance with the Act by becoming a Member of the Fund and entering into the Trust Agreement, a copy of which shall be filed with the minutes of the Political Subdivision.

Section 2. The Political Subdivision is authorized to enter into the Trust Agreement for the purposes contained therein. These actions are to be taken by the member(s) or employee(s) of the Political Subdivision designated for this purpose, pursuant to general or specific instructions by the governing body adopting this Resolution.

Section 3. The Fund shall be designed as having official custody of the Political Subdivision's funds which are to be invested by the Fund pursuant to the terms of the Trust Agreement.

Section 4. As required by the Act the following matters are specifically found and determined:

- (a) The conditions of the agreement are set forth in the Trust Agreement and By-Laws referred to in Section 1;
- (b) The Political Subdivision's participation in the Fund shall be terminable at any time by resolution and in accordance with the terms of the Trust Agreement;
- (c) The Fund shall be managed by a Plan Committee and Board of Trustees as set forth in the Trust Agreement and By-Laws of said Fund, copies of which will be provided for review following adoption of this Resolution.

Section 5. The proper officers of the Political Subdivision are hereby authorized to take all such action and execute all such documents as may be necessary or useful to carry out the intent of this Resolution.

Section 6. This Resolution shall become effective at the earliest date permitted by law.

HONEY BROOK TOWNSHIP

BOARD OF SUPERVISORS

Raymond Mean
Chairman

John Super

Donald Johnson

Attest:

Ruby M. Petman
Secretary/Treasurer

November 10, 1993