

RESOLUTION 2017-09

A RESOLUTION AUTHORIZING THE SCHWENKSVILLE BOROUGH MANAGER TO ENTER INTO AN INTERGOVERNMENTAL COOPERATION AGREEMENT AND AUTHORIZING PARTICIPATION IN THE DELAWARE VALLEY HEALTH TRUST

WHEREAS, the Pa. Intergovernmental Cooperation Law, as amended, 53 Pa. C.S.A. §§2301, et seq. authorizes local government units and agencies to jointly cooperate and enter into joint agreements with other local government units and agencies in the performance of their governmental functions, powers or responsibilities; and

WHEREAS, the **Schwenksville Borough Council** has determined that it is in the best interests of its employees, retirees, and their dependents for **The Borough of Schwenksville** to become a participant in the Delaware Valley Health Trust, a self-insured governmental multiple employer welfare arrangement and public employer health benefits Trust organized under the laws of Pennsylvania.

NOW THEREFORE, The Borough of Schwenksville, does hereby resolve as follows:

Section 1. That Schwenksville Borough Manager is hereby authorized to execute the Trust Agreement and any other agreements necessary for The Borough of Schwenksville's participation in the Delaware Valley Health Trust. The Delaware Valley Health Trust Agreement is attached hereto as Exhibit "A" and incorporated herein by reference. The Trust Agreement attached hereto is on file for inspection and review at the Offices of **The Borough of Schwenksville** at 140 Main Street, Schwenksville, PA 19473. This Trust Agreement may be subsequently modified or amended but in no event shall such amendments or modifications

materially adversely affect the right of **The Borough of Schwenksville** to participate in the Delaware Valley Health Trust.

Section 2. That the participation of **The Borough of Schwenksville** in the Delaware Valley Health Trust is authorized for the purpose of obtaining high quality health benefits at the most reasonable cost to The Borough of Schwenksville and its employees and their dependents.

Section 3. As set forth in the Trust Agreement and as otherwise stated herein, the following conditions apply to the participation of **The Borough of Schwenksville** in the Delaware Valley Health Trust:

1. That each Trust Participant must meet the admission and eligibility requirements set forth therein;
2. That each Trust Participant agrees to pay all contributions when due as provided in the Trust Agreement and any By-Laws adopted by the Trust;
3. That each Trust Participant uses its best efforts to provide appropriations for the payment of any contributions required to achieve the purposes and objectives of the Trust;
4. That each Trust Participant cooperate fully in achieving the purposes and objectives of the Trust; and
5. That each Trust Participant comply with all other terms and conditions of the Trust Agreement.

Section 4. That **The Borough of Schwenksville** agrees to participate in the Delaware Valley Health Trust for a minimum of Three (3) years and thereafter may withdraw for any reason whatsoever provided that it has fulfilled all the applicable conditions in the Trust Agreement and satisfies all its financial obligations to the Trust upon withdrawal.

Section 5. The effective date of the participation of **The Borough of Schwenksville** in the Delaware Valley Health Trust will be _____.

Section 6. The organizational structure of the Trust consists of a Board of Trustees and Executive Committee selected by the Board of Trustees in accordance with the Trust Agreement.

Section 7. The **Borough of Schwenksville** delegates to the Board of Trustees of the Delaware Valley Health Trust the powers enumerated in the Trust Agreement.

Section 8. All contributions paid by **The Borough of Schwenksville** shall be made with funds appropriated by **The Borough of Schwenksville** for that purpose.


Section 9. The funds required for the operation of the Trust shall be provided by the Trust Participants through annual appropriations.

Section 10. The Delaware Valley Health Trust is empowered to enter into contracts for policies of group insurance and employee benefits, including social security, for any of its employees.

Section 11. As a condition of participating in the Delaware Valley Health Trust, **The Borough of Schwenksville** agrees to comply with all the terms and conditions in the attached Trust Agreement.

Section 12. This Resolution is being adopted pursuant to the provisions of the Pa. Intergovernmental Cooperation Law, as amended, 53 Pa. C.S.A §§2301, et seq.

RESOLVED this ~~11~~ 12 day of May, 2017


Darren Rash, Council President


Joseph Giunta, Mayor

Attest: 
Gail Phillips, Secretary