

**GREENWICH TOWNSHIP**

Berks County, Pennsylvania

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ORDINANCE No. 2004-5

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AN ORDINANCE OF THE TOWNSHIP OF GREENWICH,  
COUNTY OF BERKS, COMMONWEALTH OF PENNSYLVANIA,  
ENACTING AN MUNICIPAL RISK MANAGEMENT WORKERS'  
COMPENSATION POOLED TRUST AGREEMENT FOR THE PURPOSE  
OF INDEMNIFYING ITSELF FROM LIABILITY UNDER THE  
PENNSYLVANIA WORKERS' COMPENSATION ACT.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Greenwich, Berks County, and it is hereby enacted and ordained by the authority of the same as follows:

SECTION 1. The Board of Supervisors of Greenwich Township wishes to enter into a Municipal Risk Management Workers' Compensation Pooled Trust for the purpose of indemnifying itself against liability for certain coverages mandated under the Pennsylvania Workers' Compensation Act so as to pool liabilities with the other participants in the Trust and, accordingly, authorizes the execution and delivery of the following documents:

- A. The Municipal Risk Management Workers' Compensation Pooled Trust Agreement (hereinafter referred to as the "Agreement"); and
- B. The Participant's Application.

The aforementioned documents are attached hereto and copies of the same are on file at the Township Office for inspection.

SECTION 2. The duration of the term of the Agreement is four (4) years from the date of admission to the Trust as a Participant.

SECTION 3. The purpose and objectives of the Agreement are set forth in Article V of the Agreement.

SECTION 4. The power and scope of the delegated authority is set forth in Articles II,

ATTORNEYS AT LAW

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V, VI, VIII and IX of the Agreement.

SECTION 5. The funds for meeting Greenwich Township's obligations under the Agreement shall be appropriated from the general funds of Greenwich Township.

SECTION 6. The organizational structure necessary to implement the Agreement consists of the Trust, Trustees, Service Agents and Fiscal Agents created by the Agreement.

SECTION 7. Any property acquired for the purpose of the Trust shall be acquired, managed and disposed of under the terms of the Agreement.

SECTION 8. The Trust shall be empowered to enter into contracts for policies of group insurance and employee benefits, including Social Security for its employees.

SECTION 9. In the event that any provision, section, sentence, clause or portion of this ordinance shall be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect or impair any portion of the remaining ordinance. It is hereby declared to be the intent of the Board of Supervisors of the Township of Greenwich that the remainder of this Ordinance shall be and remain in full force and effect notwithstanding the fact that such portion thereof shall be invalid or unconstitutional.

SECTION 10. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance, are hereby repealed insofar, but only insofar, as the same are inconsistent herewith.

SECTION 11. This Ordinance shall take effect five (5) days subsequent to its passage.

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ORDAINED and ENACTED as an Ordinance by the Board of Supervisors of the Township of Greenwich, Berks County, Pennsylvania, in lawful session duly assembled this 1<sup>ST</sup> day of NOV., 2004.

BOARD OF SUPERVISORS OF GREENWICH  
TOWNSHIP, BERKS COUNTY, PA

  
\_\_\_\_\_  
Victor M. Berger, Chairman

  
\_\_\_\_\_  
Oscar E. Kleinsmith, Supervisor

  
\_\_\_\_\_  
Laurie Ann Baker, Supervisor

Attest:

  
\_\_\_\_\_  
Township Secretary

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