

COUNCIL BILL NO. 1897, As Amended**INTRODUCED BY: Edward Walsh****ORDINANCE NO. 1799****AN ORDINANCE****AN ORDINANCE AUTHORIZING THE CITY OF DUBOIS 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 governmental units and agencies to jointly cooperate and enter into intergovernmental agreements with other local government units and agencies in the performance of their governmental functions, powers or responsibilities; and

WHEREAS, the City of DuBois has determined that it is in the best interests of its employees, their dependents and police officer retirees until age 65 for City of DuBois 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 Council of the City of DuBois does hereby ENACT and ORDAIN:

SECTION 1. That the Mayor and City Manager of the City of DuBois are hereby authorized to execute the Trust Agreement and any other agreements necessary for the participation of the City of DuBois 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 City Manager at the City Building. 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 City of DuBois to participate in the Delaware Valley Health Trust.

SECTION 2. That the participation of the City of DuBois in the Delaware Valley Health Trust is authorized for the purpose of obtaining high quality health benefits at the most reasonable cost to the City of DuBois, and its employees, their dependents and police officer retirees until age 65.

SECTION 3. As set forth in the Trust Agreement and as otherwise state herein, the following conditions apply to the participation of the City of DuBois 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 City of DuBois agrees to participate in the Delaware Valley Health Trust for a minimum of two 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 City of DuBois in the Delaware Valley Health Trust will be at the time of final enactment hereof.

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 City of DuBois 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 City of DuBois shall be made with funds appropriated by the City of DuBois 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 City of DuBois agrees to comply with all the terms and conditions in the attached Trust Agreement.

SECTION 12. This Ordinance is being enacted pursuant to the provisions of the Pa. Intergovernmental Cooperation Law, as amended, 53 pa. C.S.A. §§2301, *et seq.*

ENACTED and ORDAINED this 8th day of December, 2014.

ATTEST:


 City Manager

By: 
 Gary Gilbert
 Mayor and President of Council

PASSED BY COUNCIL:

12/08/14

APPROVED: 