

MUNICIPALITY OF MONROEVILLE
ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE NO. 1858

AN ORDINANCE AUTHORIZING THE PARTICIPATION OF THE
MUNICIPALITY OF MONROEVILLE IN THE PENN PRIME
WORKERS COMPENSATION TRUST

WHEREAS, the cost of workers compensation insurance premiums and efforts to control those costs have become a matter of great concern to elected municipal officials and managers; and

WHEREAS, intergovernmental cooperation by means of the creation of a group workers compensation pool for the payment of workers compensation and employer's liability obligations from a common fund which is mutually guaranteed by of all its member can stabilize and reduce the cost of meeting those workers compensation and employer's liability obligations; and

WHEREAS, the Penn PRIME Workers Compensation Trust is a group workers compensation pool established through the intergovernmental cooperation of Pennsylvania municipalities under the authority of the Pennsylvania Intergovernmental Cooperation Law (53 P.S. 481 et. seq.)

The Council of the Municipality of Monroeville, Allegheny County, Pennsylvania does hereby enact and ordain;

SECTION 1. That the Council of the Municipality of Monroeville is hereby authorized to execute the Penn Prime Workers Compensation Trust Agreement (or Member Participation Agreement), which Agreement provides for the participation of Monroeville, in cooperation with other Pennsylvania municipalities and local public agencies, in the Penn PRIME Workers Compensation Trust. The Trust Agreement, which incorporates the organizational structure necessary to implement the program, is on file for inspection and review at the offices of the Pennsylvania League of Cities and Municipalities, 414 North 2nd Street, Harrisburg, Pennsylvania 17101. The Agreement may be amended after the enactment of the Ordinance to conform to any requirements imposed by the Commonwealth of Pennsylvania, Department of Labor and Industry, Bureau of Workers Compensation and such other manner as the Trust Agreement may permit.

SECTION 2. That the Participation of Monroeville in Penn PRIME Workers Compensation Trust is authorized for the purpose of enabling Monroeville to ultimately reduce and stabilize the cost of its workers compensation obligations through the creation of a joint fund to be used for the payment of workers compensation and employer's liability claims on behalf of all participants in the Penn PRIME Workers Compensation Trust.

SECTION 3. As set forth in the Penn PRIME Workers Compensation Trust Agreement, the following conditions, among other, apply to the participation of Monroeville in the Penn PRIME Workers Compensation Trust:

1. That each participating municipality meets the admission and eligibility requirements set forth therein;
2. That each participating municipality agrees to pay all of its annual contributions and any assignments which are required for the creation and maintenance of the General Operating and Restricted Surplus Funds created pursuant to the Penn PRIME Workers Compensation Trust, and pledges its full taxing authority for the payment of those obligations.
3. That each participating municipality comply with the terms of the Trust Agreement as respects contributions, required loss prevention methods, cooperation with the Trust service and fiscal agents, attorneys, claims adjustors, etc. and that each participating municipality comply with all applicable statutes and regulations governing the payment of workers compensation claims, including, but not limited to, the Pennsylvania Workers Compensation Act.

SECTION 4. That the participation of Monroeville in the Penn PRIME Workers Compensation Trust will not be effective unless and until it is granted a self-insurance exemption for the payment of workers compensation claims by the Pennsylvania Department of Labor and Industry pursuant to 77 P.S. 501 and any regulations promulgated thereunder.

SECTION 5. That Monroeville agrees to participate in the Trust for a minimum period of two years, with annual renewals thereafter, subject to the condition that it continues to retain a self-insurance exemption for the payment of workers compensation claims from the Pennsylvania Department of Labor and Industry.

SECTION 6. Each participating municipality delegates to the Board of trustees of the Penn PRIME Workers Compensation Trust the powers enumerated in the Trust Agreement, including the right to expel participants under certain conditions.

SECTION 7. As a condition of participating in the Penn PRIME Workers Compensation Trust, Monroeville agrees to:

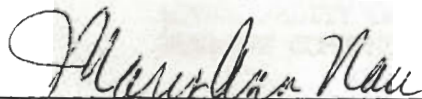
1. Pay all annual contributions or assessments as may be required by the Board of Trustees;
2. Designate a contact person for the purpose of communicating with the Trust or its representatives;
3. Perform all covenants contained in the Penn PRIME Workers Compensation Trust Agreement and delegate to the Board of Trustees the powers and authority enumerated in that Agreement;

SECTION 8. This ordinance is being enacted pursuant to Title 53
pa.C.S.A. 481 et. seq.

Duly presented and unanimously adopted by the Council of
Monroeville, in a public meeting held this 12th day of October, 1993.

ATTEST:

MUNICIPALITY OF MONROEVILLE



Mary Ann Nau
Municipal Manager



Thomas R. Schuerger
Mayor

ENTERED INTO LEGAL BOOKS: October 22, 1993