

**RESOLUTION NO. 043-13**

**A RESOLUTION AUTHORIZING ENROLLMENT IN THE OHIO  
RURAL WATER ASSOCIATION 2014 WORKER'S COMPENSATION  
POOL, AND AUTHORIZING THE EXPENDITURE OF FUNDS AND  
DIRECTING THE CITY MANAGER TO ENTER INTO A  
PROFESSIONAL SERVICE CONTRACT WITH COMP MANAGEMENT,  
INC. (CMI) A WORKER'S COMPENSATION ADMINISTRATOR; AND  
DECLARING AN EMERGENCY**

**WHEREAS**, the City in 2013 belonged to the Ohio Rural Water Association Worker's Compensation Pool; and,

**WHEREAS**, the City in 2013 desires to remain for the remainder of the year 2013 and for the entire year of 2014 in the Ohio Rural Water Association Pool; and,

**WHEREAS**, the State of Ohio allows for "pooling" with other entities to obtain savings in worker's compensation; and,

**WHEREAS**, the City desires to contract for Worker's Compensation Administration of its claims, **NOW THEREFORE**;

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:**

Section 1. That, the City's Finance Director is authorized and directed to enroll the City in the 2014 Ohio Rural Water Association Worker's Compensation Pool and continue in the Pool for the remainder of the year 2013.

Section 2. That, the City finds it necessary and therefore authorizes the expenditure of funds in an amount of two thousand, eight hundred seventy dollars (\$2,870.00) for a professional service contract with Comp Management, Inc., a Sedwick CMS Company (CMI), Dublin, Ohio, referred to as (CMI) a Worker's Compensation Administration Service. If additional amounts are required to cover the remainder of the year 2013, the same is hereby authorized.

Section 3. That, the City Manager is authorized and directed to enter into a Contract for professional services for Worker's Compensation Administration services with CMI substantially in the form as found in City Contract No. "to be assigned", subject to amendments as he deems necessary or, in the alternative, utilize the automatic renewal provision as found in the Contract.

Section 4. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

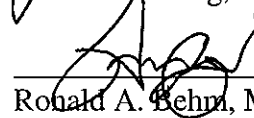
Section 5. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 6. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow timely filing of the Group Rating Enrollment with the State of Ohio, with a deadline of September 1<sup>st</sup>, 2013; and, provided it receives the required number of votes therefore, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: August 19, 2013

  
John A. Helberg, Council President

Approved: August 19, 2013

  
Ronald A. Behm, Mayor

VOTE ON PASSAGE 5 Yea 0 Nay 0 Abstain

Attest:

  
Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 043-12 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the \_\_\_\_\_ day of \_\_\_\_\_, 2007.

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Gregory J. Heath, Clerk/Finance Director