

ORDINANCE NO. 5-17

AN ORDINANCE AUTHORIZING THE MAYOR TO SIGN A BUSINESS ASSOCIATE AGREEMENT AND AN FSA (FLEXIBLE SPENDING PLAN) ADMINISTRATIVE SERVICES AGREEMENT WITH NEO ADMINISTRATION COMPANY TO ESTABLISH A FLEXIBLE SPENDING PLAN FOR ELIGIBLE CITY EMPLOYEES AND DECLARING AN EMERGENCY

WHEREAS, the City offers health insurance and benefits to all eligible employees; and

WHEREAS, the City has established a Health Care Review Committee consisting of nine (9) employees who meet regularly to discuss health insurance renewals, coverage, and other related matters; and

WHEREAS, the Health Care Review Committee has considered and requested that City administration look into the possibility of establishing a Flexible Spending Plan (FSA); and

WHEREAS, members of the City administration and the finance department have met with the Fedeli Group and NEO Administration Company to discuss the specific rules and requirements of establishing and managing a Flexible Spending Plan and have decided that offering such a plan to all eligible employees would be in the best interest of the City's employees and their health and wellness.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That the Mayor is hereby authorized to execute the Client Setup & Document Checklist (Exhibit A) and enter into a Business Associate Agreement (Exhibit B) and an FSA (Flexible Spending Account) Administrative Services Agreement (Exhibit C) with NEO Administration Company for the purpose of establishing a flexible spending plan open to eligible employees in the City of Avon. Copies of Exhibits A, B and C are attached hereto and incorporated herein by this reference.

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to establish a flexible spending plan for all eligible employees; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Ordinance No. 5-17 (Con't)

PASSED: _____ DATE SIGNED: _____

By: _____
Craig Witherspoon, Council President

DATE APPROVED BY THE MAYOR _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Barbara J. Brooks
Clerk of Council

POSTED: _____

In Five Places as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director