

CITY OF CLAYTON, OHIO

RESOLUTION NO. R – 05 - 14 - 40

A RESOLUTION APPROVING AMENDMENTS TO THE CITY'S IRS SECTION 125 FLEXIBLE SAVINGS ACCOUNT PLAN AND SUMMARY PLAN DOCUMENT

WHEREAS, the City previously adopted an IRS Section 125 Flexible Savings Account for eligible City employees; and

WHEREAS, the Patient Protection and Affordable Care Act ("PPACA") requires certain amendments to the City's Section 125 Flexible Savings Account Plan ("125 Plan") and Summary Plan Document in order to ensure that the 125 Plan remains compliant with the PPACA.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That the City Manager is hereby authorized to effectuate amendment of the City's Section 125 Flexible Savings Account Plan and Summary Plan Document via the City's third party plan administrator, FlexBank Administrators, in order to accomplish compliance with the Patient Protection and Affordable Care Act's provision for: (1) defining a "spouse" under the 125 Plan; (2) addition of language relative to the elimination of pre-existing condition exclusions; and (3) modification of language relative to HIPAA notice requirements.

ADOPTED BY COUNCIL ON MAY 15, 2014.

AUTHENTICATION:



Mayor (Presiding Officer of Council)



Clerk of Council

APPROVED AS TO FORM:



Law Director

CERTIFICATION OF PUBLICATION

This shall certify that that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper Date of publication
Englewood Independent May 22, 2014


CLERK