

ORDINANCE NO. 2015-15

**AN ORDINANCE
AMENDING SECTION 145.04(b)(3) OF THE CODIFIED
ORDINANCES OF THE VILLAGE OF WAITE HILL, OHIO, TO
INCREASE THE AMOUNT OF THE VILLAGE'S
CONTRIBUTION TO THE HEALTH SAVINGS ACCOUNTS OF
VILLAGE EMPLOYEES BEGINNING IN THE 2015 CALENDAR
YEAR.**

WHEREAS, the Village of Waite Hill's Codified Ordinances currently provide that the Village may make annual contributions to the Health Savings Accounts of Village employees in an amount up to one thousand two hundred dollars (\$1,200.00); and

WHEREAS, the Village's contributions to employee Health Savings Accounts throughout 2015 have been consistent with this policy; and

WHEREAS, this Council desires to increase the maximum amount of the Village's annual contribution to the Health Savings Accounts of Village employees to one thousand seven hundred dollars (\$1,700.00); and

WHEREAS, Council desires to ratify the contributions to Village employee Health Savings Accounts previously made in conformance with this policy.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAITE HILL, LAKE COUNTY, STATE OF OHIO:

SECTION 1. That existing Section 145.04(b)(3), "Heath, Dental, Medical and Prescription Drug Insurance Coverage, Life Insurance Coverage, annd [sic] Health Savings Account Benefits For Employees," of Chapter 145 of the Codified Ordinances of Waite Hill, Ohio, is amended as follows:

"145.04 HEALTH, DENTAL, MEDICAL AND PRESCRIPTION DRUG INSURANCE COVERAGE, LIFE INSURANCE COVERAGE, ANND AND HEALTH SAVINGS ACOUNT BENEFITS FOR EMPLOYEES.

* * *

(b) (1) In conjunction with the implementation of the Plan, the Mayor is hereby authorized to establish a Health Savings Account program in conformance with any and all requirements under applicable laws, which will permit eligible employees of the Village to contribute pre-tax dollars to a Health Savings Account. The Mayor is authorized to enter into an agreement or agreements with a third party administrator and other necessary parties, duly designated by motion of Council, as may be necessary to create, maintain, and administer the Health Savings Account program, upon terms and conditions acceptable to the Mayor. Employees participating in the Health Savings Account program are responsible for ensuring that contributions to a Health Savings Account do not exceed the maximum annual contribution limit required by laws. The Village is not responsible for any penalties, taxes, or expenses associated with any contribution to a Health Savings Account exceeding a maximum annual contribution limit and shall have the right to seek indemnification from noncompliant employees or any third parties as the Mayor deems appropriate. Employees are encouraged to review their Health Savings Account balances on a regular basis and to consult with their Health Savings Account administrator during the last quarter of each calendar year in order to avoid any potential penalties.

* * *

(3) In calendar year ~~2009~~ 2015 and each year thereafter, the Clerk-Treasurer is authorized to match the contribution made by each employee enrolled in the plan to his or her Health Savings Account, up to ~~one thousand two hundred dollars (\$1,200.00)~~ one thousand seven hundred dollars (\$1,700.00) annually, provided, however, the Clerk-Treasurer shall, upon written notification that an employee's Health Savings Account meets or exceeds the annual contribution limits established by laws, cease match contributions to such employee's Health Savings Account. Employee's contributions to the Health Savings Account must be through a payroll deduction in order to be eligible for the Village match contribution. The Council may increase that match contribution by motion of Council.

* * * "

SECTION 2. That existing Section 145.04(b)(3) of the Codified Ordinances of Waite Hill, Ohio, and any ordinances in conflict herewith, are repealed to the extent of the conflict.

SECTION 3. That all contributions made by the Village to the Health Savings Accounts of Village employees that were previously made in conformance with existing Section 145.04(b)(3) of the Codified Ordinances of Waite Hill, Ohio, are hereby ratified.

SECTION 4. That actions of this Council concerning and relating to the passage of this legislation 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 action were held in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the Village of Waite Hill.

SECTION 5. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 2015

Council President

Submitted to the Mayor for
his approval on this
_____ day of _____, 2015

Approved by the Mayor

ATTEST:

_____, 2015

Clerk-Treasurer

Mayor