**ORDINANCE 16-1343**

AN ORDINANCE OF THE CITY OF WOODBURN, INDIANA

COMMON COUNCIL: AN ORDINANCE AMMENDING ORDINANCE G-15-1326 CONCERNING FRINGE BENEFITS

 WHEREAS, the City of Woodburn, Indiana, Common Council finds that Ordinance G-15-1326 is no longer sufficient to meet the needs of the City and its employees;

 WHEREAS, the structure within Ordinance G-15-1326 will be modified as well as the amount in which it provides benefits to the City and its employees;

 NOW, THEREFORE, the City of Woodburn, Indiana Common Council hereby resolves as follows:

1. That the first paragraph of said Ordinance G-15-1326, which is codified as 32.20 in the Woodburn City Code is hereby changed and amended to read as follows:
	1. From and after January 1st 1995, each full time employee (being an employee who is employed for a normal 40 hour week on an indefinite basis and who has at least 30 days experience with the City) is hereby granted a medical fringe benefit, as defined in this section. This fringe benefit will also be given to the Mayor and the Clerk-Treasurer.
	2. Each employee who is entitled to the city medical fringe benefit shall be entitled to a medical allowance of up to $9,000 per calendar year, which allowance shall be used to reimburse the full time employee for health insurance premiums paid by the employee or the employee’s spouse for health insurance obtained elsewhere by the employee or employee’s spouse to provide coverage for the employee, employee’s spouse, and/or dependents of the employee. To the extent any portion of the allowance is not used to cover the cost of premiums, the allowance may also be used to reimburse the employee for qualified out of pocket expenses. To receive reimbursement, the employee must present to the City a non-returnable copy or original of the receipt or any other form of evidence demonstrating the payment of the premium or other qualifying out of pocket medical expense by the employee or the employee’s spouse. Qualifying expenses of the employee or the employee’s spouse and dependents include amounts spent on prescriptions, co-pays, dental, optical, orthodontic, psychiatric, psychological or any other medical care as defined by 26 U.S.C. section 213(d). The amount stated above shall be the total amount of reimbursement by the city to the full time employee per calendar year for any combination of health insurance premiums or out of pocket expenses.
	3. The provisions herein shall apply whether the employee is employed by and paid from the General City Funds or funds from the City Board of Works and Safety, Sewer Utility or Water Utility, or any other fund of the City.
2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.
3. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.
4. No part of this Ordinance shall be interpreted to conflict with any local, state, or federal laws and all reasonable efforts should be made to harmonize the same. Should any section or part thereof of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole, or any other portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

**(Signatures on next page)**

Adopted and Resolved this 19th day of September, 2016.

AYES:­\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

NAYS:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ABSTENTIONS:\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**COMMON COUNCIL OF THE CITY OF WOODBURN, INDIANA**

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Daniel Watts, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Mike Voirol, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Dean Gerig, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 John Renner, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Michael Martin, Councilman

ATTEST:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Timothy Cummins, Clerk-Treasurer

**WAIVER OF SECOND READING**

On motion duly made and seconded, the second reading of the foregoing Ordinance was unanimously waived and the Ordinance was deemed effective as of the date of passage.

**COMMON COUNCIL OF THE CITY OF WOODBURN, INDIANA**

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Daniel Watts, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Mike Voirol, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Dean Gerig, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 John Renner, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Michael Martin, Councilman

ATTEST:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Timothy Cummins, Clerk-Treasurer

The foregoing Ordinance passed by the Council is signed and approved ( ) / not approved ( ) by me on the same date.

 By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Joseph Kelsey, Mayor of the City of Woodburn