

RESOLUTION NO. 09 09 01

AUTHORIZING THE MAYOR TO EXECUTE THE ADMINISTRATIVE SERVICES AGREEMENT WITH UMR f/k/a WAUSAU BENEFITS, INC., AND APPROVAL OF AMENDMENTS

WHEREAS, previously on March 7, 2006, then Director of Human Resources, LYNETTE D. FISCHER entered into a **Administrative Services Agreement** with WAUSAU BENEFITS, INC.(hereinafter "Wausau") on behalf of the CITY OF FORT MORGAN; and,

WHEREAS, since that time WAUSAU BENEFITS, INC. became FISERV HEALTH ADMINISTRATORS, INC. and is now known as UMR; and,

WHEREAS, The Summary Benefit Plan Description (SPD) must be amended to reflect changes since Wausau became the City's Third Party Administrator; and,

WHEREAS, To remedy this issue, Wausau (now known as UMR) has provided the City with a "clean version" of the Agreement (attached hereto and incorporated herein by this reference) for signature by the Mayor to conform with the provisions of *Charter*; and,

WHEREAS, the Office of the City Attorney has recommended and City Staff has determined that the execution of this Agreement is in the best interest of the City; and,

WHEREAS, the City Staff has reviewed Amendment #3 (a copy of which is attached hereto and incorporated herein by this reference), which sets forth the deletions, modifications and additions to the Summary Benefit Plan Description currently in effect, and hereby recommends the execution of the Amendment; and,

WHEREAS, Amendment #3 also incorporates changes proposed by the City Manager to enhance benefits to City Employees at a minimal cost; and,

WHEREAS, pursuant to Article IV, Section 2(d) of the *Charter*, the signature of the Mayor is required on all warrants, contracts, bonds or other instruments of the City.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fort Morgan, Colorado that:

Section 1. The City Attorney is hereby directed to ensue compliance with TABOR and the laws of the State of Colorado prior to the Mayor's execution of the **Administrative Services Agreement City of Fort Morgan**.

Section 2. That the Mayor is authorized to execute the **Administrative Services Agreement City of Fort Morgan**.

Section 3. That the Mayor is authorized to execute Amendment #3 to the UMR Administrative Services Agreement City of Fort Morgan.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 1st day of September 2009, the vote upon roll call being as follows:

Ayes: Mayor Darnell; Councilmembers Deal, Forstedt, McAlister, Powers and Simmons

Nays: None.

Absent / Abstain: Councilmember Shaver

THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO

[SEAL]

BY: Jack Darnell
Mayor

ATTEST:

Andrea Strand
City Clerk

STATE OF COLORADO)
COUNTY OF MORGAN)
CITY OF FORT MORGAN)

ss.

CERTIFICATE

I, Andrea Strand, City Clerk for the City of Fort Morgan, Colorado, do hereby certify and attest that the foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the Council of Fort Morgan, Colorado, and is identical to the original thereof appearing in the official records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have affixed the seal of the City of Fort Morgan this 3rd day of September, 2009.

Andrea Strand
City Clerk