

RESOLUTION 2022 - 140

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MOUNT ARLINGTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING THE APPOINTMENT OF METROPOLITAN LIFE INSURANCE COMPANY AS ADMINISTRATOR OF THE MUNICIPALITY'S SECTION 125 - FLEXIBLE SPENDING ACCOUNTS (FSA) IN ACCORDANCE WITH THE REGULATIONS PROMULGATED BY CHAPTER 78 OF THE LAWS OF THE STATE OF NEW JERSEY (PURSUANT TO *N.J.S.A. 40A:11-5(1)(m)*)

WHEREAS, the Borough of Mount Arlington (hereinafter, the Municipality or Borough) provides an Employee Health Benefits Program for eligible employees and their eligible dependents; and

WHEREAS, P.L. 2011, Chapter 78 of the laws of the State of New Jersey, requires public entities to implement a Section 125 - Flexible Spending Accounts (FSAs) Program in accordance with the rules promulgated by the United States Internal Revenue Service (IRS); and

WHEREAS, the Municipality's Broker for such services has performed due diligence and researched the marketplace for firms specializing in the administration of FSAs, and has recommended Metropolitan Life Insurance Company (hereinafter, MetLife) for such services, based upon a performance matrix, which includes service platform, ease of usage, usage enhancements and price point; and

WHEREAS, *N.J.S.A. 40A:11-5(1)(m)* within the Local Public Contracts Law permits awards for insurance services, including brokerage and consultant services, to be made without public bidding therefor, subject to the requirements of that provision, and the Borough hereby is desirous of making an award for FSAs Program administrative services to MetLife as indicated.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, that the aforementioned Recitals are hereby incorporated herein by reference as if set forth at length; and

BE IT FURTHER RESOLVED, that in accordance with the due diligence performed by the Municipal Administrative Team and the Municipal Broker for such services, Metropolitan Life Insurance Company (MetLife), is hereby appointed by the Borough as Administrator for the Municipality's Section 125 - Flexible Spending Account, effective upon passage of this Resolution for a January 1, 2023 effective date; and

BE IT FURTHER RESOLVED, the Borough Mayor, Clerk and other personnel be and hereby are authorized and directed to execute all documents necessary for the implementation of this Resolution, including the execution of any contract for such services with MetLife, and any documents required pursuant to *N.J.S.A. 40A:11-5(1)(m)* and applicable law; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to the Municipal Finance Officer, the Borough Auditor and PIA Security Programs, a division of World Inc., 429 Hackensack Street, Carlstadt, NJ 07072, the Broker to the Municipality in connection with the services set forth herein.

I HEREBY CERTIFY this to be a true and correct Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, and adopted on November 1, 2022.



Matthew N. Bansch, Borough Clerk