

AN ORDINANCE ESTABLISHING A POLICY FOR ELECTRONIC FUNDS  
TRANSFERS AND ONLINE BANKING FOR THE CITY OF AUSTIN

WHEREAS, the Clerk-Treasurer of the City of Austin, Indiana, finds it necessary to use Automatic Clearing House (ACH) and Electronic Funds Transfer (EFT) including online banking transfers for payments and deposits, pursuant to Indiana Code 36-1-8-11.5, et seq.; and

WHEREAS, the Common Council of the City of Austin, Indiana, now determines that it is reasonable and appropriate to authorize an EFT method of payment of claims pursuant to Indiana law.

THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF AUSTIN as follows:

**SECTION 1: Purpose.** The Clerk-Treasurer is authorized to use an electronic funds transfer of payment of claims and/or invoices.

**SECTION 2: Definition of Electronic Funds Transfer.** Pursuant to Indiana Code 36-1-8-11.5(a), “electronic funds transfer” for purposes of this ordinance means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, that is initiated through an electronic terminal, telephone, or computer or magnetic tape for the purpose of ordering, instructing, or authorizing a financial institution to debit or credit an account.

**SECTION 3: Records.** The Clerk-Treasurer is required to maintain adequate documentation of the above-referenced transactions for future audits, as provided by law.

**SECTION 4: Repealer.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 5: Savings Clause.** If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the other remaining parts.

**SECTION 6. Effective Date.** This Ordinance shall be in full force and effect from October 1, 2021 forward after its passage, approval, and publication according to law.

**PASSED AND ADOPTED** by the Common Council of the City of Austin, Indiana on November 9, 2021 by a vote of 5 to 0.

  
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ROGER HAWKINS, Mayor  
Presiding Officer


Attest:

  
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Chris Fugate, Clerk-Treasurer

Presented by me to the Mayor of the City of Austin for his approval or veto pursuant to Indiana Code § 36-4-6-15 and 16, this 9 day of November, 2021 at 8:17 p.m.

  
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Chris Fugate, Clerk-Treasurer

This Ordinance having been passed by the legislative body and presented to me is approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1), this 9 day of November, 2021 at 8:17 p.m.

  
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Roger Hawkins, Mayor

Attest:

  
\_\_\_\_\_  
Chris Fugate, Clerk-Treasurer

Prepared by: Joshua Stigdon, #29501-72  
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