

**ORDINANCE NO. G-04-12****AN ORDINANCE ALLOWING CLERK-TREASURER TO PAY CLAIMS SUBJECT TO INTEREST CHARGES AND PENALTIES IN ADVANCE OF TOWN COUNCIL ALLOWANCE OF SAME**

WHEREAS, the Town Council of the Town of Georgetown, Indiana is the entity responsible for the approval and allowance of claims against the Town before they are paid; and

WHEREAS, the Indiana Code section 36-5-4-12 provides that the Clerk-Treasurer, as the fiscal officer of the Town, may make claim payments in advance of a board allowance for certain types of expenses listed therein provided the Council adopts an ordinance allowing the same under said code section; and

WHEREAS, the Georgetown Town Council adopted Ordinance No. G-00-01 on the 25<sup>th</sup> day of January, 2000, in a public meeting, allowing the Clerk-Treasurer to make payment of certain claims in advance of approval of the same by the Town Council; and

WHEREAS, Indiana Code section 36-5-4-12(b)(13) provides that the Clerk-Treasurer make may claim payments in advance of Town Council allowance for expenses described in an ordinance;

WHEREAS, under Indiana Code section 36-5-6-6, the Clerk-Treasurer may be personally liable for interest and penalties incurred by the Town resulting from the failure to pay claims in accordance with Indiana Code section 36-5-4-12; and

WHEREAS, the Georgetown Town Council, after thoughtful consideration and discussion, has determined that Clerk-Treasurer should be permitted to pay claims subject to interest charges and/or penalties in advance of approval of the same by the Georgetown Town Council.

NOW THEREFORE BE IT ORDAINED that the Clerk-Treasurer of the Town of Georgetown, Indiana, as the fiscal officer of the Town, is hereby authorized to pay any claim(s) subject to interest charges and/or penalties in advance of approval of said claims by the Town Council;

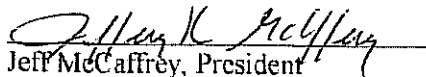
NOW THEREFORE BE IT FURTHER ORDAINED that said claims shall be placed upon the docket for the approval and ratification of the Georgetown Town Council at the next regular meeting of said Council;

NOW THEREFORE BE IT FURTHER ORDAINED that should any term or provision of this Ordinance be declared to be unconstitutional or invalid by a court of competent jurisdiction, such determination shall not affect the remainder of this Ordinance which shall remain in full force and effect; and

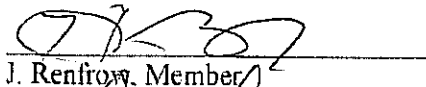
NOW, THEREFORE, BE IT FURTHER ORDAINED that any provision of any Ordinance of the Town of Georgetown, Indiana that is in conflict with any provision this Ordinance is hereby repealed to the extent of such conflict, and any provision of any Ordinance not in conflict with this Ordinance shall remain in full force and effect.

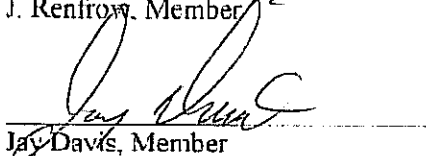
ADOPTED by the Town Council of the Town of Georgetown this 3<sup>rd</sup> day of May, 2004.

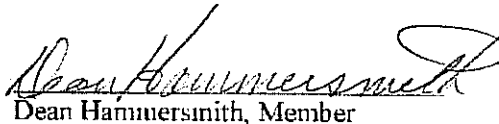
TOWN COUNCIL OF THE TOWN OF GEORGETOWN, INDIANA

  
Jeff McCaffrey, President

  
Gary Smith, Vice-President

  
J. Renfrow, Member

  
Jay Davis, Member

  
Dean Hammersmith, Member

ATTEST:

  
Doug Cook, Clerk-Treasurer