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ORDINANCE 2018-02

AN ORDINANCE PROVIDING FOR THE TIMING OF HEALTH SAVINGS ACCOUNT CONTRIBUTIONS FROM THE TOWN TO TOWN EMPLOYEES

WHEREAS, certain full-time employees of the Town of Whitestown, Indiana ("Town") may be eligible to receive contributions to a health savings account ("Health Savings Account Contributions"); and

WHEREAS, the Town Council for the Town of Whitestown, Indiana ("Town Council") desires to permit the Town Clerk Treasurer to pay any Health Savings Account Contributions to an employee's health savings account such that ½ of the annual Health Savings Account Contribution is paid in January and ½ of the annual Health Savings Account Contribution is paid over the remaining eleven (11) months; and

WHEREAS, in the Town Purchasing Policy pursuant to Ind. Code § 36-5-4-12, the Town Council has established certain claims as pre-approved such that payment may be made by the Clerk-Treasurer prior to the claim being approved by the Town Council and/or applicable Town Board; and

WHEREAS, pursuant to Ind. Code § 36-5-4-12, the Town Council desires to add the payment of any employee's Health Savings Account Contribution as a pre-approved claim in the Town Purchasing Policy.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Whitestown, Indiana, as follows:

Section 1: Health Savings Account Contribution in Installments. Upon request by the Town Manager, the Town Clerk Treasurer is hereby authorized to pay the Health Savings Account Contribution to eligible employees in twelve (12) installments, wherein the first installment is one-half (1/2) of the total yearly contribution. Specifically, 50% of the Health Savings Account Contribution due in a year may be paid on or after January 1 of that year, and the remaining 50% may be paid in eleven (11) equal installments over the course of the remainder of the year.

Section 2: Health Savings Account Contribution a Preapproved Claim. Pursuant to Ind. Code § 36-5-4-12, the payment of Health Savings Account Contributions shall be a preapproved claim such that payment may be made by the Clerk-Treasurer prior to the claim being approved by the Town Council and/or applicable Town Board. All other provisions of the Town Purchasing Policy, including the other preapproved claims authorized therein, remain unchanged.

Section 3: Execution of Amendment. Upon adoption of this Ordinance, the Town Clerk-Treasurer in conjunction with the Town Manager shall make all amendments stated herein to the Purchasing Policy (including updating the table of contents as needed).

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Section 4: Severability. The terms, paragraphs, sentences, words, policies, and procedures of this Ordinance and the Purchasing Policy are separable, and if a court of competent jurisdiction hereof declares any portion of this Ordinance or the Policy unconstitutional, invalid, or unenforceable for any reason, such declaration shall not affect the remaining portions thereof.

Section 5: Superseding Clause. The amendments stated herein supersede all prior inconsistent portions of the Purchasing Policy, and all prior inconsistent portions of the Purchasing Policy which do not include the amendments approved herein are similarly superseded by this Ordinance.

Section 6: Effective Date. This Ordinance is effective immediately upon passage, and shall apply to 2018 Health Savings Account Contributions.

Introduced on January 10, 2018, and adopted by the Town Council of the Town of Whitestown, Indiana, on this 14 day of February, 2018.

THE TOWN COUNCIL OF THE TOWN OF WHITESTOWN, INDIANA	YAY/NAY
Eric Miller, President	Yes
Susan Austin, Vice President	Yes
Kevin Russell	YAY
Clinton Bohm	YAY
Jeffrey Wishek	YES

ATTEST:

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Matt Sumner, Clerk-Treasurer
Town of Whitestown, Indiana

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