

**RESOLUTION NO. 23-10-1**

**RESOLUTION TO APPROVE PAYMENT POLICY**

**WHEREAS**, the City of Spillville receives payments from numerous people and organizations and the City of Fairfax wishes to establish a revised Payment Policy; and

**WHEREAS**, the City of Spillville currently receives payments in the form of cash, checks and account debit ; and

**WHEREAS**, the City of Spillville currently receives these payments in person, in the drop box, through the mail and ACH; and

**WHEREAS**, the City of Spillville occasionally has payments returned, this could be for insufficient funds, account closed, no account found, fraud, stop payment, and other reasons; and

**WHEREAS**, Section 554.3512 of the 2021 Code of Iowa states “The holder of a dishonored check, draft or order may assess against the maker of that check, draft or order a surcharge not to exceed thirty (\$30.00) dollars.”; and

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Spillville, Iowa, to set the following Payment Policy:

1. A fee of thirty (\$30.00) is hereby established for servicing all returned payments received by the City of Spillville.
2. The City of Spillville will only accept guaranteed payment (cash, cashier’s check, or money order) from any individual or business who has had a payment returned to the City of Spillville more than one (1) time in any given period of twelve (12) months.
3. The restriction of guaranteed payment shall last for one (1) year from the most recent returned payment date.
4. Notice of this Payment Policy shall be posted prominently at the City of Spillville City Hall customer service counter.

**BE IT FURTHER RESOLVED**, by the City Council of the City of Spillville, Iowa that the Mayor and the City Clerk/Treasurer are hereby authorized and directed to execute said resolution.

Passed and approved this 3rd day of October, 2023.

AYES:

NAYS:

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Tom Straube, Mayor

ATTEST:

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Joane Kulish, City Clerk/Treasurer