

**WHITELAND TOWN COUNCIL
October 12, 2021**

<u>Council members present</u>		<u>Other Town Officials</u>		<u>Other Town Officials</u>	
Joe Saylor President	<u> X </u>	Kevin McGinnis Town Manager	<u> X </u>	Stephen Watson Town Attorney	<u> X </u>
Richard Hill Member	<u> X </u>	Debra L. Hendrickson Clerk Treasurer	<u> X </u>	Jessie Boshell Senior Planning Dir.	<u> X </u>
Laura Fleury Vice President	<u> X </u>	Rick Shipp Town Marshal	<u> X </u>	Shaun Young Public Works Sup.	<u> </u>
Brad Goedeker Member	<u> X </u>	Eric Funkhouser Fire Chief	<u> X </u>		<u> </u>
David Hawkins Member	<u> X </u>				<u> </u>

Call to order

- J. Saylor called the meeting to order at 7:00 pm

Pledge

Roll Call – All present

Invocation - Conducted by K. McGinnis

Adoption of the Order of Business

Minutes 9/14/2021

- D. Hawkins made a motion to approve the minutes 9/14/2021. L. Fleury seconded the motion.
Passed 5-0

Voucher Packet 10-12-2021

- D. Hendrickson stated there were updates on a couple of items and gave new handouts
- L Fleury made a motion to approve Voucher Packet 10-12-2021. B. Goedeker seconded the motion.
Passed 5-0

Financial Report

- Clerk Treasurer reported balances on all operating funds.

Old Business

- Damage claim for Kim Devore
 - MS Devore stated she has lived and worked in the community. She felt if others had called to complain about the road condition her claim would have been paid because the insurance company refused to pay due to the Town was not aware of the road condition. MS Devore stated several IC codes pertaining to maintaining roads the Town should have followed.
 - J. Saylor the standard for negligence is the Town has to know of the condition per the Tort Claim act.
 - B. Goedeker would like to see someone to entertain a motion. D. Hawkins stated he would like a straight up or down vote for approval to pay the damages of \$964.25. B. Goedeker seconded the motion.
 - Vote to pay: 4 – NO and 1 – Yes, R. Hill.

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- Resolution 2021-19, Victory Baptist Church Fiscal Plan, Second Reading
 - D. Hawkins made a motion to approve RES 2021-19. B. Goedecker seconded the motion.
Passed 5-0
- Ordinance 2021-14, Annexation of Victory Baptist Church
 - L. Fleury made a motion to approve ORD 2021-14. B. Goedecker seconded the motion.
Passed 5-0
- Ordinance 2021-11, 2022 Budget, 2nd Reading
 - D. Hawkins made a motion to approve ORD 2021-11. L. Fleury seconded the motion.
Passed 5-0
- Update and Discussion on the Springhill Road Project.
 - Zach Brummett, representative of Wallace Construction.
 - As long as there is good weather the project should stay on course.
 - There is a small problem getting concrete due to the concrete companies lack of employees and cannot deliver.
 - Karnes curbs are almost finished. Streets will follow in approximately 2 weeks after.
 - The target deadline is 15 days behind due to a change order. Looking at mid to late December.
 - D. Hawkins and R. Hill have been at the construction site daily between the two of them.
- Discussion and Consideration of Town's Specifications for New Roadwork
 - K. McGinnis stated he reached out to INDOT, City of Greenwood's engineer, Johnson County Highway Department for types of asphalt to use.
 - 76-22 is the highest strength available and most expensive.
 - 70-22 is used for 300 semis a day surface for heavy traffic.
 - 64-22 is normally used.
 - Most road issues are due to sub-base failure.
 - R. Hill suggested for core samples prior to bids for projects.
 - Council would like K. McGinnis to look more into the subgrade.
- RDC Vacancy
 - John Venter
 - Has three children
 - Whiteland resident
 - Been on the School Board for six years
 - Spent almost a year with Aspire of Johnson County
 - There is a quality of life and financial growth. You shouldn't have to sacrifice one for the other.
 - B. Goedecker made a motion to appoint John Venter to the RDC Board. D. Hawkins seconded the motion. Passed 4-0-1 with J. Saylor abstains.
- Follow-up Discussion on New Law Concerning Electronic Participation in Council Meetings.
 - K. McGinnis received an estimate from TXC Solutions.
 - R. Hill would like to see a sampling of one they installed somewhere else. Other Council members would like to see it also.
- ARPA Funds
 - D. Hendrickson stated a meeting occurred with Baker Tilly. The requests will be brought to the next Council meeting.

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- Opioid Settlement Summary and Guidance
 - The Town had previously opted in to participate in the settlement with the Attorney Generals office. S. Watson recommended a motion to opt in. L. Fleury made a motion to opt in to the States Opioid settlement. R. Hill seconded the motion.
- Passed 5-0**

Town Manager Report

- Johnson County TIF movement is on pause.
- Updates coming soon on the Shelby Howard water lines and another property owner are under the impression they are being provided sewer before crossing their property. A letter was presented but they would not let the Town copy it. Meeting on Thursday for further discussion.

Council Comments - None

Public Comments


- Blake Dixon, new resident in Saddlebrook, stated his water bill was over \$700 for 43 days. There are three other homes in the neighborhood which also have the high water bills.
 - Jaylen Withem, Utility Clerk for Whiteland, stated the contractors were using the homeowner's water for work and openly admitted to mistakes but they received permission from the residents.
 - J. Sayler inquired if Police Chief Shipp could open a case in the morning. J. Sayler would also ask the Council to consider a reduced bill at the next meeting for the resident.

Meeting adjourned at 9:04 pm.

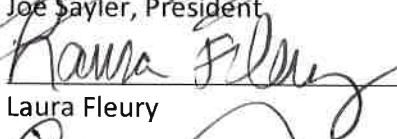
Passed by the Whiteland Town Council on this day 9th of November, 2021

Aye


Nay



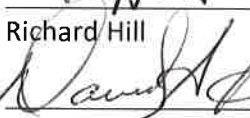
 Joe Sayler, President



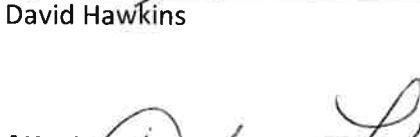
 Laura Fleury



 Brad Goedecker



 Richard Hill



 David Hawkins

 Joe Sayler, President

 Laura Fleury

 Brad Goedecker

 Richard Hill

 David Hawkins

Attest: 

 Debra L. Hendrickson, Clerk Treasurer

New Business

- Resolution 2021-20, Declaratory Resolution for Abatement for Hines 2
 - Will Renner, representative for Hines showed power point of the development in Phase II. Project will close by the end of the year and break ground by April of 2022.
 - 60 acres for a total of two buildings
 - Capital expenditure will be \$36,000,000 to \$48,000,000.
 - Phase I timeline is on schedule.
 - S. Watson doesn't see anything out of the ordinary.
 - B. Goedeker made a motion to approve Ord. 2021-20. R. Hill seconded the motion.
Passed 5-0
- Saddlebrook Section 2 – Dedication and Acceptance of Curbs and Common Area Sidewalks and associated Maintenance Bonds.
 - J. Boshell stated it is a three-year bond guaranteed from date of acceptance at 25%. Staff recommends approval pending final approval from the Town Attorney.
 - R. Hill stated his concern about the pavement being completed and then running the heavy equipment on it to the new sections. K. McGinnis stated the chances are slim in damages.
 - L. Fleury made a motion to approve Saddlebrook Section 2 Maintenance Bonds. B. Goedeker seconded the motion.
Passed 5-0
- Briar Creek Section 1 & 2 – Dedication and Acceptance of common Area Sidewalks, Road Surface and associated Maintenance Bonds.
 - J. Boshell stated it is a three-year bond at 25%. Staff recommends acceptance pending Town Attorney approval.
 - L. Fleury made a motion to approve the Maintenance Bonds. B. Goedeker seconded the motion.
Passed 3-2 with D. Hawkins and R. Hill voting no.
- Ordinance 2021-15, Amending Maintenance Bond Requirements of Subdivision Control Ordinance.
 - J. Boshell has proposed the language providing more protection for the Town. Increase the amount to be equal to 25 % of the cost of the Public Improvements and a period of 5 years. Recommends approval for more protection for the Town.
 - B. Goedeker made a motion to approve ORD 2021-15 amending requirements. L. Fleury seconded the motion. **Passed 5-0.** B. Goedeker made a motion to suspend the rules. L. Fleury seconded the motion. **Passed 5-0.** B. Goedeker made a motion to approve ORD 2021-15 for final reading.
Passed 5-0
- Resolution 2021-21, Sale of an old Ambulance to the Town of Bargersville
 - Chief Eric Funkhouser stated he was approached to purchase an old ambulance (as is) that is currently not in use, to the Town of Bargersville for \$7,500. All items inside will be removed.
 - D. Hawkins made a motion to approve the sale of the ambulance for \$7,500 to the Town of Bargersville. B. Goedeker seconded the motion.
Passed 5-0
- Resolution 2021-22, Interlocal Agreement with Greenwood Regarding Emerson Avenue
 - K. McGinnis stated he received a phone call from Shauna Koons, city attorney for the City of Greenwood, pertaining to a passing blister in Whiteland limits located on Emerson Ave for a Greenwood Subdivision which Greenwood would maintain and build to their standards.
 - L. Fleury made a motion to approve RES 2021-22 approving the Interlocal Agreement with the City of Greenwood. R. Hill seconded the motion.
Passed 5-0