

WHITELAND TOWN COUNCIL
May 09, 2023

Council members present

Joe Sayler	
President	<u> X </u>
Richard Hill	
V-President	<u> X </u>
Laura Fleury	
Member	<u> X </u>
David Hawkins	
Member	<u> X </u>
Brad Goedeker	
Member	<u> X </u>

Other Town Officials

Debra L. Hendrickson	
Clerk Treasurer	<u> X </u>
Carmen Young	
Community Develop	<u> X </u>
Stephen Watson	
Town Attorney	<u> X </u>
Shaun Young	
Dir. Of Operations	<u> X </u>

Call to Order

- J. Sayler called the meeting to order at 7:08 pm

Roll Call – All Present

Invocation – J. Sayler

Adoption of the Order of Business

- B. Goedeker stated he would like to move the Town Manager matter for discussion to the top. All signified by declaring Aye.
 - D. Hawkins made a motion to release Town Manager James Lowhorn from all duties of the Town immediately. R. Hill seconded the motion.

Passed 5-0

- J. Sayler asked for recess to deliver the paperwork to Mr. Lowhorn at 7:10 pm.
- J. Sayler returned to his seat at 7:12 pm.
- B. Goedeker stated he would like to remove public hearing for WWTP. All signified by declaring Aye.
- D. Hawkins made a motion to remove Ordinance 2023-02 from the Agenda until next meeting. J. Sayler stated there are a lot of items on the agenda and is fine with moving it. B. Goedeker would not have a problem with moving it to next month. R. Hill seconded the motion. C. Young stated the staff report she gave the Plan Commission had not been seen by Council yet. J. Sayler wants a gentlemen’s agreement not to try and not pass the ordinance.

Passed 5-0

Minutes 4/18/23, 5/03/23

- B. Goedeker stated there was a wrong date at the top of the minutes. The member titles are incorrect. D. Hendrickson left and updated the correct information. B. Goedeker made a motion to approve the Minutes 4/18/23. L. Fleury seconded the motion.

Passed 5--0

- B. Goedeker made a motion to approve the Minutes 5/03/23. L. Fleury seconded the motion.

Passed 5-0.

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Voucher Packet 5-09-2023

- D. Hawkins made the motion to approve Voucher Packet 5-09-2023. B. Goedecker seconded the motion.
Passed 5-0

Financial Report

- The Clerk Treasurer reported balances on the Fund Report.
 - The tornado of 2023 has cost unexpected expenses. Hopeful FEMA will reimburse some expenses.

Old Business

- **Resolution 2023-07**, Confirmation of Real Property Tax Abatement for Axis Group (Public Hearing)
 - J. Saylor opened public hearing at 7:37pm. No comment. Hearing closed at 7:37pm
 - D. Hawkins made a motion to approve Resolution 2023-07. B. Goedecker seconded the motion.

Passed 5-0.

- Amendment to the Salary Ordinance.
 - D. Hendrickson stated due to the tornado there were circumstances where there was overtime. The ordinance was amended permanently. There was a position created for Acting Town Manager.
 - J. Saylor stated that an amendment to the Town Manager Ordinance needs to be done before other changes are made. Right now, we need to acknowledge the overtime pay.
 - S. Watson stated section 9 should state "Comp Time incurred as a result of a disaster can be converted to be financially compensated at 1.5 times the number of hours worked in excess of 80 hours in a two week pay period multiplied by the employee's hourly rate.
 - D. Hawkins made a motion to approve the amended Ordinance. L. Fleury seconded the motion.

Passed 5-0

- D. Hawkins made a motion to suspend the Rules. R. Hill seconded the motion.

Passed 5-0

- D. Hawkins made a motion to approve final reading for Ordinance 2023-04. B. Goedecker seconded the motion.

Passed 5-0

- B. Goedecker made a motion to appoint Carmen Young as acting Town Manager. L. Fleury seconded the motion.

Passed 5-0

- Compensate Carmen Young retroactive back to April 1, 2023, through May 14, 2023. D. Hawkins made a motion to approve. L. Fleury seconded the motion.

Passed 5-0

- Ben Adams inquired if the Town was going to Town homeowners to recoup their money. No is the answer.
- D. Hawkins made a motion to approve paid overtime from April 1, 2023, to May 14, 2023 for all exempt employees. L. Fleury seconded the motion.

Passed 5-0

New Business

- Approval of Maintenance Bonds and Acceptance of Dedication of Improvements Briar Creek Section 5.
 - C. Young stated there are Performance Bond as well as Maintenance Bonds. The Town is ready for dedication with amendments according to Town Attorney.

- D. Hawkins made a motion to approve subject to the Town Attorney's. R. Hill seconded the motion.

Passed 5-0

- **Readi Grant Agreement Approval**

- C. Young has been working for some time on the lift station improvements. Indy MPO , fiscal agent meeting on May 19. Total cost of the project is \$618,000. There will be a donation from MOHR Capital of \$200,000. The Town's portion will be \$92,000. The Grant Fund will be \$325,000.
- D. Hawkins made a motion to approve. R. Hill seconded the motion.

Passed 5-0

- **Approval of Donation Agreement with Mohr Capital for Sewer Lift Station Upgrade Project**

- S. Watson stated Mohr Capital has agreed to Donate \$200,000 and it is to be used only for the project. R. Hill made a motion to ratify the donation agreement. D. Hawkins seconded the motion. All agree by Aye.

- **Approval of Interlocal Mutual Aid Agreements**

- C. Young state is still in a draft form. Agreements with other municipalities during the disaster.
- D. Hawkins made a motion to authorize the Acting Town Manager and Town Attorney to prepare mutual aid agreements. B. Goedeker seconded the motion.

Passed 5-0

- **Resolution 2023-08, Removal of Residential Properties from TIF, Saddlebrook Farms North**

- S. Watson summarized the process is the same as the past.
- D. Hawkins made a motion to approve Resolution 2023-08. B. Goedeker seconded the motion.

Passed 5-0

- **Resolution 2023-09, Approval of RDC Economic Development Plan to Add Parks, Recreation, and Quality of Life Amenities**

- D. Hawkins made a motion to approve Resolution 2023-09. R. Hill seconded the motion.

Passed 5-0

- **Review of ABC, LLC, Abatement Statement of Benefits of Compliance, (CF-1)**

- D. Hawkins made a motion to find ABC, LLC in compliance. R. Hill seconded the motion.

Passed 5-0

- **Town Manager Report**

- C. Young stated the Town has met with FEMA and it is ongoing. They are open till June 14, 2023.
- Permit fees have been waived if tornado related. Looking for guidance from the Council on charges.
 - R. Hill use your discretion. B. Goedeker agreed. If a point of contact is needed R. Hill and B. Goedeker would step in.
- The Town's current code of ordinances for a build back after the Tornado. There are set back concerns along with the current masonry. The rebuilding will have to go to BZA for variances. D. Hawkins prefers to let the homes to be able to use the codes that were in order when they built their homes. J. Sayler stated he thinks Carmen should have the flexibility to make the decisions.
- Meeting recordings -Still having issues with the bandwidth on the website. Looking into options.

- **Council Comment**

- J. Sayler stated the Town needs to finalize the infrastructure of employees. Next meeting is the consensus.

Public Comments


- Ben Adams thinks the Town should let the people use their insurance instead of the Town losing money.

The meeting was adjourned at 8:55 pm.

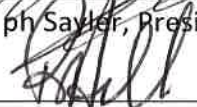
Passed by the Whiteland Town Council on this day 19th of June, 2023.

Aye

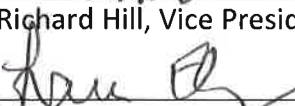
Nay



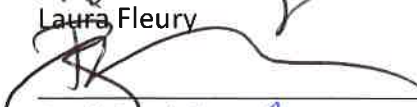
Joseph Saylor, President




Richard Hill, Vice President



Laura Fleury



Brad Goedeker



David Hawkins

Joseph Saylor, President


Richard Hill, Vice President

Laura Fleury

Brad Goedeker

David Hawkins

Attest:



Debra L. Hendrickson, Clerk Treasurer