

WHITELAND TOWN COUNCIL
July 11, 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 7:05 pm

Pledge

Roll Call – All Present

Invocation – S. Young

Adoption of the Order of Business

Minutes 6/13/23

- D. Hawkins made a motion to approve the Minutes 6/13/23. R. Hill seconded the motion. All signified by declaring aye. Motion carried.

Passed 5-0.

Voucher Packet 7-11-2023

- L. Fleury made the motion to approve Voucher Packet 7-11-2023. R. Hill seconded the motion. All signified by declaring aye. Motion carried.

Passed 5-0

Financial Report

- The Clerk Treasurer reported the June Tax Settlement has been received. Reports on all funds. J. Sayler inquired about the Debt Service on the Fund Report. Transfers were made to correct the books for January 1, 2023.

Presentations

- C. Young summarized what was previously stated in earlier meetings about the Roundabout at Centerline Rd. and Whiteland Rd. The Town is partnering with the Town of New Whiteland, who owns the NE corner and Johnson County, who owns the NW and SW corners. The Town is applying for CMAC funding, if possible, for 2026. If it gets funding the portions would be 80/20.
- Trent Newport, Crossroads Engineers, state this project has been talked about for several years going back to Dennis Capozzi as Town Manager. Would like authorization for Director of Administration to proceed with the project. D. Hawkins made a motion to approve. B. Goedeker seconded the motion. All signified by declaring aye. Motion carried.

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Old Business

- **Ordinance 2023-02, Restrictions on Boarding Chickens**
 - J. Sayler states there are a couple of versions up for discussion. Would like to see a motion to amend and open the floor to considerations.
 - R. Hill created a version to approve. Summarized some of the restrictions in a discussion.
 - B. Goedecker does not want to make it so restrictive that no one can have chickens.
 - B. Goedecker would like to send the amended ordinance to the Planning Commission with some of R. Hill's suggestions. Not interested in voting for the original ordinance. B. Goedecker made a motion to adopt section 17 and section 21 of R. Hill's sample. L. Fleury seconded the motion.

Passed 3-2, R. Hill and D. Hawkins voting no.

- R. Hill made a motion to approve his version of the Ordinance "C" with amendments. D. Hawkins seconded the motion.

Fails 2-3, J. Sayler, L. Fleury, and B. Goedecker voting no.

- J. Sayler made a motion to strike C4, Page 6, section first three full lines. Page 6, E1(f), Strike 660 ft. and replace it with the original 200 ft. Page 7, E4, strike one year and put in "indefinite duration". On Page 9, F5, Sentence beginning with "whoever" and add "shall be fined according to general penalty section of the Whiteland Town code. Leaving in "In addition, etc... **After talking to S. Watson, J. Sayler withdraw his motion.**
- L. Fleury made a motion to use C9, page 4, on R. Hill's version pertaining to disposal. B. Goedecker seconded the motion.

Passed 3-2, R. Hill and D. Hawkins voting no.

- B. Goedecker made a motion to add amendments to the Ordinance 2023-02. L. Fleury seconded the motion.

Passed 3-2, R. Hill and D. Hawkins voting no.

- **Ordinance 2023-07, Revising Subdivision Control Code Requirements Concerning Roads**
 - C. Young summarized what was discussed last month.
 - S. Watson gave a favorable recommendation with a vote of 6-0. Protects the Town when developers providing ROW and other improvements.
 - R. Hill made a motion to approve Ordinance 2023-07. D. Hawkins seconded the motion.

Passed 5-0

- **Ordinance 2023-10, Approving EDC Bond for Phase II of Patch Project, Introduction**
 - S. Watson summarized how this Phase II for the TIF area includes the apartment area.
 - Andrew Greenwood, stated the Phase II infrastructure will only utilize the apartment structure lot. This will be the last bond.
 - Brenda DeVries, Bond Counsel for Bose McKinney summarized the process. Clerk Treasurer and Council President have the authority to sign.
- **Approval of Engagement Letter with Bose McKinney & Evans, LLP for Phase II of Patch Project**
 - S. Watson stated there needs to be an engagement letter to provide the hourly rates and costs will be paid out of the bond issuance.
 - B. Goedecker made a motion to approve the engagement letter for Bose, McKinney & Evans. L. Fleury seconded the motion.

Passed 5-0

New Business

- **Resolution 2023-11**, Waiver of Mohr noncompliance with Tax Abatement Filing timing requirements (Public Hearing)
 - Jeff Bennett, Denton Law, stated Mohr never received the assessment notice. These two buildings were under construction and did not expect to receive a notice. Also missed the 30 day deadline to file.
 - Public hearing opened at 8:44 pm. No comment. Closed at 8:45 pm.
 - D. Hawkins made a motion to find Mohr in compliance. R. Hill seconded the motion.

Passed 5-0

- **Consideration of Tax Abatement Compliance Statements from MLP Lot 4 LLC**
 - S. Watson stated everything looked acceptable and would recommend being found in compliance.
 - D. Hawkins made a motion to find Mohr in compliance. R. Hill seconded the motion. Vote by acclimation. Vote is all ayes. Motion carried.
- **Resolution 2023-12**, Hines 2 Tax Abatement Amended
 - Nick Webber, Faegre Drinker Law Firm, 2021 project number 2 was affected by the supply chain shortage along with the interest rate hike. Should start June 30, 2024 – December 31, 2026. This is an amended SB-1 Form
 - B. Goedeker made a motion to approve Resolution 2023-12. R. Hill seconded the motion.
- **Director of Administration/Director of Operations**
 - Providing a summary report prior to the meeting
 - The Town received an award from AIM being presented in French Lick in August.
 - Opening on the BZA – Legislative appointment
 - CCMG submitted in July for the second session.
- **Council Comment - None**

Public Comments


- Shawn Butler, 599 Greensprings Dr., stated the Ordinance makes it unable for anyone to benefit from.

The meeting was adjourned at 8:58 pm.

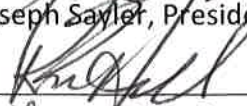
Passed by the Whiteland Town Council on this day 8th of August, 2023.

Aye

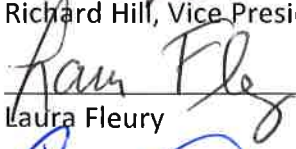
Nay



 Joseph Sayler, President



 Richard Hill, Vice President



 Laura Fleury



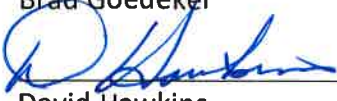
Joseph Sayler, President

Richard Hill, Vice President

Laura Fleury

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Brad Goedeker



David Hawkins

Brad Goedeker

David Hawkins

Attest:



Debra L. Hendrickson, Clerk Treasurer

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