

**NEW WHITELAND TOWN COUNCIL
NOVEMBER 3, 2021
MEETING MINUTES**

Town Council President John Perrin opened the meeting at 5:00 p.m. with the pledge to the American flag. Council members present were John Perrin, John Schilawski, Chad Waltz, Dennis Combs and Scott Alspach. Also present were Attorney Lee Robbins and Clerk-Treasurer Maribeth Alspach. Councilman Alspach offered the opening prayer.

MINUTES

Councilman Schilawski moves to approve the minutes of the October 6th meeting and is seconded by Councilman Combs. **Vote 5 affirmative.**

TREASURER'S REPORT

Clerk-Treasurer Alspach presents copies of the Fund Report and Docket for November 3rd for approval. Councilman Alspach moves to approve and ratify both reports and is seconded by Councilman Waltz. **Vote 5 affirmative.**

OLD BUSINESS

PILOT Program

Attorney Robbins explains that when the town funded the storm water project instead of financing the project through the State Revolving Fund to delay raising residential rates due to the pandemic, they agreed to set up a PILOT Program to repay those funds within a year. Since the town is tax exempt, we do not collect taxes on the property or assets at the utility plant. Indiana Code allows us to collect money from the utility as a Payment In Lieu of Taxes. Attorney Robbins presents Steve Brock's calculations for the council to review. These numbers are derived from the assessed value of the utilities multiplied by our certified tax rate. The maximum annual amount that can be collected is:

Wastewater	\$40,430.82
Storm Water	\$ 8,515.27

The council will review this information and revisit it over the next few meetings.

NEW BUSINESS

None.

LEGISLATIVE BUSINESS

Ordinance 2101-06

Clerk-Treasurer Alspach reads the and explains the 2022 salary ordinance on final reading. Councilman Waltz moves to adopt Ordinance 2101-06 and is seconded by Councilman Schilawski. **Vote 5 affirmative.**

Plan Commission Resolution 2021-01

Attorney Robbins states that the Plan Commission heard a request to rezone the property at 340 Tracy Road from GB1 to GB2. Several remonstrators attended and spoke at the public hearing. At the conclusion of the public hearing the Plan Commission voted unanimously to deny the request and send a recommendation to the council that the property not be rezoned. Attorney Robbins notes that the council does not have to take any action unless they disagree with the Plan Commission recommendation. No action causes the rezoning request to be denied. Councilman Schilawski asks what considerations or concerns were discussed. Attorney Robbins states traffic, proposed uses; the property is located in a residential area. GB2 has more retail / commercial uses than professional uses that are permitted in GB1.

OPEN TO THE PUBLIC

Council President Perrin states that this part of the meeting is open for questions or comments. Each individual will be given up to 5 minutes to speak and must give their name and address for the record.

Dee Appleton, 103 Sawmill is asking if the Christmas lighting committee would be allowed to place the sleigh and reindeer that were loaned to them last year and displayed at the fire station at the Ashland and Tracy location of the proposed town Christmas tree¹ and display. President Perrin suggests that she contact PW Supt. McCauslin to see if that would fit in with the display he has planned. Ms. Appleton asks about putting lights in the memorial section of Proctor Park and council asks for a conceptual design to be presented for consideration next year.

Theresa Paris, 139 Northlane states she attended the Plan Commission meeting and states additional concerns that were discussed included the condition of the property and the current misuse of the property. She is still concerned about vehicles that are still on the property. Council President Perrin states our compliance officer has been in contact with the owner and will follow up.

Angela DeVoss, 137 Brentwood notes there are 44 permitted uses for GB1 property. The owner shouldn't have any trouble leasing the building.

Laurie Morrison, 432 Melrose says someone filed a false report about a disturbance at her property. New Whiteland officers responded to the call. Ms. Morrison wants to file a false reporting claim on the caller but has been told the call was anonymous. Council President Perrin states that a false reporting claim can't be filed against an anonymous person. Ms. Morrison states that Marshal Rynerson has issues in his past that cause her concern. Councilman Schilawski and President Perrin both state that we are not going to discuss employees in a public meeting.

Robert Clifton, 1120 Warwick states he also had an anonymous false report filed against him. He feels the officers need to use more restraint when they respond. President Perrin states the officers have no idea what they are walking into when they respond to one of these calls. If there had been an issue or disturbance and they hadn't responded, would we be having this same conversation?

William Shafer, 272 Winthrop states that he is a semi-truck driver and brings the cab of his truck home from time to time. He was told that he can't park the truck in the parking lot at Tracy Plaza. Attorney Robbins states that the parking lot cannot be used for overnight parking. He can drive his truck there if he is patronizing one of the businesses in the plaza but cannot park it there overnight. Mr. Shafer wants the ordinance changed to allow him to park his semi in his driveway. Attorney Robbins states that would require changing the zoning ordinance and would start with the Plan Commission who would then send a recommendation to the council who has the authority to amend the ordinance. Attorney Robbins states the zoning ordinance was updated and this issue has been discussed previously. While Robbins does not believe this will be favorably received or approved, nor

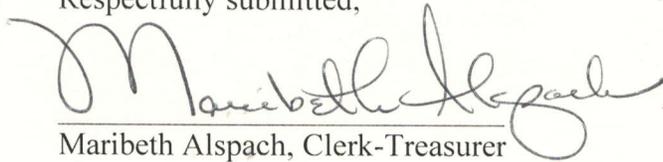
does he have a vote, he will be happy to discuss the procedure with Mr. Shafer after tonight's meeting.

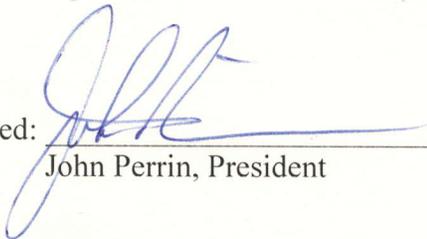
Mike Combs, 967 Nicole Way states that he has been a 911 dispatcher for 22 years and explains that they have no way of identifying an anonymous caller. There is no investigation that can be done to identify the caller. People are sometimes hesitant to give their information for fear of someone tracking them down for additional information or for retaliation.

Denise Powell, 1015 Ashland asks if the ordinance is still in place prohibiting street parking from 2 – 5 a.m. Council states that it is. She has neighbors that are parked on the street all night and she can't see to back out of her driveway. She will give the information to Chief Rynerson.

Being no further business, the meeting was adjourned at 5:37 p.m.

Respectfully submitted,


Maribeth Alspach, Clerk-Treasurer

Approved: 
John Perrin, President