

**NEW WHITELAND TOWN COUNCIL**  
**AUGUST 6, 2025**  
**MEETING MINUTES**

Town Council President John Perrin opened the meeting at 5:00pm. with the pledge to the American flag. Council members present were John Perrin, John Schilawski, John Purdie, and Dennis Combs. Also present were Clerk-Treasurer Angela DeVoss and Attorney Lee Robbins. Councilman Waltz arrived at 5:24pm. Councilman Schilawski offered the opening prayer.

**MINUTES**

Councilman Schilawski moves to approve the minutes of the July 2<sup>nd</sup> regular meeting and is seconded by Councilman Purdie. **Vote 4 affirmative.**

Councilman Schilawski moves to approve the minutes of the August 16<sup>th</sup> special meeting and is seconded by Councilman Combs. **Vote 4 affirmative.**

**TREASURER'S REPORT**

Clerk-Treasurer DeVoss presents copies of the August 6, 2025 Fund Report and Docket for approval. Councilman Purdie moves to approve and ratify the August 6, 2025 Fund Report and Docket and is seconded by Councilman Combs. **Vote 4 affirmative.**

**OLD BUSINESS**

**Golf Cart Usage**

Council President John Perrin shares that Police Chief Rynerson is contacting Franklin and Bargersville to see what their golf cart ordinances are. Since we are approaching the end of the season, he suggests Council postpone this issue until winter and add it to the January agenda.

Councilman Purdie asks for an update regarding the Gradison development and issues with the property that were brought up at a previous meeting. Attorney Robbins states that he has been in communication with Adam Mears and that dirt has been delivered. He asked Adam Mears for a more detailed response and to date he has not responded. Attorney Robbins shares with Council that they have the authority to abate the property under the unsafe building law or the nuisance law, either of which would require a formal 10-day notice. There is currently no one appointed to enforce the unsafe building law. Attorney Robbins directs Council to appoint someone. Councilman Purdie moves to appoint Fire Marshal Kerry O'Haver for this purpose until further notice and is seconded by Councilman Schilawski. **Vote 4 affirmative.**

**NEW BUSINESS**

**Whiteland Road Speed Limit**

Attorney Robbins shares that because we annexed the property on Sawmill Road and Whiteland Road, we need to address the speed limit on Whiteland Road. There is an ordinance that sets speed limits in New Whiteland at 30mph. The ordinance is not enforceable until the speed limit is posted. Council discusses various strategies to inform the community of the change, as the speed limit on Whiteland Road used to be 50mph. Utility Supt. Matt Gillock states that he will talk with Public Works Supt. Duane McCauslin about getting speed signs with flashing indicators.

#### Sewer Credit

Utility Superintendent Matt Gillock states that a utility customer located at 155 Southlane, which is a rental, has had a water leak. She talked to the landlord about repairing the leak. However, the landlord passed away, which delayed getting the leak repaired. The customer received the one sewer credit that is normally allowed with a water leak. However, Utility Supt. Gillock is asking that she receive an additional credit for this month and a partial credit for next month due to the circumstances. Councilman Combs moves to approve the additional sewer credit and is seconded by Councilman Purdue. **Vote 5 affirmative.**

### **LEGISLATIVE BUSINESS**

#### Ordinance 2025-08

##### Fee Schedules for Fire Prevention Inspections

Attorney Robbins introduces Ordinance 2025-08 with the suggestion to adopt the ordinance at the September meeting. Fire Marshal Kerry O'Haver speaks and asks Council to consider adopting the ordinance tonight. He shares with Council that there have been some serious fire safety issues that he has had difficulty enforcing. Some people put off fixing the violations continually. Adopting penalties for non-compliance will help Mr. O'Haver enforce violations. Councilman Purdue moves to approve Ordinance 2025-08 and is seconded by Councilman Waltz. Ordinance 2025-08 is passed with unanimous consent and unanimous vote of all five (5) members of the Town Council present.

#### Ordinance 2025-09

##### Repealing Wheel Tax Ordinance 2025-02

Attorney Robbins shares that Council does not need to do anything now regarding the wheel tax. We can impose a wheel tax but it does not have to be the maximum amount. He suggests that Council take action at least by the end of the year. Councilman Purdue states that he is in favor of repealing the wheel tax Council adopted in May stating that we can always adopt another wheel tax later if we choose to do that. Councilman Purdue moves to pass Ordinance 2025-02 on first reading and is seconded by Councilman Schilawski. **Vote 5 affirmative.** This item will be placed on the September 3<sup>rd</sup> agenda.

### **OPEN TO THE PUBLIC**

Karen Frankenberger, 1082 Berwyn, asks Council to still consider a golf cart ordinance with Halloween coming up, the issue is still relevant. She is seeing a lot of children on motorized devices and is concerned for their safety. Council President Perrin clarifies that golf carts are currently forbidden in town per an ordinance Council adopted in 2022. Council is considering changing that ordinance to allow them with parameters. Ms. Frankenberger states that she is also concerned with liability to homeowners in the town if there are injuries with golf carts on property.

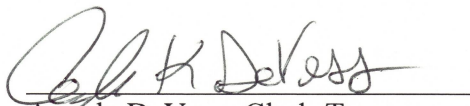
Dee Appleton, 103 Sawmill Rd, states that she appreciates that Council is waiting to get more information before changing the golf cart ordinance. Ms. Appleton also shares concerns with the property across the street from her that the developers purchased. She brought her concerns to the July 2<sup>nd</sup> meeting and shares that although dirt got delivered today, there are still multiple safety and nuisance issues with the property. Attorney Robbins reiterates that he has had email exchanges with the developer and that if the issues are not resolved, Council

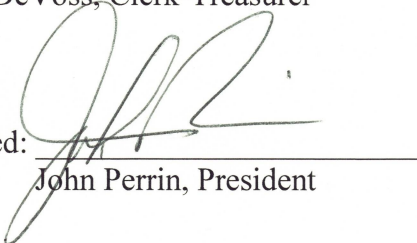


will need to move forward with abating the property. Ms. Appleton also raises concern about why the ditches have not been mowed. They were mowed regularly before the developer bought the property. She asks Council if it is zoned residential. They state it is. She says that her home is zoned residential and asks what is the difference between her yard not being mowed and the property across the street not being mowed? Attorney Robbins explains that some of this is the nature of properties transitioning from farmland to a development and says that he does not know of an instance where this does not happen.

Being no further business, the meeting was adjourned at 5:57pm by Council President John Perrin.

Respectfully submitted,

  
Angela DeVoss, Clerk-Treasurer

Approved:   
John Perrin, President