ORIGINAL

TOWN OF WHITESTOWN, INDIANA
RESOLUTION 2016-01

A RESOLUTION URGING THE INDIANA GENERAL ASSEMBLY TO REVIEW COMPENSATION FOR PART-TIME OFFICIALS UNDER INDIANA CODE § 36-5-3-2

WHEREAS, the Whitestown Town Council ("Town Council") is the legislative and fiscal body of the Town of Whitestown ("Town" or "Whitestown"); and

WHEREAS, the Whitestown Clerk-Treasurer is a separately elected official with certain duties and statutory obligations; and

WHEREAS, the Town Council has previously provided for a full-time salary for its elected Clerk-Treasurer, and consistent with that compensation, the office has served in a full-time capacity; and

WHEREAS, in 2015 the Whitestown Clerk-Treasurer took a full-time job in another county during Whitestown's regular business hours and stopped working in a full-time capacity as the Clerk-Treasurer, while still taking full-time compensation from the Town; and

WHEREAS, the Whitestown community disapproved of paying full-time compensation to a part-time official; and

WHEREAS, Indiana Code § 36-5-3-2 ("Statute") generally imposes restrictions on a town's ability to reduce the compensation of an elected town officer; and

WHEREAS, the Whitestown community and Town Council are not opposed to maintaining an appropriate level of compensation for a full-time official, but do not believe that the intent of the Statute was for public funds to be used to pay full-time compensation to a part-time official; and

WHEREAS, the Whitestown community and Town Council do not desire to pay public funds for an official's salary while the official instead works a separate job; and

WHEREAS, the Statute should be clarified to affirm that towns may set separate compensation depending on whether an official acts in a full-time or part-time capacity, to ensure that officials do not accept full-time public compensation and then instead work a separate job.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Whitestown hereby urges the Indiana General Assembly to assign review of Indiana Code § 36-5-3-2 to an Interim Study Committee, and consider clarifying the Statute to ensure that towns may establish a separate compensation scale for part-time or full-time clerk-treasurers or elected officials, and accordingly pay a lower compensation if an official acts in a part-time capacity.

PASSED AND ADOPTED BY THE WHITESTOWN, INDIANA TOWN COUNCIL THIS 13th DAY OF JANUARY, 2016.

ORIGINAL

THE TOWN COUNCIL OF THE TOWN OF WHITESTOWN, INDIANA	YAY/NAY
Eric Miller	Yes
Susan Austin	Yes
Kevin Russell	YAY
Clinton Bohm	Yes
Jeffrey Wishek	YES

ATTEST:

Amanda Andrews, Clerk-Treasurer
Town of Whitestown, Indiana

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