

ORDINANCE NO. 2024-19

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF WHITESTOWN, INDIANA, AMENDING ORDINANCE NO. 2023-32 (2024 SALARY ORDINANCE, AS FURTHER AMENDED)

WHEREAS, the Town of Whitestown, Indiana (“Town”) is a municipality duly organized and existing under the provisions of Ind. Code § 36-5-1; and

WHEREAS, pursuant to Ind. Code § 36-5-2-2, the Town Council (“Town Council”) of the Town is the legislative body of the Town;

WHEREAS, pursuant to Ind. Code § 36-5-2-9, the Town Council may adopt ordinances and resolutions for the performance of the functions of the Town; and

WHEREAS, on November 15, 2023, the Town Council adopted Ordinance 2023-32 Establishing Wages and Salaries for 2024 for the elected officials, officers, and employees of the Town (“2024 Salary Ordinance”); and

WHEREAS, the Town Council now desires to amend the 2024 Salary Ordinance, as further amended, to include discretionary bonuses for employees of the Town.

NOW, THEREFORE, BE IT ORDAINED by the Town Council for the Town of Whitestown, Indiana, as follows:

Section 1. The foregoing recitals are incorporated herein by reference.

Section 2. The 2024 Salary Ordinance is hereby amended to grant the Town Council the authority to award discretionary bonuses to Town employees as set forth below:

“ 17. **Discretionary Bonuses.** The Town Council shall have the authority to award a one-time discretionary bonus to any eligible Town employee, up to a maximum of 5% of the employee’s current salary or annual wages. To be eligible for a bonus hereunder, the employee must be in good standing with the Town and have completed at least six (6) months of service with the Town. Town elected officials, officers, and board and commissions members are not eligible for a bonus hereunder. Nothing herein shall require the Town Council to provide a bonus to any employee, and this bonus should be considered completely voluntary and at the full discretion of the Town Council.”

Section 3. All other provisions of the 2024 Salary Ordinance, as further amended, shall remain in full force and effect. However, the repeal or amendment of this Ordinance by any subsequent ordinance or resolution does not affect any rights or liabilities accrued, penalties incurred or proceedings begun prior to the effective date of this Ordinance. Those rights, liabilities, and proceedings are continued and penalties shall be imposed and enforced under such repealed or amended ordinance as if this Ordinance had not been adopted.

Section 4. If any section, provision, or part of this Ordinance is for any reason declared to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance so long as enforcement of same can be given the same effect.

Section 5. This Ordinance shall be in full force and effect from and after its passage and signing by the Town Council.

(Signature Page to follow)

PASSED by the Town Council of the Town of Whitestown, Indiana, this ____ day of _____, 2024, by a vote of ____ in favor and ____ against.

THE TOWN COUNCIL OF THE TOWN OF WHITESTOWN, INDIANA

Dan Patterson, President

Eric Nichols, Vice President

Cheryl Hancock

Tobe Thomas

Courtenay Smock

ATTEST:

Matt Sumner, Clerk-Treasurer