

## ORDINANCE NO. 2025-07

### AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF WHITESTOWN, INDIANA, AMENDING ORDINANCE NO. 2024-21 (2025 SALARY ORDINANCE)

**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 13, 2024, the Town Council adopted Ordinance 2024-21 Establishing Wages and Salaries for 2025 for the elected officials, officers, and employees of the Town (“2025 Salary Ordinance”); and

**WHEREAS**, the Town Council now desires to amend the 2025 Salary Ordinance to expressly include providing take home vehicles to Town employees as a fringe benefit.

**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 2025 Salary Ordinance is hereby amended as set forth below.

“ Section 11. Benefits. All full time employees and elected officials are eligible to participate in the Town’s Health Care Benefit Plan, Retirement Plans, and any other benefits set forth in this Ordinance, other ordinances or policies, applicable employment agreements, or the Town Employee Handbook, as may be amended from time to time.”

Section 11(a). Take-Home Vehicles. The Town uses the Commuting Rule as set forth in IRS Publication 15-B to determine the value of each vehicle it provides to an employee as a fringe benefit. This calculation is achieved by multiplying each one-way commute (from home to work or from work to home) by \$1.50. For each civilian employee who maintains a Town take-home vehicle, the Town will pay the amount attributable to the calculation of \$1.50/each trip for each civilian employee who maintains such vehicle from the time period encompassing the first payroll of January 2025 through the payroll ending on April 20, 2025, only.”

Section 3. All other provisions of the 2025 Salary Ordinance 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