

**RESOLUTION 2017-13**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF WARRICK COUNTY,  
INDIANA, WAIVING ITS RECOUPMENT RIGHTS RELATED TO THE  
NEWBURGH MASTER LIFT STATION PROJECT**

**WHEREAS**, on October 15, 2014, the Board of County Commissioners of Warrick County (“Commissioners”) entered into an Interlocal Agreement Regarding the Newburgh Master Lift Station Project (“Interlocal Agreement”), with the Town of Newburgh, Indiana (“Newburgh”), the Warrick County Redevelopment Commission (“Commission”), and related to the funding of the Newburgh Master Lift Station Project (“Project”); and

**WHEREAS**, the Commission and the Commissioners provided significant funding to Newburgh in order to construct the Project; and

**WHEREAS**, Section 10 of the Interlocal Agreement allowed the Commission and the Commissioners to recoup their funds contributed for the cost of the construction of the Project and also allowed the Commission and the Commissioners to waive, in writing, all or any portion of their recoupment fee; and

**WHEREAS**, Newburgh, the Commission and the Commissioners entered into an Addendum to Interlocal Agreement (“Addendum”), on July 1, 2007, that extended the recoupment period provided under the Interlocal Agreement to ten (10) years from the date the Project was completed and transferred to Newburgh, which recoupment period runs until approximately November, 2017; and

**WHEREAS**, the Board of Commissioners of Warrick County desire to waive any and all recoupment fees it may be entitled to pursuant to the Interlocal Agreement and the Addendum.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Warrick County, Indiana, as follows:

The Board of Commissioners of Warrick County, Indiana, waive any and all rights it has to any future recoupment fees related to the Interlocal Agreement and the Addendum.

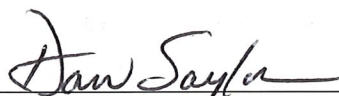
[Signatures on the following page]

Passed and adopted by the Board of Commissioners of Warrick County, Indiana, this 22<sup>nd</sup> day of May, 2017.

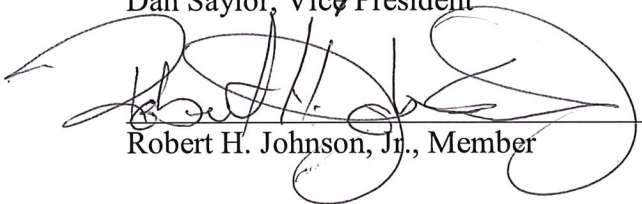
WARRICK COUNTY  
BOARD OF COMMISSIONERS



Marlin Weisheit, President




Dan Saylor, Vice President



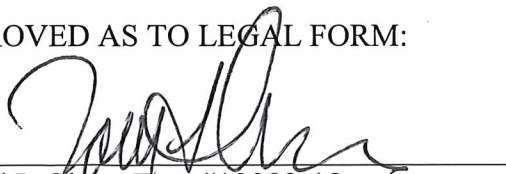
Robert H. Johnson, Jr., Member

ATTEST:



Deborah K. Stevens, Auditor  
Warrick County, Indiana

APPROVED AS TO LEGAL FORM:



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