WARRICK COUNTY BOARD OF COMMISSIONERS MEETING
REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street, Suite 303
Boonville, Indiana
October 10, 2016
4:00 P.M.

The Warrick County Commissioners met in regular session with Don Williams, President; Richard Reid; Vice President; and Marlin Weisheit; Member. Attorney Todd Glass attended.

President Don Williams called the meeting to order at 4:00 PM.

Auditor Debbie Stevens and Secretary Kristine Georges attended and recorded the minutes.

PLEDGE OF ALLEGIANCE

Don Williams: Thank you. Please be seated.

AREA PLANNING COMMISSION STREET CONSTRUCTION PLANS AMENDED PLAT PP-16-15

Don Williams: We'll start with Area Plan business. Sherri, if you wanna take off with that.

Sherri Rector: Okay, thank you. It is Street Construction Plans, is Primary Plat 16-15, Amended Plat of Lot 10 in the corrected plat of Sunrise Manor. It is point two, five (.25) acres located on the west side of Elizabeth Lane approximately zero feet (0') north of the intersection formed by Elizabeth Lane and Camp Brosend Road in Ohio Township. They're requesting no improvements be required to Camp Brosend Road or Elizabeth Lane. I think you seen this in your Drainage Board meeting. They're simply wanting to change the building envelope of this lot, nothing else changes. Bobby's reviewed it.

Don Williams: Comments, Mr. Engineer?

Bobby Howard: I'd recommend approving the request.

Don Williams: Any questions from the Board?

Richard Reid: None.

Marlin Weisheit: None.

Don Williams: Entertain a motion.

Richard Reid: I'll make that motion for approval.

Marlin Weisheit: Second.

Don Williams: I have a motion and a second. All in favor say, aye.

Marlin Weisheit: Aye.

Richard Reid: Aye.

Don Williams: Aye, motion carries (3-0).

(Amended Plat, PP-16-15 is located on Page 12 of these Official Minutes)

REQUEST FOR ACCEPTANCE OF STREETS FOR MAINTENANCE

Sherri Rector: Okay, next item is Request for Acceptance of Streets for Maintenance. This is Woodfield Subdivision, Section IV. They are requesting that this be continued to your next meeting. Bobby found a couple of items that they need to correct, so just need you to continue it.

Don Williams: Okay, do I have a motion to table to the 10/24 meeting?

Richard Reid: Motion to table to the 10/24 meeting.

Marlin Weisheit: Second.

Don Williams: Motion has a second. All in favor say, aye.

Richard Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries (3-0).

REQUEST FOR EXTENSION OF SURETY

Sherri Rector: And the last item I have is Request for Extension of Surety, Mallard Lake Subdivision, Phase 3 by Lake Group, Jerry Aigner, member. This is for sidewalk construction. They're requesting a one (1) year extension with no reduction of twenty-one thousand six hundred and sixty-one dollars and twenty cents ($21,661.20). They have had seven (7) years. This has been reviewed and signed off by Mr. Howard.

Don Williams: Any questions?

Richard Reid: None.

Don Williams: Entertain a motion.

Richard Reid: I'll make that motion to for the Extension of Surety.

Marlin Weisheit: Second.

Don Williams: Motion has a second to extend the Surety for Mallard Lake Subdivision, Phase 3. All in favor say, aye.

Marlin Weisheit: Aye.

Richard Reid: Aye.

Don Williams: Aye, motion carries (3-0).

Sherri Rector: That's all I have, thank you.

Richard Reid: Thank you, Sherri.

(Extension of Surety is located on Page 13 of these Official Minutes)

APPROVAL OF MINUTES
SEPTEMBER 12, 2016 REGULAR SESSION

Don Williams: Gentlemen, we have some Minutes from the September 12th 2016 regular session. Do I have a motion to approve?

Marlin Weisheit: So moved.

Don Williams: I'll second that motion. All in favor say, aye.

Marlin Weisheit: Aye.

Don Williams: Aye.

Richard Reid: I abstain. (Motion carried 2-0-1, Richard Reid abstained due to 09/12/2016 meeting absence)

SEPTEMBER 26, 2016 REGULAR SESSION

Don Williams: Okay. September 26th also a regular session. Do I have a motion for approval?

Marlin Weisheit: So moved.

Richard Reid: Second.

Don Williams: I have a second. I do have a second, alright, motion has a second, all in favor say, aye.

Marlin Weisheit: Aye.

Richard Reid: Aye.

Don Williams: I will abstain. Motion carries on both of those (2-0-1, Don Williams abstained due to 09/26/2016 meeting absence).

ITEMS FOR DISCUSSION
WARRICK COUNTY COMMUNITY CORRECTIONS ADVISORY BOARD APPOINTMENT

Don Williams: Roger, Items for Discussion?

Roger Emmons: Thank you Mr. President. First item I have I am presenting for Warrick County Community Correction's Executive Director, Jennifer Fuhs. The Advisory Board voted on September 13th at their regular meeting to name Stola Molinet to the Advisory Board for the position of Victim Advocate. The terms of this appointment expires on March 1st of 2019, due to the resignation by Marilyn Barnett. I recommend you appoint Ms. Molinet to the position until that expiration date.

Don Williams: Let's...

Marlin Weisheit: So moved.

Richard Reid: Second.

Don Williams: Motion has a second to appoint Stola Molinet to the Warrick County Community Corrections Advisory Board until the end of that term. All in favor let it be known by saying, aye.

Marlin Weisheit: Aye.

Richard Reid: Aye.

Don Williams: Aye, motion carries three, zero (3-0).

REQUEST FOR TEMPORARY CLOSURE OF EBY AND TECUMSEH ROAD UPDATE

Roger Emmons: The next item, David Spradling, are you here? There you are.

David Spradling: Yes.

Roger Emmons: Of course you are. Come on up.

David Spradling: Okay.

Roger Emmons: I think there were some emails back and forth between Bobby and David and probably Todd and I would turn it over to Bobby as far as the...

Don Williams: Would, would you state your name and who you represent? I mean we called you up, but for the record.

David Spradling: Okay, David Spradling and I'm with Midwest Coal Reserves and American Land Holdings of Indiana.

Don Williams: And would you spell your last name for us.

David Spradling: S-P-R-A-D-L-I-N-G.

Don Williams: Thank you.

David Spradling: Um hum.

Don Williams: Go ahead.

Bobby Howard: I believe with the agreements that, I believe that we've come to an agreement on what, what the footage needs to be for Eby Road. And I believe we added the asphalt surface, and well, the asphalt cross-section in for Tecumseh Road for the restoration. I did have email correspondence with Todd's office this morning. They sent me a copy to review. I did review that and that draft so I expected that he would have that today. So I'm not sure if the finalized draft has been submitted since then. Since the morning to, to Roger or...

Roger Emmons: I have not seen it. The directions were to insert language regarding the gate at Peabody's going to construct at 61 and, what?

David Spradling: Tecumseh Road.

Roger Emmons: And Tecumseh Road. And then Bobby settled the amount on the Surety Bond, three hundred fifty thousand ($350,000.00) for Tecumseh Road, eighty-five thousand ($85,000.00) for Eby Road, for a total of four hundred and thirty-five thousand ($435,000.00). I'm not, I'm not seeing that bond. Then the restorations for surface type based on etcetera that was addressed for both roads. Mileage reimbursement was commented on and that would be a total of three thousand seven hundred and fifty-four dollars ($3,754.00). That's broke down three thousand and twenty ($3,020.00) for Tecumseh and seven hundred and thirty-four dollars ($734.00) for Eby Road. That's an annual payment due to lose of mileage. I think that's about it, isn't it Bobby, and David, as far as you know?

Bobby Howard: We (inaudible)...

David Spradling: One item that did change was they wanted us to include another piece of the road of Eby Road in front of Mount Zion Cemetery.

Roger Emmons: Oh, that's correct.

David Spradling: That is one thing that we did also changed. So I added a little bit longer length.

Todd Glass: And I think we did get that fixed this afternoon.

David Spradling: Yes.

Todd Glass: Correct?

David Spradling: Um hum.

Todd Glass: So...

Roger Emmons: Do you have it finalized for signatures then?

Todd Glass: Yes, I should.

David Spradling: If not, I...

Todd Glass: Yep.

David Spradling: I do.

Roger Emmons: Okay.

Todd Glass: Because we took out the phrase, Mr. Spradling, to the southeast corner of the said quarter, quarter and then it all matched up.

David Spradling: Right, exactly.

Todd Glass: So, yes, Roger, we have that final change and then it's all ready to go.

Roger Emmons: Okay.

David Spradling: And then I also have a revised letter from the Mount Zion Cemetery reflecting that new distance.

Roger Emmons: Okay.

David Spradling: Okay.

Roger Emmons: That's wonderful.

David Spradling: Um hum.

Marlin Weisheit: Thanks, David.

David Spradling: Um hum.

Don Williams: Counsel, we've already approved this. Do we need to reapprove it? There was some language changes, but…

Todd Glass: I think you approved it on condition it was in final form that was acceptable, and it now is.

Don Williams: It now is, so we don't need…

Todd Glass: And there are copies for the Commissioners, so…

Don Williams: Okay, so we do not need to take any action.

Todd Glass: I believe you're correct, Mr. President.

David Spradling: Okay.

Marlin Weisheit: Thanks, David.

David Spradling: Okay, thank you.

Richard Reid: Thank you.

Marlin Weisheit: Appreciate it.

Roger Emmons: Thank you, David.

(Tecumseh & Eby Road Closure Agreement is on the Addendum following the Pages of these Official Minutes)

DEPARTMENTAL REPORTS
COUNTY ADMINISTRATOR
BLIGHT ELIMINATION PROGRAM

Don Williams: Departmental Reports.

Roger Emmons: Thank you, Mr. President. The BEP, Debbie Bennett-Stearsman emailed me today. It might be two (2) more meetings before she's ready with this list. So, that was at 1:30 PM when she sent that email to me, so…

Don Williams: I would suggest we just go ahead and…

Roger Emmons: Remove it?

Don Williams: Well, or, or table it at least to the November 8th meeting.

Roger Emmons: Okay.

Don Williams: What do, what do you, Gentlemen? Feel like you wanna just take it off the agenda or…

Richard Reid: Yeah, let's just…

Don Williams: Or table it?

Marlin Weisheit: Well, unless she changes or something. If she does, we can put it back on, can't we?

Richard Reid: Sure.

Don Williams: Sure.

Marlin Weisheit: Yeah, that's no problem.

Don Williams: You wanna take it off or table it? Doesn't matter to me.

Marlin Weisheit: Let's, we can just table it.

Don Williams: Is that a motion?

Marlin Weisheit: Yeah, I'll make a motion.

Richard Reid: Second.

Don Williams: Okay, I have a motion and a second to table it to the November 8th meeting. All in favor let it be known by saying, aye.

Roger Emmons: Uh, excuse me, I think that's the 14th.

Don Williams: Is that, did I look at the wrong day? It's Tuesday…

Kristine Georges: November the 14th.

Don Williams: Be the 14th, that's right. November 14th, is that agreeable with everybody?

Marlin Weisheit: Yes.

Don Williams: Need a motion and a second to table 'til the November 14th.

Marlin Weisheit: I'll make the motion.

Richard Reid: Second.

Don Williams: Motion has a second. All in favor say, aye.

Marlin Weisheit: Aye.

Richard Reid: Aye.

Don Williams: Aye. Motion carries (3-0).

Roger Emmons: Thank you.

REQUEST FOR ROAD CLOSURE WARRICK WELLNESS TRAIL

Roger Emmons: Next item is a request from the Castle Band Boosters, INC. Todd made that request on behalf of that group to close Warrick Wellness Trail for the sendoff of the Castle Marching Knights to go to the 2016 State Finals on Saturday, October 29th, of this year. I copied you on my reply to Todd's October 4th email to Sheriff Kruse, Sheriff Kruse regarding the road closure request. And Todd said the time would be from 9:00 AM to 10:00 AM, during which time the five (5) school buses would simply detour from the Lord, Lloyd north on Grimm Road, west on Warrick Wellness Trail, a brief motorcade. And I do have a copy of the Castle Band Booster, INC's Certificate of Liability Insurance with the Commissioner's named as certificate holders, additional insured.

Don Williams: Thank you. Do I have a motion to approve the Castle's request?

Marlin Weisheit: So moved.

Richard Reid: Second.

Don Williams: Motion and a second. All in favor say, aye.

Marlin Weisheit: Aye.

Don Williams: Aye.

Richard Reid: Aye.

Don Williams: Motion carries (3-0).

Roger Emmons: Thank you very much.

REQUEST FOR FMLA LEAVE

Roger Emmons: I have a request for FMLA Leave. Copied you on my October 15 email to Susie regarding this agenda item, and I advised in that email that all the required paperwork and signatures were in order and recommend approval.

Marlin Weisheit: Make a motion to approve.

Richard Reid: Second.

Don Williams: All in favor say, aye.

Marlin Weisheit and Richard Reid: Aye.

Don Williams: Aye, motion carries (3-0).

AT&T E911 UPGRADE

Don Williams: County Attorney.

Roger Emmons: Well, I have, could I...?

Don Williams: Oh, you have another, you have more?

Roger Emmons: Well, the other item is just information. I didn't know if the Commissioners needed me to give you copies of that proposal of a...it's the AT&T regarding the E911 Upgrade. I'm not gonna mention any costs at this time because nothing's been accepted.

Don Williams: We're a little early to do anything on that I think, don't you?

Roger Emmons: So just let me know by email or give me a call. Thank you, Mr. President.

Don Williams: When you get all the information let's, let's bring it forth.

Roger Emmons: Okay, (inaudible). Thank you.

COUNTY ATTORNEY RESOLUTION 2016-09

Don Williams: County Attorney.

Todd Glass: Thank you, Mr. President. First off, I think that we have Mr. Kimball and Mr. Taylor here regarding the issuance of the Warrick County Redevelopment District Tax Increment Revenue Bonds. I don't know if they want to come forward or not. But if, if not, okay. Mr. President, we have both, two (2) Resolutions. The first one is actually the Redevelopment District Tax Increment Revenue Bonds and we need a Resolution number for that, Roger. If we have that...

Richard Reid: 2016-09.

Todd Glass: 09?

Don Williams: I assume you just got that from Roger?

Richard Reid: Yes, I asked.

Todd Glass: And here it comes.

Roger Emmons: And I got it off of Kristine's sheet, so...

Marlin Weisheit: And there it is, Mr. President.

Roger Emmons: (Inaudible).

Don Williams: Pass one down to Roger. I assume there's one for you. You have one?

Richard Reid: No, I don't have one.

Todd Glass: You need any more?

Richard Reid: Yeah, one more to pass one down to Roger.

Marlin Weisheit: Give one to Roger, I guess.

Don Williams: He's got one.

Marlin Weisheit: He's got one? Okay.

Todd Glass: In this, as the Commissioners know, follows the Resolution of the Redevelopment District 2016-04 which was a Preliminary Bond Resolution, preliminarily authorizing the issuance of certain Tax Increment Revenue Bond in the amounts of six million nine hundred thousand ($6,900,000.00) payable from the Tax Increment Revenues generated from the allocation area. Co-terminus with the Warrick County Economic Development Area, Epworth Road Corridor, for the purpose of financing the cost of property acquisition, redevelopment, and economic development in or serving the allocation area. And it pays certain expenses reasonably incurred in connection with the project and the financing thereof. The Preliminary Bond Resolution further authorizes the issuance of the Bond Anticipation Notes in an agreement, principle amount not to exceed six million nine hundred thousand ($6,900,000.00) to provide for the interim financing if necessary or desirable and that would be in the form of bond increment of, or BAN notes.

Don Williams: Okay, what's the will of the Board?

Todd Glass: Everything, I would say, everything is in order for the Resolution and it is ready for the Commissioner's approval and signatures along with the Auditor's.

Marlin Weisheit: Make a motion to approve.

Richard Reid: And I'll second that.

Don Williams: Motion has a second. All in favor say, aye.

Marlin Weisheit: Aye.

Richard Reid: Aye.

Don Williams: Aye, motion carries (3-0).

(Resolution 2016-09 is located on Pages 13 through 14 of these Official Minutes)

RESOLUTION 2016-10

Todd Glass: And secondly relating to the Tax Increment Financing Bond, I'll pass over what would be Resolution Number 2016-10.

Roger Emmons: Correct.

Todd Glass: And this is approving the acquisition of certain property by the Redevelopment Commission, the governing body of the Development District of Warrick County in passing its Resolution 2016-02, the Property Acquisition Resolution authorizing the commission to require certain real estate interests as more particularly described in their Property Acquisition Resolution. This goes hand and glove with the Resolution 2016-09 that you just passed and it would approve and authorize the acquisition of the property pursuant to the Property Acquisition Resolution and it is in proper form and ready for approval and execution by both the Commissioners and the Auditor.

Don Williams: Have a motion?

Richard Reid: I'll make a motion for Resolution Number 2016-10 approval.

Marlin Weisheit: Second.

Don Williams: Motion has a second. All in favor say, aye.

Marlin Weisheit: Aye.

Richard Reid: Aye.

Don Williams: Aye, motion carries three, zero (3-0).

Todd Glass: Thank you, Mr. President. I think that's all we had to do to move that ball, advance that penny down the track.

(Resolution 2016-10 is located on Pages 14 through 15 of these Official Minutes)

ORDINANCE 2016-20 ESTABLISHING BOOKING FEE FOR SHERIFF'S DEPARTMENT

Todd Glass: We have the second and third reading of the proposed Ordinance establishing the Booking Fee for the benefit of the Sheriff's Department. I believe Ordinance Number 2016-20. It was previously read into the record at the last meeting and upon approval at first reading. And that was, Mr. President, as you'll remember, for establishing the Booking Fee in support of the Sheriff's Department and in conjunction with the County Council and everything's ready for second and third reading and approval.

Don Williams: Entertain a motion.

Richard Reid: So moved.

Marlin Weisheit: Second.

Don Williams: I have a motion and a second to approving Ordinance Number 2016-20, all in favor say, aye.

Richard Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye, motion carries (3-0).

Todd Glass: Thank you, Mr. President.

(Ordinance 2016-20 is located on Page 15 of these Official Minutes)

WARRICK WELLNESS PATHWAYS CASTLE CONNECTOR PROJECT UPDATE

Todd Glass: And lastly I have yet another update for the Commissioners on the proposed Warrick Wellness Pathways Castle Connector Project Interlocal with the School Corporation. As of a half an hour ago, on my drive here, I received the most recent edits as proposed by the School Corporation. I would mention that most of these edits are perfectly acceptable. We had references to twenty percent (20%) matching funds on the INDOT Grant. And we just use…modified a few of the phrases, but it's still three hundred and seven thousand two hundred dollar ($307,200.00) commitment by the School Corporation which equals the twenty percent (20%) matching funds. So I was perfectly fine with that. I would mention that all these edits are perfectly acceptable except I would caution the Commissioners in that the School Corporation has insisted that their obligation not exceed three hundred seven thousand two hundred dollars ($307,200.00). The one problem I have with that is under the LPA Agreement and this grant program, if the School

Corporation pays for some of the preliminary work, the preliminary engineering costs, and then the School Corporation by its own decision does not complete the project, you know, in other words they stop the project before construction, or half way through construction or anything similar to that, any amounts of money that was paid through the grant to a third party has to be returned to INDOT. So if the School Corporation paid a hundred and fifty thousand dollars ($150,000.00) to preliminary engineering and a year and a half from now they decide not to complete the project, that hundred and fifty thousand dollars ($150,000.00) has to be returned to the Tap Grant. That is a problem because they want their liabilities to be capped at three hundred seven thousand two hundred dollars ($307,200.00). If for example they advanced two hundred thousand dollars ($200,000.00) under this Tap Grant and then they cancel the project, somebody owes two hundred thousand dollars ($200,000.00) to INDOT. And the way I had it written was that the School Corporation, by canceling the project would have to return those grant funds back to INDOT. They want their liability capped at three hundred seven thousand ($307,000.00). So if they've dished out two hundred thousand dollars ($200,000.00) but have to return two hundred thousand dollars ($200,000.00), they only want to return a hundred and seven thousand dollars ($107,000.00). If, I, I'm getting some crinkled foreheads. If, if, if the School Corporation has advanced two hundred thousand dollars ($200,00.00) and they cancel the project, they have to pay back the Tap Grant of two hundred thousand dollars ($200,000.00) because the, the Tap Grant Funds are not going to be used for the completion of the project that it was meant to fund.

Richard Reid: Right.

Todd Glass: So two hundred thousand dollars ($200,000.00) has to go back to INDOT. Now if they've paid out two hundred thousand dollars ($200,000.00), I'm afraid they're wanting to say they're, they're cap is three hundred seven thousand ($307,000.00). So they only have to send back a hundred and seven thousand ($107,000.00) because they've already paid two hundred ($200,000.00) and they might wanna obligate the County to ninety-three thousand dollars ($93,000.00). So I'm unfortunately unable to recommend to the Board unless you wanna take on that liability to approve this Interlocal Agreement with that potential liability being assumed by the County. Because that's something that the County would have absolutely no control over if the School Board would decide to cancel the project.

Marlin Weisheit: I still don't understand your math, I guess, because if they max out at three hundred seven, two hundred ($307,200.00), why would we be liable if they spend two hundred thousand ($200,000.00) and then they pull the plug? I mean...

Todd Glass: Well they've already...

Marlin Weisheit: They're still within their twenty percent (20%).

Todd Glass: Alright, because they've paid the engineering firm two hundred thousand dollars ($200,000.00) out of pocket, right?

Marlin Weisheit: Yeah.

Todd Glass: Well, they're not going to get the money back from the engineering firm, they have to send the two hundred thousand dollar ($200,000.00) check to INDOT.

Marlin Weisheit: Okay, that'd be four hundred ($400,000.00).

Todd Glass: That'd be four hundred ($400,000.00) and they say 'We're not paying more than three hundred and seven ($307,000.00) period.'

Marlin Weisheit: Why would you be into a project four hundred thousand ($400,000.00) and pull the plug on it? I just don't see that happenin'.

Roger Emmons: I don't, I don't see that happening.

Marlin Weisheit: I just don't see that happening.

Todd Glass: Maybe, maybe you wouldn't.

Roger Emmons: But he's gotta point it out.

Todd Glass: But I just can't get counsel for the School Board to allow me to write this Interlocal such that the School Board is responsible for that three hundred seven two hundred dollars ($307,200.00) and any cancellation of it. And the, the County has already agreed to take on anything past that.

Richard Reid: This was a School Board decision to do this project.

Don Williams: Yeah, it was their project.

Richard Reid: So, I'm sayin' no to it 'til they come up, step forward a bit more. I don't see why we should be liable for that.

Todd Glass: I, I will say the School Board did pass the concept seven to zero (7-0)...

Richard Reid: (Inaudible).

Todd Glass: And they are in favor of entering into the Interlocal but they said the Interlocal as agreed to by its counsel. So if, if the Board wishes, I would recommend you direct me to try again to see if I can't get this language into a form that is acceptable on which I could actually recommend the Commissioner's approving. I wish I could have had it done by today, but I've not been able to.

Marlin Weisheit: Let's continue to work on it. I mean I, I think it's a very worthwhile project and needed project and it's a million dollar plus grant money that we don't wanna lose. And, so surely they could work, you and their attorney ought to be able to work these minor details out.

Todd Glass: I agree, I agree, and maybe we're closer than what I, I think and I, I would imagine that for the next Board meeting we could have it ready to go for the Commissioners.

Marlin Weisheit: I'd be in favor of that.

Richard Reid: Do you need a motion to tabling?

Todd Glass: Yes, because it's been tabled to today.

Marlin Weisheit: I'll make a motion to table it for two (2) weeks to give the attorneys time to work out this very minor detail that I have all the confidence in the world that they'll be able to do.

Richard Reid: And I'll second that.

Don Williams: Have a motion to continue or table the issue 'til the 10/24 meeting, all in favor say, aye.

Richard Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye, motion carries (3-0).

Marlin Weisheit: Thank you, Todd.

Todd Glass: Thank you, Mr. President.

Don Williams: Anything else, Counselor?

Todd Glass: No.

COUNTY AUDITOR
CLAIMS

Don Williams: Madam Auditor, you have some Claims for us?

Debbie Stevens: Debbie Stevens, Warrick County Auditor. We have Courts and Manuals in the amount of seven hundred eighty-eight thousand dollars, seven hundred eighty-eight thousand four hundred three dollars and fifty-five cents ($788,403.55), Expense Claims totaled two hundred eighteen thousand ninety-three dollars and eighty-two cents ($218,093.82) for a total of one million six thousand four hundred ninety-seven dollars and forty-seven cents ($1,006,497.47).

Don Williams: Do you have a motion?

Richard Reid: Motion to approve.

Marlin Weisheit: Second.

Don Williams: And the motion is seconded to pay the Claims, all in favor say, aye.

Richard Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye, pay the Claims, thank you.

Debbie Stevens: Alright, thank you.

(Claims are located on Pages 16 through 20 of these Official Minutes)

COUNTY ENGINEER/HIGHWAY
OAK GROVE PROJECT CHANGE #2

Don Williams: Highway Engineer/Highway.

Bobby Howard: Yes, I have one item. It's Change Order #2 for the Oak Grove Phase II Project. This change order is in the amount of four thousand and thirty dollars ($4,030.00) and this is for part of the Chandler Sanitary Sewer, adjusting the manhole covers to grade. This is actually all a hundred percent (100%) local funding by Chandler Sewer, but with the way INDOT funding and the INDOT agreements work, Chandler is part of our contract, so INDOT has to have us approve the agreement, and then they will bill us and then Chandler, per the agreement. We already have an Interlocal with Chandler. They will pay the amount.

Don Williams: Sounds good. Have a motion?

Marlin Weisheit: Motion to approve.

Richard Reid: Second.

Don Williams: Motion to approve the change order, all in favor say, aye.
Richard Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye, motion carries (3-0).

Bobby Howard: That's all have, thank you.

(Change Order #2 is located on Pages 20 through 22 of these Official Minutes)

COUNTY PURCHASING
MASONRY REPAIR QUOTES FOR COURT SERVICES BUILDING

Don Williams: Mr. Grassman, you're up.

Joe Grassman: Joe Grassman, Purchasing Manager.

Don Williams: (Inaudible).

Joe Grassman: I want the Board's approval in pursuant to Indiana Code 36-1-2-12. I've solicited sealed quotes to repair the masonry on the brick exterior of the Warrick County Services Building. I received in the mail three (3) sealed quotes or bids. I guess these are quotes, which I will now read, open and read in no particular order. The first one is from Architectural Renovators, LLC. One other thing I wanted to mention, pursuant to that code that I mentioned, the, the award has to be to the lowest responsible, responsive bidder, or all bids rejected.

Roger Emmons: Is it a lump sum bid?

Joe Grassman: It will be, yes.

Roger Emmons: Yes.

Joe Grassman: Okay, again this is from Architectural Renovators, LLC. Their bid, twenty-six thousand eight hundred and forty dollars ($26,840.00). That's twenty-six thousand eight hundred and forty dollars ($26,840.00).

Roger Emmons: Where are they from, Joe?

Joe Grassman: They are from Evansville.

Roger Emmons: Okay, thank you.

Joe Grassman: The second quote is from N.M. Bunge, INC., Evansville, IN.

Don Williams: N.M. Bundy?

Joe Grassman: Yes.

Roger Emmons: Bunge. I think it's B-u-n-g-e, is it not?

Joe Grassman: B-u-n-g-e.

Roger Emmons: Yes, (inaudible).

Joe Grassman: Okay, the N.M. Bunge, INC., bid is for thirty thousand seven hundred and eighty-five dollars ($30,785.00). That's thirty thousand seven hundred and eighty-five dollars ($30,785.00). Final bid, Heidorn Construction, Chandler, IN. Heidorn Construction, INC., their bid is thirty-one thousand eight hundred and ninety-one dollars ($31,891.00). Thirty-one thousand eight hundred and ninety-one dollars ($31,891.00). That's all I have.

Don Williams: Joe, did you have a pre-bid meeting on this?

Joe Grassman: We, yes, we did as a matter of fact.

Don Williams: And all of them were there?

Joe Grassman: They all, all, all of them had, when I had pre-bid, pre-bid, I'm sorry, two (2) showed up, the third (3rd) bidder went out on his own and did inspections. So they've all, they're all, they took the pictures I gave them, that you all have, and went out and examined them first hand.

Don Williams: Do we have funding in place for this?

Roger Emmons: Yes, we do.

Don Williams: Okay. Do we need to take this under advisement? Or we, looks like we've got a little bit? Or…

Todd Glass: I would recommend that, make sure there's a lowest responsive and responsible bidder.

Joe Grassman: Okay. That's up to you. I mean however you, I can probably tell you in about two (2) minutes if it was responsive. I got the list of what was required to have right here.

Don Williams: We'll be done in two (2) minutes just so you know.

Joe Grassman: Okay. It's, it's entirely up to whatever you want me to do. I don't know that there's any, I don't know that there's any…

Don Williams: I think a motion to approve on contingence that they are…

Todd Glass: Condition.

Don Williams: The lowest and responsible bidder.

Todd Glass: As determined by your Purchasing Officer, yes.

Don Williams: As determined by our Purchasing Manager, is that alright with you?

Richard Reid: Sounds good.

Marlin Weisheit: Joe, is, is on the payment, is there any, I mean, they want a percentage down or anything, or…? Because there's a lot of work to do out there. I mean…

Joe Grassman: Um, no that's not a part of their deal.

Marlin Weisheit: So they'd be paid once they complete the project.

Joe Grassman: Once it's completed, yes.

Marlin Weisheit: Okay. I'm comfortable with that then.

Joe Grassman: Okay.

Don Williams: Okay, do I have a motion?

Marlin Weisheit: I'll make a motion as long as it meets the condition that we accept the low bid.

Richard Reid: Second.

Don Williams: I assume that's for Architectural…

Joe Grassman: Architectural…

Marlin Weisheit: Architectural Renovations, LLC.

Don Williams: I have a motion to award the bid to Architectural Renovations, LLC, of Evansville for the sum of twenty-six thousand eight hundred forty dollars ($26,840.00) on the contingence that they are the lowest and they are the most responsible bidder. That's the motion, all in favor let it be known by saying, aye.

Richard Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye, motion carries (3-0). Thank you.

Joe Grassman: Okay, thank you.

COUNTY SHERIFF

Don Williams: Sheriff, you have anything?

Brett Kruse: No, Sir.

COMMISSIONERS ITEMS FOR DISCUSSION

Don Williams: Commissioner Weisheit, you have anything?

Marlin Weisheit: No, Sir.

Don Williams: Commissioner Reid, you have anything?

Marlin Weisheit: No, Sir.

Don Williams: Entertain a motion to adjourn.

Roger Emmons: 4:30.

Marlin Weisheit: Second.

Don Williams: Motion has a second, we all are adjourned.

ADJOURNMENT: Meeting adjourned at 4:30 PM.

WARRICK COUNTY BOARD OF COMMISSIONERS

DON WILLIAMS, PRESIDENT

RICHARD A. REID, VICE PRESIDENT

MARLIN WEISHEIT, MEMBER

ATTEST:

DEBORAH K. STEVENS, AUDITOR
WARRICK COUNTY, INDIANA

Minutes transcribed by Kristine Georges

ACCU SURVEYING & ENGINEERING, LLC
10579 OAK GROVE ROAD
NEWBURGH, IN 47630
858-9268
858-9399 FAX
ACCUj@SPEEDEX.NET

September 4, 2016

TO: Honorable Warrick County Area Plan Commission

RE: 4811 Elizabeth Lane
Newburgh, IN 47630

Dear Sirs:

We are requesting that no improvements be required to Camp Brosend Road and Elizabeth Lane.

Sincerely,

William Y. Bivins, PE-PS

BOARD OF COMMISSIONERS:

Don Williams

Richard Reid

Marlin Weisheit

ATTEST:

Auditor
Date: 10/4/16

SEP 07 2016
WARRICK COUNTY
AREA PLAN COMMISSION

Lake Group, LLC

P.O. Box 591
Boonville, IN 47601

FILED
OCT 04 2016
WARRICK COUNTY
AREA PLAN COMMISSION

October 4, 2016

Warrick County Board of Commissioners
C/o Sherri Rector
107 W. Locust
Boonville, IN 47601

RE: Mallard Lake Sidewalk Extension Ph.3

Gentlemen,

We are requesting that a one year extension be granted for the sidewalk construction for the above referenced project, with no reduction on the amount of the current Letter of Credit. Please contact me with any questions you may have.

Sincerely,

Jerry Aigner
812-305-3884

Cc: File

BOARD OF COMMISSIONERS:

Don Williams

Richard Reid

Marlin Weisheit

ATTEST:

Auditor
Date: 10/10/16

RESOLUTION NO. 2016-09

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF WARRICK, INDIANA, APPROVING THE ISSUANCE OF CERTAIN WARRICK COUNTY REDEVELOPMENT DISTRICT TAX INCREMENT REVENUE BONDS, APPROVING THE ACQUISITION OF CERTAIN PROPERTY BY THE REDEVELOPMENT COMMISSION, AND OTHER RELATED MATTERS

WHEREAS, on September 15, 2016, the Warrick County Redevelopment Commission (the "Commission"), the governing body of the Redevelopment District of Warrick County, Indiana (the "District"), adopted its Resolution No. 2016-4 (the "Preliminary Bond Resolution"), to preliminarily authorize the issuance of certain tax increment revenue bonds, in one or more series, in an aggregate principal amount not to exceed Six Million Nine Hundred Thousand Dollars ($6,900,000) (the "Bonds"), which are to be payable from Tax Increment (as defined in the Preliminary Bond Resolution) revenues generated from the "allocation area" coterminous with the Warrick County Economic Development Area, Epworth Road Corridor (the "Allocation Area"), for the purpose of financing the cost of property acquisition, redevelopment and economic development in or serving the Allocation Area (including, in particular, the acquisition of certain real property interests (the "Property") located within the Allocation Area) (collectively, the "Project"), and to pay certain expenses reasonably incurred in connection with the Project and the financing thereof, including costs described in Indiana Code 36-7-14-25.1(a); and

WHEREAS, the Preliminary Bond Resolution further authorizes the issuance of bond anticipation notes in an aggregate principal amount not to exceed Six Million Nine Hundred Thousand Dollars ($6,900,000) to provide interim financing, if necessary or desirable, in anticipation of the issuance and sale of the Bonds (the "BANs"); and

RESOLUTION NO. 2016-09

WHEREAS, Indiana Code 36-7-14-25.1(p) requires that bonds authorized by a resolution of a redevelopment commission be approved by resolution of the legislative body of the unit; and

WHEREAS, the Board of Commissioners (the "Board of Commissioners") of the County of Warrick, Indiana (the "County") is the legislative body of the County; and

WHEREAS, to permit the Commission to proceed with the issuance of the Bonds, the Board of Commissioners desires to approve of the issuance of the Bonds (and any BANs issued in anticipation of the issuance of the Bonds) in accordance with Indiana Code 36-7-14-25.1(p); and

WHEREAS, the Board of Commissioners further desires to set forth in this Resolution certain terms and other matters related to the Bonds as required by Indiana Code 36-7-14-25.1(c); and

WHEREAS, on September 15, 2016, the Commission further adopted its Resolution No. 2016-3 (the "Property Acquisition Resolution"), authorizing the Commission to acquire the Property, as more particularly described in the Property Acquisition Resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF WARRICK, INDIANA, AS FOLLOWS:

SECTION 1. As required by Indiana Code 36-7-14-25.1(p), the issuance of the Bonds of the District, in an aggregate principal amount not to exceed Six Million Nine Hundred Thousand Dollars ($6,900,000), payable from the Tax Increment to finance the Project and to pay certain expenses reasonably incurred in connection with the Project and the financing thereof, including costs described in Indiana Code 36-7-14-25.1(a), shall be and hereby is approved. In addition, the Board of Commissioners hereby approves the issuance of any BANs to provide interim financing for the Project.

US.108396530.01

RESOLUTION NO. 2016-09

SECTION 2. As required by Indiana Code 36-7-14-25.1(c), the Board of Commissioners hereby sets forth the following terms and other matters related to the Bonds:

(a) The public purpose of the Bonds is, among other things, to acquire the Property for economic development purposes.

(b) The proceeds of the Bonds will be used to finance the Project, and to pay certain expenses reasonably incurred in connection with the Project and the financing thereof, including costs described in Indiana Code 36-7-14-25.1(a).

(c) The maximum principal amount of the Bonds is Six Million Nine Hundred Thousand Dollars ($6,900,000).

(d) The Bonds shall have a final maturity not later than February 1, 2030.

(e) The Bonds shall bear interest at a rate or rates not exceeding six percent (6.0%) per annum.

(f) The Bonds may be subject to optional and mandatory sinking fund redemption, pursuant to provisions to be set forth in the Final Bond Resolution to be adopted by the Commission.

(g) The Commission does not expect to capitalize interest on the Bonds for any period.

SECTION 3. The Board of Commissioners hereby approves the acquisition of the Property pursuant to the terms of the Property Acquisition Resolution.

SECTION 4. This Resolution shall be in full force and effect from and after its adoption by the Board of Commissioners.

US.108396530.01 -3-

RESOLUTION NO. 2016-09

Passed by the Board of Commissioners of the County of Warrick, Indiana, this 10th day of October, 2016.

BOARD OF COMMISSIONERS OF THE COUNTY OF WARRICK, INDIANA

Rick Reid, Commissioner

Marlin Weisheit, Commissioner

Don Williams, Commissioner

ATTEST:

Debbie Stevens, Auditor,
Warrick County, Indiana

US.108396530.01 -4-

RESOLUTION NO. 2016-10

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF WARRICK, INDIANA, APPROVING THE ACQUISITION OF CERTAIN PROPERTY BY THE REDEVELOPMENT COMMISSION, AND OTHER RELATED MATTERS

WHEREAS, on September 15, 2016, the Warrick County Redevelopment Commission (the "Commission"), the governing body of the Redevelopment District of Warrick County, Indiana, adopted its Resolution No. 2016-2 (the "Property Acquisition Resolution"), authorizing the Commission to acquire certain real property interests, as more particularly described in the Property Acquisition Resolution (the "Property"); and

WHEREAS, the Board of Commissioners (the "Board of Commissioners") of the County of Warrick, Indiana (the "County") desires to approve the acquisition of the Property by the Commission;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF WARRICK, INDIANA, AS FOLLOWS:

SECTION 1. The Board of Commissioners hereby approves the acquisition of the Property pursuant to the terms of the Property Acquisition Resolution.

SECTION 2. This Resolution shall be in full force and effect from and after its adoption by the Board of Commissioners.

RESOLUTION NO. 2016-10

Passed by the Board of Commissioners of the County of Warrick, Indiana, this 10th day of October, 2016.

BOARD OF COMMISSIONERS OF THE COUNTY OF WARRICK, INDIANA

Rick Reid, Commissioner

Marlin Weisheit, Commissioner

Don Williams, Commissioner

ATTEST:

Debbie Stevens, Auditor,
Warrick County, Indiana

US.10839668 1.01

-2-

ORDINANCE 2016-20
AN ORDINANCE ESTABLISHING A BOOKING FEE FOR CONVICTED PERSONS WHO ARE HOUSED IN THE WARRICK COUNTY JAIL

WHEREAS, Indiana Code §§ 36-1-3 et. seq. grants Warrick County the authority necessary to pass ordinances relating to the conduct of its business affairs, even though not specifically granted by statute; and

WHEREAS, pursuant to Indiana Code § 36-2-13-17.4, the Warrick County Sheriff has requested that the Warrick County Board of Commissioners establish a fee to be charged by the Warrick County Sheriff's Office for the processing of convicted persons housed in the Warrick County Jail in order to help defray the County's costs associated with the housing of such persons lodged in the Warrick County Jail; and

WHEREAS, the Warrick County Sheriff has requested that a Fifty Dollar ($50.00) booking fee be collected by the Warrick County Sheriff's Office after sentencing by a Warrick County Circuit or Superior Court Judge with regard to convicted inmates who are detained in the Warrick County Jail; and

WHEREAS, the Warrick County Sheriff's Office shall deposit collected booking fees into the County's General Revenue Account under the Sheriff's Booking Fee Line Item.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF WARRICK COUNTY, INDIANA THAT:

The Code of Ordinances of Warrick County, Indiana, is hereby amended to provide for a new SECTION 32.05 entitled "Convicted Inmate Booking Fee" as follows:

(A) A booking fee of Fifty and 00/100 Dollars ($50.00) is hereby established for those persons lodged in the Warrick County Jail who have been convicted in the Warrick County Circuit or Superior Court for a crime for which the person is to be incarcerated or held in the Warrick County Jail.

(B) The booking fee collected by the Warrick County Sheriff's Office shall be deposited into the County's General Revenue Account under the Sheriff's Booking Fee Line Item to help pay for the medical expenses for inmates lodged in the Warrick County Jail.

(C) Fees deposited into the County's General Revenue Account under the Sheriff's Booking Fee Line Item shall be used by the Warrick County Sheriff's Office to help cover medical expenses for inmates lodged in the Warrick County Jail, including but not limited to, the purchase of supplies, equipment or for training purposes as deemed necessary by the Warrick County Sheriff's Office.

(D) This Ordinance shall be in full force and effect from and after its passage by the Warrick County Board of Commissioners and following publication of the same in accordance with Indiana Code §§ 5-3-1 et seq.

Passed and adopted by the Warrick County Board of Commissioners, this 10TH day of October, 2016.

WARRICK COUNTY
BOARD OF COMMISSIONERS

By:

Don Williams, President

Richard A. Reid, Vice-President

Marlin Weisheit, Member

Attest:

Deborah K. Stevens, Auditor
Warrick County, Indiana

APPROVED AS TO LEGAL FORM:

Todd I. Glass, Esq. #13982-18
FINE & HATFIELD, A Professional Corporation
520 N.W. Second Street, P.O. Box 779
Evansville, Indiana 47705-0779
Telephone: (812) 425-3592
Warrick County Attorney

AUDITOR'S PAYABLE VOUCHER REGISTER
WARRICK COUNTY INDIANA
Government Unit OCTOBER 10TH, 2016

Fund: 1000 GENERAL	
Department: 101 CLERK OF CIRCUIT COURT	
ALPHA LASER SERVICES	310.71
AMERICAN STAMP & MARKING PRODUCTS	55.00
OFFICE DEPOT, INCORPORATED	69.58
QUILL CORPORATION	241.63
101 CLERK OF CIRCUIT COURT Total:	676.72
Department: 102 COUNTY AUDITOR	
QUILL CORPORATION	110.94
102 COUNTY AUDITOR Total:	110.94
Department: 108 COUNTY PROSECUTOR	
ALTSTADT-HICKS OFFICE CITY	199.18
108 COUNTY PROSECUTOR Total:	199.18
Department: 112 COURTHOUSE & ANNEX	
DEPARTMENT HOMELAND SECURITY	85.00
GEM CHEMICAL COMPANY, INC.	660.36
112 COURTHOUSE & ANNEX Total:	745.36
Department: 113 COUNTY SHERIFF	
ARAMARK	10.50
B-HIVE PRINTING	232.00
CDW GOVERNMENT, INC.	111.71
KING'S UPFITTING AND REPAIR	1,050.00
ST. MARY'S OCCUPATIONAL	120.00
SYNENERGY PARTNERS LLC	69.36
THE LANG COMPANY	126.19
VEI COMMUNICATIONS	141.00
WABASH VALLEY SERVICE CO	5,519.07
WARRICK CO JAIL COMMISSARY	1,367.26
113 COUNTY SHERIFF Total:	8,749.99
Department: 114 JAIL	
ADVANCED SYSTEMS TECHNOLOGY	350.00
AIGNER HARDWARE	91.04
ALAN ENVIRONMENTAL PRODUCTS	467.30
AMERICAN DENTAL SERVICE PC	930.00
BEASLEY BRUSH & SUPPLY	72.00
BOB BARKER COMPANY INC.	1,100.93
BOONVILLE LAWN AND GARDEN INC.	37.02
BRUCKENS INC	28.05
BUMPER TO BUMPER / BTB CHANDLER	48.57
CULLIGAN OF EVANSVILLE	438.75
DIAMOND MEDICAL SUPPLY	231.21
EAST PINES ANIMAL CLINIC INC	186.64
GEM CHEMICAL COMPANY, INC.	497.81
HUTCH & SON INDUSTRIAL ELECTRONICS	21.40
JAMES E EASH DDS PC	125.00
KENWAY DISTRIBUTORS INC	498.77
KOLD AND KOLB DDS, LLC	103.00
ST. MARY'S WARRICK HOSPITAL	12,791.97
VANDERBURGH CO. SHERIFFS OFFICE	100.00
WARRICK CO JAIL COMMISSARY	69.03
114 JAIL Total:	18,197.49
Department: 116 COMMISSIONERS	
ALEXANDER NEWBURGH CHAPEL	100.00
ALPHA LASER SERVICES	197.24
BUMPER TO BUMPER / BTB CHANDLER	2.14
C & I ELECTRONICS	744.40
J & J SUPPLY INC.	54.00
OFFICE DEPOT, INCORPORATED	127.73
PIRANHA SHREDDING/RECYCLING INC.	40.00
ROSE HILL CEMETERY	100.00
SOUTHERN BUSINESS MACHINES, INC.	86.89
TITZER FAMILY FUNERAL HOME NEWBURGH	100.00
WARRICK PUBLISHING CO	47.55
WEIRT FUNERAL HOME	100.00
116 COMMISSIONERS Total:	1,699.95
Department: 118 EMERGENCY MANAGEMENT AGENCY	
LAW CHEVROLET BUICK PONTIAC	168.13
THE LANG COMPANY	16.10
118 EMERGENCY MANAGEMENT AGENCY Total:	184.23
Department: 141 CENTRAL DISPATCH CENTER	
CDW GOVERNMENT, INC.	111.74
141 CENTRAL DISPATCH CENTER Total:	111.74
Department: 145 COUNTY COUNCIL	
OFFICE DEPOT, INCORPORATED	78.66
145 COUNTY COUNCIL Total:	78.66
1000 GENERAL Total:	30,764.26
Fund: 1119 CLERK'S RECORDS PERPETUATION	
Department:	
RICOH USA INC	14.87
1119 CLERK'S RECORDS PERPETUATION Total:	14.87
Fund: 1122 COMMUNITY CORRECTIONS	
Department: 000 W.C. COMMUNITY CORRECTIONS	
ALPHA LASER SERVICES	6.60
SENTINEL OFFENDER SERVICES LLC	473.80
000 W.C. COMMUNITY CORRECTIONS Total:	480.40
1122 COMMUNITY CORRECTIONS Total:	480.40
Fund: 1138 CUMULATIVE CAPITAL DEVELOPMENT	
Department:	
BOONVILLE LAWN AND GARDEN INC.	66.00
HARSHAW TRANE SERVICE INC.	1,726.00
HELMS PLUMBING AND ELECTRIC LLC	1,900.00
1138 CUMULATIVE CAPITAL DEVELOPMENT Total:	3,692.00
Fund: 1141 CUMULATIVE DRAINAGE	
Department: 000 DEPARTMENT	
WARRICK COUNTY TREASURER	124.35
000 DEPARTMENT Total:	124.35

1147 COMPLETIVE DRAINAGE Total:	[illegible]
Fund: 1149 ECONOMIC DEVELOPMENT FEE	
Department:	
J & J SUPPLY INC.	24,871.04
	24,871.04
1149 ECONOMIC DEVELOPMENT FEE Total:	24,871.04
Fund: 1156 FIREARMS TRAINING	
Department:	
WARRICK CO JAIL COMMISSARY	235.06
	235.06
1156 FIREARMS TRAINING Total:	235.06
Fund: 1159 HEALTH	
Department:	
B-HIVE PRINTING	275.73
PC QUEST	65.00
QUILL CORPORATION	49.97
WARRICK CO. SOLID WASTE MGMT DISTRICT	30.00
WARRICK COUNTY TREASURER	409.70
	830.40
1159 HEALTH Total:	830.40
Fund: 1168 LOCAL HEALTH MAINTENANCE	
Department:	
PC QUEST	200.00
	200.00
1168 LOCAL HEALTH MAINTENANCE Total:	200.00
Fund: 1169 LOCAL ROAD & STREET	
Department:	
ACKERMAN OIL CO INC	1,016.13
AIGNER HARDWARE	41.92
AIRGAS USA, LLC	103.71
ARAB	70.00
ARAMARK	26.27
AUTO WHEEL AND RIM SERVICE INC.	260.74
CARTER LUMBER	25.14
CLARKE POWER SERVICES INC	12,661.96
EBN CONSTRUCTION & INDUSTRIAL SUPPLIES	[illegible]
GENERAL RUBBER AND PLASTIC INC	113.60
HARDY BRAKE & ELECTRIC CO.INC.	1,076.00
INTERSTATE BATTERIES OF WABASH VALLEY	84.99
J & J SUPPLY INC.	46.51
MEUTH CONSTRUCTION	466.00
MEYER TRUCK EQUIPMENT	2,832.32
STERNBERG INTERNATIONAL INC	75,000.00
VECTREN ENERGY DELIVERY	1,651.38
WABASH VALLEY SERVICE CO	6,497.44
WARRICK SOLID WASTE MGT DIST	309.00
WOODS, DYLAN	60.00
	102,347.51
1169 LOCAL ROAD & STREET Total:	102,347.51
Fund: 1176 MOTOR VEHICLE HIGHWAY	
Department: 104 ENGINEERING DEPARTMENT	
ALPHA LASER SERVICES	107.42
CDW GOVERNMENT, INC.	156.00
104 ENGINEERING DEPARTMENT Total:	263.42
1176 MOTOR VEHICLE HIGHWAY Total:	263.42
Fund: 1189 RECORDER RECORDS PERPETUATION	
Department:	
AUTOMATED OFFICE SOLUTIONS INC	115.00
	115.00
1189 RECORDER RECORDS PERPETUATION Total:	115.00
Fund: 1197 STORM WATER MANAGEMENT OPER	
Department:	
BEST ONE TIRE & SERVICE	590.43
BRIAN'S CONCRETE SUPPLIES	548.80
EROSION RESOURCE/SUPPLY INC.	161.00
GRAINGER	234.97
INDOFF, INC.	58.18
J & J SUPPLY INC.	2,938.65
MENARDS	34.70
METZGER CONSTRUCTION CO INC.	[illegible]
MEYER TRUCK EQUIPMENT	487.50
TIPPECANOE COUNTY TREASURER	250.00
WARRICK COUNTY TREASURER	593.72
	14,836.60
1197 STORM WATER MANAGEMENT OPER Total:	14,836.60
Fund: 1215 ELECTION AND REGISTRATION	
Department: 000 ELECTION AND REGISTRATION	
RICOH USA INC	31.40
000 ELECTION AND REGISTRATION Total:	31.40
1215 ELECTION AND REGISTRATION Total:	31.40
Fund: 1219 PARK & RECREATION	
Department:	
AIGNER HARDWARE	355.57
BOONVILLE LAWN AND GARDEN INC.	10.60
GEM CHEMICAL COMPANY, INC.	82.85
HUEBNER TRUCKING COMPANY INC.	49.74
NIX SANITARY SERVICE	130.00
THE HOME CITY ICE COMPANY	73.60
UNIFIRST CORPORATION	89.83
WARRICK CO DEPT OF PARKS & REC	686.04
	1,478.23
1219 PARK & RECREATION Total:	1,478.23
Fund: 1224 REASSESSMENT	
Department:	
ALPHA LASER SERVICES	25.83
CDW GOVERNMENT, INC.	489.47
VAN AUSDALL AND FARRAR	55.80
WARRICK COUNTY TREASURER	44.65
	615.75
1224 REASSESSMENT Total:	615.75
Fund: 4009 SHERIFF SALE ADMINISTRATION	
Department:	
LIEBERMAN TECHNOLOGIES	1,400.00
	1,400.00
4009 SHERIFF SALE ADMINISTRATION Total:	1,400.00

Fund: 4105 K-9/SHERIFF DONATIONS

Department:

PET FOOD CENTER	74.98
	74.98
4105 K-9/SHERIFF DONATIONS Total:	74.98

Fund: 4901 WCCC PROGRAM INCOME

Department:

CDW GOVERNMENT, INC.	992.06
INDOFF, INC.	588.75
	1,580.81
4901 WCCC PROGRAM INCOME Total:	1,580.81

Fund: 4903 EDIT-CONSTRUCTION

Department:

METZGER CONSTRUCTION CO INC.	21,818.62
ROADSAFE TRAFFIC SYSTEMS INC	5,053.84
	26,872.46
4903 EDIT-CONSTRUCTION Total:	26,872.46

Fund: 4907 WARRICK COUNTY LAW ENFORCEMENT

Department:

EVIDENT, INC.	74.21
	74.21
4907 WARRICK COUNTY LAW ENFORCEMENT Total:	74.21

Fund: 4908 BUILDING COMMISSION

Department:

OFFICE DEPOT, INC	223.87
WARRICK COUNTY TREASURER	227.00
	450.87
4908 BUILDING COMMISSION Total:	450.87

Fund: 5251 UNIFORMS

Department:

ARAMARK	18.50
	18.50
5251 UNIFORMS Total:	18.50

Fund: 8460 INET CRIMES AGNST CHILD

Department: 000 INET CRIMES AGNST CHILD

WARRICK CO JAIL COMMISSARY	6,673.00
000 INET CRIMES AGNST CHILD Total:	6,673.00
8460 INET CRIMES AGNST CHILD Total:	6,673.00

Fund: 8899 93.563 CLERK IV-D INCENTIVE

Department:

ALPHA LASER SERVICES	39.51
OFFICE DEPOT, INCORPORATED	8.69
	48.20
8899 93.563 CLERK IV-D INCENTIVE Total:	48.20

Expense Total:	$	218,093.92
Courts and Manuals:	$	788,403.55
GRAND TOTAL:	$	1,006,497.47

I hereby certify that each of the above listed vouchers and the invoices, or the bills attached thereto, are true and correct and I have audited same in accordance with IC 5-11-10-1.6, OCTOBER 10TH, 2016.

IC 5-11-10-2 permits the governing body to sign the accounts Payable Voucher Register in lieu of signing each claim the governing body is allowing.

We have examined the vouchers listed on the foregoing Accounts Payable Voucher Register, consisting of pages, and except for vouchers not allowed as shown on the Register such vouchers are allowed in the total amount of: $ - $ 1,006,497.47

Dated this 10TH day of OCTOBER, 2016

Signatures of Governing Board

DEBBIE STEVENS
Auditor of Warrick County Indiana

October 5, 2016

10:31 AM

Check History Register

Warrick County

APCshrg1.rpt

Page 1 of 1

Check #	Vendor #	Name	Check Date	Bank Account		Check Amt	Type	Status	Batch
53821	16208	PICDA BBP PROGRAM	9/22/2016	FFS	01	205.00	Manual	Outstanding	4918
53822	1562	CDW GOVERNMENT, INC.	9/22/2016	FFS	01	261.09	Manual	Cleared	4920
53823	19208	OLD NATIONAL BANK	9/22/2016	FFS	01	150.00	Manual	Cleared	4920
53824	18204	FIRST BANKCARD	9/22/2016	FFS	01	714.03	Check	Cleared	4920
53825	18195	FIRST BANKCARD	9/22/2016	FFS	01	109.05	Check	Cleared	4920
53826	13475	JRI CONSTRUCTION INC	9/22/2016	FFS	01	26,800.00	Check	Cleared	4920
53827	14088	CROWNE PLAZA HOTEL	9/22/2016	FFS	01	600.00	Check	Outstanding	4920
53828	15960	TIME WARNER CABLE	9/22/2016	FFS	01	94.99	Check	Cleared	4920
53829	94987	INDIANA AMERICAN WATER	9/22/2016	FFS	01	21.13	Check	Cleared	4920
53830	15132	THE TOWN OF NEWBURGH	9/22/2016	FFS	01	50.64	Check	Cleared	4920
53831	12400	TRACTOR SUPPLY CO	9/22/2016	FFS	01	54.16	Check	Cleared	4920
53832	12965	A-1 POWER LLC	9/22/2016	FFS	01	894.14	Check	Cleared	4920
53833	18197	FIRST BANKCARD	9/22/2016	FFS	01	213.13	Check	Cleared	4920
53834	19037	VECTREN ENERGY DELIVERY	9/22/2016	FFS	01	5,070.72	Check	Cleared	4920
53835	18255	AUDITORS ASSOCIATION	9/22/2016	FFS	01	400.00	Check	Outstanding	4920
53836	8097	R. J. UMBAUGH	9/22/2016	FFS	01	3,165.00	Check	Cleared	4920
53837	3778	AT&T	9/22/2016	FFS	01	618.55	Check	Cleared	4920
53838	13404	FRONTIER	9/22/2016	FFS	01	294.08	Check	Cleared	4920
53839	19209	ABNEY, MARK R. AND CATHERINE M.	9/22/2016	FFS	01	4,475.00	Check	Cleared	4920
53840	10210	TORABI, HOUSHANG	9/22/2016	FFS	01	5.92	Check	Outstanding	4920
53841	2468	IACCAC FALL TRAINING INSTITUTE	9/22/2016	FFS	01	750.00	Check	Outstanding	4920
53842	9318	SPRINT	9/22/2016	FFS	01	20.04	Check	Cleared	4920
53843	4361	WOW! BUSINESS	9/22/2016	FFS	01	263.02	Check	Cleared	4920
53844	9565	EVANSVILLE WATERWORKS DEPT	9/22/2016	FFS	01	51.09	Check	Cleared	4920
53845	18500	ELLARD, SARAH	9/22/2016	FFS	01	75.00	Check	Outstanding	4920
					Total Checks -	45,509.97			

Operator: DREW

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Check #	Vendor #	Name	Check Date	Bank Account		Check Amt	Type	Status	Batch
53846	12287	LAW OFFICE OF JONATHAN M YOUNG	9/30/2016	FFS	01	372.53	Check	Outstanding	4921
53847	8527	BRETT M ROY	9/30/2016	FFS	01	1,518.75	Check	Outstanding	4921
53848	23037	THOMSON REUTERS	9/30/2016	FFS	01	4,288.24	Check	Outstanding	4921
53849	3861	WORD SYSTEMS INC.	9/30/2016	FFS	01	101.67	Check	Outstanding	4921
53850	8533	MELODY NELSON	9/30/2016	FFS	01	156.00	Check	Outstanding	4921
53851	920	MARTIN & MARTIN, INC.	9/30/2016	FFS	01	56.25	Check	Outstanding	4921
53852	4221	XEROGRAPHIC BUSINESS SYSTEM	9/30/2016	FFS	01	42.04	Check	Outstanding	4921
53853	2181	STAPLES CREDIT PLAN	9/30/2016	FFS	01	136.42	Check	Outstanding	4921
53854	4004	DAVID HEAL	9/30/2016	FFS	01	154.88	Check	Outstanding	4921
53870	19212	MERCEDES MEDICAL	9/30/2016	FFS	01	1,875.00	Check	Outstanding	4925
53871	19213	YWCA	9/30/2016	FFS	01	427.46	Check	Outstanding	4925
53872	17051	PATRICIA PERRY	9/28/2016	FFS	01	130.81	Check	Cleared	4928
53873	2372	MICHELE BREIVOGEL	9/28/2016	FFS	01	26.00	Check	Cleared	4928
53874	7091	VERIZON WIRELESS	9/28/2016	FFS	01	90.03	Check	Outstanding	4928
53875	1050	AUTOMATED OFFICE SOLUTIONS INC	9/28/2016	FFS	01	450.00	Check	Cleared	4928
53876	94947	CATHY OSER	9/28/2016	FFS	01	24.60	Check	Cleared	4928
53877	9318	SPRINT	9/28/2016	FFS	01	1,255.97	Check	Outstanding	4928
53878	15960	TIME WARNER CABLE	9/28/2016	FFS	01	178.61	Check	Outstanding	4928
53879	19037	VECTREN ENERGY DELIVERY	9/28/2016	FFS	01	11.25	Check	Cleared	4928
53881	18589	U.S. BANK	9/30/2016	FFS	01	111.55	Manual	Outstanding	4930
53882	4000	TEAMSTERS LOCAL #215	9/30/2016	FFS	01	4.00	Check	Outstanding	4927
53883	6568	DIVISION OF CHILD SUPPORT	9/30/2016	FFS	01	104.00	Check	Outstanding	4927
53884	13360	F. STEPHEN SHEETS	9/30/2016	FFS	01	90.00	Check	Outstanding	4927
53885	14309	WTRISC FBO INS 457B WARRICK COUNTY	9/30/2016	FFS	01	759.88	Check	Outstanding	4927
53886	19084	SPENCER COUNTY CLERK	9/30/2016	FFS	01	30.00	Check	Outstanding	4927
53887	23016	WARRICK CO TREASURER-GARNISHMENTS	9/30/2016	FFS	01	85.73	Check	Outstanding	4927
53888	1837	WARRICK COUNTY TREASURER	9/28/2016	FFS	01	82,869.04	Check	Cleared	4926
53889	3027	CLERK-TREASURER--BOONVILLE	9/28/2016	FFS	01	7,996.29	Check	Outstanding	4926
53890	3028	CLERK-TREASURER--CHANDLER	9/28/2016	FFS	01	4,069.38	Check	Outstanding	4926
53891	3029	CLERK-TREASURER--ELBERFELD	9/28/2016	FFS	01	895.26	Check	Outstanding	4926
53892	3030	CLERK-TREASURER--LYNNVILLE	9/28/2016	FFS	01	1,200.45	Check	Outstanding	4926
53893	3031	CLERK-TREASURER--NEWBURGH	9/28/2016	FFS	01	4,435.60	Check	Outstanding	4926
53894	3032	CLERK-TREASURER--TENNYSON	9/28/2016	FFS	01	460.00	Check	Outstanding	4926
53895	1837	WARRICK COUNTY TREASURER	9/28/2016	FFS	01	83,398.18	Check	Cleared	4931
53896	3027	CLERK-TREASURER--BOONVILLE	9/28/2016	FFS	01	8,036.32	Check	Outstanding	4931
53897	3028	CLERK-TREASURER--CHANDLER	9/28/2016	FFS	01	4,141.30	Check	Outstanding	4931
53898	3029	CLERK-TREASURER--ELBERFELD	9/28/2016	FFS	01	938.84	Check	Outstanding	4931
53899	3030	CLERK-TREASURER--LYNNVILLE	9/28/2016	FFS	01	1,183.11	Check	Outstanding	4931

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Check #	Vendor #	Name	Check Date	Bank Account		Check Amt	Type	Status	Batch
53900	3031	CLERK-TREASURER--NEWBURGH	9/28/2016	FFS	01	4,457.86	Check	Outstanding	4931
53901	3032	CLERK-TREASURER--TENNYSON	9/28/2016	FFS	01	398.11	Check	Outstanding	4931
53902	1837	WARRICK COUNTY TREASURER	9/28/2016	FFS	01	807.13	Check	Cleared	4932
53903	3027	CLERK-TREASURER--BOONVILLE	9/28/2016	FFS	01	83.48	Check	Outstanding	4932
53904	3028	CLERK-TREASURER--CHANDLER	9/28/2016	FFS	01	38.57	Check	Outstanding	4932
53905	3029	CLERK-TREASURER--ELBERFELD	9/28/2016	FFS	01	8.35	Check	Outstanding	4932
53906	3030	CLERK-TREASURER--LYNNVILLE	9/28/2016	FFS	01	11.87	Check	Outstanding	4932
53907	3031	CLERK-TREASURER--NEWBURGH	9/28/2016	FFS	01	44.43	Check	Outstanding	4932
53908	3032	CLERK-TREASURER--TENNYSON	9/28/2016	FFS	01	3.73	Check	Outstanding	4932
53909	16216	BRAUN, JAN	9/30/2016	FFS	01	13,000.00	Manual	Outstanding	4934
53910	13021	METZGER CONSTRUCTION CO INC.	10/03/2016	FFS	01	18,200.00	Check	Outstanding	4934
53911	2010	LOCHMUELLER GROUP	10/03/2016	FFS	01	89,076.05	Check	Outstanding	4934
53912	9318	SPRINT	10/03/2016	FFS	01	1,871.24	Check	Outstanding	4934
53913	4235	EVER-CLEAN SERVICES, INC.	10/03/2016	FFS	01	195.00	Check	Outstanding	4934
53914	98025	HAFER ASSOCIATES INC.	10/03/2016	FFS	01	4,842.50	Check	Outstanding	4934
53915	3095	RICOH USA INC	10/03/2016	FFS	01	34.68	Check	Outstanding	4934
53916	10037	VECTREN ENERGY DELIVERY	10/03/2016	FFS	01	23,333.64	Check	Outstanding	4934
53917	97020	HERR'S BODY SHOP	10/03/2016	FFS	01	1,000.00	Check	Outstanding	4934
53918	13043	MULZER CRUSHED STONE, INC.	10/03/2016	FFS	01	18,091.36	Check	Outstanding	4934
53919	4132	PAT BROOKS	10/03/2016	FFS	01	44.78	Check	Outstanding	4934
53920	18588	U.S. BANK	10/03/2016	FFS	01		Check	Voided	4934
53921	17308	EVANSVILLE SUPER BIKE SHOP INC	10/03/2016	FFS	01	9,281.00	Check	Outstanding	4934
53922	19006	SCHUM MONUMENTS INCORPORATED	10/03/2016	FFS	01	100.00	Check	Outstanding	4934
53923	8353	WENTZEL ENGRAVING	10/03/2016	FFS	01	100.00	Check	Outstanding	4934
53924	21000	U.S. POSTMASTER	10/03/2016	FFS	01	49.00	Check	Outstanding	4934
53925	18780	CLARK DIETZ, INC.	10/03/2016	FFS	01	27,819.50	Check	Outstanding	4934
53926	2021	BOONVILLE HIGH SCHOOL	10/03/2016	FFS	01	780.00	Check	Outstanding	4934
53927	17708	MADDLYN O'NEAL	10/03/2016	FFS	01	161.92	Check	Outstanding	4934
53928	8000	HEALTH RESOURCES INCORPORATED	10/03/2016	FFS	01	6,959.00	Check	Outstanding	4934
53929	2616	MEDICAL BENEFITS ADMINISTRATORS, INC.	10/03/2016	FFS	01	170,024.83	Check	Outstanding	4934
53930	17107	MUTUAL OF OMAHA	10/03/2016	FFS	01	7,241.23	Check	Outstanding	4934
53931	7991	VERIZON WIRELESS	10/03/2016	FFS	01	105.85	Check	Outstanding	4934
53932	15494	DEIG BROS LUMBER & CONST	10/03/2016	FFS	01	7,145.00	Check	Outstanding	4934
53933	352	MAKEN CORPORATION	10/03/2016	FFS	01	1,525.00	Check	Outstanding	4934
53934	16145	FIRST BANKCARD	10/03/2016	FFS	01	668.00	Check	Outstanding	4934
53935	2620	TYLER TECHNOLOGIES, INC	10/03/2016	FFS	01	11,000.00	Check	Outstanding	4934
53936	18588	U.S. BANK	10/03/2016	FFS	01	71.53	Check	Outstanding	4936
53937	2173	CAROL RUFF	10/07/2016	FFS	01	235.74	Check	Outstanding	4937

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Check #	Vendor #	Name	Check Date	Bank Account	Check Amt	Type	Status	Batch
53938	8351	WARREN MATHIEU	10/07/2016	PF5 01	885.47	Check	Outstanding	4937
53939	926	MARTIN & MARTIN, INC.	10/07/2016	PF5 01	5,312.50	Check	Outstanding	4937
53940	5527	BRETT MUSGRAVE	10/07/2016	PF5 01	3,666.35	Check	Outstanding	4937
53941	18101	LOHR & MATHIEU LAW FIRM, P.C.	10/07/2016	PF5 01	3,108.75	Check	Outstanding	4937
53942	19101	LOHR & MATHIEU LAW FIRM, P.C.	10/07/2016	PF5 01	4,127.05	Check	Outstanding	4937
53943	7292	SHERRY SMITH	10/07/2016	PF5 01	3,658.25	Check	Outstanding	4937
53944	13084	MARK L. PHILLIPS, PC	10/07/2016	PF5 01	3,660.78	Check	Outstanding	4937
53945	18875	TRACI WILLIAMS	10/07/2016	PF5 01	60.38	Check	Outstanding	4937
53946	417	MICHELE BUERO	10/07/2016	PF5 01	185.59	Check	Outstanding	4937
53947	13015	MATTHEW BENDER & CO INC	10/07/2016	PF5 01	624.46	Check	Outstanding	4937
53948	9316	BRINKT	10/07/2016	PF5 01	51.65	Check	Outstanding	4937
53949	18205	WARRICK COUNTY TREASURER	10/07/2016	PF5 01	58.53	Check	Outstanding	4937
53950	3837	ALPHA LASER SERVICES	10/07/2016	PF5 01	257.85	Check	Outstanding	4937
53951	2181	ATAPI FACSIMILE INC	10/07/2016	PF5 01	432.46	Check	Outstanding	4937
53952	23057	THOMSON REUTERS	10/07/2016	PF5 01	1,200.00	Check	Outstanding	4937
53953	23057	THOMSON REUTERS	10/07/2016	PF5 01	840.44	Check	Outstanding	4937
53954	20042	THE LANG COMPANY	10/07/2016	PF5 01	1,000.00	Check	Outstanding	4937
53955	18217	COMMISSIONS GRILL	10/07/2016	PF5 01	300.00	Check	Outstanding	4937
53956	4221	XEROGRAPHIC BUSINESS SYSTEM	10/07/2016	PF5 01	57.60	Check	Outstanding	4937
				Total Checks -	926,979.79			

Operator: DIFEW

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10:30 AM

Check #	Vendor #	Name	Check Date	Bank Account	Check Amt	Type	Status	Batch
53855	18201	HERBELL, JAMES AND SINCLAIR, DAZIE	9/26/2016	PF5 01	1,423.08	Check	Outstanding	4922
53856	3837	ALPHA LASER SERVICES	9/26/2016	PF5 01	95.29	Check	Cleared	4922
53857	2072	BRETT W KRUSE	9/26/2016	PF5 01	100.00	Check	Cleared	4922
53858	17836	AFI AC HIGMGA HOLDING	9/26/2016	PF5 01	8,983.58	Check	Outstanding	4922
53859	19981	NRI INC	9/26/2016	PF5 01	2,395.60	Check	Cleared	4922
53860	4314	BRIAN JOHNSON	9/26/2016	PF5 01	122.00	Check	Cleared	4922
53861	3314	BRINKT	9/26/2016	PF5 01	20.64	Check	Cleared	4922
53862	17716	CARS SERVICE CENTER	9/26/2016	PF5 01	484.00	Check	Cleared	4922
53863	14057	JENNIFER GRIER	9/26/2016	PF5 01	176.13	Check	Cleared	4922
53864	18211	BURKE, PER IP M AND WILLIAM J	9/26/2016	PF5 01	720.00	Check	Cleared	4922
53865	19037	VECTOR ENERGY GOLINGEV	9/26/2016	PF5 01	23.95	Check	Cleared	4922
53866	16262	UNITED CONSULTING ENGINEERS	9/26/2016	PF5 01	8,460.00	Check	Cleared	4922
53867	16494	GUG BROS LUMBER & CONST	9/26/2016	PF5 01	97,123.98	Check	Cleared	4922
53868	8577	INDIANA OFFICE OF TECHNOLOGY	9/26/2016	PF5 01	125.44	Check	Cleared	4922
53869	1044	ASSOCIATION F INDIANA COUNTIES	9/26/2016	PF5 01	320.00	Manual	Outstanding	4924
				Total Checks -	110,314.88			

Operator: DIFEW

ontract No:R -36004

INDIANA Department of Transportation
Construction Change Order and Time Extension Summary

Change Order No.: 002
Page: 1

Contract Information
District:VINCENNES DISTRICT
Contract No.: R -36004
AE:Schum, Curtis
Letting Date:09/02/2015
PE/S:Price, Tyler
Status:Draft

Change Order Information
Date Generated: 10/03/2016
Change Order No.: 002
Date Approved: 00/00/0000
EWA: N or Force Acct: N
Reason Code: ERRORS & OMISSIONS, Qty Related, Minor
Description: Chandler Sewer Item Overruns

Original Contract Amount	$ 3,123,143.57	
Current Change Order Amount	$ 4,030.00	Percent: 0.129 %
Total Previous Approved Changes	$ 9,604.64	Percent: 0.308 %
Total Change To-Date	$ 13,634.64	Percent: 0.437 %
Modified Contract Amount	$ 3,130,778.21	

Time Extension Information
Date Initiated 00/00/0000 — Date Completed 00/00/0000
Original Contract Time — SS Completion Date 00/00/0000 or SS Calendar/Work Days 0
SP Date 00/00/0000 or SP Days
(SS = Standard Specification, SP = Special Provision)
Time Element Description:
Current Time Extension — SS Days 0 SP Days 0 — SP Days Value $ 0.00
Previous Time Approved — SS Days by AE:_____ DCE:_____ SCE:_____ DDCM:_____
SS Days_____ SP Days Value $ _____
Revised Contract Time — SS Completion Date 00/00/0000 or SS Calendar/Work Days 0
SS Date 00/00/0000 or SP Days 0

Contract No:R -36004 Change Order No.: 002

INDIANA Department of Transportation

Page: 2

Construction Change Order and Time Extension Summary

Review and Approval Information

Required Approval Authority — AE:_____ DCE:_____ SCE:_____" DDCM:_____"

($ per Change Order) — (- LE $ 250K-) (- LE $ 750K -) (-- LE $ 2 M --) (-- GT $ 2 M --)

(Days per Contract) — (50 SS days) (100 SS days) (200 SS Days) (GT 200 SS days)

Verbal Approval Required? — Y / N If Y, by_____ Date Issued_____

Total Change To-Date>5%? — Y / N If Y , Copy to Program Budget Manager_____

Scope/Design Recommendation Required? — Y / N If Y, Referred to Project Manager(PM) _____

Date to PM_____ Date Returned_____

Approval Authority Concurs with PM? — Y / N If Y, Concurrence by_____ Date_____

If N,Resolution: Approved _____ Disapproved _____

Resolved by_____ Date_____

LPA Signatures Required? — Y / N If Y, Date to LPA _____ Date Returned _____

FHWA Signatures Required? — Y / N If Y, Date to FHWA_____ Date Returned_____

* Field Engineer Recommendation (Required for SCE or DDCM Approval)

Field Engineer _____ Date _____

Comments: _____

Contract No:R -36004 INDIANA Date:10/03/2016

Change Order No:002 Department of Transportation Page: 3

Contract: R -36004

Project: 0500640 - State:0500640

Change Order Nbr: 002

Change Order Description: Chandler Sewer Item Overruns

Reason Code: ERRORS & OMISSIONS, Qty Related, Minor

CLN	PCN	PLN	Item Code	Unit	Unit Price	CO Qty	Comment	Amount Change
0100	0500640	0100	720-44000	EACH	575.000	2.000	C	Amount:$ 1,150.00

Item Description: CASTING, ADJUST TO GRADE
Supplemental Description1: , TYPE 4
Supplemental Description2:

0103	0500640	0103	720-45605	LFT	720.000	4.000	C	Amount:$ 2,880.00

Item Description: STRUCTURE, MANHOLE, RECONSTRUCTED
Supplemental Description1: , TYPE C
Supplemental Description2:

Total Value for Change Order 002 = $ 4,030.00

Whereas, the Standard Specifications for this contract provides for such work to be performed, the following change is recommended.
General or Standard Change Order Explanation

Change Order #2 was created due to an overrun in the 7-items to adjust the Chandler Sanitary Sewer manholes to grade. The adjustments to these manhole was funded 100 percent Local Non-Participating by Chandler Sewer. During construction, two additional sanitary sewer manholes were discovered that had previously been paved over. These manholes (GTR's 313A and 314A) also needed adjusted to grade resulting in an overrun of Item 0100, Casting, Adjust to Grade, Type 4 and Item 0103, Structure, Manhole, Reconstruct, Type C for a total of $4,030. See attached for a summary of these quantities and marked up plan sheet showing the manhole locations.

Change Order Explanation for Specific Line Item

It is the intent of the parties that this change order is full and complete compensation for the work describe above.
Notification and consent to this change order is hereby acknowledged.

Contractor: RAGLE, INC. Signed By: [signature]

Date: 10/3/16

NOTE: Other required State and FHWA signatures will be obtained electronically through the SiteManager system.

Contract No:R -36004 INDIANA Date:10/03/2016

Change Order No:002 Department of Transportation Page: 4

[signature] (SIGNATURE) — APPROVED FOR LOCAL PUBLIC AGENCY — (TITLE) — 10/10/2016 (DATE)

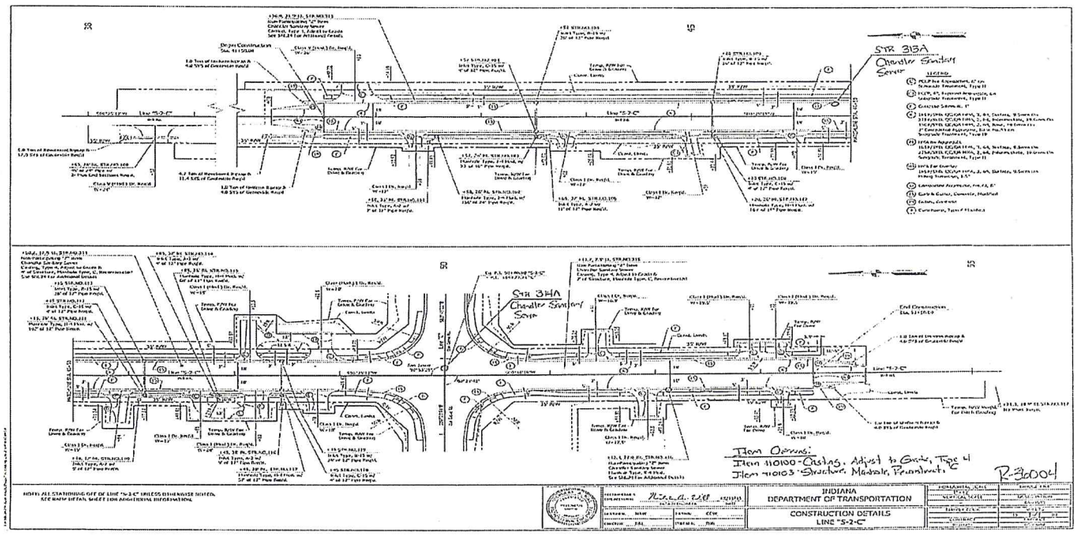
[signature] (SIGNATURE) — (TITLE) — (DATE)

PE/S [signature]

SUBMITTED FOR CONSIDERATION

APPROVED FOR INDIANA DEPARTMENT OF TRANSPORATION

Approval Level	Name of Approver	Date	Status



R-36004 Oak Grove Road Phase II
Chandler Sanitary Sewer Item Overruns

	STR 313	STR 313A	STR 314	STR 314A	STR 315	Actual Qty	Plan Qty	Difference	Unit Price	Price Increase
Item #0100, Casting, Adjust to Grade, Type 4 (EA)	1.00	1.00	1.00	1.00	1.00	5.00	3.00	2.00	$575.00	$1,150.00
Item #0103, Structure, Manhole, Reconstruct, Type C (LF)	0.50	3.00	4.00	0.50	2.00	10.00	6.00	4.00	$720.00	$2,880.00
										$4,030.00

100 % Local Non-Participating
Purchase Order #0016805310 = $12,445.00
Change Order #2 = $4,030.00
Total = $16,475.00

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11/23/16

ADDENDUM TO THE OCTOBER 10, 2016 MINUTES

TECUMSEH/EBY ROAD CLOSURE

Peabody ENERGY

PEABODY MIDWEST MANAGEMENT SERVICES, LLC
Wild Boar Mine
2277 West Tecumseh Road
Lynnville, IN 47619
812.922.1016

Roger E. Emmons, Administrator
Warrick County Commissioners
107 W. Locust Street, Suite 301
Boonville, IN 47601

November 15, 2016

RE: Temporary Closure of a Portion of Tecumseh and Eby Roads (LC #1531-000232-00)

Dear Roger:

Thanks for your assistance and cooperation in obtaining the temporarily closure of a portion of Tecumseh and Eby Roads for mining purposes. Below is a list of the enclosed executed and related documents to retain for your records:

- Agreement and Order for Temporary Closure of a Portion of Tecumseh and Eby Roads
- Road Use Permit Bond #SUR00312324
- Consent letter from the Trustees of Mt. Zion Cemetery Association
- Agreement letter between Peabody and the Trustees of Mt. Zion Cemetery
- First annual payment check for $3,784.00

If you have any questions or comments, please contact me at 618-926-7032 anytime or 812-922-1053 (office). Thanks again for your assistance in this road closure and support towards the coal-mining industry in Warrick County, Indiana.

Sincerely,

David A. Spradling
Senior Manager – Land

cc: File

STATE OF INDIANA } SS: BEFORE THE BOARD OF COMMISSIONERS
COUNTY OF WARRICK } OF WARRICK COUNTY, INDIANA

AGREEMENT AND ORDER FOR TEMPORARY CLOSURE OF A PORTION OF TECUMSEH AND EBY ROADS

Midwest Coal Reserves of Indiana, LLC (hereinafter called "Midwest Coal") and American Land Holdings of Indiana, LLC (hereinafter called "American Land Holdings"), both indirect wholly owned subsidiaries of Peabody Energy Corporation, with principal offices located at 701 Market Street, St. Louis, Missouri 63101-1826, filed its Petition for temporary closure of a portion of Tecumseh and Eby Roads and agrees to all provisions provided herein. The Honorable Board of Commissioners of Warrick County, Indiana (hereinafter called "Board"); having heard evidence thereon and being duly advised, now finds and agrees as follows:

1. Temporary Closure: The temporary closure of a following portion of Tecumseh Road (CR 1000 N), in Hart Township, Warrick County, Indiana, more particularly described as follows:

   Beginning approximately 330 feet west of the Northeast Corner of the Northwest Quarter of the Northeast Quarter of Section 15, Township 4 South, Range 8 West, also being 50 feet east from the intersection of State Route 61 with Tecumseh Road; thence easterly along Tecumseh Road a distance of 7,000 feet (1.32 miles), more or less, to the Northeast Corner of the Northeast Quarter of Section 14, Township 4 South, Range 8 West, also being the intersection of Tecumseh Road with Eby Road;

   and the following portion of Eby Road (CR 100 W) in Hart Township, Warrick County, Indiana, more particularly described as follows:

   Beginning at the Northeast Corner of the Northeast Quarter of the Northeast Quarter of Section 14, Township 4 South, Range 8 West, also being the intersection of Tecumseh Road with Eby Road; thence south along Eby Road a distance 1,700 feet (0.32 mile) more or less, to the point of ending;

   are in the public interest and economic interest of the county and should be temporarily closed for a period of five (5) years.

2. Traffic Flow: the temporary closure of that portion of Tecumseh and Eby Roads will not unreasonably interfere with the flow of traffic on the county road system.

3. Public Safety:

   a. Midwest Coal or American Land Holdings shall erect and maintain all proper signage to warn and protect the public regarding the road closure.

   b. Midwest Coal or American Land Holdings shall erect and maintain a gate located pursuant to Exhibit "A" on Tecumseh Road at the intersection of State Route 61 (Lynnville Highway).

4. Surety Bond: Midwest Coal or American Land Holdings shall file with this Board a surety bond in the amount of $350,000.00 for Tecumseh Road and $85,000 for Eby Road, for a total of $435,000.00 payable to Warrick County, conditioned on the restoration of that portion of said county road described above.

5. Restoration:

   a. The parties intend to replace and restore Tecumseh and Eby Roads to its current location, and Midwest Coal or American Land Holdings have provided road dedications and route surveys to the County within the past six months for the current location of Tecumseh and Eby Roads.

   b. Until Tecumseh and Eby Roads are restored and replaced to its current location, Midwest Coal or American Land Holdings shall keep the surety bond current and effective and shall not allow it to lapse, cancel, terminate or otherwise expire, until:

      i. Tecumseh and Eby Roads are restored to the satisfaction of the County as evidenced by approval of the Board at a public meeting;
      ii. Route surveys are provided to the County and approved by the Board and the County Engineer;
      iii. The Board approves of the release of said bond;
      iv. All other terms and conditions of this Agreement and Order are satisfied.

   c. If Tecumseh and Eby Roads are replaced and restored to a location other than its current location, then in addition to the other requirements set forth herein, Midwest Coal or American Land Holdings shall keep the surety bond current and effective and shall not allow it to lapse, cancel, terminate or otherwise expire, until:

      i. Midwest Coal or American Land Holdings either executes and delivers, or causes to be executed and delivered, onto Warrick County, an instrument of dedication for rights of way to a width of fifty (50) feet for replacement road, where Midwest Coal and/or American Land Holdings are the owners of such land;
      ii. Should Midwest Coal or American Land Holdings not be the owner of lands for the road dedications described immediately above, Midwest Coal and/or American Land Holdings, in cooperation with the County, will undertake all reasonable steps to obtain road easements of twenty-five (25) feet on either side of the centerline of replacement road;
      iii. Midwest Coal or American Land Holdings will pay for all of the County's expenses, costs and fees in obtaining the desired road easements, including without limitation, attorney's fees and costs, title work and fees,

title search costs, engineering fees, appraisal fees, land acquisition costs, expert witness fees, court costs and fees, residue damages, severance damages, and any other damages or compensation payable to a landowner as a result of obtaining the desired road easement, all as determined by the County.

d. Plans for the restoration and reconstruction of that portion of Tecumseh and Eby Roads above described shall be submitted to and approved by the County Engineer prior to the time that actual restoration and reconstruction work commences. That Tecumseh Road above described should be restored and reconstructed to a minimum width of twenty-two (22) feet of 2.5" of asphalt binder with 1.5" of asphalt surface with a minimum shoulder width of two (2) feet, a minimum road aggregate base of eight (8) inches of rock (Sub-base 4 inch of #2 or #5, Base 4 inch #53) road base compacted to 95% modified, with grading of road slope, shoulder slope and ditches in accordance with county road standards. That Eby Road above described should be restored and reconstructed to a minimum width of twenty-two (22) feet with a minimum shoulder width of two (2) feet, a minimum road aggregate base of eight (8) inches of rock (Sub-base 4 inch of #2 or #5, Base 4 inch #53) road base compacted to 95% modified, with grading of road slope, shoulder slope and ditches in accordance with county road standards. Plans for such restoration and reconstruction shall be submitted to and approved by the County Engineer in writing prior to the time that actual restoration and reconstruction work commences.

e. Midwest Coal and American Land Holdings represents and covenants that adjoining landowners to the affected portions of Tecumseh and Eby Roads shall not be landlocked or otherwise prevented from accessing their land after the restoration of said temporarily closed road.

6. Mileage Reimbursement: That as reimbursement for the annual loss of revenue from the State of Indiana due to the removal of mileage from the county highway system during the period of temporary closure, Midwest Coal or American Land Holdings, shall pay unto Warrick County the sum of $3,020.00 for Tecumseh Road and $734.00 for Eby Road, for a total of $3,754.00 annually during the period that said portion of Tecumseh and Eby Roads above described is temporarily closed to the public, the first of which payments shall be when filing the surety bond with the Board for Tecumseh and Eby Roads and on each anniversary date annually thereafter during the period of such closure.

7. Attorney's Fees: Midwest Coal or American Land Holdings shall pay the County's reasonable attorney's fees and costs incurred in the following instances and events: (a) for the reviewing and revising this Agreement and Order; (b) to resolve any dispute arising under the Agreement and Order, including a dispute regarding the interpretation of the same; (c) as otherwise provided herein; (d) as required by statute; (e) as ordered by a court of law.

District Court for the Southern District of Indiana, Evansville, Indiana Division ("Courts"). The parties hereby irrevocably consent to the jurisdiction of the Courts.

10. Assignment: No party shall assign, transfer, pledge or grant any security interest in, or otherwise dispose of, this Agreement and Order or any interest in this Agreement without first obtaining the written consent of all other parties. Subject to the foregoing, this Agreement and Order shall inure to the benefit of and is binding upon the heirs, executors, administrators, successors, and assigns of the parties hereto.

11. Access to Information: Upon request, Midwest Coal and American Land Holdings will provide the County with copies of all deeds, leases, and other documents of its ownership or control of the affected portions of the roadways described in this Agreement.

IT IS THEREFORE CONSIDERED, ORDERED AND ADJURDGED by the Board of County Commissioners of Warrick County, Indiana, that the findings of this Board as above set forth shall be and are hereby incorporated in and made the Agreement and Order of this Board without further repetition or enumeration therefore, and the same as if expressly herein set forth.

Approved this 1st day of November, 2016.

BOARD OF COMMISSIONERS OF WARRICK COUNTY, INDIANA

Don Williams

Richard Reid

Marlin Weisheit

ATTEST:

Deborah K. Stevens, Auditor of Warrick County, Indiana

The foregoing findings and order of the Board of County Commissioners of Warrick County, Indiana, are hereby accepted and agreed to by Midwest Coal Reserves of Indiana, LLC and American Land Holdings of Indiana, LLC.

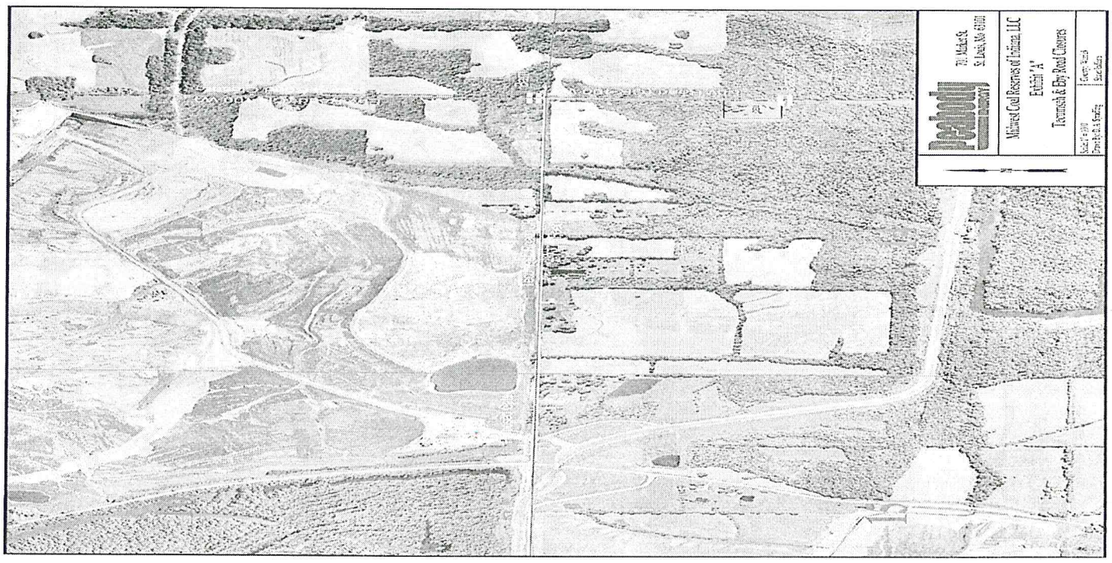
MIDWEST COAL RESERVES OF INDIANA, LLC

Mark A. Scimio, Vice President

AMERICAN LAND HOLDINGS OF INDIANA, LLC

Mark A. Scimio, Vice President

(remainder of page intentionally left blank)



ROAD USE PERMIT BOND (Road Closure) Bond No. SUR0032324

KNOW ALL MEN BY THESE PRESENTS, that we, Midwest Coal Reserves of Indiana, LLC as Principal, and Argonaut Insurance Company, licensed to do business in the State of IL, as Surety, are held and firmly bound unto Warrick County, Indiana c/o Warrick County Commissioners (Obligee), in the penal sum of Four Hundred Thirty Five Thousand and 00/100------- Dollars ($435,000.00), lawful money of the United States of America, for the payment of which sum, well and truly to be made, the Principal and Surety do bind themselves, their heirs, executors, administrators, and successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the above bounden Principal has obtained a permit from the County to work within the public right-of-way as indicated on the permit: **Wild Boar Mine (Tecumseh Road – 7000' & Eby Road – 1700' Closures)**

Temporary Closure: The temporary closure of a following portion of Tecumseh Road (CR 1000 N), in Hart Township, Warrick County, Indiana, more particularly described as follows:

Beginning approximately 330 feet west of the Northeast Corner of the Northwest Quarter of the Northeast Quarter of Section 15, Township 4 South, Range 8 West, also being 50 feet east from the intersection of State Route 61 with Tecumseh Road; thence easterly along Tecumseh Road a distance of 7,000 feet (1.32 miles) more or less, to the Northeast Corner of the Northeast Quarter of Section 14, Township 4 South, Range 8 West, also being the intersection of Tecumseh Road with Eby Road;

And the following portion of Eby Road (CR 100 W) in Hart Township, Warrick County, Indiana, more particularly described as follows:

Beginning at the Northeast Corner of the Northeast Quarter of the Northeast Quarter of Section 14, Township 4 South, Range 8 West, also being the intersection of Tecumseh Road with Eby Road; thence south along Eby Road a distance 1,700 feet (0.32 mile) more or less, to the point of ending;

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that the Principal shall repair or install said facilities in the right-of-way as set forth in said permit; and complete, or cause same to be completed within the time specified on the permit for such completion; and construct same according to the plans for the facilities; and restore the right-of-way in accordance to the technical specifications used by the County. If the restoration of the right-of-way endures without the need of repairs for this specified period, then this obligation shall be void; otherwise this obligation shall remain in full force and effect until the permit expires. This bond is executed by the Surety and accepted by the Obligee subject to the following express condition:

This bond shall become effective the 1st day of November 2016, and may be terminated by thirty (30) days written notice of cancellation by the Surety. The liability of the Surety under this bond shall in no event exceed the amount as set forth in this bond or in any additions, riders, or endorsements properly issued by the Surety as supplements as set forth in this bond or in any additions, riders, or endorsements properly issued by the Surety as supplements thereto.

Sealed with our seals and dated this 1st day of November, 2016.

Witness James P Finden

No Corporate Seal

Witness [signature]

Midwest Coal Reserves of Indiana, LLC
(Principal)
By [signature]

Argonaut Insurance Company
(Surety)
By [signature]
Jeannette M. Davis, Attorney-in-Fact

ACKNOWLEDGEMENT BY SURETY

STATE OF MISSOURI
COUNTY OF ST. LOUIS

On this 1st day of November, 2016, before me, Jennifer Williams, a Notary Public, within and for said County and State, personally appeared Jeannette M. Davis to me personally known to be the Attorney-in-Fact of and for ARGONAUT INSURANCE COMPANY and acknowledged that she executed the said instrument as the free act and deed of said Company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the aforesaid County, the day and year in this certificate first above written.

[signature]
Notary Public in the State of Missouri
County of St. Louis

JENNIFER WILLIAMS
Notary Public - Notary Seal
STATE OF MISSOURI
St. Louis County
My Commission Expires: Aug. 27, 2017
Commission # 15-[illegible]

Argonaut Insurance Company
Deliveries Only: 225 W. Washington, 24th Floor
Chicago, IL 60606
United States Postal Service: P.O. Box 469011, San Antonio, TX 78246

AS-0000065

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the Argonaut Insurance Company, a Corporation duly organized and existing under the laws of the State of Illinois and having its principal office in the County of Cook, Illinois, does hereby nominate, constitute and appoint,
Christina Lincoln, Jannette M. Davis, Catherine L. Gelmer, Thomas U. Kilmonic, Eric D. Sauer, Susan R. Schwartz, Salena Wood and Jennifer Williams

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:
Two Million Five Hundred Thousand Dollars ($2,500,000.00)

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto;"

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 18th day of July, 2013.

Argonaut Insurance Company
(SEAL) by: _____
Joshua C. Betz, Senior Vice President

STATE OF TEXAS
COUNTY OF HARRIS SS:

On this 18th day of July, 2013 A.D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICER OF THE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me duly sworn, deposed and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written.

KATHLEEN M. MILLER
NOTARY PUBLIC
STATE OF TEXAS
MY COMM. EXP. 07-18-2017

_____
(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 1st day of November 2016

(SEAL)
_____
Sarah Heineman, VP-Underwriting Surety

THIS DOCUMENT IS NOT VALID UNLESS THE WORDS ARGO POWER OF ATTORNEY AND THE SERIAL NUMBER IN THE UPPER RIGHT HAND CORNER ARE IN BLUE, AND THE DOCUMENT IS ISSUED ON WATERMARKED PAPER. IF YOU HAVE QUESTIONS ON AUTHENTICITY OF THIS DOCUMENT CALL (210) 321 - 8400.

Trustees of Mt. Zion Cemetery Association
PO Box 25
Lynnville, IN 47619

RE: Tecumseh Road and Eby Road Temporary Closure; Access to Church and Cemetery

Dear: Gentlemen:

This letter is to confirm the agreement reached between the Trustees of Mt. Zion Cemetery Association ("Trustees") and Midwest Coal Reserves of Indiana, LLC and American Land Holdings of Indiana, LLC's ("Peabody") to provide access to the Church and Cemetery related to a 6-year term temporary road closure request for the following portions of Tecumseh Road and Eby Road in Hart Township, Warrick County, Indiana, which includes a 400 feet of Eby Road adjacent to the Mt. Zion Church and Cemetery property, more particularly described as follows:

> The following portion of Tecumseh Road (CR 1000 N) in Hart Township, Warrick County, Indiana, more particularly described as follows:
>
> Beginning approximately 330 feet west of the Northeast Corner of the Northwest Quarter of the Northeast Quarter of Section 15, Township 4 South, Range 8 West, also being 50 feet east from the intersection of State Route 61 with Tecumseh Road; thence easterly along Tecumseh Road a distance of 7,000 feet (1.32 miles), more or less, to the Northeast Corner of the Northeast Quarter of Section 14, Township 4 South, Range 8 West, also being the intersection of Tecumseh Road with Eby Road;
>
> and the following portion of Eby Road (CR 100 W) in Hart Township, Warrick County, Indiana, more particularly described as follows:
>
> Beginning at the Northeast Corner of the Northeast Quarter of the Northeast Quarter of Section 14, Township 4 South, Range 8 West, also being the intersection of Tecumseh Road with Eby Road; thence south along Eby Road a distance 1,700 feet (0.32 mile) more or less, to the point of ending;

We are in agreement that Peabody will ensure continuous access to the Church and Cemetery throughout this term period by persons contacting the mine and requesting access. In addition, the Trustees shall be given several keys to the gate to allow them to unlock the gate for access to the Church and Cemetery at their convenience. The parties agree that access may be limited for a few weeks, when the mine is conducting mining activity in the immediate vicinity of the Church and Cemetery.

If you are in agreement, kindly execute in the place provided herein below and return an executed copy to me.

SO AGREED AND ACCEPTED this 18th day of OCTOBER, 2016.

Sincerely,

Midwest Coal Reserves of Indiana, LLC
and American Land Holdings of Indiana, LLC

_____
Mark A. Scimio, Vice President

TRUSTEES OF MT. ZION CEMETERY ASSOCIATION

_____
Dale Austin, President

_____, SEC
Randall Pomborton, Secretary

October 15, 2016

Roger E. Emmons, Administrator
Warrick County Commissioners
107 West Locust, Suite 301
Boonville, IN 47601

RE: Tecumseh Road and Eby Road Temporary Closures

Dear: Warrick County Commissioners:

This letter is to inform the Honorable Board of Commissioners of Warrick County, Indiana that the Trustees of Mt. Zion Cemetery Association acknowledge and consent to Midwest Coal Reserves of Indiana, LLC and American Land Holdings of Indiana, LLC's 5-year term temporary road closure request for the following portions of Tecumseh Road and Eby Road in Hart Township, Warrick County, Indiana, which includes a 400 feet of Eby Road adjacent to the Mt. Zion Church and Cemetery property, more particularly described as follows:

The following portion of Tecumseh Road (CR 1000 N) in Hart Township, Warrick County, Indiana, more particularly described as follows:

Beginning approximately 330 feet west of the Northeast Corner of the Northwest Quarter of the Northeast Quarter of Section 15, Township 4 South, Range 8 West, also being 50 feet east from the intersection of State Route 61 with Tecumseh Road; thence easterly along Tecumseh Road a distance of 7,000 feet (1.32 miles), more or less, to the Northeast Corner of the Northeast Quarter of Section 14, Township 4 South, Range 8 West, also being the intersection of Tecumseh Road with Eby Road;

and the following portion of Eby Road (CR 100 W) in Hart Township, Warrick County, Indiana, more particularly described as follows:

Beginning at the Northeast Corner of the Northeast Quarter of the Northeast Quarter of Section 14, Township 4 South, Range 8 West, also being the intersection of Tecumseh Road with Eby Road; thence south along Eby Road a distance 1,700 feet (0.32 mile) more or less, to the point of ending;

If you have any questions or comments, please feel free to contact a Trustee of Mt. Zion Cemetery Association at your convenience.

Sincerely,

TRUSTEES OF MT. ZION CEMETERY ASSOCIATION

Dale Austin, President

Randall Pemberton, Secretary

THE FACE OF THIS DOCUMENT CHANGES COLOR GRADUALLY AND EVENLY FROM DARK TO LIGHT AND HAS MICROPRINTING

Midwest Coal Reserves of Indiana, LLC
Debtor in Possession

Bank of America
ACH R/T 081112788 84-1278/811 GA

11/14/2016 | 6000009708

Pay THREE THOUSAND SEVEN HUNDRED FIFTY-FOUR USD AND 00 / 100

Amount
**********3,754.00 *

VOID 90 days after date of check

Pay to the order of
WARRICK COUNTY COMMISSIONERS
ROAD FUND
107 W. LOCUST ST., STE 301
BOONVILLE IN 47601
UNITED STATES

Authorized Signature

⑈6000009708⑈ ⑆081112788⑆ 3593251 3 1⑈

SEE REVERSE SIDE FOR ADDITIONAL INFORMATION AND SECURITY FEATURES. DO NOT CASH IF NOT ORIGINAL COPY.

Vendor No	104973001	Date	11/14/2016	Check No	6000009708

Mine	Purchase Order Number	Invoice Date	Invoice Number	Invoice Amount	Discount Amount	Net Amount
		11/11/2016	153100023200	3,754.00	0.00	3,754.00

Contract No : 1531-0002232-00
Contract Date : 11/10/2016
Contract Type : Road Agreement
Payment Group Type: Pay WARRICK COUNTY COMMISSIONERS
Period Covered : 10/27/2016 - 10/27/2016
Total Payable : USD 3,754.00

17	Detach before depositing. No acknowledgment required.	Totals	$3,754.00	$0.00	$3,754.00