WARRICK COUNTY BOARD OF COMMISSIONERS MEETING
REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street, Suite 303
Boonville, Indiana
January 23, 2017
4:00 P.M.

The Warrick County Commissioners met in regular session with Marlin Weisheit, President; Dan Saylor, Vice President; and Bob Johnson, Member. Attorney Todd Glass attended.

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

President Marlin Weisheit called the meeting to order at 4:00 PM.

PLEDGE OF ALLEGIANCE

Marlin Weisheit: Thank you. Okay.

PUBLIC HEARING
VACATION OF DRAINAGE EASEMENT WARRICK TRAILS APARTMENTS

Marlin Weisheit: We'll start out and ask for a motion for recess, the Commissioner's Meeting so we can hold a Public Hearing.

Bob Johnson: I make a motion to recess the Commissioner's Meeting.

Dan Saylor: Second.

Marlin Weisheit: All in favor say, aye.

Bob Johnson: Aye.

Dan Saylor: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0). I declare the Public Hearing open. And this is in the matter of the vacation of a portion of drainage easement, is that right? Go ahead, Jim.

Jim Morley, Jr.: Jim Morley, Jr., Morley and Associates, Project Engineer. We're seeking to vacate a portion of an easement that runs parallel with Warrick Trail Roadway. The Drainage Board heard it a couple of hours ago. But it is a portion of the easement that is no longer needed for drainage. When the roadway was originally built the ground beside it was much lower and needed this to collect farm, farm field drainage. Now that that ground has been filled in there's no longer a ditch in that area and we no longer need the drainage component of the easement. Vectren Corporation is gonna run underground utilities in that area and they won't run inside of a drainage easement so we're vacating the drainage easement portion out so we can put utilities there.

Marlin Weisheit: Okay. Is there anybody else here to discuss this? For it...

Todd Glass: For or against.

Marlin Weisheit: Or against? Okay.

Sherri Rector: I will state that they do have all the return receipts from certified mail to the adjacent property owners and it is all in order.

Marlin Weisheit: Okay, I will declare the Hearing closed and ask for a motion to reconvene the Commissioner's Meeting.

Dan Saylor: I make a motion to reconvene the Commissioner's Meeting.

Bob Johnson: Second.

Marlin Weisheit: All in favor say, aye.

Bob Johnson: Aye.

Dan Saylor: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Jim Morley, Jr.: Thank you very much.

ACTION ON PUBLIC HEARING
ORDINANCE 2017-02

Jim Morley, Jr.: (Inaudible) Ordinance number?

Roger Emmons: '02.

Sherri Rector: (Inaudible).

Dan Saylor: Did you say, '02?

Sherri Rector: 2017-02 will be the Ordinance number.

Jim Morley, Jr.: I was hoping it would be '01. Thank you all.

Marlin Weisheit: Okay. To act on this I guess we need to...

Todd Glass: A motion.

Marlin Weisheit: Have a motion for Ordinance number 2017-02.

Dan Saylor: I make a motion for Ordinance number 2017-02, vacating a portion of the drainage easement.

Bob Johnson: I'll second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0). Thank you.

(Vacation Ordinance 2017-02, Warrick Trails Apartments is located on Pages 20 through 23 of these Official Minutes)

AREA PLAN COMMISSION
STREETS, SIDEWALKS, DRAINAGE, AND IMPROVEMENTS
WILLOW ESTATES LETTER OF CREDIT TRANSFER TO THOMSON HOMES

Sherri Rector: Okay, Mr. President, if I could, this was not on the agenda, however I asked Mr. Bosma to come at 4:00 (PM). He's needing to close on his subdivision he's selling to Thomson Homes this week. And I'm here, he is requesting that you allow his existing letter of credit for Willow Estates to be transferred to Thomson Homes. It is for streets, sidewalk and drainage and improvements. The letter of credit time period will remain the same which would be expiring in October 1st of 2017, and the same dollar amount. We will also not release his letters of credit until we receive the letters of credit from Thomson Homes.

Bob Johnson: Very good.

Marlin Weisheit: If you'll state your name.

Alan Bosma: Alan Bosma.

Marlin Weisheit: Okay. Do you have anything else to add to that, Alan?

Alan Bosma: No. Sounds (inaudible).

Marlin Weisheit: Understandable. Does anybody have any questions about it?

Todd Glass: That sounds correct to me.

Sherri Rector: Bobby has no objections, he, the dollar amounts remain the same and everything.

Marlin Weisheit: Okay, just a matter of transfer.

Sherri Rector: Yes.

Marlin Weisheit: Okay. Looking for a motion.

Bob Johnson: I'll make a motion to transfer the letters of credit.

Dan Saylor: Second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Bobby Howard: Thank you very much.

Alan Bosma: Appreciate it.

Sherri Rector: That's all I have. Thank you.

Marlin Weisheit: No other business of the APC?

Sherri Rector: No.

(Willow Estates Letter of Credit Transfer is located on Page 24 of these Official Minutes)

APPROVAL OF MINUTES
DECEMBER 27, 2016

Marlin Weisheit: Okay, we'll go on to Approval of Minutes in our December 27th Minutes. I know I was the only one (1) that was here. So I'd ask for a motion on those Minutes to just file those Minutes of the December 27, 2016 Commissioner's Meeting with the records of the Board of Commissioners. If I could get a motion for that.

Bob Johnson: I make a motion to file the December 27, 2016 Minutes.

Dan Saylor: Second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Marlin Weisheit: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Motion carries three, zero (3-0). Thank you.

JANUARY 9, 2017

Marlin Weisheit: And then we have Minutes from the January 9, 4:00 PM, Regular Session.

Dan Saylor: I make a motion to approve the January 9th Minutes of the Regular Session of the Board of Commissioners.

Bob Johnson: Second.

Marlin Weisheit: Motion and a second. All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

ITEMS FOR DISCUSSION
EMS END OF YEAR REPORT

Marlin Weisheit: Okay, Items for Discussion. EMS Year End Report.

Pat Rauscher: Hello.

Marlin Weisheit: Hi, Pat.

Pat Rauscher: How are you?

Marlin Weisheit: Fine, how are you?

Pat Rauscher: Great, thanks.

Marlin Weisheit: Looks like you brought back up with you today.

Pat Rauscher: I had to this year (inaudible) here.

Marlin Weisheit: Good idea.

Pat Rauscher: (Inaudible) be with them back there. I'm Pat Rauscher, Director for Warrick EMS. The new Commissioners, welcome. We usually come once a quarter to just kind of give you an update of our operations, what's going on new, kind of what our numbers are doing, if we're staying busy and stuff like that and answer any questions you guys might have about our service. So what I have today, I have a year-end report for you guys from 2016. This covers January through December for a calendar year. Total runs that we were called on last year was five thousand six hundred twenty-one (5,621) up from five thousand four hundred twenty-eight (5,428) the year before. Our transports to local hospitals were three thousand two hundred twenty-eight (3,228) compared to thirty-two, sixty-five (3,265). Refusals are up quite a bit, nine-seventy-four (974) verses eight-'o-seven (807). Not really sure why but there was, there was quite a jump there this last year. Hospital transfers, these are the transfers of hospitals in Warrick County, so Gateway and Warrick Hospital, those were a decrease from five-fifty (550) the previous year before to four-seventy-two (472) in 2016. The other category you see on there is patients that were either dead on scene, fire standbys, we arrived, no patient was found or anything, any other category that doesn't fit the mold that we have on here. And those were three-forty-four (344) this previous year to two-ninety-six (296) in 2015. And then our private runs or any additional runs were six-'o-three (603) verses five-ten (510). A couple pieces of information that I put in your packet just for, just kind of to know, last year we put two (2) new ambulances in service that St. Mary's had purchased and that was in May to start replenishing the fleet of eight (8) trucks. We also in December put in a PO for a third new truck. So that should be here we hope August, September, sometime, end of the, this calendar year as well. So that'll be three (3) of the eight (8) we'll help replace the first two (2) years which will be kind of nice. That's, on the way, coming as well. We're also in a project now, we're transitioning to, from the four hundred (400) radios to the eight hundred (800) radios. So, you're shaking your head, so you're familiar with the, quite the expense that probably goes with that as well. Right now we are, we have purchased, we're waiting for all the State IDs to get programmed and those will have the hand-

hundred (400) patch, but we do have the handheld which will be a nice addition and be able to operate with the Sheriff's Department, especially that four hundred (400) decides to go out of the way. So that's progress we're making there. We will also be starting in 2017 some education for our community called Direct On-Scene Education. We have a paramedic who went to Indianapolis for this. And essentially what the idea is as we go into houses for calls if we start seeing baby's cribs that have things that might be dangerous from there, that way we can do direct education while we're there on-scene. So we will be working with the fire departments, hopefully some law enforcement as well that we can help train and hopefully prevent some deaths for infants and from becoming huge here as well. So that's just starting. It will be a little bit before we get that going. But hope to see that in full force by the end of the year. I see you guys have your packets. If you don't, I think it got emailed out, I can send to you again. At the bottom of my report, where I left information on myself, Tony O'Neal, who's our manager; and Esha Roth, who is our office coordinator. If you have any questions, need any information or anything in the future, or wanna drop by just call. We'll be happy to see you out there and answer any questions for you too. And then finally this was not on the information that I sent out but last Friday, St. Mary's made an announcement that effective April 20th, our, our name will be changed to St. Vincent. We've been working with St. Vincent's since, 2013, I believe it has. St. Vincent's and St. Mary's are both part of a larger group called Ascension Health, which is the largest Catholic Healthcare Institution in the world. We've been partners with St. Vincent's, working more in the last four (4) years. We've done a lot of changes there. The name change will take effect, like I said, in April. And we'll see truck changes as well at some point, still to include Warrick County on that. How that's going to work out, I have no idea, but just for your information it's got nothing to do with our operations, it has nothing to do with lay-offs or anything like that. It strictly just a name change. So I wanted to make sure you guys were aware of that and that there wasn't anything bad going on there as well too. So...

Roger Emmons: There was an article in The Courier and Press about that.

Marlin Weisheit: Yeah.

Pat Rauscher: I'm sure you'll see more, more coming through on that as well.

Marlin Weisheit: We did receive your packet and it was very informational.

Pat Rauscher: I just wanted to make sure, yeah, what the numbers are too.

Marlin Weisheit: Yeah.

Pat Rauscher: Anything I can answer for anyone? Questions?

Marlin Weisheit: I appreciate all you're doing

Pat Rauscher: Alright.

Bob Johnson: Thanks for the report. Good work.

Pat Rauscher: Have a good week.

Roger Emmons: Thanks, Pat.

ECONOMIC DEVELOPMENT COALITION
REVISED LOCAL MATCH COMMITMENT RESOLUTION FOR JAIL
RESOLUTION 2017-03

Marlin Weisheit: Next we have Carol Hagedorn from the Coalition.

Roger Emmons: Come on up.

Carol Hagedorn: Good afternoon. Yes, I'm Carol Hagedorn with Economic Development Coalition of Southwest Indiana. Actually, we are revisiting a Resolution that was passed in, well in 2016. As background information, with regards to this Resolution, the Commissioners are pursuing a, a planning grant, a historic preservation planning grant for the Warrick Historic Jail with the intent that an analysis can be done on the structure to determine what, what issues there may or may not be with regard to basically doing a historic preservation project with regard to the jail. One (1) of the requirements with that particular process with regard to the planning grant is the requirement that we have a Resolution authorizing the application submission and committing the local financial commitment. In the Resolution that was passed in 2016, we basically stated that the, the County would have funds available. OCRA pushed back and asked that we include specifically where those funds are coming from. And in this case, we're expecting an eighteen hundred dollar ($1,800.00) contribution upon successful grant award from Boonville Now for this project. We do have a letter of commitment from Boonville Now that was submitted to OCRA but OCRA wants this language within the Resolution. So before you, you have a Resolution, basically which is exactly what was passed in 2016, with the added language in, in the number two (2) bullet point that the eighteen hundred dollars ($1,800.00) for the local match is sourced from Boonville Now. So essentially we're at a point, we just need to pass this Resolution, should it be your choosing, and if so then we will get signed copies to the Indiana Office of Community and Rural Affairs for final review with hopefully a favorable recommendation that we receive the grant.

Marlin Weisheit: We hope so, don't we?

Roger Emmons: Commissioners, my information stated I had two (2) originals. There are actually three (3) and this will be Resolution 2017-03.

Todd Glass: And for the record, we'll emphasize what Carol mentioned, this is to replace the 2016 Resolution and it's not in addition to.

Carol Hagedorn: Does anybody have any questions about the process or the need?

Marlin Weisheit: Yeah, and Boonville Now has that money in an account so they're backing that too. This is a project we're doing jointly. So I guess we need a motion to pass Resolution 2017-03.

Dan Saylor: I make a motion to pass 2017-03 Resolution Planning Grant.

Bob Johnson: I'll second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Carol Hagedorn: Thank you.

Marlin Weisheit: Thank you, Carol. Appreciate all your help with that.

Roger Emmons: Thank you, Mr. President.

(Resolution 2017-03 for Grant Application is located on Page 24 of these Official Minutes)

LOCAL PLANNING COUNCIL APPOINTMENT

Roger Emmons: Next item I have is regarding the Appointments that are listed on the Commissioner's annual appointment sheet. They include the Local Planning Council. I sent you an email on January 19th. It had an attached email from Robin Greenlee, who at the time, was the Local Planning Council's Coordinator. And she stated the LPC does not need to be listed on the annual appointment's sheet. That's because we, we had a chance to get some money, it was turned down, and so we turned our interest to another area on that. So it's no longer functioning.

Marlin Weisheit: Okay. Do we need to take any other action on that?

Roger Emmons: I'll just, I'll just...

Todd Glass: No, by consensus just remove it from the list of appointments.

Roger Emmons: If by consensus, I'll ask Susie to remove it for next year's...

Marlin Weisheit: I'm fine with that.

Roger Emmons: Okay, thank you.

DEPARTMENTAL REPORTS
COUNTY ADMINISTRATOR
PEABODY TECUMSEH ROAD SPECIFIC FOOTAGE USAGE AGREEMENT TERMINATION

Roger Emmons: And then going, moving on to my items. First item is Peabody Energy Group, they have a request for termination of a Road Usage Agreement in place for sixteen hundred (1,600) feet of Tecumseh Road and also the release of twenty-one thousand two hundred dollar ($21,200.00) bond that goes with it. I think this is another double covered situation and so we don't need to, to have the Road Usage Agreement. We've got an even better agreement and now we just need a motion to terminate that Road Usage Agreement.

Marlin Weisheit: Would someone like to make that a motion?

Dan Saylor: I make a motion to terminate the Road Usage Agreement and release the twenty-one thousand two hundred dollar ($21,200.00) bond.

Bob Johnson: Second.

Marlin Weisheit: All in favor say, aye.

Bob Johnson: Aye.

Dan Saylor: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Roger Emmons: Thank you.

PEABODY REQUEST FOR BOND RELEASE LYNNVILLE ROAD ENTER NEW ROAD USAGE AGREEMENT

Roger Emmons: The second Peabody item is the Wild Boar Mine request to release the bond on Lynnville Road. And let me see, that's because they will send a new Road Usage Agreement in and they will also submit a bond from their surety company.

Marlin Weisheit: You okay with that, Bobby?

Bobby Howard: I guess, we would just be approved subject to them getting that information in to us, the new surety.

Marlin Weisheit: I guess that'd be in the motion then that we release the one (1) on Lynnville Road as well as long as the new one (1) comes in its place?

Roger Emmons: Yeah. The one (1) that's being released, I believe, is fifteen thousand ($15,000.00). But it was increased, I think pursuant to your input, wasn't it, Bobby...

Bobby Howard: Yes.

Roger Emmons: The seventeen-five ($17,500.00)?

Marlin Weisheit: Would someone like to entertain that motion?

Bob Johnson: I make a motion to release the bond on Lynnville Road, Wild Boar Mine, seventeen-five ($17,500.00).

Marlin Weisheit: As long as they...?

Bob Johnson: As long as they...?

Todd Glass: Subject to...

Roger Emmons: Subject to the seventeen-five ($17,500.00) bond.

Bob Johnson: Yes.

Dan Saylor: Second.

Marlin Weisheit: I have a motion and a second. All in favor say, aye.

Dan Saylor and Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Roger Emmons: Thank you, Gentlemen.

(Peabody Road Usage Agreement, Lynnville Road is located on Pages __ through __ of these Official Minutes)

ANNUAL COVERED BRIDGE CERTIFICATION APPROVAL

Roger Emmons: Next item I have is for the Board to approve by motion, the Annual Covered Bridge Certification, which just states that we, we don't have any covered bridges in Warrick County.

Marlin Weisheit: I'd ask someone to make that motion.

Dan Saylor: I make the motion to approve the Annual Covered Bridge Certification.

Bob Johnson: I will second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Three, zero. (Motion carried 3-0).

Roger Emmons: Thank you. That requires the Board's, all three (3) signatures with Debbie's attestation.

(Covered Bridge Certification is located on Page 25 of these Official Minutes)

CELL PHONE FOR DON WILLIAMS DECLARED SURPLUS

Roger Emmons: Next is an item that you have already approved administratively by consensus per Todd. It's a de minimis donation because the cost was ninety-nine cents ($0.99) on former Commissioner Don Williams's cell phone. If you want to enter it into the records, you can make that motion today, or you could just site the previous information regarding your consensus.

Marlin Weisheit: I'd make a motion, myself, to, to declare former Commissioner Don Williams' cell phone surplus as it is no cost to the County at ninety-nine cents ($0.99), cause it was due to be upgraded anyway. So...

Bob Johnson: Second.

Marlin Weisheit: All in favor say, aye.

Bob Johnson and Dan Saylor: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Roger Emmons: Thank you.

REQUEST FOR FMLA LEAVE

Roger Emmons: Next is a request for Family Medical Leave. I received all the necessary paperwork and it has been signed by the right people. I would recommend your approval. It is an APC employee. Of course we cannot state the person's name.

Bob Johnson: I request we approve the FMLA Leave.

Dan Saylor: Second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Marlin Weisheit: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Three, zero (Motion carried 3-0).

Roger Emmons: Thank you.

MOUNTS ELECTRIC TRAFFIC SIGNAL MAINTENANCE AGREEMENT

Roger Emmons: Lastly, Traffic Signal Maintenance Agreement. It's a contract amendment with Mounts Electric, Incorporated. Just a few days ago on the 19th, I copied you on an email to Susie about this agenda item and the one (1) page contract amendment adds Libbert Road and Wellness Trail on January the 1st, it's retroactive. And Bell Road and Oak Grove Road will be added on May 1st, of this year. This requires just Marlin's signature should the Board approve by motion and Debbie's attestation.

Marlin Weisheit: Have a motion to go ahead and approve those contracts with Mounts?

Dan Saylor: I make a motion to approve the Traffic Signal Maintenance Agreement Contracts with Mounts Electric.

Bob Johnson: Second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Three, zero (Motion carried 3-0).

Roger Emmons: Thank you, Gentlemen. I have some other documents here that have been submitted to me but they will come, be presented, by other folks. Thank you.

(Mounts Electric Maintenance Agreement is located on Page 26 of these Official Minutes)

COUNTY ATTORNEY
AMENDMENT TO ORDINANCE 2016-31
ORDINANCE 2017-01

Marlin Weisheit: County Attorney.

Todd Glass: Thank you, Mr. President. The only thing on the agenda, under my items is the second and third readings of Ordinance 2017-...?

Roger Emmons: '01.

Todd Glass: Was it '01?

Roger Emmons: Yes, it was.

Todd Glass: And that is, and I'll read the heading, Mr. President. Ordinance amending Ordinance 2016-31 regarding Fair Housing. It's been approved on First Reading. It is to amend Chapter 91 of the Code of Ordinances of Warrick County, Indiana to update the language in our Fair Housing and also to help with the compliance with other grants being submitted. So that is up, for you, Mr. President, to motion approval on Second and Third Readings.

Marlin Weisheit: Do I have a motion to approve those on Second and Third Reading?

Dan Saylor: I make a motion to amend the Ordinance for the Fair Housing.

Bob Johnson: I'll second.

Marlin Weisheit: And that's 2017-01.

Dan Saylor: 2017-01.

Todd Glass: Is it '01? Second and Third Readings.

Dan Saylor: Second and Third Readings.

Marlin Weisheit: We have a motion and a second. All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

(Ordinance 2017-01, Amending Ordinance 2016-31, Fair Housing is located on Pages 26 through 29 of these Official Minutes)

Keller Schroeder-Storage Guardian Contracts Discussion

Todd Glass: And I would mention, Mr. President, we have the two (2) remaining contracts that you approved at the last meeting, that Roger just mentioned for the computing systems for Doug Duncan, the Keller Schroeder Contract and the Storage Guardian Contract. We did some fixing up of those and those are ready for your signature and you've already approved them.

Marlin Weisheit: Okay, thank you. Glad we got those fixed.

Todd Glass: Thank you, Mr. President.

Roger Emmons: (Inaudible) sign them. They're on the (inaudible).

Todd Glass: Correct. Nothing further.

(Keller Schroeder, Storage Guardian Contracts are located on Pages 29 through 30 of these Official Minutes)

COUNTY AUDITOR
CLAIMS

Marlin Weisheit: Okay, County Auditor.

Debbie Stevens: Debbie Stevens, Warrick County Auditor. I have Claims. I did want to mention that within the Claims Total, and we talked about this, this was a Claim for a purchase that was made on a County credit card. And so we of course paid the credit card bill, however there was a purchase that policy does not currently allow for. And while the training, I think, may have been a mandatory training, it was within working hours and there was a meal purchase with the credit card. So…

Roger Emmons: It was a small amount, wasn't it?

Debbie Stevens: Well, regardless…

Roger Emmons: Oh, I know, I agree with you.

Debbie Stevens: It doesn't, there's no policy that allows me to certify it. It was paid because, and we did talk to Commissioner Weisheit about it and because it needed to be paid. It was part of the credit card bill. We paid that, but it, it can, it can require that it be reimbursed back to the County since there's not a policy to allow for that purchase.

Marlin Weisheit: I just haven't been able to follow up…

Debbie Stevens: It's up to you all.

Marlin: Weisheit: On that much since this week I've kind of been out of commission. I will follow up on that…

Debbie Stevens: Okay, it's…

Marlin Weisheit: And that's before these two's (2's) time.

Debbie Stevens: Okay.

Marlin Weisheit: So, I think it was forty-one ($41.00) or forty-two dollars ($42.00).

Debbie Stevens: It is.

Marlin Weisheit: I'm not opposed to paying that myself.

Debbie Stevens: Forty-two-eighty ($42.80).

Marlin Weisheit: So we'll get that worked out.

Debbie Stevens: Okay. Alright. So that is within the Claims I'm about to give you. And they total one million six hundred thirty-seven thousand six hundred ninety dollars and forty-six cents ($1,637,690.46).

Marlin Weisheit: Have a motion to pay the Claims?

Bob Johnson: I'll make a motion to pay the Claims, please.

Dan Saylor: Second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Debbie Stevens: Okay, thank you.

(Claims are on Pages 31 through 32 of these Official Minutes)

REQUEST TO END MALCON CONSULTING CONTRACT

Debbie Stevens: Alright, at the last meeting I had requested that you would give consideration to exercising the thirty (30) day, to end the agreement between Malcon and Warrick County and exercise the thirty (30) day notice to do so. Have you all had a chance to think about that?

Bob Johnson: Yes. Is there any discussion?

Marlin Weisheit: You guys have anything further on that? I'm ready to go ahead and take care of that if you guys want to make a motion.

Bob Johnson: I make a motion to end Malcon Consulting Contract, exercising the thirty (30) day out clause.

Dan Saylor: I second.

Marlin Weisheit: All in favor say, aye.

Bob Johnson: Aye.

Dan Saylor: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Debbie Stevens: Thank you very much. I appreciate that.

Marlin Weisheit: I appreciate Bob following up on that and touching base with a few Office Holders there to make sure.

Todd Glass: Mr. President, with the Commissioner's approval I'll submit that written notification.

Marlin Weisheit: Okay. Thank you.

REVISION OF THOMSON REUTERS' LETTER OF AGREEMENT

Debbie Stevens: Alright. Next, I brought this up at the last meeting and I think Todd has had a chance maybe to, to review the Letter of Authorization. This is for Thomson Reuters and it was to extend a one (1) day agreement to a five (5) day agreement. And it actually reduced the cost per day from twelve hundred ($1,200.00) a day to one thousand dollars ($1,000.00) a day. And we know, ourselves, in the Auditor's Office, we'll use at least two (2) days. And have already used one (1). And then the Treasurer's Office has several new employees so I know they'll be needing some training on their side as well. And so that was my recommendation to, to go ahead and extend that and benefit from some savings if we'll have to have some onsite training anyway.

Roger Emmons: And, Mr. President and Board, I did revise it, Debbie, to include Marlin's name as President of the Board.

Debbie Stevens: Sure.

Roger Emmons: The, the second document, the Deliverable Acceptance Statement, that will be completed by Debbie because she will have the information as to when was, the actual services were completed...

Marlin Weisheit: Okay.

Roger Emmons: The specific date.

Debbie Stevens: Yes. Thank you.

Todd Glass: And, Debbie, from what I can tell from the master agreement, it obligates us to have those five (5) sessions. Is that...?

Debbie Stevens: Yes, there's no time limit on them...

Todd Glass: Correct.

Debbie Stevens: And we can use them as we need them.

Todd Glass: Correct.

Debbie Stevens: At that rate.

Debbie Stevens: Yes.

Todd Glass: But it is at the reduced price.

Debbie Stevens: Right.

Todd Glass: But it does obligate us to have the five (5) training sessions.

Debbie Stevens: Correct.

Marlin Weisheit: Do we need to approve something by motion here then on this?

Todd Glass: Yes. I would be, the revised, the Amendment of the Thomson Reuters Training for five (5) days at one thousand dollars ($1,000.00) per training, which is what Roger has ready for signature.

Roger Emmons: Yes, the Letter of Authorization.

Marlin Weisheit: Okay. If someone would like to make that motion?

Dan Saylor: I make a motion based on our Counsel's recommendation.

Bob Johnson: I'll second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Three, zero. (Motion carried 3-0).

Debbie Stevens: Thank you.

(Revision to Thomson Reuters, Letter of Agreement is located on Page 33 of these Official Minutes)

DOSSETT CONSULTING CONTRACT
TITLE IV-D ALLOCATION PLAN

Debbie Stevens: And then last on my list, and Mr. Glass, have you had a chance to review the Dossett Consulting Contract?

Todd Glass: Yes, it's in proper form, Mr. President. An agreement to provide Professional Consulting Services by Dossett Consulting, LLC. And Mrs. Stevens, I, I understand it's the same pricing as…?

Debbie Stevens: It is. What he did, if you'll, in the last few pages of the contract, if, if you agree, if you were willing only to agree to a one (1) year contract for the Cost Allocation Plan, his cost is six thousand dollars ($6,000.00). But then to match the same agreement that was previously agreed upon would be a three (3) years and his price is actually a little less at fifty-nine hundred ($5,900.00) per year.

Todd Glass: And I would recommend to the Commissioners, you go ahead and select the fifty-nine hundred dollars ($5,900.00) each year, because this contract is still termin…it can be terminated…

Debbie Stevens: Yes.

Todd Glass: In a similar fashion. So it, it makes good sense to go ahead and opt for that provision. Otherwise it's in proper form.

Debbie Stevens: Thank you.

Bob Johnson: I make a motion to adopt the Dossett Consulting Contract for Mr. Glass.

Dan Saylor: I second.

Marlin Weisheit: For the three (3) year (inaudible).

Dan Saylor: For the three (3) year…

Todd Glass: For the three (3) year provision at fifty-nine hundred dollars ($5,900.00) per year.

Marlin Weisheit: Okay, we have a motion and a second. All in favor say, aye.

Bob Johnson: Aye.

Dan Saylor and Marlin Weisheit: Aye.

Marlin Weisheit: Motion carries (3-0).

Debbie Stevens: Alright, thank you.

Marlin Weisheit: Thank you.

Debbie Stevens: Appreciate it.

Roger Emmons: And of course that was for the Cost Allocation Plan.

Debbie Stevens: Yes.

Todd Glass: Correct.

(Dossett Consulting Contract is located on Pages __ through __ of these Official Minutes)

COMMUNITY CORRECTIONS
2017-2018 GRANT AND BUDGET APPROVAL

Marlin Weisheit: Community Corrections.

Roger Emmons: Come on up, Jennifer.

Jennifer Fuhs: Hello, I'm Jennifer Fuhs, Warrick County Community Corrections Director. What I'm here for today is to present our 2017-2018 Fiscal Year Grant Application and Budget. I emailed that copy out. I hope that you all had the time to be able to take a brief look at it. Our current grant is, it provides you with a description of the Community Corrections Program, description of the population that we serve, and of the programs we access and the, basically the overall idea of what Community Corrections is. Furthermore in the Corrections Grant, they, you will find that there was a budget. Our budget is primarily budgeted from our project income, which is our user fees that we collect from the clients as well as the grant that we receive from the Indiana Department of Corrections. Our annual amount that we receive from the Department of Corrections is one hundred and six thousand three hundred and fourteen dollars ($106,314.00). We have, we have been given permission to request for that same amount this year. But we have also been given permission to request for additional funding that has been offered potentially to Department of Corrections through HEA 1006. Therefore Community Corrections, in collaboration with our Drug Court here in Warrick County, are going to be requesting for additional funding through that in order to help support a position. So what you'll see within our budget is that our grant, we're asking for the base, base salary, or the base grant amount that we always have, have received of the one-'o-six-three-fourteen ($106,314.00) to support our currently existing positions within our agency which includes the Director's position, a Case Manager, an Operations Manager, as well as a vacant Field Officer position. Our collaborated money that we will be requesting is for another field position as well. So we will remain vacant in our primary Field Officer position if we are granted that additional funding. Looking at our budget, the overall amounts that we would be requesting would be that we would ask the Department of Corrections to support us at the one hundred six thousand three-fourteen ($106,314.00) which is our normal grant amount. And then we would be requesting in the HEA 1006 Funds, a total of fifty-two thousand two hundred dollars ($52,200.00). And that would be to have that split amongst our department and the Drug Court Department. Again that funding would be requested in order to support the Field Officer's salary position benefits as well as some additional training uniform costs that would be associated with it. So our total budget, user fees, the grant that we receive from the Department of Corrections, and the HEA 1006 money would leave a total of three hundred thirty-seven thousand seven hundred six dollars and seventy-seven cents ($337,706.77). So I'd be asking for, if you all have any questions, I'd be more than welcome to answer those for you today and I would be seeking the Commissioner's approval.

Marlin Weisheit: Anybody have any questions?

Roger Emmons: Does that require the Board's signatures on that?

Jennifer Fuhs: I've got, yeah, I've got a copy here.

Marlin Weisheit: And this is just the approval of the grant and budget?

Jennifer Fuhs: Yes.

Dan Saylor: Where does the fifty-two thousand two hundred ($52,200.00) come from?

Jennifer Fuhs: There was a bill passed that allowed funding to come and funnel back into Community Corrections across the State of Indiana. And so that additional funding, it came through approximately a year and a half ago and they distributed a couple different rounds throughout the Department of Corrections. Agencies were able to apply for that funding and then they distributed it and it's my understanding that this year, we're not guaranteed that additional funding but we can request for it in the event that they have that accessible for Community Correction Agencies.

Dan Saylor: What happens if you don't get it?

Jennifer Fuhs: We would basically fall back on the remainder of the budget that does not include that 1006 money. Initially when we went to our Advisory Board Meeting, I prepared two (2) budgets. One (1) that offered that Field Officer's position in there with the additional one (1) that's supported by the 1006 money. So in the event that 1006 is not granted to us, we still have a Field Officer position to fall back on. I also presented one (1) that did not include the vacant Field Officer's position, but I do feel it's important to have that in the event that the money's not granted to us. So it's not a guarantee, we're just asking politely if we can, if we can be recipients of it.

Marlin Weisheit: Jennifer, how many people do you usually have enrolled in your program?

Jennifer Fuhs: On a daily basis, we have approximately, as of today we have twenty-seven (27) individuals.

Marlin Weisheit: What's the length of period they're enrolled with you? I mean, it varies, I know.

Jennifer Fuhs: Yeah, it varies entirely.

Marlin Weisheit: Would you have a rough estimate, how many people you might have had in the program at one (1) time or another during 2016?

Jennifer Fuhs: Yes, actually, it is within the, the grant application. We had a total population over the fiscal year of

Marlin Weisheit: Okay. Okay, anybody have any other questions?

Dan Saylor: Nope.

Marlin Weisheit: I'd entertain a motion to approve their grant and budget for 2017-18.

Dan Saylor: I make a motion to approve the Community Corrections grant and budget for 2017 and '18.

Marlin Weisheit: That's what it states here. I'm sure that's for the grant.

Bob Johnson: I'll second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Jennifer Fuhs: Thank you.

Marlin Weisheit: Thank you, keep up the good work.

Roger Emmons: (Inaudible) Jennifer.

(Community Corrections Grant and Budget are located on Pages 33 through 41 of these Official Minutes)

COUNTY CLERK
MICROVOTE 2017 MAINTENANCE AGREEMENT
CSI COMPUTER SOFTWARE

Marlin Weisheit: County Clerk.

Patty Perry: Good afternoon, Patty Perry, Warrick County Clerk's Office. And I have actually dropped off the contracts earlier with Roger and had emailed them to Mr. Glass for his review last week regarding CSI and MicroVote, the renewal on their contracts.

Roger Emmons: I might ask, Patty, what you brought me, I see that, counting the MicroVote and the CSI, that's four (4) different agreements. But I can only find that you brought me three (3). Is one (1) of them from (inaudible)?

Patty Perry: You had actually paper clipped them, one (1) of the agreements...

Roger Emmons: The CSI?

Patty Perry: Was continuous based on a thirty (30) day clause.

Roger Emmons: For the Data-Based Maintenance Agreement with CSI?

Patty Perry: Yes.

Roger Emmons: You do want to renew that?

Patty Perry: Absolutely.

Roger Emmons: Yes, yes. Okay.

Todd Glass: But, Roger, I think you have the Data-Based Maintenance Agreement notice?

Roger Emmons: Yeah, October 1, 2016...

Todd Glass: Correct.

Roger Emmons: (Inaudible) on that.

Todd Glass: Then you have the Service Maintenance Agreement, top left it says commencement date January 1st...

Roger Emmons: Yes.

Todd Glass: It's entitled Maintenance Agreement.

Roger Emmons: Yes. I got that.

Todd Glass: And what Clerk Perry mentions is just a renewal, is the Premium Software Maintenance Agreement. So there are three (3).

Patty Perry: Through CSI.

Todd Glass: Through CSI plus the MicroVote.

Roger Emmons: Here's the MicroVote.

Patty Perry: I think it's in your paper clip there, Roger...

Roger Emmons: This one (1) here?

Patty Perry: No, Sir.

Roger Emmons: You mean all this stuff that you had?

Patty Perry: Yes, yes.

Roger Emmons: Okay.

Todd Glass: But I can assist you after the meeting if need be, but the, these are the same agreements, Commissioners, that we've approved in prior years for the Clerk's Office with CSI. You have the Premium Software Maintenance Agreement, the Service Maintenance Agreement, and the Database Maintenance Agreement, all three (3). But also the MicroVote Agreement to renew again for another year and that's the fourth agreement. But they're all in proper form.

Patty Perry: Word for word.

Roger Emmons: Okay.

Todd Glass: They're the same agreements as last year.

Patty Perry: Yes, Sir.

Todd Glass: Which means apparently, you're satisfied.

Patty Perry: Yes, Sir.

Marlin Weisheit: So we probably need one (1) motion for the CSI Computer Systems.

Todd Glass: That would be great and then MicroVote.

Marlin Weisheit: Yeah. Or vice versa.

Todd Glass: You okay with that, Roger, at this time?

Roger Emmons: Yeah, once...

Marlin Weisheit: I'm sure it'll meet Counsel's and your approval.

Roger Emmons: Yeah, I'll get with Todd and we'll make sure we've got all proper documents for your signature.

Marlin Weisheit: Okay. Entertain those two (2) motions.

Bob Johnson: I make a motion to consider MicroVote 2017 Maintenance Agreement.

Marlin Weisheit: Have a second?

Dan Saylor: Second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Three, zero (motion carried 3-0). Now CSI Computer Systems the three (3) attachments there.

Dan Saylor: I make a motion to approve the CSI Computer Systems Agreement, A, B, and C.

Bob Johnson: Second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries (3-0).

Patty Perry: Thank you.

Marlin Weisheit: Anything else, Patty?

Patty Perry: No, Sir.

Marlin Weisheit: Thank you.

Dan Saylor: Thank you.

Patty Perry: Thank you.

(MicroVote Contract is located on Pages 41 through 42 of these Official Minutes)

(CSI Computer Systems Contract is located on Page 42 of these Official Minutes)

COUNTY ENGINEER/HIGHWAY
LPA CONTRACT-BRIDGE INSPECTIONS

Marlin Weisheit: County Engineer and Highway.

Bobby Howard: Thank you. The first item I have is the INDOT/LPA Contract for Federal Bridge Inspection Program from 2017-2020. This is in order to receive the Federal Funds for that. It's a Boiler-Plate Agreement. And I believe Roger has both those copies.

Roger Emmons: Yes, I...

Bobby Howard: Originals ready for your signature. I recommend approval.

Marlin Weisheit: Entertain a motion.

Dan Saylor: I make a motion to approve the INDOT/LPA Contract Bridge Inspection Agreement for 2017-2020.

Bob Johnson: I'll second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Marlin Weisheit: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Motion carries three, zero (3-0).

(LPA Contract, Bridge Inspections are located on Pages 43 through 45 of these Official Minutes)

LPA CONSULTANT AGREEMENT-WARRICK TRAILS

Bobby Howard: The next item I have is the LPA Consultant's Agreement. This is for the Warrick Pathway Project with the bike/pedestrian trails around Vann Road area and the schools with RQAW. That agreement has been reviewed by INDOT. They have given permission to execute it. It is ready. And so I would ask for that approval tonight as well.

Marlin Weisheit: Entertain a motion.

Bob Johnson: I make a motion to consider the LPA Consultant Agreement, Warrick Pathway Project.

Marlin Weisheit: Do I have a second?

Dan Saylor: Second.

Marlin Weisheit: Second, all those in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Three, zero (motion carried 3-0).

Bobby Howard: And that is also paid for eighty percent (80%) with Federal Funds.

Marlin Weisheit: Yes.

(LPA Consultant Agreement, Warrick Trails is located on Pages 46 through 51 of these Official Minutes)

CHANGE OF RIGHT-OF-WAY CONTROL
PEACHWOOD DRIVE AND PARK PLACE DRIVE
VANN ROAD AND ANDE DRIVE

Bobby Howard: The next item I have is Change of Right-of-Way Control at two (2) separate intersections. One (1) at Peachwood Drive and Park Place Drive, I'd like to add a stop sign for the northbound traffic on Park Place Drive to allow the higher volume roadway to go unimpeded. And the same thing at Vann and, Vann Road and Ande Drive. I'd like to relocate a stop sign there for northbound Ande Drive traffic to the west bound Vann Road traffic. This is the, the higher volume road, is the Ande/Vann Road. And I believe a Resolution would need to be drafted to approve these changes so that we can place this signage and if we would put signage up in advance of, one (1) week in advance, so that they'll know that this, this intersection control change.

Marlin Weisheit: So we would need two (2) Resolutions to pass these, right?

Todd Glass: Well, I, as I draft it, it could very well be one (1) but it's...

Marlin Weisheit: Whatever's easier for you.

Todd Glass: Easy, I can get to that and submit to you in time for the next meeting.

Marlin Weisheit: Okay.

Todd Glass: Is that alright?

Marlin Weisheit: Just need a consensus...?

Roger Emmons: Approve today subject to...

Todd Glass: Or you can approve it today subject to me drafting it and getting it for your signatures.

Marlin Weisheit: I'd ask for a motion to approve. Well, we need a Resolution number today then, right?

Roger Emmons: Not necessarily. I mean we can reserve one (1) if you want.

Todd Glass: I would, yeah, let's do that. I would prefer to do that.

Roger Emmons: It'd be Resolution 2017-04.

Marlin Weisheit: Okay. That's for both stop signs.

Todd Glass: And I'll just draft one (1).

Marlin Weisheit: Entertain a motion to approve Resolution 2017-04, reference the two (2) stop signs Bobby has requested us to change.

Dan Saylor: I make a motion.

Bob Johnson: I'll second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Three, zero (motion carried 3-0).

(Resolution 2017-04 is located on Pages 51 through 52 of these Official Minutes)

CHANGE ORDER LINCOLN AVENUE PHASE III

Bobby Howard: I do have one (1) more item, quickly. Marlin, it's the Change Order #1 on Lincoln Avenue, Phase III Project. This is a zero dollar ($0.00) Change Order. This is just for paperwork on INDOT's end. A couple of pay items were included in the road project that should have been in the water relocation project. So this is fixing that, that issue and I'd recommend approval.

Marlin Weisheit: Motion to approve?

Dan Saylor: I make a motion to approve the Change Order on the Lincoln Avenue Project in relationship to the water relocation.

Bob Johnson: I'll second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries three, zero (3-0).

Bobby Howard: That is all I have. Thank you.

Marlin Weisheit: Thank you.

(Change Order, Lincoln Avenue, Phase III is located on Pages 52 through 54 of these Official Minutes)

COUNTY PURCHASING

Marlin Weisheit: County Purchasing

Joe Grassman: Nothing.

Marlin Weisheit: Okay.

COUNTY SHERIFF
DECLARING PUBLIC SAFETY EMERGENCY
RESOLUTION 2017-05

Marlin Weisheit: County Sheriff.

Brett Kruse: Brett Kruse, Warrick County Sheriff. I had sent you some information through my Legal Deputy and to your attorney declaring a Public Safety Emergency so I can hire some Deputies. We're currently a year and a half though our hiring pool, eleven (11) or twelve (12) of which have been exhausted out of that pool. This would allow me, I'm four (4) Deputies short right now and hiring them through conventional process through this hiring pool. That will put me four (4) Deputies down all year. And this would allow me to hire sworn police officers who have lived in the County for a period of one (1) year. And the intent is to get two (2) Deputies on the road within about a month.

Marlin Weisheit: Understand.

Todd Glass: And, Mr. President, I submitted to the Commissioners, for their consideration, Resolution 2017-05?

Roger Emmons: Yes.

Todd Glass: And that would be as Sheriff Kruse's mentioned a Resolution declaring a Public Safety Emergency and granting the Sheriff powers to appoint Sheriff's Deputies. That's all pursuant to State Statute to also expend already budgeted funds and then to encourage to the employees so hired to apply through the normal employment process as usual. And then once the emergency is over and he's in better shape, then he can come back an notify the Commissioners that everything's in better shape now and then the emergency would then be declared over. But I have submitted the proposed language to you for consideration.

Roger Emmons: Do you have that for signature if they want to approve that tonight? Or I might have it in my office.

Todd Glass: We will, no I did not. But we can get it to 'em before we leave here today.

Roger Emmons: Okay, sure.

Marlin Weisheit: So we just need a Resolution approving, Resolution 2000, yeah.

Todd Glass: Motion.

Marlin Weisheit: Motion to Resolution 2017-05 as drafted by Counsel.

Dan Saylor: I make a motion to approve the Resolution declaring a Public Safety Emergency 2017-05 to hire Deputies, per our Counsel.

Bob Johnson: Second.

Marlin Weisheit: All in favor say, aye.

Bob Johnson: Aye.

Dan Saylor: Aye.

Marlin Weisheit: Aye. Three, zero (motion carried 3-0). Does that work, Counsel?

Todd Glass: Yes, that's perfect.

Marlin Weisheit: Thank you.

Brett Kruse: Thank you. Now all we've got to do is find them.

Dan Saylor: We can't do everything for you.

Marlin Weisheit: Yeah, we had the easy part, didn't we?

Dan Saylor: We can't do it.

Brett Kruse: Yeah.

(Resolution 2017-05, Declaring Public Safety Emergency is located on Page 54 of these Official Minutes)

DECLARING HANDGUNS AS SURPLUS

Brett Kruse: And then the handguns, Deputy John King and Deputy Jim Altmeyer, retiring. John leaves, his last day is next Thursday, I believe. There, they get their sidearm, their issued sidearm when they retire and they both want to buy the .38 Smith and Wesson 442 back-ups. Which gives us a new one (1) to replace it and they get a used handgun for the cost of a new one (1).

Marlin Weisheit: Do we need to read these serial numbers or anything into the minutes tonight?

Todd Glass: Um, no, I don't think we've done that before.

Marlin Weisheit: Okay. So at this time you just have the two (2) officers and the four (4), so we have four (4) guns, right?

Brett Kruse: Right.

Marlin Weisheit: The two (2) forty .40 caliber Glocks that was issued to officers King and Altmeyer. And the two (2) .38s, is that what the others were?

Brett Kruse: Yeah, Smith and Wesson 442s.

Marlin Weisheit: Smith and Wesson .38s. Okay, and standard practice for many years out there, once they've acquired eight (8) years, they can take their sidearm with them and then a few years ago you started the policy of the back-up handguns. And many officers has opted to just buy theirs and replace it with a new one (1). So I understand. So we just need a motion on those four (4) guns.

Dan Saylor: I make a motion to declare the four (4) handguns as surplus for the Sheriff.

Bob Johnson: Second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor: Aye.

Bob Johnson: Aye.

Marlin Weisheit: Aye. Motion carries four (4)...three, zero (3-0).

ORDINANCE ON BOOKING FEE BEING CHALLENGED

Brett Kruse: One (1) more thing, and I talked to Counsel about it earlier, before the meeting. The Ordinance that was passed and I don't remember the number on the Inmate Booking Fee to help cover inmate healthcare costs. I talked to Todd earlier. Defense Counsel's saying that's unconstitutional. That we can't do that. And he indicated that he would address the Court and maybe the Defense Council and the County about a way to get that paid as part of their Court, getting it Court ordered. I haven't violated anybody's rights. I don't hold 'em past the day they're supposed to be released. But we do try to persuade them to come up with the fifty dollars ($50.00) before they leave the jail.

Marlin Weisheit: Yep.

Todd Glass: With your consensus, I can work with the Sheriff and communicate with the Judges to figure out how best to manage that.

Marlin Weisheit: I'm fine with that. You guys okay with it?

Bob Johnson: I agree.

Dan Saylor: Yeah.

Marlin Weisheit: Yeah, okay.

Brett Kruse: Okay, thank you.

Dan Saylor: Thank you, Sheriff.

Marlin Weisheit: Thank you, Sheriff.

COMMISSIONERS ITEMS FOR DISCUSSION
BOARD OF FINANCE MINUTES DISCUSSION

Marlin Weisheit: Any other items to be brought before the Commissioners tonight? Commissioner Johnson, do you have anything?

Bob Johnson: Nothing.

Marlin Weisheit: Commissioner Saylor?

Dan Saylor: I do not.

Todd Glass: Mr. President, Roger, did we need to approve Finance Annual Meeting Minutes?

Roger Emmons: I, that, you tabled it.

Bob Johnson: We tabled it.

Todd Glass: Was that tabled? Okay.

Roger Emmons: I didn't attend it. It was at 1:00 PM today. You were here?

Kristine Georges: Yes. It was tabled.

Todd Glass: Very good.

Roger Emmons: Thank you, Todd.

Todd Glass: Did we approve last year's minutes?

Kristine Georges: That's what was tabled, was last year's minutes.

Todd Glass: Thank you. I just saw the email and I hadn't heard anything since.

Marlin Weisheit: That's where I'm at too. And I missed that meeting too. I apologize for that.

Todd Glass: Thank you, Mr. President.

Marlin Weisheit: When did we table it to?

Bob Johnson: Next year.

Kristine Georges: There was no, oh, okay.

Marlin Weisheit: Next year? Okay. We only meet once a year with that.

Bob Johnson: I was teasing, I, I don't know.

Marlin Weisheit: If that needs to be cleared up at our next meeting we can do that.

Bob Johnson: I didn't know if we might be able to just file it like we could the Commissioner's.

Todd Glass: I would, sure, you could and if you want to just go ahead and do that now and it's over with.

Kristine Georges: That would be lovely, thank you.

Marlin Weisheit: Let's do that. Yeah. I would make a motion that we file those minutes...

Todd Glass: In the records of the Warrick County Board of Finance.

Marlin Weisheit: The Board of Finance and what was the date of that meeting?

Todd Glass: January 11, 2016.

Kristine Georges: I think there might be a question as to whether we can do that or not? Can you just, can it just be filed?

Todd Glass: Ah...

Kristine Georges: Without...?

Roger Emmons: Didn't we do some research that showed that, like when Don, when he was a Commissioner, he came in, I think he voted for the previous year's Minutes to be approved? I think one (1) of these Commissioners abstained cause it was two, zero (2-0)?

Todd Glass: Yeah, but the one (1), the one (1) Commissioner that voted wasn't there. He hadn't been a Commissioner...

Marlin Weisheit: I reviewed the Minutes and I was there, I mean I'm comfortable with 'em if we just wanna file 'em.

Bob Johnson: Why can't you approve them?

Roger Emmons: I don't see any precedence set to do it that way.

Debbie Stevens: May I make a recommendation?

Marlin Weisheit: Yes.

Debbie Stevens: Debbie Stevens, Auditor.

Marlin Weisheit: Whatever it takes to help.

Debbie Stevens: Perhaps Judy could schedule another Finance Meeting. We could advertise it and maybe hold it just before a Commissioner's Meeting.

Marlin Weisheit: We can do that. Yeah.

Todd Glass: And then you can take care of it in the Finance Meeting itself.

Marlin Weisheit: Prior to our Commissioner's Meeting.

Debbie Stevens: Yeah. It could be advertised.

Marlin Weisheit: Okay. That sounds good. Okay. If I'd have been here today, we could have took care of it. Just wasn't able, so I apologize.

Debbie Stevens: Yeah, I don't think that it's a big deal or a big hurry. We could do it...

Marlin Weisheit: Sounds like a good idea.

Debbie Stevens: Get it on the books for maybe next, last meeting of February.

Marlin Weisheit: Between you and Judy and Roger, maybe we can get that set up then. Okay. Thank you all.

Todd Glass: Even better.

Bob Johnson: (Inaudible).

Marlin Weisheit: Now does anybody have anything else before we adjourn? If not, I'll entertain one (1) more motion.

Dan Saylor: I make a motion to adjourn.

Bob Johnson: Second.

Marlin Weisheit: All in favor say, aye.

Dan Saylor and Bob Johnson: Aye.

Marlin Weisheit: Aye. Three, zero (motion carried 3-0).

ADJOURNMENT: Meeting adjourned at 4:52 PM.

WARRICK COUNTY BOARD OF COMMISSIONERS

Marlin Weisheit

MARLIN WEISHEIT, PRESIDENT

Dan Saylor

DAN SAYLOR, VICE PRESIDENT

ROBERT H. JOHNSON, JR., MEMBER

ATTEST: Deborah K. Stevens

DEBORAH K. STEVENS, AUDITOR
WARRICK COUNTY, INDIANA

Minutes transcribed by Kristine Georges

Ordinance No. CC-2017-02

AN ORDINANCE TO VACATE PUBLIC WAYS WITHIN WARRICK COUNTY, INDIANA:

BE IT ORDAINED by the Board of Commissioners of Warrick County, Indiana, as follows, to-wit:

Section I. A verified petition was presented to the Board of Commissioners of Warrick County requesting that the aforesaid Public Way be vacated.

Section II. That after due and proper notice a timely public hearing was convened by the Board of Commissioners, at which time all interested persons were permitted to address regarding said vacation.

Section III. That the Board of Commissioners of Warrick County, after due investigation and consideration has determined that the nature and extent of public use and the public interest to be observed is such as to warrant the vacation of that part of the public way or public place described as follows, and further described with the drawing hereto attached, which is made a part of this Ordinance.

Portion of Drainage Easement to be Vacated

Part of Lots 1, 2 and 6 in Warrick Trail Apartment Homes P.U.D., as per plat thereof, recorded in Document Number 2016R-003186 in the office of the Recorder of Warrick County, Indiana which is a part of the Southwest Quarter of Section 21, Township 6 South, Range 9 West in Ohio Township, Warrick County, Indiana, being more particularly described as follows:

Commencing at the northeast corner of Lot 1 in said Warrick Trail Apartment Homes P.U.D; thence along the east line thereof, South 00 degrees 20 minutes 10 seconds East 20.00 feet to the point of beginning; thence continue South 00 degrees 20 minutes 10 seconds West a distance of 15.00 feet; thence North 89 degrees 21 minutes 55 seconds West a distance of 1100.78 feet; thence North 13 degrees 05 minutes 57 seconds West a distance of 5.15 feet; thence North 89 degrees 21 minutes 55 seconds West a distance of 9.30 feet to the point of curvature of a curve to the left having a radius of 145.00 feet and a delta angle of 90 degrees 20 minutes 55 seconds from which the long chord bears South 45 degrees 27 minutes 38 seconds West a distance of 205.68 feet; thence along the arc of said curve a distance of 228.65 feet; thence South 00 degrees 17 minutes 11 seconds West a distance of 175.50 feet to the point of curvature of a curve to the left having a radius of 10.00 feet and a delta angle of 89 degrees 57 minutes 01 seconds from which the long chord bears South 44 degrees 41 minutes 20 seconds East a distance of 14.14 feet; thence along the arc of said curve a distance of 15.70 feet; thence South 00 degrees 20 minutes 10 seconds West a distance of 30.00 feet to the point of curvature of a non-tangent curve to the right having a radius of 40.00 feet and a delta angle of 29 degrees 57 minutes 01 seconds from which the long chord bears North 74 degrees 41 minutes 20 seconds West a distance of 20.67 feet; thence along the arc of said curve a distance of 20.91 feet; thence North 00 degrees 17 minutes 11 seconds East a distance of 210.14 to the point of curvature of a curve to the right having a radius of 155.00 feet and a delta angle of 90 degrees 20 minutes 55 seconds from which the long chord bears North 45 degrees 27 minutes 38 seconds East a distance of 219.87 feet; thence along the arc of said curve a distance of 244.42 feet; thence South 89 degrees 21 minutes 55 seconds East a distance of 1111.23 feet to the point of beginning containing 0.49 Acres (21,426 sqft.)

See Exhibit "A" for Area to be Vacated

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Therefore, the Board of Commissioners of Warrick County, Indiana, does hereby find that the portion of the above described Drainage Easement is no longer required for public use and the public interest will be served by such vacation, and the Board of Commissioners of Warrick County does hereby vacate the portion of Drainage Easement described in Section III above subject to the terms and conditions as stated in this Ordinance.

Board of Commissioners for Warrick County

Mark Weisheit
President

Dan Saylor
Vice-President

Attest:
Michael K. Shavers
County Auditor

Tax Parcel No's: 87-12-21-306-001.000-019; 87-12-21-306-002.000-019; 87-12-21-306-006.000-019

THIS INSTRUMENT WAS PREPARED BY Bret A. Sermersheim of Morley and Associates, Inc. 4800 Rosebud Lane Newburgh, IN 47630
I AFFIRM, UNDER THE PENALTIES FOR PERJURY, THAT I HAVE TAKEN REASONABLE CARE TO REDACT EACH SOCIAL SECURITY NUMBER IN THIS DOCUMENT, UNLESS REQUIRED BY LAW,
Bret Sermersheim (signature) Bret Sermersheim (printed name).

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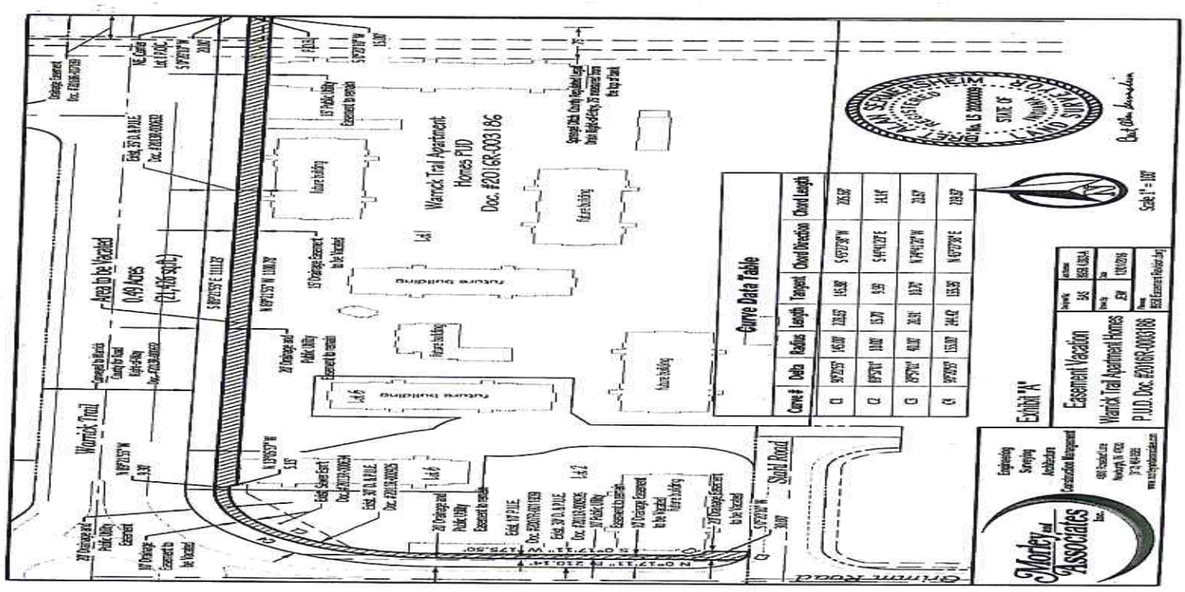

BEFORE THE BOARD OF COMMISSIONERS OF WARRICK COUNTY
PETITION FOR THE VACATION OF PUBLIC WAYS

ORDINANCE NO.: _____

PETITIONERS: Warrick Trail Apartments, LLC
2600 Chandler Dr.
Bowling Green, KY 42104

SITE ADDRESS: 9899 Warrick Trail Drive
Newburgh, IN 47630

1. Petition is hereby made for the vacation of the following described public ways in Warrick County, Indiana, to-wit:

Portion of Drainage Easement to be vacated

Part of Lots 1, 2 and 6 in Warrick Trail Apartment Homes P.U.D., as per plat thereof, recorded in Document Number 2016R-003186 in the office of the Recorder of Warrick County, Indiana which is a part of the Southwest Quarter of Section 21, Township 6 South, Range 9 West in Ohio Township, Warrick County, Indiana, being more particularly described as follows:

Commencing at the northeast corner of Lot 1 in said Warrick Trail Apartment Homes P.U.D; thence along the east line thereof, South 00 degrees 20 minutes 10 seconds East 20.00 feet to the point of beginning; thence continue South 00 degrees 20 minutes 10 seconds West a distance of 15.00 feet; thence North 89 degrees 21 minutes 55 seconds West a distance of 1100.78 feet; thence North 13 degrees 05 minutes 57 seconds West a distance 35.15 feet; thence North 89 degrees 21 minutes 55 seconds West a distance of 9.30 feet to the point of curvature of a curve to the left having a radius of 145.00 feet and a delta angle of 90 degrees 20 minutes 55 seconds from which the long chord bears South 45 degrees 27 minutes 38 seconds West a distance of 205.68 feet; thence along the arc of said curve a distance of 228.65 feet; thence South 00 degrees 17 minutes 11 seconds West a distance of 175.50 feet to the point of curvature of a curve to the left having a radius of 10.00 feet and a delta angle of 89 degrees 57 minutes 01 seconds from which the long chord bears South 44 degrees 41 minutes 20 seconds East a distance of 14.14 feet; thence along the arc of said curve a distance of 15.70 feet; thence South 00 degrees 20 minutes 10 seconds West a distance of 30.00 feet to the point of curvature of a non-tangent curve to the right having a radius of 40.00 feet and a delta angle of 29 degrees 57 minutes 01 seconds from which the long chord bears North 74 degrees 41 minutes 20 seconds West a distance of 20.67 feet; thence along the arc of said curve a distance of 20.91 feet; thence North 00 degrees 17 minutes 11 seconds East a distance of 210.14 to the point of curvature of a curve to the right having a radius of 155.00 feet and a delta angle of 90 degrees 20 minutes 55 seconds from which the long chord bears North 45 degrees 27 minutes 38 seconds East a distance of 219.87 feet; thence along the arc of said curve a distance of 244.42 feet; thence South 89 degrees 21 minutes 55 seconds East a distance of 1111.23 feet to the point of beginning containing 0.49 Acres (21,426 sqft.)

2. Petitioners own the real estate wherein the described public way is sought to be vacated. Petitioners seek to vacate thise portion of the public way so that apartment buildings with parking lots and accessories can be constructed.

3. The names and addresses of the persons, in addition to the petitioners who own the property, adjoining the property and within 200 feet of the property to be vacated by this petition are listed: SEE ATTACHMENT AS EXHIBIT "B".

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4. Attached to this petition is a location map/site plan, Exhibit "A", which more particularly identifies the area sought to be vacated by this petition and the existing conditions upon the areas adjacent thereto. Filed concurrently herewith is a completed ordinance respecting the proposed vacation, notices to landowners whose land adjoins the property to be vacated and notice by publication for publication one (1) time in a newspaper of general circulation in the city.

Dated this 16th day of December 2016.

_____ _____
Bruce L. Bennett
Warrick Trail Apartments, LLC
2600 Chandler Drive
Bowling Green, KY 42104

STATE OF TN }
COUNTY OF Davidson } SS:

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared the within Bruce L. Bennett, as Manager of Warrick Trail Apartments LLC, known to me to be a Petitioners and Owners, who acknowledged the execution of the above and foregoing petition.

Witness my hand and Notarial Seal this 16th day of December, 2016.

Kim A. Jones
Notary Public
Kim A. Jones
Printed Name

My Commission Expires:
Dec 21, 2018

Notary is a resident of Davidson
County, TN

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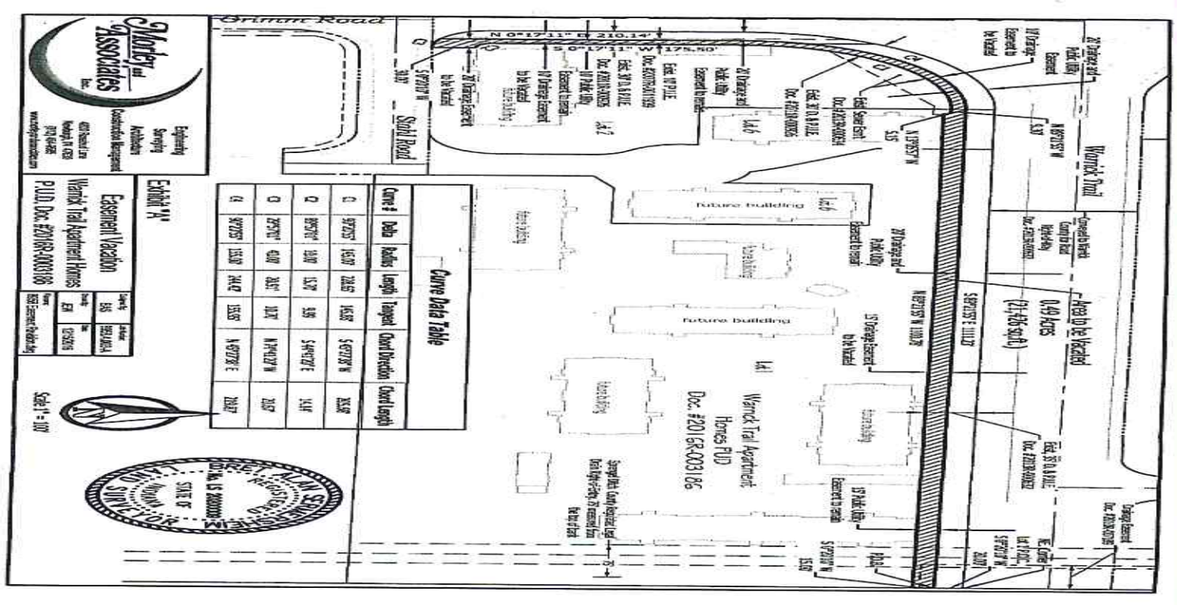

87-12-21-300-002.000-019
87-12-21-300-004.000-019
87-12-21-300-006.000-019
Warrick Trail Apartments LLC
2600 Chandler Dr
Bowling Green, KY 42104
Owner

87-12-21-300-013.000-019
Route 66 Development LLC
2600 Chandler Dr.
Bowling Green, KY 42104

87-12-21-305-017.000-019
87-12-21-305-018.000-019
87-12-21-305-019.000-019
Thompson Homes, Inc.
322 Frederica St.
Owensboro, KY 42301

87-12-21-301-002.064-019
Hottle, Imogene M.
9845 Arbor Lake Dr.
Newburgh, IN 47630

87-12-21-301-002.063-019
Smithpeters, Suebob B.
9881 Arbor Lake Dr.
Newburgh, IN 47630

87-12-21-305-023.000-019
87-12-21-305-022.000-019
87-12-21-305-021.000-019
Thompson Homes, Inc.
322 Frederica St.
Owensboro, KY 42301

87-12-21-303-002.000-019
Scales, Jerry & Carolyn Joyce
3741 Arbor Pointe Dr.
Newburgh, IN 47630

87-12-21-300-002.000-019
87-12-21-300-004.000-019
87-12-21-300-001.000-019
Warrick Trail Apartments LLC
2600 Chandler Dr.
Bowling Green, KY 42104
Owner

87-12-21-300-015.000-019
Stumpf, June Joanette & Loeffler Sue H
Trust 1/2 Int Each
Lease Raben Trustee
9910 Cogleaby Dr.
Evansville, IN 47720

87-12-21-301-004.064-019
Fritz, Michael A & Carolyn J
211 Daybreak Rush
Canton, GA 30114

87-12-21-301-001.064-019
Starrett, Robert H & Carole N.
9567 Arbor Lake Drive
Newburgh, IN 47630

87-12-21-301-003.063-019
Hartman, Barbara
9893 Arbor Lake Dr.
Newburgh, IN 47630

87-12-21-303-001.000-019
Clifton-Barr, Selena A. & Barr Adam
P.
3749 Arbor Pointe Dr
Newburgh, IN 47630

87-12-21-303-003.000-019
Hardebeck, Tami & Mosby James
3733 Arbor Arbor Pointe Dr
Newburgh, IN 47630

87-12-20-400-059.000-019
Rodenberg, Linda J.
7577 Georgia Ln.
Newburgh, IN 47630

87-12-21-302-041.000-019
Adams, Phillip M. & Laura B.
3714 Arbor Creek Dr.
Newburgh, IN 47630

87-12-21-301-003.064-019
Stein, Elizabeth R.
9833 Arbor Lake Dr.
Newburgh, IN 47630

87-12-21-301-001.063-019
Soukup, Andrew R. & Barbara L.
9869 Arbor Lake Dr
Newburgh, IN 47630

87-12-21-301-004.063-019
Barton, Mary Lou
9905 Arbor Lake Drive
Newburgh, IN 47630

87-12-21-300-073.000-019
Warrick County (BOC)
107 W. Locust St.
Boonville, IN 47601

EXHIBIT "B"

Adjoiners info obtained
October 24, 2016

J:\19000s\19900-\19919\19919\Surveying 3D\Documents\Vacate\Drainage Easement Vacate\19919 adjoiners list for vacate of drainage easement.docx

FILED
JAN 04 2017

PUBLICATION NOTICE

STATE OF INDIANA
COUNTY OF WARRICK

IN THE MATTER OF THE VACATION OF A PORTION OF AN DRAINAGE EASEMENT OF WHICH PARTS OF THE ABOVE ARE LOCATED ON LOTS 1, 2 & 6 IN WARRICK TRAIL APARTMENTS PUD IN WARRICK COUNTY, INDIANA

NOTICE OF A HEARING ON PETITION TO VACATE A PORTION OF AN EXISTING DRAINAGE EASEMENTOF WHICH PARTS OF THE ABOVE ARE LOCATED ON LOTS 1, 2 & 6 IN WARRICK TRAIL APARTMENTS PUD

Notice is hereby Given that the Board of Commissioners of Warrick County, Indiana, will, on the 23rd day of January, 2017, at 7:00 p.m., in the Commissioner's Meeting Room, Third Floor, Courthouse, Boonville, Indiana, will hold a hearing on the petition of the owners of Part of Lots 1, 2 and Lot 6 in Warrick Trail Apartment Homes P.U.D to vacate said portion of an existing Drainage Easement in Warrick County, Indiana, which is more particularly described as follows, to-wit:

Drainage Easement to be Vacated

Part of Lots 1, 2 and 6 in Warrick Trail Apartment Homes P.U.D., as per plat thereof, recorded in Document Number 2016R-003186 in the office of the Recorder of Warrick County, Indiana which is a part of the Southwest Quarter of Section 21, Township 6 South, Range 9 West in Ohio Township, Warrick County, Indiana, being more particularly described as follows:

Commencing at the northeast corner of Lot 1 in said Warrick Trail Apartment Homes P.U.D; thence along the east line thereof, South 00 degrees 20 minutes 10 seconds East 20.00 feet to the point of beginning; thence continue South 00 degrees 20 minutes 10 seconds West a distance of 15.00 feet; thence North 89 degrees 21 minutes 55 seconds West a distance of 1100.78 feet; thence North 13 degrees 05 minutes 57 seconds West a distance of 5.15 feet; thence North 89 degrees 21 minutes 55 seconds West a distance of 9.30 feet to the point of curvature of a curve to the left having a radius of 145.00 feet and a delta angle of 90 degrees 20 minutes 55 seconds from which the long chord bears South 45 degrees 27 minutes 38 seconds West a distance of 205.68 feet; thence along the arc of said curve a distance of 228.65 feet; thence South 00 degrees 17 minutes 11 seconds West a distance of 176.50 feet to the point of curvature of a curve to the left having a radius of 10.00 feet and a delta angle of 89 degrees 57 minutes 01 seconds from which the long chord bears South 44 degrees 41 minutes 20 seconds East a distance of 14.14 feet; thence along the arc of said curve a distance of 15.70 feet; thence South 00 degrees 20 minutes 10 seconds West a distance of 30.00 feet to the point of curvature of a non-tangent curve to the right having a radius of 40.00 feet and a delta angle of 29 degrees 57 minutes 01 seconds from which the long chord bears North 74 degrees 41 minutes 20 seconds West a distance of 20.87 feet; thence along the arc of said curve a distance of 20.91 feet; thence North 00 degrees 17 minutes 11 seconds East a distance of 210.14 to the point of curvature of a curve to the right having a radius of 155.00 feet and a delta angle of 90 degrees 20 minutes 55 seconds from which the long chord bears North 45 degrees 27 minutes 38 seconds East a distance of 219.87 feet; thence along the arc of said curve a distance of 244.42 feet; thence South 89 degrees 21 minutes 55 seconds East a distance of 1111.23 feet to the point of beginning containing 0.49 Acres (21,426 sqft.)

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FILED
JAN 04 2017

A copy of such Petition is on file in the Office of the Auditor of Warrick County, Indiana and may be inspected during office hours.

All persons having an interest in the proposed vacation will be given an opportunity to be heard.

Deborah Stevens, Auditor
Warrick County, Indiana

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January 3, 2017

Morley and Associates, Inc.
4800 Rosebud Lane
Newburgh, IN 47630

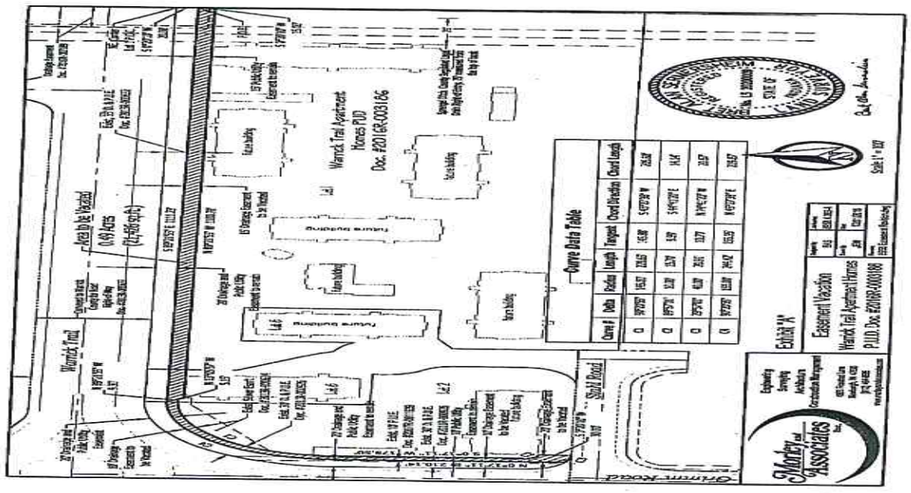
Subject: 8958 Warrick Trail Apartments - Vacate a portion of an existing Drainage Easement located on lots 1, 2 & 6 in Warrick Trail Apartments PUD

Warrick County has no objection to the request to vacate the existing drainage easements as indicated on the attached drawing and described in the attached legal description. The drainage easement to be vacated is part of an existing drainage and public utility easement.

If I can be of further assistance to you, I can be contacted by phone at 812-897-6170.

Sincerely,

Phil Baxter
County Surveyor Phillip H. Baxter 1-3-17
Enclosed - Easement exhibit and description



Portion of Drainage Easement to be vacated

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Date _____, 2016

Prepared by: Bret Alan Sermersheim, PS
Indiana License Number : LS20200009
Morley and Associates, Inc.
4800 Rosebud Lane
Newburgh, Indiana 47630
812-464-9585
Email: brets@morleyandassociates.com

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January 23, 2017

For the sale of Willow Estates subdivision, we request the Warrick County Commissioners to release the letter of credit for Blue Heron Development and replace it with a letter of credit for Thompson Homes, Inc.

Sincerely,

Alan Bosma
President, Blue Heron Development

BOARD OF COMMISSIONERS:
Marlin Weisheit
Dan Saylor
Bob Johnson

ATTEST:
Auditor
Date: 1/23/17

Blue Heron Development

RESOLUTION 2017-03

RESOLUTION OF THE WARRICK COUNTY COMMISSIONERS AUTHORIZING THE SUBMITTAL OF THE CDBG PLANNING GRANT APPLICATION TO THE INDIANA OFFICE OF COMMUNITY AND RURAL AFFAIRS AND ADDRESSING RELATED MATTERS

WHEREAS, the Board of Commissioners of Warrick County recognize the need to stimulate growth and to maintain a sound economy within its corporate limits; and

WHEREAS, the Housing and Community Development Act of 1974, as amended, authorizes the Indiana office of Community and Rural Affairs to provide grants to local units of government to meet the housing and community development needs of low and moderate income persons and/or the elimination of blight; and

WHEREAS, the Board of Commissioners of Warrick County have conducted or will conduct public hearings prior to the submission of an application to the Indiana Office of Community and Rural Affairs, said public hearings to assess the housing, public facilities and economic needs of its low and moderate income residents.

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

The President of the Warrick County Board of Commissioners is authorized to prepare and submit an application for grant funding for a Historic Preservation Plan for the Warrick Historic Jail located in Boonville, Indiana, and to execute and administer a resultant grant including requisite general administration and project management, contracts and agreements pursuant to regulations of the Indiana Office of Community and Rural Affairs and the United States Department of Housing and Urban Development.

BE IT FURTHER RESOLVED that the Warrick County Board of Commissioners hereby commit the requisite local funds in the amount of One Thousand Eight Hundred Dollars and 00/100 ($1,800) in the form of Historic Jail Grant Fund as sourced from a One Thousand Eight Hundred Dollar and 00/100 ($1,800) contribution from Boonville NOW, as matching funds for said program, such commitment to be contingent upon receipt of Historic Preservation Planning Grant from the Indiana Office of Community and Rural Affairs.

Passed and adopted by the Warrick County Board of Commissioners this 23rd of January, 2017.

WARRICK COUNTY
BOARD OF COMMISSIONERS
Marlin Weisheit, President
Dan Saylor, Vice President

Page 1 of 2

RESOLUTION 2017-03
Robert H. Johnson Jr., 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

CY 2017 COVERED BRIDGE CERTIFICATION

WARRICK COUNTY

Number of covered bridges per IC 8-14-1-10 0

We, the county commissioners of said county, hereby certify that the foregoing is the true number of covered bridges in said county per IC 8-14-1-10.

Dated this 23rd day of January, 2017.

Warrick County Board of Commissioners

Marlin Weisheit, President

Dan Saylor, Vice President

Robert H. Johnson, Jr., Member

Deborah K. Stevens
Warrick County Auditor

Due by January 31, 2017

Email to: Settlements@auditor.in.gov

AUDITOR OF STATE

Suzanne Crouch

Telephone (317) 232-3300
Fax (317) 234-1916
http://www.in.gov/auditor
http://www.in.gov/ltp

To: County Auditor

From: Fred Van Dorp - Settlement Director

Subject: Covered Bridge Certification Request

Date: January 08, 2017

In accordance with IC 8-14-1-10, the Auditor's Office is requesting that each county work with their county commissioners to certify, using the attached spreadsheet, the number of covered bridges within their county for calendar year 2017. Please email the completed for to Settlements@auditor.in.gov by January 31, 2017.

If your county does not have a covered bridge, will you please respond to this email acknowledging this is not applicable to your county?

IC 8-14-1-10
Covered bridges; appropriation from account; disbursements
(a) On July 1 of each year, there is appropriated from the motor vehicle highway account for the maintenance of covered bridges in Indiana the amount necessary to make the disbursements under subsection (b) for the year.

(b) Before September 1 of each year, the auditor of state shall, by warrant drawn on the treasurer of state, distribute to each county that has a covered bridge located on the county's road system an amount that may only be used for maintenance of covered bridges in the county. The amount to which each county is entitled under this subsection equals the product of:
(1) the number of covered bridges located on the county's road system; multiplied by
(2) one thousand eight hundred fifty dollars ($1,850).

200 W. Washington Street - State House Room 240 - Indianapolis, IN 46204-2731

Roger Emmons

From: Roger Emmons
Sent: Friday, January 13, 2017 10:04 AM
To: BJ Farrell; Susie Taylor
Cc: Debi Garland; BOB; DAN; MARLIN; TODD
Subject: RE: Covered Bridge Certification

BJ,

I'll have Susie place the following under my items for the 1/23/17 Commissioners' Meeting Agenda:

Approve Annual Covered Bridge Certification

Thanks!

Bob/Dan: Marlin, of course, knows about this as we do it every year. The Board is just certifying that Warrick County doesn't have any covered bridges. Thank you.

Roger
Roger E. Emmons, Administrator
Warrick County Commissioners
107 W. Locust Street, Suite 301
Boonville, IN 47601
Phone: (812) 897-6120
Fax: (812) 897-6189

From: BJ Farrell [mailto:bfarrell@warrickcounty.gov]
Sent: Friday, January 13, 2017 9:10 AM
To: Roger Emmons <roger@warrickcounty.gov>; Susie Taylor <staylor@warrickcounty.gov>
Cc: Debi Garland <dgarland@warrickcounty.gov>
Subject: Covered Bridge Certification

Roger:

I have placed the paperwork in your box for the Commissioners to sign and Debbie attest regarding covered bridges in Warrick County.

Could you please place this on the agenda for January 23? It is due to the Auditor of State/Settlements Department by January31.

Thank you and please let me know if you have any questions.

1

Mounts Electric Inc.

P.O. Box 3273 • Evansville, IN 47731
515 Northwest Second • Evansville, IN 47708
(812) 422-5358 • FAX (812) 422-5851
COMMERCIAL—INDUSTRIAL WIRING

January 19, 2017

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

RE: Traffic Signal Maintenance Agreement – Contract Amendment

We hereby agree to add two Traffic locations to the current Traffic Signal Maintenance Agreement, under the same general conditions as the current contract, which began 5-1-16 and will expire on 4-30-18. The following locations shall be added as of respective dates listed:

Libbert Road and Wellness Trail – Add 1-1-17

Bell Road and Oak Grove Roads – Add 5-1-17

IN TESTIMONY WHEREOF, the parties hereto have executed this AGREEMENT.

Contractor:

MOUNTS ELECTRIC, INC.

David G. Mounts, President

Attest:

Mary Relleke

Date: 1-19-17

County:

Marlin Weisheit
President, Warrick County Commissioners

Attest:

Deborah K. Stevens, Auditor

Date: 1/23/17

ORDINANCE 2017 - 01

AN ORDINANCE AMENDING ORDINANCE 2016-31 REGARDING FAIR HOUSING

WHEREAS, the Warrick County Board of Commissioners passed Warrick County Ordinance 2016-31 regarding fair housing on December 12, 2016; and

WHEREAS, Ordinance 2016-31 was intended to modify and amend Chapter 91 of the Code of Ordinances of Warrick County; and

WHEREAS, the Warrick County Commissioners desire to amend Ordinance 2016-31 in order to provide for the proper placement into the Code of Ordinances of Warrick County, Indiana.

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

Title IX, Chapter 91 of the Code of Ordinances of Warrick County, Indiana, shall be amended in its entirety as follows:

§ 91.01 POLICY STATEMENT.

It shall be the policy of Warrick County to provide, within constitutional limitation, for fair housing throughout its corporate limits as provided for under the federal Civil Rights Act of 1968, as amended, the federal Housing and Community Development Act of 1974, as amended, and Indiana Code 22-9.5-1 et. seq.

§ 91.02 DEFINITIONS.

For the purpose of this Chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

(1) **DWELLING.** Any building, structure, or part of a building or structure that is occupied as, or designed or intended for occupancy as, a residence by one (1) or more families; or any vacant land which is offered for sale or lease for the construction or location of a building, structure, or part of a building or structure that is occupied as, or designed or intended for occupancy as a residence by one (1) or more families (I.C. 22-9.5-2-8).

(2) **FAMILY.** Includes a single individual (I.C. 22-9.5-2-9), with the status of such family being further defined in subsection (8) of this Section.

(3) **PERSON.** Includes one (1) or more individuals, corporations, partnerships, associations, labor organizations, legal representatives, mutual companies, joint- stock Companies, trusts, non-incorporated organizations, trustees, trustees in cases under

Title 11 of the United States Code, receivers, and fiduciaries. (I.C. 22-9.5-2-11).

(4) **TO RENT.** Includes to lease, to sublease, to let and otherwise to grant for a consideration the rights to occupy the premises owned by the occupant. (I.C. 22-9.5-2-13).

(5) **DISCRIMINATORY HOUSING PRACTICE.** An act that is unlawful under Section 91.04 through 91.08 of this Chapter or I.C. 22-9.5-5.

(6) **HANDICAP.** With respect to a person means:

(a) Physical or mental impairment which substantially limits one or more of such person's major life activities,

(b) A record of having such an impairment, or

(c) Being regarded as having such an impairment,

(d) An impairment described or defined pursuant to the federal Americans with Disabilities Act of 1990.

(e) Any other impairment defined in 910 IAC 2-3.

The term "Handicap" shall not include current illegal use of or addictions to a controlled substance as defined in Section 802 of Title 21 of the United States Code 910 IAC 2-3-2(14); nor does the term "Handicap" include an individual solely because that individual is a transvestite 910 IAC 2-3-2(14).

(7) **AGGRIEVED PERSON.** Includes any person who:

(a) Claims to have been injured by a discriminatory housing practice; or

(b) Believes that such person will be injured by a discriminatory housing practice that is about to occur.

(I.C. 22-9.5-2-2)

(8) **FAMILIAL STATUS.** One (1) or more individuals who have not attained the age of eighteen (18) years being domiciled with a parent or another person having legal custody of such individual or the written permission of such parent or other person. The protections afforded against discrimination on the basis of familial status shall apply to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of eighteen (18) years.

(9) **COMMISSION.** The Indiana Civil Rights Commission created pursuant to I.C. 22-9-1-4, *et. seq.* (I.C. 22-9.5-2-3)

ORDINANCE 2017-01

(10) **COMPLAINANT.** A person, including the Commission, who files a complaint under I.C. 22-9.5-6. (I.C. 22-9.5-2-4).

§ 91.03 UNLAWFUL PRACTICE.

Subject to the provisions of subsection (B) of this Section, Section 91.09 of this Chapter and Title 22-9.5-3 of Indiana Code, the prohibitions against discrimination in the sale or rental of housing set forth Title 22-9.5-5-1 of Indiana Code and in Section 91.04 of this Chapter shall apply to:

(A) All dwellings except as exempted by subsection (B) and Title 22-9.5-3 of Indiana Code.

(B) Other than the provisions of subsection (C) of this Section, nothing in Section 91.04 shall apply to:

(1) Any single-family house sold or rented by an owner where the private individual owner does not own more than three (3) such single-family houses at any one time; provided that in the sale of such single family house by a private individual owner not residing in the house at the time of sale or exemption shall apply only to one (1) such sale within any twenty-four (24) month period. The private individual owner may not own any interest in, nor have owned or reserved on his behalf, title to or any right to all or a portion of the proceeds from the sale or rental of more than three such single-family houses at any one time. The sale or rental of any such single family house shall be exempted from application of this section only if such house is sold or rented:

(a) Without the use in any manner of the sales or rental facilities or services of any real estate broker, agent or salesman, or any person in the business of selling or renting dwellings, or of any employee or agent of any such broker, agent or salesman, or person and

(b) Without the publication, posting or mailing, after notice of advertisement or written notice in violation of Section 91.04(C) of this Chapter, but noting in this provision shall prohibit the use of attorneys, escrow agents, abstracters, title companies and other such professional assistance as necessary to perfect or transfer this title, or

(2) Rooms or units in dwellings containing living quarters occupied or intended to be occupied by no more than four (4) families living independently of each other, if the owner actually maintains and occupies one of such living quarters as his residence.

ORDINANCE 2017-01

(C) For the purposes of subsection (B), a person shall be deemed to be in the business of selling or renting dwellings if:

(1) They have, within the preceding twelve (12) months, participated as principal in three (3) or more transactions involving the sale or rental of any dwelling or any interest therein, or

(2) They have, within the preceding twelve (12) months, participated as agent, other than in the sale of his own personal residence, in providing sales or rental facilities or services in two (2) or more transactions involving the sale or rental of any dwelling or any interest therein, or

(3) They are the owner of any dwelling unit designed or intended for occupancy by, or occupied by, five (5) or more families.

§ 91.04 DISCRIMINATION IN THE SALE OR RENTAL OF HOUSING.

As made applicable by Section 91.03 and except as exempted by Section 91.03(B) and 91.09, it shall be unlawful:

(A) To refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling to any person because of race, color, religion, sex, handicap, familial status or national origin.

(B) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling or in the provision of services of facilities in connection therewith, because of race, color, religion, sex, handicap, familial status or national origin.

(C) To make, print, or publish, or cause to be made, printed, or published any notice, statement or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on race, color, religion, sex, handicap, familial status or national origin, or an intention to make any such preference, limitation or discrimination.

(D) To represent to any person because of race, color, religion, sex, handicap, familial status or national origin that any dwelling is not available for inspection, sale or rental when such dwelling is in fact so available.

(E) For profit, to induce or attempt to induct any person to sell or rent any dwelling by representations regarding the entry or perspective entry into the neighborhood of a person or persons of a particular race, color, religion, sex, handicap, familial status or national origin.

ORDINANCE 2017-01

(F) To discriminate in the sale or rental, or to otherwise make unavailable or deny, a dwelling to any buyer or renter because of a handicap of:

(1) That buyer or renter;

(2) A person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or

(3) Any person associated with that person.

(G) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection with such dwelling, because of a handicap of:

(1) That person; or

(2) A person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or

(3) Any person associated with that person.

(H) For purposes of this subsection, discrimination includes:

(1) A refusal to permit, at the expense of the handicapped person, reasonable modifications of existing premises occupied or to be occupied by such person if such modifications may be necessary to afford such person full enjoyment of the premises except that, in the case of a rental, the landlord may where it is reasonable to do so condition permission for a modification on the renter agreeing to restore the interior of the premises to the condition that existed before the modifications, reasonable wear and tear excepted;

(2) A refusal to make reasonable accommodations in rules, policies, practices, or services when such accommodations may be necessary to afford such person equal opportunity to use and enjoy a dwelling; or

(3) In connection with the design and construction of covered multi-family dwellings for first occupancy after the date that is thirty (30) months after September 13, 1998, a failure to design and construct those dwellings in such a manner that:

(a) The public use and common use portions of such dwellings are readily accessible to and usable by handicapped persons;

(b) All the doors designed to allow passage into and within all premises within such dwellings are sufficiently wide to allow passage by handicapped