WARRICK COUNTY COUNCIL MEETING
COMMISSIONERS MEETING ROOM
107 W. Locust Street
Boonville, Indiana
May 3, 2018
6:30 PM

The Warrick County Council met in regular session in the Warrick County Courthouse, 107 W. Locust Street, Boonville, Indiana.

Attorney Cliff Whitehead was in attendance.

County Auditor Debbie Stevens, Chief Deputy Auditor BJ Farrell, and Secretary Kristine Georges attended and recorded the minutes.

Council President, Gary Meyer, called the meeting to order at 6:30 PM.

PLEDGE OF ALLEGIANCE

Gary Meyer: Roll call.

Krystal Powless: Gary Meyer?

Gary Meyer: Here.

Krystal Powless: Charlie Christmas?

Charlie Christmas: Yeah.

Krystal Powless: David Hachmeister?

David Hachmeister: Here.

Krystal Powless: Ted Metzger?

Ted Metzger: Present.

Krystal Powless: Brad Overton?

Brad Overton: Here.

Krystal Powless: Greg Richmond?

Greg Richmond: Here.

Krystal Powless: Paul Rudolph?

Paul Rudolph: Here.

TOURISM COMMISSION BUSINESS

Councilman Meyer: Okay, first item on the agenda is the Tourism Commission Business. It was tabled from the last meeting. I guess he's not here.

Krystal Powless: Guess not. He was, basically it was just to introduce himself and give you the copy of the meeting dates.

Councilman Meyer: You have that?

Krystal Powless: I, I put it in your packets.

Councilman Meyer: Okay. I thought I saw them so, okay. So we'll just move on.

APPROVAL OF MINUTES
APRIL 5, 2018

Councilman Meyer: Approval of Minutes, Regular Meeting, April 5, 2018.

Councilman Richmond: Motion to approve.

Councilman Christmas: Second.

Councilman Meyer: Motion made by Greg and seconded by Charlie to approve. Any discussion? All those in favor?

Councilman Christmas: Aye.

Councilman Meyer: Opposed? Motion carried seven, zero (7-0).

COMMISSIONER BUSINESS
E911 – EQUIPMENT

Councilman Meyer: Commissioner Business, Additional Appropriation, E911, Equipment, a hundred and ten thousand

two hundred dollars ($110,200.00).

Roger Emmons: Good evening.

Councilman Meyer: Good evening.

Roger Emmons: Roger Emmons, County Administrator with the Commissioners' Office. Um, I'd given you some information. This breaks down the hundred ten thousand two hundred dollars ($110,200.00) as follows: eighty-eight thousand two hundred dollars ($88,200.00) for forty-four (44) handheld radios, plus four (4) in-car radios, and then twenty-two thousand ($22,000.00) for replacement of the Sheriff's twelve (12) year old network switch with two (2) newer network switches to allow for expansion, and that makes up the total of one hundred ten thousand two hundred dollars ($110,200.00).

Councilman Richmond: This money is in...

Krystal Powless: E911. (Inaudible).

Councilman Richmond: E911 so I make a motion to approve.

Councilman Overton: Second.

Councilman Meyer: Motion made by Greg and seconded by Brad to approve. Any further discussion?

Councilman Rudolph: What's the balance of the E911 Fund?

Krystal Powless: Seven hundred thirty thousand ($730,000.00).

Councilman Rudolph: It's almost like you expected me to ask that question. Thank you.

Councilman Meyer: All those in favor of the motion? Opposed? Motion carried seven, zero (7-0).

Roger Emmons: Thank you, Gentlemen.

Councilman Meyer: Thank you.

CIRCUIT COURT BUSINESS
PAUPER DOCUMENTS

Councilman Meyer: Circuit Court Business, Additional Appropriation, Pauper Documents, forty thousand dollars ($40,000.00).

Judge Greg Granger: Good evening.

Councilman Meyer: Good evening, Judge.

Councilman Metzger: Good evening.

Judge Greg Granger: Judge Granger, Warrick Circuit Court. You guys move fast.

Councilman Meyer: We're trying to.

Councilman Christmas: We've got you, you're no longer our attorney so we can move along.

Councilman Rudolph: He hasn't said anything, that's why we're faster.

Councilman Christmas: Sorry, Greg. Sorry, Judge. (Inaudible) court in the future.

Councilman Meyer: Will this last you the rest of the year?

Councilman Meyer: No. This probably, ninety (90%) to ninety-five percent (95%) of this is solely the murder, the ongoing murder trial which is in the third day and projected to last two (2) to three (3) weeks. And so you had asked that I come in increments (inaudible) increments. So, I don't believe that's going to get us through to the end of the year.

Councilman Hachmeister: Motion to approve.

Councilman Christmas: Second.

Councilman Meyer: Okay, motion made by David and seconded by Charlie to approve. Any further discussion?

Councilman Overton: Judge, I'd just say next time, since we're already in May, you, whatever, you've got a good eyeball, just bring us back that amount to wrap up the rest of the year. You don't have to come, I'd say one (1) more time should be enough in my opinion. That's just me.

Judge Greg Granger: Okay.

Councilman Christmas: Good idea.

Councilman Meyer: Will you know by August?

Judge Greg Granger: Oh, yeah.

Councilman Meyer: Okay.

Judge Greg Granger: Yeah.

Councilman Meyer: What you need for the rest of the year?

Judge Greg Granger: Yeah, right.

Councilman Meyer: Okay.

Councilman Christmas: Unless you have another murder trial.

Councilman Meyer: Okay, motion by David and seconded by Charlie. Who you looking at, the Sheriff?

Judge Greg Granger: Yeah.

Councilman Meyer: Cause he's got the gun? All those in favor of the motion? Opposed? Motion carried seven, zero (7-0).

Judge Greg Granger: Thank you.

Councilman Meyer: Thank you.

SALARY ORDINANCE
CASA – PART TIME

Councilman Meyer: Salary Ordinance, CASA, Part Time, twelve dollars and thirty-one cents ($12.31). This is for a new employee?

Judge Greg Granger: This is for, yes, it is.

Councilman Meyer: A part-time employee?

Judge Greg Granger: It's a part-time employee for a position of the Staff Advocate which Ms. Alexander can explain the benefit of a Staff Advocate verses a volunteer, because a Staff Advocate is servicing a lot more cases than a volunteer. And she approached me, and I believe she was approached by Friends of Warrick County CASA who is willing to fund the position. So would you like to explain more?

Diane Alexander: Sure. So we currently have a Staff Advocate. Our Staff Advocate is currently serving forty-three (43) kids and CHINS cases, Child Abuse and Neglect Cases. So I would have to have almost forty-three (43) volunteers to serve on forty-three (43) cases. This one (1) volunteer, or this one (1) paid position is serving that many children at a time. Currently she served on forty-nine (49) cases. A couple have closed since she's served on them. This year it's, we have had a fifty percent (50%) increase in CHINS from last year to this year. We currently, last year we served a total of a hundred and eighty-one (181) kids in Warrick County and this year already we've served a hundred and seventy (170) with forty-five (45) currently on our waiting list. So we're trying to help these kids maneuver the system and be their voice in court for them and we're trying to come up with other ways to serve these kids as fast and quickly as possible.

Councilman Meyer: Will the Friends of CASA then fund this annually or just at this time?

Diane Alexander: Well, I'm hoping that with our increase in numbers...

Councilman Meyer: You don't know that then?

Diane Alexander: The State...see we're, we are funded so funny. The County has always struggled with our funding because the State funds us partially. The County funds us partially and then we rely on a 501c3 arm that I also write grants and they help fund us as well. So they have funded us almost forty percent (40%) of our annual salary or annual budget a year for the last five (5) years. So, they will continue to help us as long as their fundraisers are, are run well. You know, as long as the money's there. Then they will be able to help fund us. But at any time, you know, we could lose funding for the next year.

Councilman Meyer: Right. I know. Okay.

Diane Alexander: Any questions? I would love to answer them.

Councilman Hachmeister: Well, just one (1) comment. The only thing is that part-time is different than the rest of the County's part-time. Or we've got different ones, but can't hardly say, no, when you're raising money to fund the position. So I make a motion to approve.

Councilman Overton: Second.

Councilman Meyer: Motion made by David and seconded by Brad to approve.

Judge Greg Granger: Would you like to hear from Mr. Lacer?

Diane Alexander: He, he's the President of our, of the Friend's Board.

Councilman Meyer: We can if you'd like to...

Bob Lacer: If you don't mind, yes. Because one (1) of the goals of Friends, in fact the only goal is to support CASA, not only financially, but also we try to recruit volunteers and we're seeing a significant increase in the people who are serving

volunteers, but there comes a point where you have a saturation where we can only get so many volunteers. And we've increased fifty percent (50%) in, in the need from last year. But we've only increased ten percent (10%) in volunteers. That's why we need to have somebody to hire full time that can take the load off. Because we train, we go through the six (6) week period of training four (4) times a year. But that can't keep pace with the number of students and young people we're seeing. So I'm sure, I know you all understand the problem. We've been very appreciative of the support you've given CASA. But Friends is willing to do that, pay for that extra person as long as we can. And whatever means that, we have paid our other part-time people because we have (inaudible) part-time people. Ms. Alexander's part-time. Her staff are part-time, and she submits a claim and that's how it's paid. But we send the money over there to the Courthouse, to the Auditor or Treasurer, and that's what we'd like to do now. Just send the money over there and they can dole it out as the claims come in. Thank you.

Councilman Meyer: Thank you. Anybody else have any comment? We have a motion made by David and seconded by Brad to approve. All those in favor? Opposed? Motion carried six, one (6-1 with Ted Metzger opposing).

Krystal Powless: And the one (1)?

Councilman Meyer: Ted.

Judge Greg Granger: Thank you, Gentlemen.

Councilman Meyer: Thank you.

RECORDER BUSINESS
RECORDER PERPETUATION

Councilman Meyer: Recorder Business, Additional Appropriation, Recorder Perpetuation, Contractual Services, fifty thousand dollars ($50,000.00).

Recorder Brooks: Pat Brooks, Warrick County Recorder. This is out of my Perpetuation early in the year of a hundred and thirty-eight-two ($138,200.00), which is what I anticipated using. But with the losses we've had, I may need to appropriate more. We have an ongoing discussion with the insurance company at this point. So I have to pay bills 'til we get reimbursed. We have gotten our first check for seventy-seven hundred ($7,700.00), but that's not going to cover. And we're in discussion, Roger and I have been in discussion with (inaudible) who's going to subrogate anyway. I may need this, I may not. But as the money comes in to spend it, I've got to re-appropriate it. So, I'm putting the money in in order to pay the bills. So it's just a statement of fact out of my perpetuation.

Councilman Overton: Motion to approve.

Councilman Richmond: Second.

Councilman Meyer: Motion made by Brad and seconded by Greg to approve. Any discussion? All those in favor? Opposed? Motion carried seven, zero (7-0).

Recorder Brooks: Thank you. The insurance company will be happy (inaudible).

Councilman Meyer: There you go.

Recorder Brooks: Thank you.

SHERIFF BUSINESS
UNIFORMS

Councilman Meyer: Sheriff Business, Additional Appropriation, Uniforms, forty-five dollars ($45.00).

Councilman Christmas: (Inaudible) uniform?

Councilman Meyer: What are you going to wear? Shorts and a t-shirt?

Brett Kruse: I didn't see this Claim before today. It's a reimbursement.

Councilman Hachmeister: Reimbursement.

Councilman Meyer: Reimbursement. Yeah.

Councilman Hachmeister: Motion to approve.

Councilman Overton: Second.

Councilman Meyer: Motion made by David and seconded by Brad to approve. All those in favor? Opposed? Motion carried seven, zero (7-0).

Councilman Christmas: See how easy that was?

Brett Kruse: Yeah.

Councilman Rudolph: Forty-five dollars ($45.00) like that.

SALARY ORDINANCE
SICK AND VACATION

Councilman Meyer: Sheriff Ordinance, Sick and Vacation, Retiree, seven hundred thirteen dollars and thirty-five cents ($713.35).

Councilman Overton: Motion to approve.

Councilman Meyer: Motion made by Brad to approve.

Councilman Hachmeister: Second.

Councilman Meyer: And seconded by David. Any discussion? All those in favor? Opposed? Motion carried seven, zero (7-0).

Brett Kruse: Thank you, Gentlemen.

Councilman Meyer: Thank you.

HIGHWAY BUSINESS
VACATION PAY BACK

Councilman Meyer: Highway Business, Additional Appropriation, Assistant Superintendent, one thousand nine hundred eighty-two dollars and eighty cents ($1,982.80). Lead Foreman, one hundred ninety-two dollars and thirty cents ($192.30) for a total of two thousand one hundred seventy-five dollars and ten cents ($2,175.10).

Councilman Hachmeister: Per the Handbook, motion to approve.

Councilman Overton: Second.

Councilman Meyer: Are you approve…is this motion for both?

Councilman Hachmeister: Both of them.

Krystal Powless: Both.

Councilman Hachmeister: Both 'A' and 'B,' you didn't read the second one (1).

Councilman Meyer: I didn't read the second one (1) did I?

Councilman Hachmeister: I motioned for both.

Councilman Meyer: Okay, and you seconded both?

Councilman Overton: Yes, Sir.

Councilman Meyer: Okay, motion made by David and seconded by Brad to approve '7A' and '7B' since I didn't read '7B' I will. '7B' is Highway Vacation Pay Back, Assistant Superintendent, one thousand nine hundred eighty-two dollars and eighty cents ($1,982.80), and Vacation Pay Back, Lead Foreman, one hundred ninety-two dollars and thirty cents ($192.30). So we have a motion by David and seconded by Brad to approve. All those in favor?

Councilman Rudolph: One (1) question.

Councilman Meyer: I'm sorry.

Councilman Rudolph: Before we, so the email that we had says 'x' employee would like to sell back two (2) weeks of vacation but it's out of two (2) different funds.

Krystal Powless: Right.

Councilman Rudolph: And they're two (2) different amounts, I was, it was, but it's for the same employee it said. So I was a little confused.

Krystal Powless: His salary is paid as Assistant Superintendent but he's also the Lead Foremen, so it's paid out of two (2) funds.

Councilman Rudolph: It's paid out of two (2) funds? That's what it was. Okay. I just didn't understand that. Okay, sorry.

Councilman Meyer: Okay, all those in favor of the motion? Opposed? Motion carried seven, zero (7-0).

(May Appropriations are located on Page 12 of these Official Minutes)

TREASURER/AUDITOR BUSINESS
COMPUTER CONTRACT

Councilman Meyer: Treasurer Business, Additional Appropriation, Computer, Contract Computer, three hundred fifty thousand dollars ($350,000.00).

Auditor Stevens: Debbie Stevens, Warrick County Auditor.

Chief Deputy Treasurer McCullough: Meghan McCullough, Chief Deputy Treasurer.

Chief Deputy Auditor Farrell: BJ Farrell, Chief Deputy Auditor.

Treasurer Beem: I believe the majority of you saw an extended presentation earlier regarding the proposed switch to one (1) software company for all three (3) products that we're currently using to switch from MVP, Harris, and GUTS that are non-integrated to one (1) system that is integrated.

Councilman Richmond: The amounts of payments, this, this request is for three hundred and fifty ($350,000.00). If we elect to go the payment route, it was a different amount.

Treasurer Beem: Yes. The...

Councilman Meyer: I think that was what, one sixty-four-four-seventy ($164,470.00)?

Treasurer Beem: One-sixty-four-four-seventy ($164,470.00) for the initial year and then they, the company is willing to split the remaining portion of that over the four (4) years at seventy-five thousand four-'o-one ($75,401.00).

Councilman Meyer: And that's with no interest, correct?

Treasurer Beem: Correct. Correct.

Councilman Rudolph: So I would like to apologize for not attending that. Unfortunately I work for a company that reports earnings every month and so at the end of the month is a very, very busy day or two (2) for me and I can't take off. My understanding is that there's some cost savings associated with this purchase? That's what I heard as a recap.

Treasurer Beem: Yes, annually, you would be saving almost three thousand ($3,000.00) on the annual fees, the upgrades. The current company, Harris and Thomson Reuters and GUTS, the annual fees are a hundred twenty-five ($125,000.00), it's almost a hundred twenty-six thousand ($126,000.00). The annual fees for LOW is just slightly over ninety-three thousand ($93,000.00). So that would give us almost a thirty-three thousand dollar ($33,000.00) savings each year for a better product.

Councilman Rudolph: So, it'd be about a ten (10), eleven (11) year payback?

Treasurer Beem: Yes.

Councilman Rudolph: So, and one (1) of the challenges we've had for a few years now is staffing. We have relative questions, concerns regarding the amount of staffing in various offices. My understanding that this better system is that it would be more efficient. Is that a correct statement?

Treasurer Beem: It would be more efficient.

Councilman Rudolph: Would it resolve those staffing issues once and for all to the point where we are correctly staffed and wouldn't be needing additional employees in the various offices?

Treasurer Beem: I will speak for the Treasurer's Office. What we would do, this software would allow us to be more efficient. It would allow us to dig further into other things that the Treasurer is responsible for that we have not been able to devote, I believe, sufficient time to, because of the time that's spent on these two (2) products resolving issues. We would be able to look further into how the bankruptcies are handled, dig further into tax sales for verification of vendors, and also the properties that are going up on tax sales. There's a new process that has come down for mobile homes which we haven't been able to dig into. There's a new process for that for processing those. We also have personal property issues that are delinquent. Judgements, Commissioners' Sales, we would like to get more involved in as far as validating those properties and people that are bidding. To keep our web page updated. And also, I'm looking into online tax sales. All of that will allow us to dig further into these issues and that's at least on the Treasurer's side.

Councilman Rudolph: Okay, thank you. And for the Auditor's Office?

Auditor Stevens: Yes, thank you. Good question. Yes, absolutely more efficient and actually more reliable data to provide to you and provide the taxpayers. And then some savings as far as the amount of time that I spend on the Annual Financial Report. But that is strictly, one hundred percent (100%) my time that is spent on the Annual Financial Reporting. We do of course have internal controls in place for others to check my numbers and review. I believe we will get better outcomes and output as far as data, more accurate. And I believe there are some efficiencies to gain. How we can quantify that, I'm not sure. We certainly have many things in our office that are not efficient and it would definitely maybe give us a little bit more capacity with the staff we do have to devote to getting our records electronically, get those digitized where we're able to search on things like our mortgage and homestead exemptions, our Veteran's, our over sixty-five (65). Right now we have no system for those. As we are scanning and digitizing all of our transfer records, with that same system, we'll be able then too give attention to, to the other records that we have in the office that are not digitized. So to, to stand here and say it's going to allow us to reduce staff...

Councilman Rudolph: I don't ask about reducing staff. I'm asking just to...

Auditor Stevens: Efficiencies, absolutely.

Councilman Rudolph: Stay with the staff you're with. Okay.

Auditor Stevens: I believe so. We will never run out of work to do in our office. That, that's certain.

Councilman Rudolph: So, if we have this implemented this year, do you think you'd be, your office would be able to work on the Fact Book next year?

Auditor Stevens: Well, I can certainly give, look at our resources and what we have at that time. That's really where we, we're at this year. Truly. Just everything else that we had to do and that we had to devote our resources to. But I can personally give some attention to it, yes. I can't promise that I have resources within my staff to do that.

Councilman Rudolph: Maybe we'll help.

Auditor Stevens: Okay. Any other questions for me?

Councilman Meyer: Okay, what I, what I guess I'd like to see us do is, and this is my suggestion only, is that we deny this request and then instruct our Administrative Assistant to advertise this under Rainy Day, the hundred and sixty-four-four-seventy ($164,470.00). Since it has not been advertised in Rainy Day, and we do, we vote on it next month. But we have to do something with this. Isn't that right, Counselor? Okay.

Cliff Whitehead: (Inaudible). You can take that path, yes.

Councilman Meyer: Okay.

Cliff Whitehead: Yes.

Councilman Meyer: Thank you.

Councilman Overton: I'll second that motion.

Councilman Meyer: I didn't know that was a motion (inaudible)?

Councilman Overton: Sounded to me like one (1).

Councilman Christmas: Sounded like it to me.

Councilman Rudolph: Gary, you making motions again?

Councilman Meyer: I guess I did.

Councilman Hachmeister: (Inaudible) how you want to do it?

Councilman Meyer: Well, we've got to do something with this three hundred fifty ($350,000.00).

Councilman Hachmeister: Deny it.

Councilman Meyer: Deny it. Okay, I guess I made the motion, apparently. And you seconded it?

Krystal Powless: That might be a first.

Councilman Meyer: I think it is.

Councilman Overton: I had to be quick with that.

Councilman Rudolph: (Inaudible).

Councilman Meyer: It was a suggestion on my part, not a motion, but there you go. We have a motion made by me and seconded by Brad to deny this request. As part of that motion, instruct our Administrative Assistant to advertise the hundred and sixty-four-four-seventy ($164,470.00) under Rainy Day.

Krystal Powless: Correct.

Councilman Meyer: Any discussion on the motion?

Councilman Rudolph: Any concerns from the requestors?

Auditor Stevens: No.

Councilman Rudolph: With that?

Councilman Hachmeister: All you need is a ninety (90) day notice as far as Harris.

Councilman Meyer: Please say, 'no,' cause I've only made one (1) motion in my life.

Auditor Stevens: I'm just really excited that we're to this point.

Councilman Meyer: Okay.

Auditor Stevens: I'm really excited. Thank you very much.

Councilman Meyer: All those in favor of the motion? Opposed? Motion carries seven, zero (7-0).

Councilman Christmas: He's got one (1) passed.

Councilman Overton: (Inaudible) seven, zero (7-0).

Councilman Rudolph: Wow.

Councilman Rudolph: I should have voted against it just cause Gary made it.

Councilman Meyer: I know, yeah. I understand.

Auditor Stevens: Thank you, all.

Councilman Meyer: Thank you.

Treasurer Beem: Thank you.

Councilman Meyer: Thank you, goodnight.

COUNCIL BUSINESS
ECONOMIC DEVELOPMENT – COURTHOUSE BOND
RESOLUTION 2018-05

Councilman Meyer: Okay, Council Business, Economic Development, Courthouse Bond, two hundred thousand dollars ($200,000.00). At your table you have a Resolution which is dated 2018-05. Do I need a motion to bring this up, Counselor?

Cliff Whitehead: No, this is just a Resolution.

Councilman Meyer: Okay. It's an Appropriation Resolution of the Warrick County Council of Warrick County authorizing a transfer from the County's Local Income Tax Fund allocated to Economic Development Projects formerly known as County Economic Development Income Tax. This will be for two hundred thousand dollars ($200,000.00) to the Courthouse...house Bond.

Councilman Richmond: Motion to approve.

Councilman Overton: Second.

Councilman Meyer: Motion made by Greg and seconded by Brad to approve. Any discussion? All those in favor? Opposed? Motion carries six, one (6-1 with Ted Metzger opposing). Ted.

Krystal Powless: Did that also approve the two hundred thousand ($200,000.00) or do you have to make a separate motion?

Cliff Whitehead: This approved the transfer from the EDIT to...

Councilman Meyer: Two hundred thousand ($200,000.00).

Cliff Whitehead: The project. You don't have to make a separate motion.

Krystal Powless: Okay.

(WC Council Resolution 2018-05 is located on Page 13 of these Official Minutes)

RAINY DAY FUND – COURTHOUSE BOND
RESOLUTION 2018-06

Councilman Meyer: Okay, now, Item 9B, Additional Appropriation from Rainy Day, the Courthouse Bond of one hundred thousand dollars ($100,000.00). Appropriation Resolution, this is 2018-06, Appropriation Resolution of the County Council of Warrick County, Indiana authorizing a transfer of funds from the Rainy Day Fund. It will be for one hundred thousand dollars ($100,000.00).

Councilman Overton: Motion to approve.

Councilman Meyer: Motion made by Brad.

Councilman Hachmeister: Second.

Councilman Meyer: Seconded by David to approve. Any discussion? All those in favor? Opposed? Motion carried six, one (6-1 with Ted Metzger opposing).

Krystal Powless: And the one (1)?

Councilman Meyer: Ted.

Councilman Christmas: Ted.

(WC Council Resolution 2018-06 is located on Pages 13 through 14 of these Official Minutes)

PLEDGING THE COUNTY'S SHARE OF LOCAL INCOME TAX
ORDINANCE 2018-04
SECOND AND THIRD READING

Councilman Meyer: Okay, 9C, is Ordinance 2018-04, Pledging the County's Share of Local Income Tax. Sorry. An Ordinance of the Warrick County Council pledging the County's Share of Local Income Tax formerly known as the County Economic Development Income Tax to the payment of debt service on certain General Obligation Bonds. From my understanding, this will be pledging the two hundred thousand dollars ($200,000.00) each year.

Cliff Whitehead: Yeah, starting next year towards the payment of the bond.

Councilman Meyer: Okay.

Cliff Whitehead: And we have Matt Eckerle here from Umbaugh if there's any questions. I know we had some questions on the General Obligation Bonds and generally the structure of it. So, he's available to answer certain questions.

Councilman Meyer: We did approve the First Reading last meeting. So this would be the Second and Third?

Cliff Whitehead: Yes, and ready to vote on it today.

Councilman Meyer: Yeah, okay. Anybody any questions? Comments before we make a motion?

Councilman Rudolph: So, just to be...

Councilman Richmond: So moved.

Councilman Meyer: I've got a motion, wait a minute. Motion made by Greg to approve. Is there a second?

Councilman Overton: Second.

Councilman Meyer: And seconded by Brad. Go ahead.

Councilman Rudolph: I wanted to be clear, what are we voting on right now?

Councilman Meyer: This is the Second and Third Reading of the Ordinance, Pledging Ordinance that we pledge money from Economic Development to this bond issue of two hundred thousand dollars ($200,000.00) a year.

Councilman Rudolph: Okay. Just the two hundred thousand ($200,000.00)?

Councilman Meyer: Right.

Councilman Rudolph: Right. Okay.

Councilman Meyer: Any other questions? Okay, all those in favor? Opposed? Motion carries seven, zero (7-0).

(WC Council Ordinance 2018-04 is located on Pages 14 through 15 of these Official Minutes)

LOCAL INCOME TAX DISTRIBUTION DISCUSSION.

Councilman Meyer: Okay, Local Income Tax Distribution Discussion. I'm not sure...

Krystal Powless: Paul asked me (inaudible).

Councilman Meyer: Okay, did you want to bring something up about that.

Councilman Rudolph: Well, I think, if I, the only thing I want to sort of bring up and maybe this is it, is the subject we brought up last month by Ted and Debbie on whether or not we use Local (inaudible) Income Taxes to fund the bond rather than property taxes. With Umbaugh here I thought it'd be great if we could maybe get an understanding of how much of a financial impact that would have made.

Councilman Meyer: Well, we've already passed the motions. It's over. I think, isn't it? We passed the motions to do it. Not sure what we're going to discuss here. Unless for the future?

Cliff Whitehead: Yeah...

Councilman Rudolph: I was just curious to know. I mean that's why, I didn't choose where we placed it on the agenda. That's just the question I actually had from last month, that I remember at least, was what the financial impact was.

Councilman Meyer: You want to address that?

Matt Eckerle: Sure. Good to see all of you again. My name's Matt Eckerle. I'm with Umbaugh out of Indianapolis. We're the Municipal Advisor for the County on this bond transaction. And the question you asked regarding whether you approached this as an Income Tax Bond or a Property Tax Bond. So if you were to approach it as what we call a Pure Income Tax Bond, no property taxes involved whatsoever, no property tax back up, I was talking with our pricing director earlier today, and he said right now, he's seeing in the market, you would pay about ten (10) basis points more on average in interest. Which would, on a seven million dollar ($7,000,000.00) bond would equate to about ninety thousand dollars ($90,000.00). But one (1) other thing that you would have to keep in mind is if you did approach it as a Pure Income Tax Bond, you would have to fund from bond proceeds what we call a Debt Service Reserve. And that is basically an insurance fund that you kind of hold separate so if the income tax revenues were to come up short, you would have this fund to draw on to make a payment in the interim. That would be, you would have to finance an additional seven ($700,000.00), eight hundred thousand dollars ($800,000.00) to just fund that Debt Service Reserve. So that would be an additional piece to that as well. You have a question?

Councilman Meyer: Well, I was going to say, and that is in place of property taxes?

Matt Eckerle: That's in place of property taxes because the Property Tax Bond, you don't have to worry about a Debt Service Reserve.

Matt Eckerle: Correct. With the property taxes, the market sees that, what we call it is an Ad Valorem Property Tax, which means 'at value,' which means you are levying the property tax at the value you need to pay the bonds. Income taxes aren't viewed as secure, so that's why you would have to have that reserve in place.

Councilman Meyer: I gotcha.

Matt Eckerle: And then the, the final consideration that you would have to take into account is just, what are you using your income taxes for currently? And I know that's less market side, more kind of financial planning side. And if you were going to use a million and a half ($1,500,000.00) a year, a million point seven ($1,700,000.00) to make the bond payments, what projects are you all already funding out of EDIT that you might have to reconsider funding during that debt service (inaudible).

Councilman Meyer: I got it. Does that answer your question?

Councilman Rudolph: Very much so, thank you for your time.

Councilman Meyer: Thank you.

Matt Eckerle: No problem.

BUDGET REDUCTION AUDITOR

Councilman Meyer: Okay, 9E, is Budget Reduction, Auditor, Part-Time Clerical, three thousand dollars ($3,000.00). This came up, I think, at the last meeting and I think you wanted it put on this maybe? Correct?

Councilman Rudolph: Uh, yeah, I mean the Council passed, passed a motion.

Councilman Meyer: Right.

Councilman Rudolph: So, yeah, but at this point if we're going to have...

Councilman Christmas: It was advertised in the paper, am I correct?

Krystal Powless: Um hum.

Councilman Christmas: We advertised it.

Councilman Rudolph: If we're going to have, I mean this was a temporary issue for one (1) year, I'm not too concerned about, if it was going to be an ongoing thing. And we already heard from the Auditor earlier that this, that this is probably not going to be, to occur next year.

Councilman Meyer: So you don't, you don't want to do it?

Councilman Rudolph: I wanted it on the agenda to talk about, I'm not motioning that we do anything else.

Councilman Meyer: Okay.

Councilman Rudolph: Someone else can. But I'm not.

Councilman Meyer: So, I guess that goes with, 9F, also. I do understand that the Fact Book has been done by our part-time people. So, anybody else?

Councilman Rudolph: That help is appreciated.

Councilman Meyer: Yeah. Anybody from the audience like to address the Council for any reason? Any Council member have anything?

INFORMATION ON THE DISTRIBUTION OF LOCAL INCOME TAX

Councilman Richmond: I have a question. Supplemental distribution, I think our attorney's (inaudible) on this before. This is the Income Tax Distribution Supplemental, that we can use that either Rainy Day or General. So I need to make sure that you check that again, and the amount won't be this eight hundred seventy thousand ($870,000.00)...?

Councilman Meyer: Be about half of that, isn't it?

Councilman Richmond: It'd be less than that because the Cities and Towns get a share.

Councilman Meyer: Right.

Councilman Richmond: And do we have, is Debbie here? They don't have it yet?

Krystal Powless: (Inaudible).

Councilman Richmond: They don't have it yet?

Krystal Powless: No. (Inaudible).

Councilman Richmond: Just wondering if you'd received what our distribution was yet?

Auditor Stevens: Oh.

Councilman Richmond: That's all I need.

Auditor Stevens: (Inaudible). We know the amount, but how, where, if we are restricted and have to put them in certain funds, we, we don't know that yet. So, I'll do a little more study on it.

Councilman Richmond: Okay, that's why I asked the attorney to look into it.

Councilman Meyer: It, probably about half of it that we would get?

Auditor Stevens: I think more than that.

Krystal Powless: Maybe a little bit more than half.

Auditor Stevens: We're probably around about eighty percent (80%) right now?

Krystal Powless: Probably.

Auditor Stevens: (Inaudible).

Councilman Meyer: Really?

Councilman Richmond: Yeah.

Councilman Christmas: (Inaudible).

Auditor Stevens: For LIT.

Krystal Powless: Of what, what that is.

Councilman Meyer: Okay, okay.

Auditor Stevens: Thank you.

Councilman Meyer: Thank you.

Councilman Overton: (Inaudible) fill up Rainy Day Fund.

Councilman Meyer: Yeah, (inaudible). Anybody else?

APPOINTMENT REPLACEMENT FOR THE TOURISM BOARD

Councilman Hachmeister: Yeah, our appointee that we appointed last month, Patti Clutter, was notified on the dates of the Tourism meetings, cannot make it at the meeting at 4:00 (PM). So she would like to (inaudible), or has resigned to that aspect. In the meantime, the Coal Museum, they spoke with Sheri Sherman out of the Chamber. And then of course Sheri talked to Marlin and Marlin called me. The Coal Museum Board had asked to put Rick Miller on as an appointee. So I called Rick to make sure that there wasn't a problem. Of course he's retired and there's no problem being, and he was glad to be on the Board if we so choose.

Councilman Meyer: So is that a motion?

Councilman Hachmeister: That is a motion to appoint Rick Miller.

Councilman Christmas: I second that motion.

Councilman Meyer: We have a motion made by David and seconded by Charlie to appoint Rick Miller to the Tourism Commission. Any discussion?

Councilman Rudolph: What's Rick's background?

Councilman Hachmeister: Retired coal miner from the Lynnville area.

Councilman Meyer: Anybody else? All those in favor? Opposed? Motion carries six, one (6-1 with Paul Rudolph opposing).

Krystal Powless: And the one (1)?

Councilman Meyer: Paul. Okay.

THANK YOU NOTE FROM THE RICHMOND FAMILY

Councilman Meyer: We do have a thank you note from Greg's family. You know his mother recently passed away. County Council, thank you so much for the beautiful potted plant and for all you who were able to attend the visitation of my mom. We really appreciate it. Greg. Sorry about that, Greg. But, anybody else? I will say our next meeting will be

June 14th which is the second Thursday of the month, not the first. We had we had a Councilman with a conflict so it will be June 14th at 6:00 (PM). Nothing else?

Councilman Hachmeister: Motion.

Councilman Meyer: Meeting's adjourned.

ADJOURNMENT: Meeting adjourned at 7:06 PM.

WARRICK COUNTY COUNCIL

Gary Meyer, D.D.S., President

Greg Richmond, Vice President

David Hachmeister

Brad Overton

Ted Metzger

Charles R. Christmas

Paul Rudolph

ATTEST:

Deborah K. Stevens, Auditor
Warrick County, IN

Minutes transcribed by Kristine Georges

Sec. 1 Be it ordained (resolved) by the Warrick County Council, Warrick County, Indiana, that for the expenses of the taxing unit the following additional sums of money are hereby appropriated out of the funds named and for the proposed specified, subject to the laws governing the same:

FUND	APPROPRIATION NUMBER	DESCRIPTION	AMOUNT REQUESTED	AMOUNT REQUIRED
Economic Development	1112-000-4515.50	Courthouse Bond	$200,000.00	200,000
Total Economic Development			$200,000.00	
Rainy Day	1186-000-4114.00	Courthouse Bond	$100,000.00	100,000
Total Rainy Day			$100,000.00	
Computer	1000-140-4342.10	Contract Computer	$350,000.00	Deny
Total Computer			$350,000.00	
Sheriff	1000-113-4245.10	Uniforms	$45.00	45
Total Sheriff			$45.00	
Recorder Perpetuation	1189-000-4111.50	Contractual Services	$50,000.00	50,000
Total Recorder Perpetuation			$50,000.00	
E911	1222-000-4441.00	Equipment	$110,200.00	110,200
Total E911			$110,200.00	
Circuit Court	1000-110-4189.00	Pauper Documents	$40,000.00	40,000
Total Circuit Court			$40,000.00	
Highway	1176-101-4113.00	Assistant Superintendent	$1,982.80	1982.80
	1176-101-4115.50	Lead Foreman	$192.30	192.30
Total Highway			$2,175.10	
Council	1000-145-4113.00	Part Time Clerical	$3,000.00	—
Total Council			$3,000.00	
Budget Reduction Auditor	1000-102-4195.00	Part Time Clerical	- $3,000.00	—
Total Reduction Auditor			- $3,000.00	

Taxpayers appearing in the meeting shall have a right to be heard. The additional appropriations as finally made will be referred to the State Board of Tax Commissioners. The Board will make a written determination as to the sufficiency of funds to support the appropriations made within fifteen (15) days of receipt of a Certified Copy of the action.

Adopted this 3 day of MAY, 2018

AYE NAY 4-0

ATTEST: Deborah Stevens
Auditor Warrick County

WARRICK COUNTY COUNCIL RESOLUTION NO. 2018 - 05

APPROPRIATION RESOLUTION OF THE COUNTY COUNCIL OF WARRICK COUNTY, INDIANA, AUTHORIZING A TRANSFER FROM THE COUNTY'S LOCAL INCOME TAX FUND ALLOCATED TO ECONOMIC DEVELOPMENT PROJECTS (FORMERLY KNOWN AS THE COUNTY ECONOMIC DEVELOPMENT INCOME TAX)

WHEREAS, the Warrick County Council (the "Council"), as the fiscal body of Warrick County, Indiana (the "County"), has given consideration to projects and improvements at certain County-owned facilities including without limitation: (i) renovations, improvements and upgrades to the existing County Courthouse and Judicial Center, as more particularly identified and described in the report from Energy Systems Group, Inc., dated February 8, 2018, including, but not limited to, certain structural, electrical, mechanical, plumbing, HVAC and technology equipping and improvement projects; (ii) renovations, improvements and upgrades to the County's existing historic jail; (iii) acquisition, improvement and equipping projects for the County Sheriff Department, including, without limitation, certain technology upgrades to the computer system and E911 system; and (iv) any other miscellaneous renovations, improvements or equipping projects related to the foregoing items (collectively, the "Project"); and

WHEREAS, the County has imposed a county economic development income tax on the adjusted gross income of County taxpayers pursuant to Indiana Code 6-3.5-7, which law has been repealed and codified at Indiana Code 6-3.6 for the purpose of consolidating all local income taxes into a single article and reclassified as the economic development purposes and certified shares components of additional revenues derived from the expenditure rate tax under IC 6-3.6 (referred to herein as "LIT" and the revenues derived therefrom as "LIT Revenues"); and

WHEREAS, the Council has determined that it will be of public utility and benefit to use a portion of the County's distributions of LIT Revenues towards payment of the costs of the Project and the Council now desires to do so as set forth herein; and

WHEREAS, the Council did not include the Project in the regular budget for the year 2018; and

WHEREAS, an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein; and

WHEREAS, notice of a public hearing on said appropriation has been duly given by publication as required by Indiana law, and the hearing on said appropriation has been held on the date hereof at which all taxpayers had an opportunity to appear and express their views as to such appropriation.

NOW, THEREFORE BE IT RESOLVED by the Council, as follows:

Section 1. The Council finds and determines that an appropriation of $200,000.00 is permitted by I.C. § 6-3.6-6-9.

Section 2. The Council finds that the use of the $200,000.00 towards the payment of the Project is consistent with the purpose of I.C. § 6-3.6-10-2.

Section 3. Because of the findings in Sections 1 and 2, *supra*, the Warrick County Treasurer is hereby directed to transfer $200,000.00 from the LIT Fund (formerly known as the EDIT Fund) for the purposes indicated herein.

Section 4. The President of the Council, County Treasurer, and County Auditor are hereby authorized to take all such actions and to execute all such instruments as are desirable to carry out the transactions contemplated by this Resolution, in such forms as such officer or member executing the same shall deem proper, to be conclusively evidenced by the execution thereof, and any and all actions previously taken, or documents previously executed, in connection with the transactions contemplated by this resolution are hereby ratified and approved.

PASSED this 3rd day of May 2018.

Warrick County Council

Gary Mosley, D.D.S., President

Greg Richmond, Vice President

Charles R. Christmas

David Hochmeister

Paul Rudolph

Brad Overton

Ted Metzger

ATTEST:

Deborah K. Stevens, Auditor
Warrick County, Indiana

WARRICK COUNTY COUNCIL RESOLUTION NO. 2018 - 06

APPROPRIATION RESOLUTION OF THE COUNTY COUNCIL OF WARRICK COUNTY, INDIANA, AUTHORIZING A TRANSFER OF FUNDS FROM THE RAINY DAY FUND

WHEREAS, the Warrick County Council (the "Council"), as the fiscal body of Warrick County, Indiana (the "County"), has given consideration to projects and improvements at certain County-owned facilities including without limitation: (i) renovations, improvements and upgrades to the existing County Courthouse and Judicial Center, as more particularly identified and described in the report from Energy Systems Group, Inc., dated February 8, 2018, including, but not limited to, certain structural, electrical, mechanical, plumbing, HVAC and technology equipping and improvement projects; (ii) renovations, improvements and upgrades to the County's existing historic jail; (iii) acquisition, improvement and equipping projects for the County Sheriff Department, including, without limitation, certain technology upgrades to the computer system and E911 system; and (iv) any other miscellaneous renovations, improvements or equipping projects related to the foregoing items (collectively, the "Project"); and

WHEREAS, the County Council ("Council") of Warrick County, Indiana ("County") created its Rainy Day Fund (the "Fund"), by passage and adoption of Ordinance No. 2004-01, and thereafter amended, pursuant to I.C. § 36-1-8-5.1; and

WHEREAS, the Fund may be used for the purpose of the operation of the County, including equipment, capital improvements, repairs, and similar expenditures; and

WHEREAS, the Council desires to spend no more than $100,000 of the money on deposit in the Fund for the purpose of paying a portion of the costs of the Project; and

WHEREAS, the Council did not include the Project in the regular budget for the year 2018; and

WHEREAS, an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein; and

WHEREAS, notice of a public hearing on said appropriation has been duly given by publication as required by Indiana law, and the hearing on said appropriation has been held on the date hereof at which all taxpayers had an opportunity to appear and express their views as to such appropriation.

NOW, THEREFORE BE IT RESOLVED by the Council, as follows:

Section 1. The Council finds and determines that an appropriation of up to $100,000.00 for the purpose of financing a portion of the Project is consistent with the purposes of the Fund.

Section 2. Such appropriation shall be in addition to all appropriations provided for in the existing budget and levy, and shall continue in effect until the end of this year. Any surplus of such proceeds shall be credited to the proper fund, funds, account, or accounts as provided by

law.

Section 3. The President of the Council, County Treasurer, and County Auditor are hereby authorized to take all such actions and to execute all such instruments as are desirable to carry out the transactions contemplated by this Resolution, in such forms as such officer or member executing the same shall deem proper, to be conclusively evidenced by the execution thereof, and any and all actions previously taken, or documents previously executed, in connection with the transactions contemplated by this resolution are hereby ratified and approved.

PASSED this 3rd day of May 2018.

Warrick County Council

Gary Meyer, D.D.S., President

Greg Richmond, Vice President

Charles R. Christman

David Huehmeister

Paul Rudolph

Brad Overton

Ted Metzger

ATTEST:

Deborah K. Stevens, Auditor
Warrick County, Indiana

WARRICK COUNTY COUNCIL ORDINANCE NO. 2018-04

AN ORDINANCE OF THE WARRICK COUNTY COUNCIL PLEDGING THE COUNTY'S SHARE OF LOCAL INCOME TAX (FORMERLY KNOWN AS THE COUNTY ECONOMIC DEVELOPMENT INCOME TAX) TO THE PAYMENT OF DEBT SERVICE ON CERTAIN GENERAL OBLIGATION BONDS

WHEREAS, the Warrick County Council (the "Council"), as the fiscal body of Warrick County, Indiana (the "County"), has given consideration to projects and improvements at certain County-owned facilities including without limitation: (i) renovations, improvements and upgrades to the existing County Courthouse and Judicial Center, as more particularly identified and described in the report from Energy Systems Group, Inc., dated February 8, 2018, including, but not limited to, certain structural, electrical, mechanical, plumbing, HVAC and technology equipping and improvement projects; (ii) renovations, improvements and upgrades to the County's existing historic jail; (iii) acquisition, improvement and equipping projects for the County Sheriff Department, including, without limitation, certain technology upgrades to the computer system and E911 system; and (iv) any other miscellaneous renovations, improvements or equipping projects related to the foregoing items (collectively, the "Project"); and

WHEREAS, in order to provide funds to pay for costs of the Project, together with incidental expenses incurred in connection with or on account of the issuance of the Bonds, including any capitalized interest thereon, the Council previously adopted Ordinance No. 2018-02, on March 8, 2018, authorizing the issuance of general obligation bonds of the County in an original aggregate principal amount of not to exceed Seven Million Four Hundred Thousand Dollars ($7,400,000) (the "Bonds"); and

WHEREAS, the County has imposed a county economic development income tax on the adjusted gross income of County taxpayers pursuant to Indiana Code 6-3.5-7, which law has been repealed and codified at Indiana Code 6-3.6 for the purpose of consolidating all local income taxes into a single article and reclassified as the economic development purposes and certified shares components of additional revenues derived from the expenditure rate tax under Indiana Code 6-3.6 (referred to herein as "LIT" and the revenues derived therefrom as "LIT Revenues"); and

WHEREAS, the Council has determined that it will be of public utility and benefit to pledge the County's distributions of LIT Revenues to secure, in part, the payment of the Bonds, and the Council now desires to pledge the County's distributions of LIT Revenues to pay a portion of the debt service due on the Bonds as set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL, AS FOLLOWS:

Section 1. Pledge of LIT Revenues. Pursuant to Indiana Code 5-1-14-4 and Indiana Code 6-3.6-10-6, the Council, on behalf of the County, hereby pledges and assigns the County's distributions of LIT Revenues to the payment of a portion of the debt service due on the Bonds in the amount of $200,000 per year (such amount, the "2018 LIT Pledge") for a term of years not less than the term of the Bonds. The 2018 LIT Pledge shall be effective as set forth in Indiana Code 5-1-14-4 without the necessity of filing or recording this Ordinance or any other instrument except in the records of the County. The 2018 LIT Pledge set forth herein shall automatically terminate upon the earlier of the final maturity or redemption in full of the Bonds. The 2018 LIT Pledge shall be a first charge against the County's distributions of LIT Revenues. The County has not pledged or otherwise encumbered its LIT Revenues, and there are no prior liens, encumbrances or other restrictions on the LIT Revenues or on the County's ability to pledge the LIT Revenues to the payment of the Bonds.

Section 2. Issuance of Parity Obligations. The County reserves the right to authorize and issue bonds, enter into leases or incur other obligations entitled to the pledge of LIT Revenues, in whole or in part, or any combination thereof, and otherwise pledge the County's LIT Revenues to secure bonds, lease rental payments or other obligations ranking on a parity with the 2018 LIT Pledge (such additional bonds, lease rental payments or other obligations, the "Parity Obligations"). The authorization and issuance of Parity Obligations shall be subject to the following conditions precedent:

(a) All payments due on the Bonds and all payments on any outstanding Parity Obligations payable from LIT Revenues shall be current to date in accordance with the terms thereof, with no payment in arrears.

(b) As of the time of issuance of the proposed Parity Obligations, to the extent that any other Parity Obligations secured by one or more debt service reserve funds shall be outstanding, the balance in such debt service reserve funds shall be at least equal to the respective reserve requirements for such other outstanding Parity Obligations; provided, however, this condition shall be deemed satisfied if any required amount is to be provided from the proceeds of the proposed Parity Obligations or other funds of the County;

(c) The County shall have received a certificate prepared by an independent, qualified accountant or feasibility consultant certifying the amount of the LIT Revenues estimated to be received in each succeeding year shall be at least equal to one hundred twenty-five percent (125%) of the 2018 LIT Pledge and the debt service or lease rental requirements of any outstanding Parity Obligations and the proposed Parity Obligations for each respective year during the remaining term of the Bonds, any outstanding Parity Obligations and the proposed Parity Obligations. Notwithstanding the foregoing, any proposed Parity Obligations secured by a property tax levy under Indiana Code 36-1-10-17, a special benefits tax levy under Indiana Code 36-7-14-27, or by a pledge of any other property taxes of general applicability, or some combination of the foregoing, may be issued or entered into without meeting the foregoing coverage requirements of this subsection (c).

(d) Payments of any Parity Obligations payable from the LIT Revenues shall be payable semiannually on January 15 and July 15 of each year.

The terms and conditions of any Parity Obligations shall be set forth in the ordinance or resolution authorizing such Parity Obligations. The County shall approve and confirm the figures and estimates set forth in the above-described certificate in any resolution or ordinance authorizing the proposed Parity Obligations.

The County may issue obligations payable from LIT Revenues on a junior and subordinate basis to the 2018 LIT Pledge and any other outstanding Parity Obligations. However, any such junior and subordinate obligations payable from LIT Revenues shall be payable semiannually on January 15 and July 15.

Section 3. No Repeal. So long as the Bonds remain outstanding, the Council covenants that it will take no action to rescind or repeal LIT, to reduce the LIT rate or to take any action that would result in the County receiving a smaller distribution of LIT Revenues than the distribution of LIT Revenues to which it was entitled to receive on the effective date of this Ordinance.

Section 4. Authorization of Other Actions. Each of the Board of Commissioners of the County, the members of the Council, the County Auditor, the County Treasurer and any other officer, employee or agent of the County is hereby authorized and directed, for and on behalf of the County, to execute and deliver any contract, agreement, certificate, instrument or other document and to take any action as such person determines to be necessary or appropriate to accomplish the purposes of this Ordinance, such determination to be conclusively evidenced by such person's execution of such contract, agreement, certificate, instrument or other document or such person's taking of such action.

Section 5. Severability. If any part of this Ordinance shall be adjudged to be invalid by a court of proper jurisdiction, it shall be conclusively presumed that the Council would have passed the remainder of this Ordinance without such invalid part.

Section 6. Repeal of Conflicting Ordinances. All ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, hereby repealed.

Section 7. Effective Date. This Ordinance shall be in full force and effect from and after its adoption by the Council and upon compliance with the procedures required by law.

DULY PASSED and ADOPTED on this 3 day of May, 2018, by the Warrick County Council, as fiscal body of Warrick County, Indiana, by a vote of 6 in favor, 1 opposed, and 0 abstaining.

WARRICK COUNTY COUNCIL

Gary Mayer, D.O.S., President

Greg Richmond, Vice President

Charles R. Christmas

David Hachmeister

Paul Rudolph

Brad Overton

Ted Metzger

ATTEST:

Deborah K. Stevens, Auditor
Warrick County, Indiana