

WARRICK COUNTY BOARD OF COMMISSIONERS MEETING
REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street, Suite 303
Boonville, Indiana
November 28, 2022
10:00 A.M.

The Warrick County Commissioners met in regular session with Terry Phillippe, President; Robert Johnson, Vice President; and Dan Saylor, Member. Attorney John Goth and Administrator Heather Soberg were in attendance.

Official Recording Secretary Kristine Georges attended and recorded the minutes. Auditor Stevens was attending a State Auditor's meeting.

President Terry Phillippe called the meeting to order at 10:00 AM.

PLEDGE OF ALLEGIANCE

AREA PLAN COMMISSION

Commissioner Terry Phillippe: Thank you. Alright, the first order of business is Area Plan and they have no business this morning.

**ACTION AGENDA
APPROVAL OF MINUTES
NOVEMBER 11, 2022**

Commissioner Terry Phillippe: So, next order of business is the Approval of Minutes from the November 14, 2022 meeting.

Commissioner Bob Johnson: Make a motion to approve the November 14th minutes.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

**COUNTY ADMINISTRATOR
CONSENT AGENDA**

**CERTIFIED CLAIMS – NON-CERTIFIED CLAIMS – PAYROLL
TRI-STATE FIRE PROTECTION CONTRACT – WEIGHTS & MEASURES REPORT
LANE TOWNSHIP BOARD APPOINTEE – CLERK'S OCTOBER REPORT
GRANTS ADMINISTRATOR CONTRACT**

LEPC EMERGENCY RESPONSE PLAN FOR HAZARDOUS MATERIAL INCIDENTS

Commissioner Terry Phillippe: Next order of business is our County Administrator.

Heather Soberg: Thank you, Mr. President. Today on the Consent Agenda, the County Auditor Claims Voucher Report, dates 11-16-2022 through 11-29-2022; and Payroll date of 11-21-2022. Next is the approval of the Tri-State Fire Protection Fire System Inspection Contract for the Warrick County Jail Complex. The next item is the Weights and Measures Report from 10-16 through 11-15-2022. Next is the Lane Township Board Appointee, Trina Jenkins. Next is the Clerk's Monthly Report dated the end of October, 2022. Next is the Grants Administrator Contract. And the last item is the LEPC Emergency Response Plan for Hazardous Material Incidents. And that is the Agenda.

Commissioner Dan Saylor: Heather, I have a question.

Heather Soberg: Yes, Sir?

Commissioner Dan Saylor: Maybe it's Todd. This Trina Jenkins, does she need to be sworn in or is...?

Heather Soberg: She will. Yes.

Commissioner Dan Saylor: Okay. She's not been sworn in by the...

Heather Soberg: Not until you make this motion today.

Commissioner Dan Saylor: Okay. Alright.

Commissioner Bob Johnson: I'm make a motion to approve the Consent Agenda.

Commissioner Dan Saylor: I'll second that.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: (Inaudible).

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

Heather Soberg: That's all I have, Mr. President.

Commissioner Terry Phillippe: Very good.

(Certified Claims are located on Pages 11 through 13 of these Official Minutes)

(Non-Certified Claims are located on Page 13 of these Official Minutes)

(Payroll is located on Page 14 of these Official Minutes)

(Tri-State Fire Contract is located on Page 14 of these Official Minutes)

(Clerk's Report is located on File in the Auditor's Office)

(Grants Administrator Contract is located on File in the Auditor's Office)

**COUNTY ATTORNEY
PTO DISCUSSION FOR CHIEF DEPUTY AUDITOR**

Commissioner Terry Phillippe: Next order of business is our County Attorney.

John Goth: Thank you, Mr. President. Before we get to the Ordinance, I'd like to first move in front of that an issue that we were asked to investigate by the Human Resources Manager and that was the use or potential misuse of comp time in the Auditor's Office pursuant to a request by the Deputy Auditor working out of an accrued bank PTO. Our office investigated the matter and based on that, we found the following relevant facts: salaried exempt/excluded employees are not entitled to comp time under the Employee Handbook. However, in 2022, the Deputy Auditor was absent for four (4) full days using comp time. And those absences have been compensated using eligible PTO benefits. In 2021, the Deputy Auditor was absent for eight (8) full days using comp time and those should have been likewise compensated through eligible PTO benefits. And based on those findings of fact, we would make the recommendation to the Board as a consideration of a motion to reprimand both the Deputy Auditor and the Auditor for the submission and approval of Payroll Claims permitting the Deputy Auditor to be absent from work while benefiting from comp time accrual that Deputy Auditor was not entitled to receive. If you wish to make that motion you may do so now. You just have the ability to make that motion.

Commissioner Bob Johnson: I'll make that motion.

John Goth: As stated.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

John Goth: The next, the other recommendation made is a consideration of a motion to deny the Deputy Auditor's request be paid for banked PTO time in 2022. The past two (2) years the Deputy Auditor has taken twelve (12) full days of comp time to which she was not entitled and that should reduce her PTO to ensure she's not over compensated. So, the motion would be to instead pay the Deputy Auditor three (3) full days of vacation pay that are remaining and to which she is entitled.

Commissioner Bob Johnson: Make a motion to pay her the three (3) days.

Commissioner Dan Saylor: I'll second that.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

ORDINANCE AMENDING THE PUBLIC NUISANCE CHAPTER

John Goth: Then to the one (1) item I have listed on the agenda is Ordinance 2022. This is an Ordinance that would amend the Public Nuisance Chapter of the Code of Ordinances. I sent this to you, probably Wednesday afternoon, so, I don't expect you to have read it. And so, basically, I would just ask this be tabled while you guys have the opportunity to read it for next meeting. Summarize and introduces a Code Enforcement Officer to the picture who would streamline the administration and efficiency of the chapter. It also makes more efficient the, how handle...excuse me...how the Ordinance handles weeds and rank vegetation without necessarily needing an order of abatement from a judge. But, you have the opportunity to read those over the next few weeks and perhaps introduce to the next, at the next at the next Commissioner meeting.

Commissioner Bob Johnson: I'll make a motion to table until our next meeting which would be, what's the date?

Commissioner Dan Saylor: December 12th.

Commissioner Bob Johnson: The 12th.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

John Goth: That's all for me, Mr. President.

Commissioner Terry Phillippe: Thank you.

**COUNTY ENGINEER/HIGHWAY
DANCO OCTOBER PAYOUT**

Commissioner Terry Phillippe: Next order of business is our County Highway Engineer who is not here. Steve, you're covering?

Steve Sherwood: Steve Sherwood here to cover for Bobby Howard who could not attend the meeting due to illness. He said he had no business. So, we have a Danco October Payout that was tabled on November 14th. I don't know if, if Heather has any...?

Commissioner Bob Johnson: I thought we approved that?

Heather Soberg: He wanted to table that based on getting some information from Danco. So, with him being out, maybe he has not had the opportunity to get that information. So, we can table.

Steve Sherwood: I've not been presented anything to forward to the Board at this point.

Commissioner Bob Johnson: Okay. So, I'll just go ahead and ask that we table that until our next meeting the 12th.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

Commissioner Terry Phillippe: Next order of business, is that all, Steve? No business?

Steve Sherwood: Yes, that's all I have.

Commissioner Terry Phillippe: Thank you.

**COUNTY GRANTS DEVELOPMENT DIRECTOR
ARPA COMPETITIVE REQUESTS**

Commissioner Terry Phillippe: Next order of business is our County Grants Development Director.

Debbie Bennett-Stearnsman: Good morning.

Commissioner Terry Phillippe: Good morning.

Commissioner Bob Johnson: Good morning.

Debbie Bennett-Stearnsman: Just to refresh your memory, I did copy each of the (inaudible) and it's got the spreadsheet and stuff. I already copied the, oh, I didn't say my name, Debbie Bennett-Stearnsman, Grants Development Director. The items that were tabled from the last month, last meeting, there were eight (8) different projects that were brought before the Commissioners and reviewed. I made a copy of what I spoke about the last time. We can either re-review them and I can tell you about them or I can just go by project. Or you can table them if you hadn't decided which ones you wanted to choose at this time. I've also included again the spreadsheet in the back that we looked at the last time showing the different projects, the core recommendation, and the ARPA requests. There's only been two (2) changes since I was here last time. The Town of Chandler did call. They have a sidewalk application in as well as a Storm Water application. Both were recommended by the core group at a hundred thousand (\$100,000.00), and they, the core group stated that you could make the decision or the Town could make a decision which one (1) to move forward with. The other was from the Trails, the Southwest Indiana Trailheads. I received an email from Brad Scales that said, "Good morning, Debbie. I don't want to be out of line but I feel the Commissioners should know that we may not be able to honor the request at the reduced rate in the future. The company is at full capacity to fulfill our promise at this time, but were forced to begin working out of the area." He doesn't know that he'll be able to fulfill his commitment. So, that's the only two (2) correspondence that I have received since reviewing the last projects. So, I can review them one (1) at a time or just by name, by the project name only, if you're ready to make a decision.

Commissioner Terry Phillippe: I think, let me add a comment here, Debbie. I had kind of taken your spreadsheet here on the back and sent it to both other Commissioners with, with what my thoughts were on allocations for each project. What I'd be willing to do up to. I don't know if they've had a chance to, to look at that or not. We obviously get a lot of emails. You guys have a chance...?

Commissioner Bob Johnson: I've had an opportunity to, in fact, I'd called you and discussed it with you.

Commissioner Terry Phillippe: Okay, see, there you go, there's my memory. Did you get a chance to look at that, Dan?

Commissioner Dan Saylor: Um hum. I didn't have any real issues with any of your thoughts.

Commissioner Bob Johnson: So, where do we go from here?

Debbie Bennett-Stearnsman: So, do you want me to say each project and you tell me if that's, you want it to move forward or table it? Just state it by project?

Commissioner Bob Johnson: Sure.

Debbie Bennett-Stearnsman: And you can tell me if the amount recommended is good or bad or whatever? First one (1) was the improvements at Lou Dennis Park submitted by Park Pals nonprofit in Newburgh. The recommendation was two hundred fifty thousand dollars (\$250,000.00).

Commissioner Bob Johnson: Do you want to do each one (1) of these by motion?

Commissioner Terry Phillippe: Yeah, I'm trying, I'm actually trying to find the numbers that I, that I emailed to you guys. Bear with me here just one (1) moment.

Commissioner Dan Saylor: You send a lot of emails. I don't see at the first look.

Commissioner Bob Johnson: What (inaudible)?

Commissioner Dan Saylor: What was the subject?

Commissioner Terry Phillippe: I'm going to screenshot it and text it to you.

Commissioner Bob Johnson: Hang on there, young lady.

Debbie Bennett-Stearnsman: I'm fine.

Commissioner Bob Johnson: We're old and feeble.

Commissioner Terry Phillippe: So, those were my thoughts.

Commissioner Dan Saylor: You said that was a text or an email?

Commissioner Terry Phillippe: I just texted it to you.

Commissioner Dan Saylor: There I go.

Commissioner Bob Johnson: Okay.

Commissioner Terry Phillippe: So, to outline my thinking, Debbie, you know, I'm thinking if, if we, if, first of all, we don't have enough money to honor all of these requests. Second of all, we've got until the end of 2024 allocate it and the end of '26 to spend it. We didn't do any retainage on the competitive amounts.

Debbie Bennett-Stearnsman: Yeah.

Commissioner Terry Phillippe: So, my thinking was to, you know, allocate to these projects and then hold just a little bit back. Not much.

Debbie Bennett-Stearnsman: Okay.

Commissioner Terry Phillippe: And so, I did some math and I figured out what I thought myself I'd be willing to go up to, and that's the information I just shared with the other Commissioners. So, the first one (1) is Park Pals. Is that where we're at?

Debbie Bennett-Stearnsman: Yes. The first one (1) was Park Pals and the recommendation from the core group was two-fifty (\$250,000.00).

Commissioner Bob Johnson: We want to amend that, right?

Commissioner Terry Phillippe: Do you guys want me to say that out loud? I'm obviously not the one (1) who makes motions here.

Commissioner Bob Johnson: Sure. First of all, I guess, is there any disagreement on these amounts? Or do we all concur?

Commissioner Dan Saylor: I am, I'm good with it.

Commissioner Bob Johnson: I am as well.

Commissioner Terry Phillippe: So, Debbie, here's the numbers we're looking at: Park Pals, a hundred thousand (\$100,000.00); St. John the Baptists Catholic School, seventy-five thousand (\$75,000.00); Isaac Walton, two hundred thousand (\$200,000.00); Town of Chandler, zero (\$0.00); Trailheads, a hundred thousand (\$100,000.00); Youth First, a hundred thousand (\$100,000.00); Newburgh Museum, thirty thousand (\$30,000.00); and WESK, zero (\$0.00). And I know that you've done some diligence, kind of asking if, you know, certain amounts will work.

Debbie Bennett-Stearnsman: Correct.

Commissioner Terry Phillippe: And I don't know if these amounts work for them or not. So, I suppose if we approve these, they could come back and say no, and then we'd be back to the drawing board.

Debbie Bennett-Stearnsman: Correct. At least I could give them what was approved and ask if they can move forward or not with their projects.

Commissioner Terry Phillippe: Okay.

Debbie Bennett-Stearnsman: If they can, we'll move accordingly.

Commissioner Terry Phillippe: Guess this is what you call beating down to the nitty gritty, right?

Debbie Bennett-Stearnsman: Correct.

Commissioner Dan Saylor: So, I make a motion to approve those amounts with those seven (7) requests.

Commissioner Bob Johnson: I agree. Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

Debbie Bennett-Stearnsman: Okay.

(All ARPA Paperwork is located in the County Grants Department)

**APPROVAL OF GRANT AGREEMENTS
TOWN OF NEWBURGH - RIVERTOWN TRAILS**

Debbie Bennett-Stearnsman: So, the next item that I had listed is I received back the competitive contract from the Town of Newburgh and this was for a hundred and seventy-five thousand dollars (\$175,000.00) for the Rivertown Trails. I just have the contract needs to be approved.

Commissioner Terry Phillippe: So, to outline my thinking, Debbie, you know, I'm thinking if, if we, if, first of all, we don't have enough money to honor all of these requests. Second of all, we've got until the end of 2024 allocate it and the end of '26 to spend it. We didn't do any retainage on the competitive amounts.

Debbie Bennett-Stearnsman: Yeah.

Commissioner Terry Phillippe: So, my thinking was to, you know, allocate to these projects and then hold just a little bit back. Not much.

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Debbie Bennett-Stearnsman: Correct.

Commissioner Dan Saylor: So, I make a motion to approve those amounts with those seven (7) requests.

Commissioner Bob Johnson: I agree. Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

Debbie Bennett-Stearnsman: Okay.

(All ARPA Paperwork is located in the County Grants Department)

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Commissioner Dan Saylor: Okay. Okay. I just...

Debbie Bennett-Stearnsman: That's the Ruff, that's the change.

Commissioner Dan Saylor: We talked about shade structures and stuff.

Debbie Bennett-Stearnsman: Yes. Yes.

Commissioner Dan Saylor: Okay. Okay. Yeah.

Debbie Bennett-Stearnsman: Because, they are all, it also includes three (3) shade structures.

Commissioner Dan Saylor: But not over the park?

Debbie Bennett-Stearnsman: Right.

Commissioner Dan Saylor: Okay.

Commissioner Terry Phillippe: You good with it?

Commissioner Dan Saylor: Yeah, I like the way the slides are facing. When the slides face to the west or the south, they heat up to about a hundred and thirty (130) some degrees. They get pretty, they get pretty hot. Yeah. So.

Commissioner Terry Phillippe: When I was a kid...

Commissioner Dan Saylor: Huh?

Commissioner Terry Phillippe: Back when I was a kid...

Commissioner Dan Saylor: Well, back when you was a kid, they were stainless steel and you held your legs up. You just make sure your bottom was hitting the slide.

Commissioner Bob Johnson: We wore clothes.

Commissioner Dan Saylor: That's right.

Debbie Bennett-Stearnsman: I'll also mentioned that this has turf ground or turf base. And that was because there was a fifteen (15) year warranty on the turf versus the poured, was only a three (3) year warranty.

Commissioner Terry Phillippe: Got it.

Debbie Bennett-Stearnsman: The poured rubber.

Commissioner Bob Johnson: I make a motion to approve Option 4, contingent on Counsel making the changes necessary to the contract.

Commissioner Dan Saylor: And I'll second that.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

SHELTER HOUSE AT SCALES LAKE

Debbie Bennett-Stearnsman: Okay, and the last one that I have is the shelter house at Scales Park. So, this has kind of been going back and forth for a while. We had a quote from Chris Kivett, Kivett Construction for a hundred and three thousand dollars (\$103,000.00) to remodel the existing or shelter house at Scales Park. If you look at the very last page, it says it will have a brown roof. That's what I thought we were going to get was the one (1) with the flagstone halfway up. Still have the brown roof the white ceiling underneath. He'd be using the existing foundation. And I thought that's what you're talking about 'til last Wednesday. I got an email from Ben and Ben said, Ben Labhart, Scales, said that he wanted the flagstone to go all the way to the top which is the next to the last picture. The reason why was he said the poles were unstable and they looked bad and that way it would cover up the poles. And I said, I'll bring this to the Commissioners, but it was my understanding we were only going to do the flagstone part of the way up. He said if you did it part of the way up, they'd have to take the post out, put new poles in, in concrete, paint the poles and then put the flagstone at the bottom. He did not give me a quote for that. He said they made, that maybe Chris could do it for the same amount. I'm just looking for direction on which way we are gonna go so I can tell you and get the right price. I know that Chris is wanting to get started before the end of the year.

Commissioner Dan Saylor: I'm, I'm not a contractor, but typically, the flagstone is a cosmetic and it still relies on the post to carry the load. So, if the poster were weakened bad and then, and this is the one (1) you and I looked at, correct?

Commissioner Terry Phillippe: Yeah.

Debbie Bennett-Stearsman: Yeah. That's what I thought we were doing.

Heather Soberg: If I remember correctly, Commissioners, the original bid that they gave was to only keep the concrete and everything else was to build from the concrete up. That was the original conversation.

Commissioner Dan Saylor: I just have some questions about, I mean, I personally don't have a problem with the flagstone going up it. If, if the, I mean, if the flagstone is weight bearing, I guess if they lay block down, then that's weight bearing then put the flagstone on the block, then I think that becomes weight bearing then then I'm okay with it but...

Commissioner Bob Johnson: I'd kind of like to see some type of engineering approval on weight distribution and capacities on this to make sure that it's going to be a safe shelter. And maybe a little bit anal on that, but I'd rather be safe than sorry. And it sounds like the design and the options and the perks on this thing, they haven't really been all spelled out yet. It seems like it keeps changing. So, I'm kind of confused on what I'm approving here.

Debbie Bennett-Stearsman: I'm just looking for direction on what you want so I can go back and tell him and hopefully get the, and for the last time get the right one (1) to you.

Commissioner Dan Saylor: Terry, has he, has he had any kind of the engineering direction on this?

Commissioner Terry Phillippe: Not that I know. I mean...

Commissioner Dan Saylor: You know, cause it's a public shelter. You know, if a storm comes through, people are going to congregate underneath that shelter. That shelter has to be...

Commissioner Terry Phillippe: When you and I went out there, you shook the whole building.

Commissioner Dan Saylor: Well, I'm a fat person but the wind's stronger than I am. So, I, I...

Commissioner Terry Phillippe: This, this is all that I've really seen from the contractor. Everything else has been just verbal back and forth.

Debbie Bennett-Stearsman: Yeah, I've not gotten really any diagrams. Just the pictures that were sent to me that they were to be the same as the ones at Freeman Park and Vann and that's where the pictures came from.

Commissioner Dan Saylor: Yeah, I don't know who has designed our other trailheads. I know, I think, Kivett has done...

Debbie Bennett-Stearsman: He did do those.

Commissioner Dan Saylor: He, he, yeah, he does those.

Commissioner Terry Phillippe: You know, to your point about the structural fortification, on the proposal, it does talk about framing. But, that's extremely vague when, you know, I would assume up in the rafter area of the existing structure there would be some bracing put up like we talked about. But, I don't, I don't know.

Commissioner Dan Saylor: I think to Bob's point, I think, I think what I'd like to see is just some, just some engineer to take a look at it and say, hey, this structure's, you know, a-okay or when you guys remodel, we need to bring it up to code as far as, I know when we built one (1) at Vann Road, you know, we had to build in a certain way because of, of wind load and in there's gonna be people underneath it. So, we had to really beef it up.

Commissioner Terry Phillippe: And, Steve, you or Bobby and Dennis could all give opinions on that. We wouldn't have to necessarily go hire an engineer.

Steve Sherwood: I'm sure Bobby is well versed in that type of structure.

Commissioner Terry Phillippe: Okay.

Debbie Bennett-Stearsman: Okay.

Commissioner Dan Saylor: I like that idea. I mean, I guess as long as we have some, you know, it doesn't have to be total blown out, you know, Morley and Associates thing. But, just somebody to lay eyes on it to make sure we're building it not to blow down in an eighty (80) mile and hour wind.

Heather Soberg: Would you like the table this 'til they have time to...?

Commissioner Dan Saylor: Make a motion to table to our next meeting.

Commissioner Bob Johnson: I'll second.

Debbie Bennett-Stearsman: Alright, that's all I have. Thank you

Commissioner Terry Phillippe: All in favor of that tabling?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

Commissioner Terry Phillippe: That motion carries three, zero (3-0).

Commissioner Bob Johnson: Debbie, see if we can get some, some more confirmation of what, you know, is the roof going to be brown shingle or is it going to be metal? Or, let's see if we can get Ben to nail this down a little more.

Debbie Bennett-Stearsman: Okay. Hopefully that will happen.

Commissioner Bob Johnson: Thank you, Ma'am.

Debbie Bennett-Stearsman: Okay.

Commissioner Terry Phillippe: Thank you.

Commissioner Dan Saylor: Thanks, Debbie.

Commissioner Terry Phillippe: Got some of that knocked out for you.

Debbie Bennett-Stearsman: Yep.

(All Signed ARPA Contracts are located on File in the Auditor's Office)

**COUNTY ACQUISITIONS ADMINISTRATOR
2023 COUNTY BITUMINOUS CONTRACT**

Commissioner Terry Phillippe: The next order of business is County Acquisitions, Sherrie?.

Sherrie Sievers: Sherrie, pardon me, Sherrie Sievers, Warrick County Acquisitions Administrator. In accordance with IC 36-1-12-4 Cost of Public Works costing more than a hundred and fifty thousand (\$150,000.00), the Bituminous Contract was put out for bid. All bids were received at the last Commissioner's meeting. In front of you, you've got the bid register and all of the numbers. Bobby Howard and I had the bid numbers complete for Warrick County 2023 Bituminous Contract and Bobby has confirmed that Metzger was the low bid. And I believe at this point the Commissioners are able to award the 2023 Bituminous Contract.

Commissioner Dan Saylor: Sherrie, thank you for the detail.

Sherrie Sievers: You're welcome.

Commissioner Dan Saylor: What you have here is very complete, very informative. And again, it just continues to show that Metzger is a, you know, a provider that seems to watch their cost and is a good partner with Warrick County.

Commissioner Bob Johnson: Exactly.

Commissioner Dan Saylor: I make a motion to approve the, you want a motion, Sir?

Commissioner Terry Phillippe: Yes, Sir.

Commissioner Dan Saylor: I make a motion to approve the 2023 Bituminous Contract and award it to Metzger Construction out of Boonville, Indiana.

Commissioner Bob Johnson: I'll second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0).

John Goth: Mr. President, I have with me a contract to present in anticipation of you approving Metzger, that is ready for signing for 2023 Bituminous Contract. So, I have that with me as well as completed exhibits and will circulate that.

Commissioner Terry Phillippe: Thank you.

Sherrie Sievers: Thank you, Commissioners.

Commissioner Dan Saylor: Thank you, Sherrie.

(Metzger 2023 Bituminous Contract is located on File in the Auditor's Office)

COMMISSIONER ITEMS FOR DISCUSSION

Commissioner Terry Phillippe: Is there any other business for the Board? I'll entertain a motion.

Commissioner Bob Johnson: Make a motion to adjourn.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye. (Motion carried three, zero (3-0)).

ADJOURNMENT: Meeting adjourned at 10:32 P.M.

WARRICK COUNTY BOARD OF COMMISSIONERS

TERRY PHILIPPE, PRESIDENT

ROBERT JOHNSON, JR., VICE PRESIDENT

DAN SAYLOR, MEMBER

ATTEST _____
DEBORAH K. STEVENS, AUDITOR
WARRICK COUNTY, INDIANA

Minutes transcribed by Kristine Georges

11/21/2022	MAHLE, INC.	ANP-CORONA LOCAL FISCAL RECV	Waterfront at Old Hickory SW	NO Department	62900.00	907463
11/21/2022	MAHLE, INC.	481-Construction	SPACEDRILL HD	NO Department	13488.25	907465
11/21/2022	MAHLE, SCOTT	Electric And Registration	SPACEDRILL HD	NO Department	132.00	907466
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907467
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907468
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907469
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907470
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907471
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907472
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907473
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907474
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907475
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907476
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907477
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907478
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907479
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907480
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907481
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907482
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907483
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907484
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907485
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907486
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907487
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907488
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907489
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907490
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907491
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907492
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907493
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907494
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907495
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907496
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907497
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907498
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907499
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907500

11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907501
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907502
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907503
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907504
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907505
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907506
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907507
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907508
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907509
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907510
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907511
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907512
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907513
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907514
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907515
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907516
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907517
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907518
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907519
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907520
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907521
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907522
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907523
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907524
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907525
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907526
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907527
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907528
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907529
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907530
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907531
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907532
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907533
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907534
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907535
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907536
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907537
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907538
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907539
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907540
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907541
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907542
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907543
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907544
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907545
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907546
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907547
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907548
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907549
11/21/2022	MAHLE, SCOTT	Electric And Registration	Judges \$ 120 Per Day	NO Department	12.00	907550

I hereby certify that each of the above listed vouchers and the invoices, or the bills attached thereto, are true and correct and I have audited same in accordance with IC 5-3-3-0-1.5, November 28, 2022. IC 5-3-3-0-2 permits the governing body to sign the accounts Payable Voucher Register in lieu of signing each claim the governing body is allowing. No further audit is required.

Terry Pyle
 Terry Pyle, President
Bob Johnson
 Bob Johnson, Vice President
Dan Saylor
 Dan Saylor, Member
Dubbie Stevens
 Dubbie Stevens, Auditor

Warrick County Claims for Payment
 Commissioner's Meeting - Monday, November 28th, 2022

Culligan of Evansville (Surveyor)	\$85.50	Water cooler
Travis Way (Health)	\$128.28	Paper plates, cutlery
Christine Crowe (Health)	\$1,500.00	Itemized invoice was requested, but not provided by department.
First National Bank of Omaha (Health)	\$685.81	Sales tax, employee purchases not broken down.
First National Bank of Omaha (Health)	\$635.00	Late fee
	\$4,534.59	

Terry Pyle
 Terry Pyle, President
Bob Johnson
 Bob Johnson, Vice President
Dan Saylor
 Dan Saylor, Member
Dubbie Stevens
 Dubbie Stevens, Auditor

5,434,534.59

WARRICK COUNTY, INDIANA
 GOVERNMENTAL UNIT
 MONDAY, NOVEMBER 21, 2022

SECURITY PAYABLE VOUCHER REGISTER

THIS REGISTER SET FORTH A LIST OF ALL VOUCHERS WHICH HAVE BEEN PRESENTED TO THE BOARD OF COMMISSIONERS FOR PAYMENT. THE REGISTER IS SUBJECT TO THE BOARD'S REVIEW AND APPROVAL. THE REGISTER IS NOT A CONTRACT AND DOES NOT CONSTITUTE AN OBLIGATION OF THE COUNTY. THE BOARD OF COMMISSIONERS RESERVES THE RIGHT TO DISCONTINUE THE SERVICE AT ANYTIME, WITHOUT NOTICE, IF THE SUBSCRIBER IS DELINQUENT IN PAYMENTS REQUIRED HEREUNDER.

(9) When this contract is accepted and signed by Subscriber and Tri-State, a contract will exist between the parties.

IN WITNESS WHEREOF, the parties have hereunto set their respective hands and seal this 16th day, of November 2022.

Warrick County Jail Commander
 Jeremy Sollars

Subscriber:

Tri-State Fire Protection, Inc.
 Inspection Department Supervisor

Accepted By: Warrick County Commissioners
 Accepted Date: 11-29-2022

By: *[Signature]*
 Tri-State, President

Item#	Name of Obligation	Amount	Account	Payroll #
1	CLAYTON	11,245.50		
2	CLAYTON	11,245.50		
3	CLAYTON	11,245.50		
4	CLAYTON	11,245.50		
5	CLAYTON	11,245.50		
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98	CLAYTON	11,245.50		
99	CLAYTON	11,245.50		
100	CLAYTON	11,245.50		

Primary entity that each of the above listed vouchers was attached to the checkbook, or into which the checkbook was deposited, is indicated by the checkbook number in the "Account" column. If there is no checkbook number, then the voucher was not attached to a checkbook. The voucher number is indicated in the "Item#", "Account", and "Payroll #" columns. The total amount of the vouchers is indicated in the "Total" column. The total amount of the vouchers is \$1,245,500.00.

FILED
 APPROVED NOV 14 2022
TRI-STATE FIRE PROTECTION, INC. DEC 05 2022
 10577 OAK GROVE ROAD
 STUBBING, IN 46789
 PHONE: 812-833-9229 TOLL FREE: 800-326-9229
 FAX: 812-858-9074

[Signature]
ORIGINAL

FIRE SYSTEMS INSPECTION CONTRACT

THIS AGREEMENT made between Tri-State Fire Protection, Inc. hereinafter called **Tri-State**, and **Warrick County Jail**, Hereinafter called **SUBSCRIBER**.

WITNESSETH, That:

(1) Whereas Subscriber owns or occupies the buildings located on the premises known as **Warrick County Jail**, in the City of **Bloomington**, County of **Warrick**, State of **Indiana**, wherein there is now the following fire extinguishing systems and/or other fire control devices as listed below for inspection and testing per customer. Inspection limited only to what is listed below:

WARRICK COUNTY JAIL COMPLEX

Annual Inspection and Test of Fire Sprinkler Systems: \$200.00 per year
 Semi-Annual Inspection and Test of Kitchen Suppression System \$125.00 per test/\$250.00 per year
 Tri-State shall inspect and test said installation (see above) times per year and shall report to the Subscriber promptly all needed items of maintenance, repairs and replacements, which in the judgement of Tri-State may be necessary.

(2) This agreement is limited to an inspection service only and does not include Maintenance, alterations, repairs or replacements. Such alterations, repairs and replacements shall only be made by Tri-State upon Subscriber's order and shall be paid for by Subscriber at Tri-State's prevailing charges therefore.

(3) Tri-State May at all reasonable times enter any part of the said premises for the purposes thereof.
 (4) Any additional fire extinguishing equipment or devices, added to the above premises After the date, thereof shall be inspected by Tri-State and Subscriber shall pay therefor an additional price commensurate with usual charges made by Tri-State for inspecting such equipment, and/or devices at a price to be agreed upon between Tri-State and Subscriber.

(5) The term of this agreement shall be for a period of (1) year, effective from its Date. Unless notified in writing by either party 60 days prior to next inspection.

(6) Subscriber shall pay to Tri-State after first inspection has been made, and per Inspection thereafter, (See Front) (See Front) Dollars per year for said inspection and test service. The price herein set forth contemplates all inspections to be done during regular working hours of regular working days. If overtime becomes necessary, the company's usual overtime rates shall be paid in addition to said price.

(7) No changes in the terms hereof shall be binding upon either party unless approved in writing by an executive officer of each.

(8) All notices by either party to the other shall be in writing and served by mail, in securely sealed envelope, postage prepaid, directed to the address of the party to whom they are addressed. The right to discontinue the service at anytime, without notice, if Subscriber is delinquent in payments required hereunder.

(9) When this contract is accepted and signed by Subscriber and Tri-State, a contract will exist between the parties.

IN WITNESS WHEREOF, the parties have hereunto set their respective hands and seal this 16th day, of November 2022.

Warrick County Jail Commander
 Jeremy Sollars

Subscriber:

Tri-State Fire Protection, Inc.
 Inspection Department Supervisor

Phone: 812-598-4244
 Email: holder@warrickcountysheriff.com

Accepted By: Warrick County Commissioners
 Accepted Date: 11-29-2022

By: *[Signature]*
 Tri-State, President