

WARRICK COUNTY BOARD OF COMMISSIONERS MEETING

REGULAR SESSION

COMMISSIONERS MEETING ROOM

107 W. Locust Street, Suite 303

Boonville, Indiana

December 11, 2023

4:00 P.M.

The Warrick County Commissioners met in regular session with Terry Phillippe, President; Robert Johnson, Vice President; and Dan Saylor, Member.

Attorney Andrew Skinner and Administrator Heather Soberg were in attendance.

Auditor Michael Dietsch, Chief Deputy Barbi Shelton, and Recording Secretary Kristine Georges attended and recorded the minutes.

Commissioner Meetings can be viewed via YouTube: Warrick County Meetings

President Terry Phillippe called the meeting to order at 4:00 PM.

PLEDGE OF ALLEGIANCE

**AREA PLAN COMMISSION
REQUEST TO REZONE
PC-R-23-11
ORDINANCE 2023-25**

Area Plan Director Molly Barnhill presented two Requests to Rezone. The first was PC-R-23-11, Petitioner/owner is Lemongrass Newburgh, LLC by Cush Patel. It is 0.457 acres located on the east side of Augusta Drive, 325 feet east of Richmond Drive and Augusta Drive from R2, Multi-Family Dwelling, to R-2B, Multi-Family Dwelling. It's in Ohio Township, 20-6-9 and Lot 50 in Heritage Place. This was advertised November 2, 2023 in The Standard. This received a favorable recommendation from the Area Plan Commission.

Mr. Cush Patel was present to answer questions. He said that it is zoned R-2 for four units and they want to put in six units. There were no questions. Commissioner Dan Saylor made the motion to approve, PC-R-23-11, Ordinance 2023-25 for the rezoning. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

(Ordinance 2023-25 is located on Page 4 of these Official Minutes)

**PC-R-23-12
ORDINANCE 2023-26**

Next was PC-R-23-13, Stephen and Phillis Wolf, to rezone 2.601 acres located on the east side of St. John's Road, 900 feet south of St. John's Road and Ditney Hill Road. Rezone from M-2, General Industrial, to R-2, Multi-Family Dwelling Zoning District. It's in Campbell Township, 32-4-9. The complete legal is on file. It was advertised in The Standard on November 2, 2023. This also received a favorable recommendation from the Area Plan Commission.

Don Gries was present from Andy Easley Engineering to answer questions. They are just down-zoning this to be compliant with its current use which is a duplex. Commissioner Bob Johnson made the motion to approve, PC-R-23-12, Ordinance 2023-26 for the rezoning. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

(Ordinance 2023-26 is located on Page 4 of these Official Minutes)

**ACTION AGENDA
APPROVAL OF MINUTES
NOVEMBER 27, 2023**

Minutes from the November 27, 2023 Regular Session meeting were presented to the Commissioners for approval. Commissioner Dan Saylor made the motion to approve the minutes. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

CONSENT AGENDA

County Administrator Heather Soberg presented the following items on the Consent Agenda for approval:

- County Auditor Certified Claims Voucher in the amount of \$1,730,983.80 - Report Date 12/08/2023
- Payroll Voucher in the amount of \$629,865.93 - 12/01/2023
- Treasurer's Monthly Report October 2023
- Keller Schroeder Veeam Renewal

There was no discussion on the Consent Agenda. Commissioner Bob Johnson made the motion to approve the items on the Consent Agenda. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

(Certified Claims is located on Pages 4 through 7 of these Official Minutes)

(Payroll is located on Page 7 of these Official Minutes)

(Treasurer's Report is located on Page 7 of these Official Minutes)

(Keller Schroeder Renewal is located on Page 8 of these Official Minutes)

UNCERTIFIED CLAIMS

The following was presented to the Commissioners for approval:

- County Auditor's Uncertified Claims Voucher in the amount of \$300.00. – Report Date 12/08/2023

There was a brief discussion on what they did with the uncertified claims at the last meeting. President Phillippe then called for a motion on the uncertified claims. No motion was made and the call for a motion died on the table.

2024 COMMISSIONER MEETING DATES RESOLUTION 2023-06

Administrator Soberg presented Resolution 2023-06. This is for the Commissioner meeting dates for 2024.

There was a brief discussion on the current year of 2023 and an issue with the scheduled meeting date of December 27, 2023. Commissioner Johnson cannot attend the meeting. However, the County Attorney cannot attend any meetings after December 27, 2023. After review of the available dates and what may be discussed, including appointments and Area Plan, it was decided to keep the date and time the same with no changes.

Ms. Soberg went over Resolution 2023-06 and stated any dates and times on the Resolution different than the normal second and fourth Mondays of the month at 4:00 PM. Commissioner Dan Saylor made the motion to approve Resolution 2023-06. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

(Resolution 2023-06 is located on File in the Auditor's Office)

COUNTY ATTORNEY AMENDMENTS TO CHAPTER 131 OF THE WARRICK COUNTY CODE OF ORDINANCES ORDINANCE 2023-27

Attorney Skinner presented Ordinance 2023-27 amending Chapter 131, Animals, in the Warrick County Code of Ordinances. There was no discussion. Commissioner Bob Johnson made the motion to approve. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

(Ordinance 2023-27 is located on File in the Auditor's Office)

APPOINTMENT TO THE WARRICK COUNTY HEALTH BOARD

Attorney Skinner stated that an appointment resignation had been received for the Warrick County Health Board which needed to be replaced. Mr. Mark Schmitt will be leaving. The County Attorney then went over State Statute in selecting replacements. The Commissioners can choose someone from a list of recommended persons by the Health Board/Health Agency or choose their own to fill the vacancy. Commissioner Bob Johnson made a motion to nominate Tony O'Neal to the Warrick County Health Board. Commissioner Dan Saylor seconded the nomination. Commissioner Saylor then made the motion to close the nominations. President Phillippe then entertained a motion to approve the appointment of Tony O'Neal. Commissioner Bob Johnson made the motion. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

Ms. April Edwards came up to speak on behalf of members of the Warrick County Health Department. Commissioners asked if she had signed in to speak. She said she had not, but that this item was not listed on the agenda, otherwise, she would have signed in. She was told she must sign in to be able to speak. The Commissioners continued with the meeting.

COUNTY ENGINEER/HIGHWAY TELEPHONE ROAD PE AMENDMENT 1

County Engineer and Highway Superintendent Bobby Howard presented an amendment to the Telephone Road PE for additional services that were required. This would be a restructuring of the contract and move some money around. This would be for an amount of \$37,500.00 which is apart of the do not exceed amount on the contract. This will still leave \$38,070.27 for utility staking for construction when right-of-way/utilities are doing the relocation work. He asked that it be approved subject to attorney review. Commissioner Dan Saylor made the motion to approve subject to Counsel review. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

(Telephone Road PE Amendment 1 is located on File in the Auditor's Office)

**BRIDGE 309
PROGRESS PAY ESTIMATE 2**

Mr. Howard presented a Progress Pay Estimate 2 for Bridge 309 Preventative Maintenance Project in the amount of \$151,065.81. Final inspection has been done and it's ready to sign off on. He asked for approval of the pay estimate. Commissioner Bob Johnson made the motion to approve. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

(Progress Pay Estimate 2 is located on File in the Auditor's Office)

RETAINAGE RELEASE


Mr. Howard presented the release of retainage held for the Bridge 309 Preventative Maintenance Project. There is a retainage of \$26,397.04. He asked that the release be approved. Commissioner Bob Johnson made the motion to approve the release. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

Ms. Edwards continued to try to speak, but was not acknowledged by the Commissioners.

ADJOURNMENT


The next Warrick County Commissioners' meeting will be held on Monday, December 27, 2023 in the Commissioners' meeting room at 4:00 PM. Commissioner Bob Johnson made the motion to adjourn. Commissioner Dan Saylor seconded the motion. The motion carried 3-0. Meeting adjourned at 4:20 P.M.

WARRICK COUNTY BOARD OF COMMISSIONERS



TERRY PHILLIPPE, PRESIDENT

ROBERT JOHNSON, JR., VICE PRESIDENT



DAN SAYLOR, MEMBER

ATTEST:


MICHAEL J. DIETSCH, AUDITOR
WARRICK COUNTY, INDIANA

Minutes Respectfully Submitted by Kristine Georges, Official Recording Secretary



20231211 11:00 AM
WARRICK COUNTY BOARD OF COMMISSIONERS
RECORDED AND PREPARED FOR
RECORDING BY
REC. NO. 2023-01-000
PAGE 10 OF 10

WARRICK COUNTY COMMISSIONERS ORDINANCE # 2023-01-000
PLAN COMMISSION DOCKET # VC-9-13-11
AN ORDINANCE TO AMEND THE WARRICK COUNTY, INDIANA
COMPREHENSIVE ZONING ORDINANCE BY REZONING CERTAIN
REAL ESTATE IN WARRICK COUNTY, INDIANA

BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF WARRICK COUNTY, EVDIANA:

Section 1. That the Warrick County, Indiana Comprehensive Zoning Ordinance and the Warrick County Zoning District Maps dated February 1, 2005, and made a part of said Ordinance, be and the same are hereby amended as follows:

That the boundaries of the C-30 District as shown on said Ordinance and District Maps be amended as shown on the attached Plat File 1, Card 258 as recorded in the Office of the Recorder of Warrick County, Indiana

which real estate is now zoned and classified as part of the R-2 District, as shown on the attached Plat File 1, Card 258 as recorded in the Office of the Recorder of Warrick County, Indiana

which real estate is now zoned and classified as part of the R-2 District, as shown on the attached Plat File 1, Card 258 as recorded in the Office of the Recorder of Warrick County, Indiana

Section 2. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 3. This Ordinance shall be in full force and effect from and after its passage by the Board of Commissioners of the County of Warrick, State of Indiana.

Michelle Diabochas
Michelle Diabochas
County Auditor
WARRICK COUNTY, INDIANA

ATTEST:

Michelle Diabochas
County Auditor

12/11/23
Date Approved

I affirm under the penalties for perjury, that I have taken reasonable care to conduct each social security number in this document, unless required by law.

Thomas J. Keith
Thomas J. Keith
Printed Name
This document prepared by Andy Early Engineering, Inc.

X Reference 2022-005943



20231211 11:00 AM
WARRICK COUNTY BOARD OF COMMISSIONERS
RECORDED AND PREPARED FOR
RECORDING BY
REC. NO. 2023-01-000
PAGE 11 OF 11

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Michelle Diabochas
Michelle Diabochas
County Auditor
WARRICK COUNTY, INDIANA

ATTEST:

Michelle Diabochas
County Auditor

12/11/23
Date Approved

I affirm under the penalties for perjury, that I have taken reasonable care to conduct each social security number in this document, unless required by law.

Thomas J. Keith
Thomas J. Keith
Printed Name
This document prepared by Andy Early Engineering, Inc.

X Reference 2022-005943

Table with multiple columns containing social security numbers and names. The table is organized into sections for different individuals and their associated information.

Warrick County Board of Commissioners Meeting Minutes

December 11, 2023

AGENDA ITEM	COMMISSIONER	AGENDA ITEM	COMMISSIONER	AGENDA ITEM	COMMISSIONER	AGENDA ITEM	COMMISSIONER
1.000001001 - 2023 Year-End Report 1.000001002 - 2023 Year-End Report 1.000001003 - 2023 Year-End Report 1.000001004 - 2023 Year-End Report 1.000001005 - 2023 Year-End Report 1.000001006 - 2023 Year-End Report 1.000001007 - 2023 Year-End Report 1.000001008 - 2023 Year-End Report 1.000001009 - 2023 Year-End Report 1.000001010 - 2023 Year-End Report 1.000001011 - 2023 Year-End Report 1.000001012 - 2023 Year-End Report 1.000001013 - 2023 Year-End Report 1.000001014 - 2023 Year-End Report 1.000001015 - 2023 Year-End Report 1.000001016 - 2023 Year-End Report 1.000001017 - 2023 Year-End Report 1.000001018 - 2023 Year-End Report 1.000001019 - 2023 Year-End Report 1.000001020 - 2023 Year-End Report	COMMISSIONER BROWN	COMMISSIONER BROWN	COMMISSIONER BROWN	COMMISSIONER BROWN	COMMISSIONER BROWN	COMMISSIONER BROWN	COMMISSIONER BROWN



APPROVED DEC 11 2023

FILED
DEC 14 2023
WARRICK CO. AUDITOR

WCC Veeam Renewal 12-8-23

Proposal # 012000 V1

We have prepared a proposal for you

Prepared for:
Warrick County Commissioners

Prepared by:
Shelby Veach

October 16, 2023



1 Year Veeam Renewal

Manufacturer Name	Product Description	Serial Number	Price	Qty	Ext. Price	Contract Start Date	Contract End Date	
Veeam	VEEAM Data Platform Foundation Universal Edition Includes Enterprise Plus Edition Features. 1 Year Support. Includes Onsite Production (24/7) Support. 60 Instance Pack. Public Sector.	Contract #: 02884647	\$1,148.36	1	\$1,148.36	12/09/2023	12/8/2024	
Your current Veeam support will expire on 12-8-23.							Subtotal:	\$1,148.36



WCC Veeam Renewal 12-8-23

Prepared by:
Keller Schroeder & Associates
Shelby Veach
(812) 492-7336
sveach@kellerschroeder.com

Prepared for:
Warrick County Commissioners
107 W. Locust St.
Boonville, IN 47601
(812) 897-6160
gwhehan@warrickcounty.gov

Proposal Information:
Proposal #: 012000
Version: 1
Start Date: 10/16/2023
Expiration Date: 12/08/2023

Proposal Summary

Description	Amount
1 Year Veeam Renewal	\$1,148.36
Total:	\$1,148.36

Pricing subject to change at any time. Proposal does not include installation or any other service unless otherwise noted. Seller assumes responsibility for correct pricing. Seller assumes proper cabling is already in place. Pricing limited to quantities ordered. If the quantity is reduced the price is subject to change. Restocking fees WILL apply to any merchandise returned after 30 days.

...This document is a CONFIDENTIAL proposal and is solely intended for the use of the intended recipient. This document may not be shared with any other parties without written permission from Keller Schroeder.

Keller Schroeder & Associates

Warrick County Commissioners

Signature: Shelby Veach
Name: Shelby Veach
Title: Select Account Manager
Date: 10/16/2023

Signature: [Signature]
Name: Travis J. Philippe
Date: 10/30/2023