

WARRICK COUNTY BOARD OF COMMISSIONERS MEETING
REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street, Suite 303
Boonville, Indiana
December 28, 2020
4:00 P.M.

The Warrick County Commissioners met in regular session with Dan Saylor, President; Robert Johnson, Vice President; and Terry Phillippe, Member. Attorney Todd Glass and Administrator Roger Emmons were in attendance.

Auditor Debbie Stevens and Chief Deputy BJ Farrell attended and recorded the minutes.

President Dan Saylor called the meeting to order at 4:00 PM.

PLEDGE OF ALLEGIANCE

**AREA PLAN COMMISSION
REQUEST TO REZONE
PC-R-20-18 MAKEN CORPORATION
ORDINANCE 2020-33**

Commissioner Saylor: Good afternoon, everyone. First item on the agenda will be our APC. Molly, you're up.

Molly Barnhill: We have one (1) request to rezone. It's docket PC-R-20-18. Petitioner is Ukon, LLC, by Danny Ubelhor, Member. The owner is Maken Corporation by Daniel Ubelhor, President. Thirty-five point one-nine (35.19) acres on the south side of Oak Grove road approximately twelve hundred (1,200) feet west of the intersection formed by Oak Grove Road and Roslin Road from M-2, General Industrial Zoning District to R-1, PUD, a One (1) Family Dwelling with a Planned Unit Development. It's Ohio Township, 20-6-8. Complete legal's on file. It was advertised in the Standard December 3, 2020. And the Area Plan Commission gave a unanimous positive recommendation on December 14, 2020.

Commissioner Saylor: Okay. Hi. Go ahead.

Jeremy Elrod: Jeremy Elrod, Morley. I'm here for Jim Morley who's the project engineer. I think you all are familiar with the project, but I've got some photos of the site if you're not. And I'm here to answer any questions that you guys might have.

Commissioner Saylor: I don't, I don't have any questions on it. Commissioners? Do you?

Commissioner Phillippe: I do not.

Commissioner Saylor: Anybody from the audience have any questions on it?

Roger Emmons: Mr. President, we need for BJ to provide us with an Ordinance number.

Commissioner Saylor: Ordinance number? BJ?

Chief Deputy Auditor Farrell: That would be 2020-33.

Commissioner Saylor: '33?

Roger Emmons: '33.

Chief Deputy Auditor Farrell: Um hum.

Roger Emmons: Thank you.

Chief Deputy Auditor Farrell: You're welcome.

Commissioner Saylor: If there's no questions from anybody, do I have a motion to approve Ordinance 2020-33?

Commissioner Johnson: So moved.

Commissioner Phillippe: I'll second.

Commissioner Saylor: First and a second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Jeremy Elrod: Thank you all.

Commissioner Saylor: (Inaudible) did lot better than Jim did. Thank you. Next item on the, is that it, Molly?

Molly Barnhill: That's all for me. Thank you.

**APPROVAL OF MINUTES
DECEMBER 14, 2020**

Commissioner Saylor: Next item on the agenda is Approval of, of Minutes from December 14, 2020 meeting.

Commissioner Phillippe: Make a motion to approve the minutes.

Commissioner Johnson: I'll abstain.

Commissioner Saylor: So, I'll second that. Any discussion on those minutes? So, all in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Saylor: Aye. So motion carries two to one abstention (2-0-1 with Bob Johnson abstaining).

Roger Emmons: Two-zero-one (2-0-1).

**CONSENT AGENDA
ADVANCE DISPOSAL PROPERTY DAMAGE RELEASE
VOCA VICTIM ASSISTANCE GRANT**

Commissioner Saylor: Next item on the agenda is our Consent Agenda.

Roger Emmons: Thank you, Mr. President. First item is the Property Damage Release, Claim #009108-083281 AD-01. It's for damages to Eau Claire Lane and other county roads/streets. This is where Advance Disposal Services had a hydraulic hose leak. It damaged several County roads in Dan's District 1. We did receive the check in the amount of seventeen thousand five hundred seventy-seven dollars and fifty-nine cents (\$17,577.59). And Commissioners had already given consensus on this. So, that's to be included in your motion for ratification. The second item is the VOCA Victim's Assistance Grant. This is the one (1) where it was a forty-six (46) page agreement. It is with the Indiana Criminal Justice Institute. We cannot amend that agreement to provide a signature block for the Board President to sign. It was only intended for the County Auditor to sign. So, Debbie did that on December 17th. Took the original down to the Prosecutor's Office and they sent it in. So, those are your two (2) items for ratification.

Commissioner Saylor: Alright. So, do I have a motion to approve these two (2) items?

Commissioner Phillippe: Make a motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(Advance Disposal Release and VOCA Victim's Assistance Grant is located on File in the Auditor's Office)

**ITEMS FOR DISCUSSION
2021 APPOINTMENTS
COMMISSIONER PRESIDENT**

Commissioner Saylor: Next item on the agenda is our 2021 Appointments. So, Commissioners, I give you a list of our appointments. So, Roger, I think we'll just go down this list and if we have questions on them, we'll, we can push some of these to the 2021 meeting, the first meeting in January. Is that okay?

Roger Emmons: Sure.

Commissioner Saylor: So, we just want to go down this list?

Roger Emmons: Yes, Sir.

Commissioner Saylor: So, Commissioners' Offices, first item on the list, so, for Commissioner President, do I have a motion?

Commissioner Johnson: I make a motion to nominate Commissioner Phillippe for President.

Commissioner Saylor: And I will second that. All in favor say, aye.

Commissioner Johnson: Aye.

Commissioner Phillippe: You want me to 'aye' that or abstain?

Commissioner Johnson: It don't matter.

Roger Emmons: You, it doesn't matter.

Commissioner Phillippe: I'm in favor.

Commissioner Saylor: So, so motion carries three, zero (3-0).

VICE PRESIDENT

Commissioner Saylor: Next item on the agenda for, or our next appointment is for Vice President. I nominate Commissioner Johnson.

Commissioner Phillippe: I'll second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Saylor: Aye.

Commissioner Johnson: (Inaudible).

Commissioner Saylor: Motion carries three, zero (3-0).

COUNTY ATTORNEY

Commissioner Saylor: Next item on the agenda's our County Attorney. Do I have a motion?

Commissioner Johnson: Make a motion to retain Mr. Glass for another year.

Commissioner Phillippe: Second.

Commissioner Saylor: First and a second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

COUNTY ADMINISTRATOR – ASSISTANT COUNTY ADMINISTRATOR

Commissioner Saylor: Counselor, can we do, can we do the Administrator and Assistant Administrator in one (1) motion?

Todd Glass: Certainly.

Commissioner Saylor: So, do I have a motion to approve, the Administrator would be, obviously, Roger Emmons and the Assistant would be Heather Soberg. Can I have a motion to approve those two (2)?

Commissioner Phillippe: So moved.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Johnson: Aye.

Commissioner Phillippe: Aye.

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

Roger Emmons: And of course Heather is also our HR Manager. That's part of her title.

Commissioner Saylor: Yes.

Roger Emmons: Thank you.

GIBSON JOINT DRAINAGE BOARD

Commissioner Saylor: Next item is Joint, Gibson Joint Drainage Board. Bob and Terry, you were it last year. You want to continue in those roles?

Commissioner Phillippe: Sure.

Commissioner Saylor: Alright. So, do I have a motion?

Commissioner Johnson: Make a motion to continue serving with Commissioner Phillippe on the Gibson Joint Drainage Board.

Commissioner Phillippe: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

SPENCER JOINT DRAINAGE BOARD.

Commissioner Saylor: Spencer Joint Drainage Board. It was myself and Commissioner Johnson. I'll, I'll elect to stay on there. Bob, you good?

Commissioner Johnson: Yes, Sir.

Commissioner Saylor: So, in need a motion for that.

Commissioner Phillippe: I make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: (Inaudible).

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

VETERANS AFFAIRS

Commissioner Saylor: Veterans Affairs Office would be Jed Gamble. Do I have a motion?

Commissioner Phillippe: Make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

AREA PLAN COMMISSION

Commissioner Saylor: APC. It looks like it's Commissioner Johnson. That's term of office. And, Bob, is Jeff Willis, he's our appointee. Is Jeff willing to serve on there? Okay.

Commissioner Johnson: I believe so.

Commissioner Saylor: So, I need a motion for those two (2) for APC.

Commissioner Phillippe: I'll make a motion.

Commissioner Johnson: And I'll second.

Commissioner Saylor: By the way, you did want to still stay on that?

Commissioner Johnson: Yeah.

Commissioner Saylor: Okay. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

SOLID WASTE MANAGEMENT

Commissioner Saylor: Next item, hang on. Let me look at my list here. Next item on the agenda is our Solid Waste. And...

Commissioner Johnson: That's for another time.

Commissioner Phillippe: Might want to carry that one (1) over. I'm not sure if anybody's even talked to Ron.

Commissioner Saylor: I've not talked to Ron.

Commissioner Johnson: I've not talked to Ron either.

Commissioner Phillippe: He's missed some meetings. So.

Commissioner Saylor: Okay, so, let's, let's do that one (1) for first of January and Terry or I will make contact with Ron.

Commissioner Phillippe: You want me to make a motion to...?

Todd Glass: No, you just pass over anything that you don't appoint today that you're going to address at your next meeting.

**COUNTY HIGHWAY
SUPERINTENDENT – DISTRICT 1/LEAD FOREMAN – DISTRICT 2 FOREMAN
DISTRICT 3 FOREMAN**

Commissioner Saylor: Next item is Highway Superintendent, would be Bobby Howard. District 1 Foreman and Lead Foreman would be Marlin Weisheit. Lead Foreman, or I'm sorry, District 2, yeah, thank you. What's his last name?

Roger Emmons: Wira.

Commissioner Phillippe: Dant, Carl Dant.

Commissioner Saylor: Carl Dant. Yeah.

Roger Emmons: Oh yeah, Carl.

Commissioner Saylor: It's Carl Dant instead of Paul Dant. So, District 1 Foreman and Lead Foreman was Marlin Weisheit. District 2 Foreman is Larry Wira. And District 3 Foreman is Carl Dant. All in favor of those appointments?

Commissioner Johnson: I'll make that motion.

Commissioner Phillippe: I'll second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

**ENGINEERING DEPARTMENT
ENGINEER – ASSISTANT ENGINEER**

Commissioner Saylor: Engineering Department will be Bobby Howard and Steve Sherwood. Do I have a motion?

Commissioner Phillippe: Make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

**BUILDING DEPARTMENT
BUILDING INSPECTOR – OFFICE ADMINISTRATOR**

Commissioner Saylor: Building Department. Dennis Lockhart and Angie Lutz.

Commissioner Johnson: Make the motion.

Commissioner Phillippe: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

COUNTY HEALTH OFFICER

Commissioner Saylor: County Health Officer, Dr. Rick Yeager. Do we have a motion?

Commissioner Phillippe: Make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

ECONOMIC DEVELOPMENT ADVISORY COUNCIL – REDEVELOPMENT COMMISSION

Commissioner Saylor: Next item on the agenda is our Economic Development Advisory Council. I have down Jerry Aigner, Randall Pemberton, Jeff Mulzer, Randall Miller, and Tony Aylsworth. And then myself as the Commissioner rep. I have, I have not, there's one (1) of them, I haven't heard from. But, I think we're okay. Cause Steve is not...

Commissioner Johnson: I've got a line through (inaudible).

Commissioner Saylor: Jeff? Yeah, I think we're gonna have to, that meeting doesn't happen 'til, our meeting happens before that. Their meeting, let me see here. Yeah, we actually meet before them. So, let's, let me confirm that and, with Steve.

Roger Emmons: And that's on Jeff Mulzer?

Commissioner Saylor: Yeah. Bob, you have, did you hear something about that?

Commissioner Johnson: This is something that Roger gave me.

Commissioner Saylor: I don't have a name by Jeff.

Commissioner Johnson: I have no idea why.

Commissioner Saylor: Okay, and so, and see, he's on the, he's on the, he's on the Redevelopment, too. So, let's, let's postpone that to the January meeting.

ECONOMIC DEVELOPMENT DIRECTOR

Commissioner Saylor: So, the next one (1) would be Economic Development Director, Steve Roelle. Do I have a motion to approve him?

Commissioner Phillippe: Make a motion.

Commissioner Johnson: I'll second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

ECONOMIC DEVELOPMENT COMMISSION

Commissioner Saylor: Economic Development Commission, it, we would just be appointing Steve, or no...

Roger Emmons: Yeah, his term doesn't end 'til 2022.

Commissioner Saylor: So, we skipped over that.

Roger Emmons: Right.

PROPERTY TAX ASSESSMENT BOARD

Commissioner Saylor: Property Tax Board. I have not spoken with Jack. But, I think we've got Beau, Beau Dial, Jack Shreve, and Angela Wilder. I think those, I think they're willing to serve, cause I think Angela might have spoke to Jack. So, do I have a motion for those three (3)?

Commissioner Johnson: So moved.

Commissioner Phillippe: I'll second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

Commissioner Saylor: Aye. Motion carries three, zero (3-0). Counselor, if we find after the fact that one of these

Todd Glass: Just pass by motion at your next meeting.

Commissioner Saylor: Next meeting? Okay.

EMERGENCY MANAGEMENT ADVISORY COUNCIL

Commissioner Saylor: Emergency Manage, Management Advisory Council. We need to appoint a Commissioner and I think Commissioner Phillippe, you still want to serve in that capacity?

Commissioner Phillippe: Of course.

Commissioner Saylor: And so, I need a motion.

Commissioner Johnson: Nominate Terry to continue fulfilling that role.

Commissioner Saylor: And I'll second that. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

EMERGENCY MANAGEMENT AGENCY DIRECTOR – SECRETARY

Commissioner Saylor: Emergency Management Agency, the Director would be...

Commissioner Phillippe: Jake Greer.

Roger Emmons: Jake Greer.

Commissioner Saylor: Jake Greer. I had down Dave. Trying to keep him another year. So, for Director, it would be Jake Greer and for Secretary it would be Beth Williams. Do I have a motion?

Commissioner Phillippe: I make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

Commissioner Saylor: Aye. Motion carries (3-0).

LOCAL EMERGENCY PLANNING COMMITTEE

Commissioner Saylor: Next item on the agenda is the Local Emergency Planning Committee and that's Commissioner Phillippe. You want to still serve in that capacity?

Commissioner Phillippe: Sure.

Commissioner Saylor: So, I nominate Commissioner Phillippe, make a motion for that.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

REGIONAL HOMELAND SECURITY DPOC

Commissioner Saylor: Regional Homeland Security DPOC. Last year was Commissioner Johnson. You want to...?

Commissioner Johnson: Sure.

Commissioner Saylor: I make a motion.

Commissioner Phillippe: I'll second.

Commissioner Saylor: For Bob. First and a second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

PARKS AND RECREATION

Commissioner Saylor: Next item on the agenda is our...

Roger Emmons: Parks and Recreation, I think.

Commissioner Saylor: Yes, Parks and Recreations. We don't have anybody on the Advisory Board. So, Parks and Recreation, our appointee is Tyler Neff. I think Commissioner Phillippe made contact with him and he's willing to serve another term. So, do I have a motion?

Commissioner Phillippe: Make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

SOUTHWESTERN INDIANA MENTAL HEALTH

Commissioner Saylor: Southwest Mental Health. Southwestern Indiana Mental Health has Gary Heck. Never mind. That's in 2021.

Roger Emmons: Yeah.

Commissioner Saylor: I should, if I look at my own list here that's highlighted I would...

ALCOHOLIC BEVERAGE BOARD

Commissioner Saylor: So, next item is Alcohol Beverage Board. Right now we have Gene Weisheit. I've not spoke to him. Terry, did you...?

Commissioner Phillippe: I haven't either.

Commissioner Saylor: Okay, let's kick that one (1) to the, the, what date did I say?

Roger Emmons: January 11th.

Commissioner Saylor: January 11th meeting. Alright. So, so let me make a note of that. January 11th.

ADA – STATE OSHA – DRUG AND ALCOHOL TESTING

Commissioner Saylor: So, next item on the agenda is our ADA Coordinator and second contact. Last year, it was Roger Emmons and Joe Grassman. I think we want to change that to Roger Emmons as Coordinator and second contact Heather Soberg. Is that right, Roger?

Roger Emmons: Yes, Sir. And I think the next two (2) appointees should be so changed as well.

Commissioner Saylor: Okay, so we'll do state OSHA as Roger Emmons representative. Second contact would be Heather Soberg. In Drug and Alcohol Testing, would be coordinator, Roger Emmons. Second contact would be Heather Soberg. So, do I have a motion to approve all three (3) of those?

Commissioner Johnson: I'll make the motion.

Commissioner Phillippe: I will second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

**BOONVILLE/WARRICK COUNTY LIBRARY BOARD
OHIO TOWNSHIP LIBRARY BOARD**

Commissioner Saylor: Next item on the agenda is our Ohio Township Library Board.

Commissioner Johnson: We don't have anybody up.

Commissioner Saylor: Yeah.

Commissioner Johnson: Oh, Ohio we do.

Commissioner Saylor: Yeah, for...

Commissioner Johnson: (Inaudible).

Commissioner Saylor: I've received word from them, but this is from, this is the health...

Roger Emmons: Dan, did you pass up the Boonville/Warrick County?

Commissioner Johnson: There's not an (inaudible), Roger.

Commissioner Saylor: My list says...

Roger Emmons: I've got Annette Goldberg and Kay Sellers, Commissioner appointees.

Commissioner Saylor: It says, mine says, mine says current appointment ends 12-31-2019.

Roger Emmons: That's what mine says for both of them.

Commissioner Saylor: So, we should have appointed them last year.

Commissioner Johnson: It's a four (4) year term.

Commissioner Saylor: It's a four (4) year term. So, were not those two (2) reappointed?

Roger Emmons: Have to check the minutes. I don't know.

Commissioner Saylor: So, Roger, if you can check on that one, we'll fix that January 11th. We'll address that January 11th meeting.

Roger Emmons: Sure.

Commissioner Saylor: So, Counselor, do you know when the Library Board meets by chance?

Todd Glass: I don't.

Commissioner Johnson: What's the issue?

Commissioner Saylor: I have received, I've not, I've received word from another board member that somebody else wanted to serve in that role, but I do not have written documentation of that. That usually the Director gives us. So let's kick that one (1) to January 11th.

Roger Emmons: Okay. Then, it would just be the one (1)?

Commissioner Saylor: Yes, it would just be the one (1).

Commissioner Johnson: Does the current member not want to serve anymore? Cause I was under the understanding that they did.

Commissioner Saylor: Well, we were, I was contacted by a couple of the Board members that they, they was looking at somebody else.

Commissioner Johnson: Okay.

Commissioner Saylor: So, I...

Commissioner Johnson: We can bounce that to the next meeting.

Commissioner Saylor: Let's confirm that at our next meeting.

WEIGHTS AND MEASURES INSPECTOR

Commissioner Saylor: Weights and Measures Inspector, Mike Arnold.

Commissioner Johnson: I'll make the motion.

Commissioner Phillippe: I'll second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

COUNTY HEALTH BOARD

Commissioner Saylor: Next item on the agenda is we have, looks like two (2) on the...Health Member and then a Health professional and these are subject to the State Statute. No more than four (4) from the same political party. And I think our, Aaron has confirmed this, but it would be Lynnette Llewellyn still wants to continue to serve and Jeff Mauck. So, do I have a motion to approve those two (2)?

Commissioner Phillippe: Make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

BOARD OF ZONING APPEALS

Commissioner Saylor: BZA, Commissioner appointee up is Paul Keller. He wants to continue to serve. So, do I have a motion?

Commissioner Phillippe: Make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

EVANSVILLE METROPOLITAN PLANNING ORGANIZATION

Commissioner Saylor: Weed Control Board. I have down...

Roger Emmons: You've got the Municipal Planning Organization prior to that.

Commissioner Saylor: Oh, I tried to skip over that. MPO, I have served on that Board and, basically, MPO is mainly, do a lot with Ohio Township. So, typically, it's been the District 1 Commissioner. So, I'll continue in that role if you guys would like me to.

Commissioner Phillippe: Sure.

Commissioner Johnson: Sure.

Commissioner Saylor: So, do I have a motion?

Commissioner Johnson: Make a motion.

Commissioner Phillippe: I'll second.

Commissioner Saylor: First and a second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

Commissioner Saylor: Aye. Motion carries (3-0).

WEED CONTROL BOARD

Commissioner Saylor: So, next item on the agenda is our Weed Control and it looks like we've got four (4). I have spoke to one (1) of those. Gerilyn is still, she is still, so, I would see no reason why these others would not continue on this board cause one (1) of them's with the Extension Office, Amanda. So, I would say, Chad Bennett, I've spoke with Chad. Gerilyn Bradley, Philip Springstun, and Amanda Mosiman is our appointees.

Commissioner Phillippe: I'll make the motion to appoint all four (4) of those.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

ANIMAL DISEASE CONTROL

Commissioner Saylor: Animal Disease Control.

Commissioner Saylor: That's indefinite, sorry.

PIGEON TOWNSHIP SEWER DISTRICT

Commissioner Saylor: Pigeon Township Sewer District, I have not spoke to Mike Moesner. I guess that's something that we can...

Roger Emmons: He's served for many years on the Regional District Board. I believe he would be willing to continue.

Commissioner Saylor: So, let's appoint him and, Roger, can you just confirm via an email?

Roger Emmons: Sure.

Commissioner Saylor: So...

Commissioner Johnson: Make a motion to appoint Mike Moesner.

Commissioner Phillippe: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

Commissioner Saylor: Aye. (Motion carries 3-0). Confirm (inaudible).

ECONOMIC DEVELOPMENT COALITION OF SOUTHWEST INDIANA

Commissioner Saylor: Economic Development Coalition of Southwest Indiana. I have served on that Board and would like to continue. I think Randall Miller wants to continue. I know Howard, or well, that's a Council. Myself and Randy Miller.

Commissioner Phillippe: Make a motion to approve both.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

ECONOMIC DEVELOPMENT COALITION OF SOUTHWEST INDIANA EXECUTIVE COMMITTEE

Commissioner Saylor: Economic Develop Coalition of Southwest Indiana, I know that those groups are looking to consolidate. I still think it's still going to have a Commissioner. So, if that, and if that's going to happen, it probably won't be effective until 2021 or 2022. So, for 2021, I'll be willing to serve.

Commissioner Johnson: Make a motion to continue letting Dan serve.

Commissioner Phillippe: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Johnson: Aye.

Commissioner Phillippe: Aye.

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

TOURISM COMMISSION

Commissioner Saylor: Tourism Commission.

Roger Emmons: You missed Tri-Cap. I'm sorry. Nevermind. You're right. Tourism.

Commissioner Saylor: See, Roger, I was following on my list (inaudible).

Roger Emmons: Yeah, you were on the spot.

Commissioner Saylor: I have not talked to Beau. But, I think Beau, he's pretty engaged, so I, I know I talked to him in the latter part of the year and he indicated that he did not want, he didn't indicate that he did not want to serve. Shari Sherman, Commissioners, is that still a good appointee?

Commissioner Phillippe: I don't know.

Commissioner Saylor: You want to keep that one (1) too?

Commissioner Phillippe: Not really heard really much out of the Tourism Board in quite some time. Push that one (1)?

Commissioner Johnson: I think we need to push that one (1) out.

Commissioner Saylor: Yeah, let's push that one out. And I think, Commissioners, would you like to request that Tourism Board address the Board of Commissioners periodically?

Commissioner Phillippe: Yes.

Commissioner Saylor: Okay, maybe we can get that done. So, that's January 11th. Alright. That's it, right?

Commissioner Phillippe: That's it.

Roger Emmons: I think that's it.

Commissioner Saylor: Okay, so we got some business taken care of. I think the important ones. So.

VANDERBURGH/WARRICK/GIBSON JOINT DRAINAGE BOARD DISCUSSION

Todd Glass: You got a question.

Commissioner Saylor: Oh, yes, Mr. Bacon?

Ron Bacon: May I address?

Commissioner Saylor: Yes.

Ron Bacon: Thank you, Sir. Ron Bacon. The question I have is your appointments. There is a Board I thought was still meeting is the Vanderburgh/Warrick/Gibson Drainage Board, Joint Drainage Board. Is that, am I correct on that? I went to numerous meetings in the last few years, that joint board.

Commissioner Johnson: I did as well, Ron, and I, and I think it falls under the Gibson/Warrick Board.

Ron Bacon: Does it? Okay.

Commissioner Johnson: Which was why I was going.

Ron Bacon: If that, if that's correct, then I just didn't hear it. Wanted to be sure of that. Cause I was...

Commissioner Saylor: Well, but, I, I think that should be on our list cause I think that's different, Bob.

Commissioner Johnson: And I, and I never, I haven't received an email for a meeting in the last year and a half.

Ron Bacon: I haven't either for the last six (6) months or so. But, I attended numerous of those over the years.

Commissioner Saylor: Ron, I think Ron was right. I think that's a different board rather than...

Ron Bacon: It's a, it's a joint Drainage Board of the three (3) counties. Yeah.

Commissioner Saylor: Right, it says, it says Gibson Joint Drainage Board. That's Warrick and Gibson. Spencer Joint Drainage Board, that's Spencer and Warrick. So, Ron is right. It's not on our list. So, Roger, that needs...

Commissioner Johnson: That's never been on our list.

Commissioner Saylor: Well, it needs to be on our list.

Roger Emmons: Yeah.

Ron Bacon: (Inaudible) Storm Water Drainage Board.

Commissioner Phillippe: I think the last time we met was several months ago.

Ron Bacon: Yeah, it's been a long, it's been a good while. Yes. But...

Commissioner Saylor: So, Roger, if we can, if you can add that to our list and we'll address that on the January 11th meeting.

Roger Emmons: Sure. Got it.

Ron Bacon: Okay. Thank you.

Commissioner Johnson: Thank you.

Commissioner Saylor: Thanks. Thanks, Ron. Okay, so that's everything? Counselor, thank you for seeing his hand up. I guess I need to look up more.

Roger Emmons: Okay.

**DEPARTMENTAL REPORTS
COUNTY ADMINISTRATOR
CONTRACTUAL SERVICES AGREEMENT FOR PURDUE EXTENSION OFFICE**

Commissioner Saylor: So, next item on the agenda is our Departmental Reports and Roger, you're up.

Roger Emmons: Thank you, Mr. President. The one (1) item I have listed is the Contractual Services Agreement for the Purdue Extension Office. I sent you via email that agreement on December 18th and the Commissioners have been approving these for many, many years. At least as far as long as I can remember. This year's a little bit different for the, there's a Memorandum of Understanding which sets forth the contractual amount of one hundred twenty-two thousand seven hundred ninety-six dollars (\$122,796.00) that Warrick County pays to Purdue for our three (3) Extension Educators. So, I believe you should approve this by motion. It's so that we, the agreement allows, obviously, not only to have that office but to derive the services that Purdue University provides to Warrick County and its citizens.

Commissioner Saylor: Okay, Commissioners? You have any questions on that?

Commissioner Phillippe: I do not.

Commissioner Johnson: I do not.

Commissioner Saylor: So, can I have a motion to...?

Commissioner Johnson: Make a motion to continue contractual services with Purdue Extension Office.

Commissioner Phillippe: I'll second the motion.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Roger Emmons: Thank you, Mr. President.

(Purdue Extension Contract is located on Pages 32 through 33 of these Official Minutes)

**PROPERTY AND CASUALTY INSURANCE
CHUBB**

Roger Emmons: If you bear with me, I have some other items that came up late today. The first is the renewal of our property and casualty, work comp type of insurance coverages for 2021. We did have a number of emails regarding this issue between myself and Heather and our local agent of record, Rita McConnell. This year we started out, we thought there was going to be more carriers or underwriters willing to write insurance coverage for governmental entity. But, those appear to be dwindling as the years go by. Mainly from all the lawsuits and losses that the public entities have. And so she was only able to obtain quotes from two (2) different groups. GIE/Chubb, Trident/BCS. Both those groups quoted Bitco for our work comp, so we would remain with Bitco. And Heather and I met with Rita on December 18th and Heather also sent you an email that day with the pros and cons between the two (2) proposals. And I agree with Heather that we should stay with GIE/Chubb/Bitco for the 2021 renewals. And if you've got any questions, we'll be, Heather and I would be happy to try to answer them. It is, it's unusually late, you know. Rita acknowledged that this is the latest we've gone. We normally try to get this in place much sooner than the end of, before the end of the year. But, her sources, you know, they just, I think a lot of it had to do with the pandemic. People working from home and just not getting, getting the quotes to her as quickly as she would have liked. So, one (1) of the main things on the, the only con against the GIE/Chubb proposal is that the deductible for wind and hail damage is one percent (1%) of the building value. So, but, we discussed and I gave an example, for example, if the Highway Department's roof got damaged by wind or hail. Rather than, we may not even turn it in as a claim. We might be to repair that much more, much less costly than turning it in as an insurance claim.

Commissioner Saylor: If that roof gets damaged, might be a total loss, for that building.

Roger Emmons: Yeah. So, anyway, Heather listed four (4) pros under the GIE/Chubb. Trident only had one (1) pro which had to do with a fifty thousand dollar (\$50,000.00) deductible on wind and hail and she had about five (5) different cons on that group. So, we feel we're better off staying with the GIE/Chubb and Bitco.

Commissioner Phillippe: Roger, I just wanted to kind of say that it did appear that the Trident/BCS, just looking at the bottom line, appeared to be a better quote because of the dollars and savings. But, after learning that there were literally tens of thousands of dollars in benefits that GIE/Chubb provide to us, basically at no charge, is my understanding.

Roger Emmons: Correct.

Commissioner Phillippe: But, that's the way to go. Especially with the Sheriff's Department. Not sure what all they do, but.

Roger Emmons: Yeah, all the different trainings they provide at no charge. If we tried to go out on the open market to get that type of services, it's pretty well a wash.

Commissioner Phillippe: Yep.

Commissioner Saylor: Okay, so, do I have a motion, Commissioners?

Commissioner Phillippe: Make a motion to approve the recommendation of the Administrators.

Commissioner Johnson: Second.

Commissioner Saylor: First and second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Roger Emmons: Thank you.

(GLE/Chubb Insurance is located on File in the Commissioner's Office) K.G. 2.9.2021

DUTCH DOOR FOR SUPERIOR COURT 1 OFFICE

Roger Emmons: Next is a proposal from Architectural Sales for installation of the Dutch door in Superior Court 1 Office. I briefly discussed it with you, oh, before we left on Christmas break. But, I emailed you a copy of that proposal earlier today. Total amount is one thousand six hundred thirty-five dollars (\$1,635.00). And I don't know if they got any other quotes on that or not. But, this will be something, you know, the Commissioners would have to approve the proposal because it's your building. But, because it's really something they just feel like is needed in their office. That's something that they should pay for out of their budget in my opinion.

Commissioner Saylor: Well, that's the question I asked, one (1), who's paying for this. And two (2), is this, is this a turnkey project to where it will be finished and be finished to the extent of, you know, what's customary for that building.

Commissioner Phillippe: I did ask for another quote from another contractor and the quote that I got was, I'm not doing that.

Roger Emmons: Okay, I understand.

Commissioner Saylor: Roger, does it say anything about replacing the door frame in there? Cause those metal frames are three (3) hinges and so there's going to have to be another hinge made. Oh, wait a minute.

Heather Soberg: Heather Soberg. The email that I received, they said that it was specifically going to use the frame that was existent which was with the cost of it and only being able to get the one (1) quote because of the work that was, there was a specially built door that wasn't going to change any of the structure that already existed.

Commissioner Saylor: Okay, so how do you...?

Heather Soberg: You tell me. How do you not have a fourth hinge on there?

Commissioner Saylor: Yeah, how do you not have a fourth hinge on there.

Heather Soberg: That's what was relayed.

Commissioner Saylor: Because those metal frames are indented, are made from the factory with indentions.

Heather Soberg: Yeah. And they expect, this is a Cares item in the Judge's perspective to stop people from entering there.

Commissioner Saylor: It's a Cares Act item?

Roger Emmons: Um hum. Yeah, there's the Dutch door with shelf and there's, I don't know, one-half (1/2) surface.

Commissioner Saylor: Yeah, it's showing another hinge.

Roger Emmons: Yeah, it does show another hinge.

Commissioner Saylor: It says surface connection. Dutch door bolt. Well, it does say a surface hinge.

Commissioner Phillippe: You want to see how they're going to do this before we approve this.

Commissioner Saylor: Well, it is Architectural Sales. So they have, they do have experience. But...

Commissioner Johnson: Might be done by next August.

Commissioner Saylor: Roger, is there a time, you guys, Heather and Roger, speaking, is there a time frame on this? Is this, is this a...?

Roger Emmons: It says terms, this proposal's subject to review after thirty (30) days.

Commissioner Saylor: So, I wouldn't be opposed to approving it just as long as we get answered, how or my question is how are they going to address that fourth hinge?

Roger Emmons: Okay. The contact is Tom Elderkin. I'm sure we can contact him and get the answer.

Commissioner Saylor: I'll approve that. I mean I'll, I think if we can get a motion to approve it based on Roger's

Commissioner Phillippe: I make a motion to approve.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Roger Emmons: Okay.

(Architectural Sales Quotes is located on Pages 33 through 34 of these Official Minutes)

RENOVATION IN JUDICIAL CENTER FOR PUBLIC DEFENDER OFFICE

Roger Emmons: And let me see here. Third item is just to acknowledge the fact that Commissioner Saylor talked to Judge Granger, Circuit Court Judge, regarding using the current CASA office in the Judicial Center for the Public Defender Office. And Judge Granger agreed to that as long as the next two (2) conference rooms to the, the south of that office that we put in an opening so that those rooms could be utilized by the Casa Clientis as needed. And I'll defer to Dan and/or Terry, I know they did have a contractor over there to take a look at that.

Commissioner Saylor: We did. We met with Brad and the Contractor over there. One (1), we had some concerns about removing a wall. We had Dennis, Dennis look at it too. Dennis was over there and looked at it, not while we were together, but said we don't have to do any State permitting because it's under the threshold for State requirements. Terry kind of, kind of got a contractor to look at it over and under the time frame because if we get this done yet this year, I think the Court Services can deduct some of the building utilities.

Roger Emmons: Yeah, we can go back to October 1st and figure a percentage of the square footage against the total of the building and get forty percent (40%) reimbursement on those costs.

Commissioner Saylor: Which will more than exceed, we thought, we kind of looked at it ourselves and kind of thought we had a price in mind. That bid came in under...

Commissioner Phillippe: Fifty dollars (\$50.00).

Commissioner Saylor: Fifty dollars (\$50.00) under what we thought it should be at. So.

Roger Emmons: Yeah, I know Warren Mathies, the Chief Public Defender, stated, he thought maybe thirty (\$30,000.00), thirty-five thousand (\$35,000.00) you could get reimbursed yet this year.

Commissioner Saylor: Right.

Roger Emmons: I mean it's late in the year, but for this particular time period.

Commissioner Saylor: Yeah. Counselor, so, due to the time frame and, and Commissioners looked at this. Can we approve this?

Todd Glass: I don't see any reason why you couldn't.

Commissioner Saylor: Alright. Do I have a motion?

Commissioner Phillippe: So, the motion is to approve all of the above, the room swaps and the contractor's work?

Roger Emmons: I believe so.

Commissioner Phillippe: So, I'll make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

CYBER SECURITY INSURANCE POLICY FOR WARRICK COUNTY

Roger Emmons: Okay, Mr. President, I have one (1) last item that I received very late, 3:05 PM. Rita McConnell, as you're aware from recent cyber-attacks, last year we got our first cyber policy in place. And she had submitted the cyber application for President Saylor's signature. It's two million dollars (\$2,000,000.00) coverage with a deductible of ten thousand dollars (\$10,000.00). The prior policy deductible was twenty-five thousand (\$25,000.00). So, this is a better deal. And the policy premium is twelve thousand five hundred forty-four dollars and ninety-eight cents (\$12,544.98) for coverage from December 27th of this year until January 1, 2022. So, there is a place on here, Dan, for your signature subject to the Board's approval.

Commissioner Saylor: This is insurance...

Commissioner Phillippe: (Inaudible) discussion here, I've been thinking about this a lot. I'm scared to death of this stuff. It happens more and more and more.

Roger Emmons: Oh, yeah.

Commissioner Phillippe: I would, I would like to explore the cost of a second set of eyes, so to speak, coming in and look at what we're doing as a county and make sure that we're secure. I don't know. I don't know that anybody can prevent what's going on in the world right now. I don't know what the other two (2) Commissioners think.

Commissioner Saylor: Well, I've heard, as Terry and probably Bob have too, different entities, public and private, that have been compromised by these cyber-attacks. And I know it's tens of thousands if not even more dollars. So, I mean, I don't have a problem with that Terry. Because, I think we've got...

Commissioner Phillippe: We, we talk every day about how bogged down Guy is with his work and the need for a second IT staff. And we, we don't have that. But, this is our number one (1) priority is making sure everything's safe and secure.

Commissioner Saylor: Well, and, and I know, I know that the Council, you know, due to economics, is not, is reluctant to add personnel and, and I agree. You know, but at this point, if, if, if we're compromised, I think the salary is going to be the least of our worries.

Commissioner Phillippe: I don't think it hurts to ask what it would cost for an assessment.

Commissioner Saylor: No, I don't either.

Roger Emmons: But, right, I mean, our policy's going to lapse. We won't have any coverage if we don't approve this today.

Commissioner Phillippe: Right, and I apologize for throwing that in the middle of your agenda. But, it seemed appropriate. So...

Roger Emmons: I understand your concern.

Commissioner Phillippe: I'll make the motion to approve the cyber application.

Commissioner Saylor: But, we can still move forward with an assessment to make sure we're...

Roger Emmons: Sure. We can do that. Absolutely.

Commissioner Johnson: We can do that.

Commissioner Saylor: I like that idea.

Commissioner Johnson: I'll second it. Because, you know, I don't think anything that we do that can, you know, we can really feel safe and secure nowadays.

Commissioner Phillippe: Right.

Commissioner Johnson: But, if they do get in. At least we've got some coverage to where we have some recourse whereas at least we'll be ahead of that curve.

Commissioner Saylor: So, I have a first and a second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Commissioner Phillippe: And I'll talk to guy.

Commissioner Saylor: Okay.

Roger Emmons: Thank you, Gentlemen. That's all I have.

Commissioner Saylor: Thank you, Roger.

(Cyber Security Insurance Policy is located on File in the Auditor's Office)

COUNTY ATTORNEY
AMENDING THE FIXED ASSET CAPITALIZATION POLICY

Commissioner Saylor: Next item on the agenda's our County Attorney.

Todd Glass: Thank you, Mr. President. Just a few items. I have a few of these in front of you that I'll be discussing. The first one (1), being a proposed Ordinance to update and amend the Warrick County Ordinance on Fixed Asset Capitalization. I don't know if this is particularly ready. And perhaps need more feedback from the Board. But, I was looking at the Ordinance last week and today. And it does map out your policy for capitalization of certain assets and identifies the various assets to capitalize land, improvements to land, machinery and equipment, furniture and fixtures and that sort of thing. Other, other than machinery and equipment, your minimum value for some of these other

to go above five thousand (\$5,000.00), but you can go any number between seven-fifty (\$750.00) and five thousand (\$5,000.00), just whatever you want to do. But, I also noticed that we don't have any similar clause for furniture and fixtures. So, we might as well fix that while we're at it. So, one (1) suggestion I have is the Board give me some input on where you'd like machinery and equipment capitalizations valued at, whether that's five thousand (\$5,000.00) to match the other clauses or some other number. And if you would like for me to draft a provision for furniture and fixtures which is missing in our ordinance. The one (1) last recommendation I might suggest to the Board, if you want to see a draft of it, is to also include in this chapter or another chapter a requirement that maybe offices and departments inventory and report that inventory of assets in each office on an annual basis which is probably something you ought to be doing. And you don't want this policy to be the policy that causes that to happen. You have a capitalization policy because you want certain assets capitalized and that's probably something the SBOA watches over. And they want to make sure that whatever your policy is, you're following it. So, you don't want this policy to be the policy that you're relying on to know what you got. You probably ought to have your departments, in my opinion, it's just a legal opinion, it's not a financial opinion, that you ought to be having a better idea of what is in each of your offices.

Commissioner Saylor: Just an inventory of what's in it.

Todd Glass: I could be wrong, I don't see anything like that in our Ordinances or policies.

Commissioner Saylor: So, so this office would come up with maybe an inventory sheet, a document to document. Something that could maybe be put on computer sent via, via email or something and then that just filled out or confirmed that those items still exist in that office. Is that what...?

Todd Glass: Right, I think so. Probably updated annually is probably sufficient.

Commissioner Johnson: Who keeps the assets, who keeps the form now?

Roger Emmons: Well, the...

Commissioner Johnson: Is that your office?

Auditor Stevens: We do fixed assets. And that's reported to State Board of Accounts. And that's per your Ordinance of seven hundred fifty dollars (\$750.00) and above.

Commissioner Johnson: And you have a list of all the items and where they're located?

Auditor Stevens: And I, yes, as it's reported to us by the Department Heads. We can certainly keep, can easily keep track of things that are newly purchased. That's easy. But, if there's things in their possession that have never been reported, then we don't have a record of that. And inventory then can also cover things, you know, that have not ever been reported that we're not aware of. We keep inventory in our office. We have serial numbers and track all of the items in our office. If there were ever to be a fire or something like that, you know, to have inventory reported electronically and preserved and captured, you know, where do we have that list, we don't do that for other offices. We do it for our office.

Commissioner Phillippe: Just curious, is that a spreadsheet or do you keep software to do that? I don't care, I'm just curious.

Auditor Stevens: It's just a spreadsheet that we put together.

Commissioner Saylor: Heather, maybe you and Roger can maybe get with Debbie and get something drawn up like an Excel spreadsheet that we can send an electronic file at the beginning of the year and just ask each office, Department Head to inventory their assets.

Heather Soberg: Absolutely.

Commissioner Saylor: So, so, if it's above, if it's above the, whatever threshold we set, does that need to go on that list that we send...

Roger Emmons: Yes.

Commissioner Saylor: Since we already have. So, so...

Todd Glass: Doesn't hurt. But, the, the, that, that would solve something I think is missing as I observed in some of your comments in prior meetings, but as far as updating and improving you Fixed Asset Capitalization Policy. You just need a value for machinery and equipment. And I would recommend you have me add a section in there for furniture and fixtures because that for some reason is missing.

Commissioner Johnson: It's got some value to it.

Todd Glass: Yeah.

Roger Emmons: Table this to the January 11th?

Commissioner Saylor: Well, he needs some, he needs some suggestions.

Commissioner Johnson: Guidance.

Commissioner Saylor: Some guidance now, right, Counselor?

Todd Glass: It doesn't have to be right now. Just be thinking what you want for that value for machinery and equipment and let me know and we'll get that in the updated draft that you can act upon in your next meeting and it'll be a better product.

Commissioner Phillippe: I guess my thoughts at this point after having this discussion for several weeks. I'd be fine with the five thousand (\$5,000.00) mark on all of the assets.

Commissioner Johnson: I agree with that except when it comes down to maybe furniture and fixtures. I think maybe cut that in half.

Commissioner Saylor: Well then, so then, you know, I'm thinking of things that can also walk off. You know? Say you got the Highway and you've got tools. You've got a lot of tools out there that's less than...

Roger Emmons: That should be on their inventory.

Todd Glass: That will be on the inventory.

Commissioner Saylor: Okay, okay. I see.

Todd Glass: You don't necessarily need to capitalize it unless it's a large purchase of numerous tools and then you can group it as a unit to capitalize.

Commissioner Saylor: Or a piece of equipment or testing equipment or something.

Commissioner Johnson: Power washer (inaudible).

Todd Glass: I have some sample provisions of other county ordinances on furniture and fixtures and I might run them by you to see which one (1) you prefer.

Roger Emmons: Sure.

Commissioner Saylor: Okay. So, motion to table this 'til the, January 11th.

Todd Glass: Please.

Commissioner Johnson: Make a motion.

Commissioner Phillippe: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

Commissioner Saylor: Aye. Motion carries three, zero (3-0) to table.

Todd Glass: Thank you, Mr. President.

**RESCINDING EXEMPTIONS FOR GRAIN TRUCKS ON PARTS OF EPWORTH ROAD
ORDINANCE 2020-34**

Todd Glass: And then I also have a proposed Ordinance that is ready for the Board's consideration if, if they wish to approve it. Would be, I guess, 2020-34?

Chief Deputy Auditor Farrell: That's correct.

Todd Glass: That'd be an Ordinance of the Board of County Commissioners of Warrick County, Indiana, amending Chapter 72, Schedule 2 of the Code of Ordinances of Warrick County. And Commissioners, you'll remember that this simply deals with the road weight restrictions of Warrick County being twenty thousand (20,000) pounds in most situations. There's an exemption in your current Ordinance that exempts that restriction for Epworth Road in its entirety all the way from State Road 62 down to State Road 662. This amendment would simply allow those farm machinery and grain transport vehicles to use Epworth Road between State Road 62 and State Road 66. But, no longer in the highly residential area south of that.

Commissioner Saylor: So, I've received numerous complaints on, on this road of improper vehicles using this road. And I know, I think Chief Deputy Kruse will also, I think your office gets quite a few calls on this road too. Right?

Todd Glass: With all transparency, I'm a resident of the Epworth Road south of State Road 66, and the traffic is quite amazing of farm machinery. We're very supportive of the residents there, of our farm workers. But, Epworth Road is a rather narrow road there at the moment with over a hundred residential properties and kids walk up and down Epworth Road down to the Dollar General Store and the convenient store. And I think Epworth north of State Road 66 is certainly engineered and equipped for that kind of traffic. But, everything south of that isn't.

Commissioner Saylor: I know that, that road has been identified in our long term planning that we'd like to, you know, widen and that kind of thing. So, it's been addressed. I think, Steve, correct me if I'm wrong, that's become the most traveled road, Epworth.

Steve Sherwood: Yes, particularly south of (State Road) 66 along the hospital.

Commissioner Saylor: Right. Where, where it used to be (Hwy) 261 south of (Hwy) 66. So, it's actually, so, that's been something that's changed since my tenure here as a Commissioner. So, I think this is something needed. I think, you know, again, as Legal Counsel, we don't want to stifle commerce and that kind of thing, but at the same time, I think we have an obligation to keep residents safe. As a matter of fact, I think there was a fatality on that road last year.

Todd Glass: I think it's been two (2) years.

Commissioner Saylor: Two (2) years ago.

Todd Glass: Just near Kenosha Hills Subdivision. A pedestrian.

Commissioner Saylor: Was struck. I don't, I can't remember by what type, I think it was a passenger vehicle. But, I just know it's, like Todd said, it's getting more and more pedestrian traffic and with people with the bike paths and people riding, it puts more people on that road too. So, is this, is this ready to be...?

Todd Glass: It is, Mr. President, and again, the only change is in Subpart D, which continues to allow the exception to apply to Epworth Road just north of State Road 66. Not south. So, that's the only change. Farm machinery and grain transport vehicles still would be exempted for use of Epworth Road north of State Road 66.

Commissioner Saylor: So, so do we make a motion on this? Do we have to have three (3) readings on this?

Roger Emmons: No.

Todd Glass: No, not if you pass it unanimously in the first reading. Ordinance 2020-34 an Ordinance amending Chapter 72, Schedule 2 of the Code of Ordinances.

Commissioner Saylor: Alright, so, Commissioners, do I have a motion?

Commissioner Phillippe: Make a motion to approve Ordinance 2020-34, I assume?

Todd Glass: Um hum.

Commissioner Johnson: I'll second.

Commissioner Saylor: Have a first and a second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Todd Glass: Thank you, Mr. President.

(Ordinance 2020-34 is located on Pages 34 through 35 of these Official Minutes)

UPDATE ON CARES ACT GRANT PROCESS

Todd Glass: Lastly, just an item for your attention. Proposal submitted to you for the composition of the Cares Act Grant process and proposals for you to review and let me know what you think. And then we'll run those by Mr. Richmond and Cliff Whitehead with the Council and share those ideas with them prior to their meeting on January 7th. That's just for your review and give me some feedback if you can.

Commissioner Saylor: Okay.

Todd Glass: Thank you.

Commissioner Saylor: Alright. Is that it?

Todd Glass: Yes, Sir.

Commissioner Saylor: Thank you.

**COUNTY AUDITOR
CERTIFIED CLAIMS**

Commissioner Saylor: Next item on the agenda is our County Auditor.

Auditor Stevens: Okay, thank you. I have all Certified Claims totaling seven million five hundred sixty-three thousand eight hundred sixty-five dollars and fifty-three cents (\$7,563,865.53). That's seven-five-six-three-eight-six-five-point-five-three (\$7,563,865.53).

Commissioner Saylor: Do I have a motion for those Certified Claims?

Commissioner Johnson: Make a motion to pay the Claims.

Commissioner Phillippe: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: (Inaudible).

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

(Certified Claims are located on Pages 35 through 37 of these Official Minutes)

NON-CERTIFIED CLAIMS

Auditor Stevens: Alright, I have three (3), three (3) Claims, Non-Certified. We have Culligan water, Area Plan, twenty-two dollars and fifty cents (\$22.50). First Bankcard, Storm Water, purchase of coffee of twenty dollars and ninety-four cents (\$20.94). Total Bankcard was one thousand four hundred seventy-two dollars and seventy-four cents (\$1,472.74). First Bankcard, Health Department, creamer, candles. Fourteen dollars and eighty-five cents (\$14.85). Total was sixty-four-fifty-nine (\$64.59) for the Bankcard. So, Non-Certifieds total one thousand five hundred fifty-nine dollars and eighty-three cents (\$1,559.83). That's one-five-five-nine-point-eight-three (\$1,559.83).

Commissioner Johnson: What? That's a lot of money.

Commissioner Saylor: I, I have down Culligan, Area Plan, twenty-two-fifty (\$22.50). First Bankcard, Storm Water, twenty dollars and ninety-four cents (\$20.94). And First Bankcard, Health, nine dollars and thirty-six cents (\$9.36) for fifty-two-eighty (\$52.80). So, you're saying that has changed?

Auditor Stevens: Well, the total of these claims, they're not included on the certified list. So, the total of these claims is one thousand five hundred fifty-nine dollars and eighty-three cents (\$1,559.83).

Commissioner Johnson: You're listing the whole claim, not just what you (inaudible).

Auditor Stevens: Yeah, well, the whole claim has to be approved because it's not on your expense approved list, your certified list. These will be included on the next certified list.

Commissioner Saylor: So, the un-certified amount is for Area Plan is twenty-two-fifty (\$22.50), twenty-two dollars and fifty cents (\$22.50) and Storm Water, twenty dollars and ninety-four cents (\$20.94), and what did you say for the Health Department?

Auditor Stevens: Fourteen-eighty-five (\$14.85).

Commissioner Saylor: Fourteen-eighty-five (\$14.85) okay. Alright, with that said, do I have a motion to the Un-Certified Claims?

Commissioner Phillippe: I'll make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

Commissioner Saylor: Aye. Motion carries three, zero (3-0) for Un-Certified Claims.

Auditor Stevens: Okay, thank you.

(Non-Certified Claims are located on Page 38 of these Official Minutes)

PAYROLL – LONGEVITY AND TOOL ALLOWANCE

Auditor Stevens: Then, I have Payrolls, I have two (2) payrolls. Monday, January 4th, this is Sheriff's Department. Total payroll, fifty-one thousand five hundred dollars (\$51,500.00). All certified. Do you want to do them separate or together?

Commissioner Saylor: Probably, let's do them separate.

Auditor Stevens: Okay.

Commissioner Saylor: So, do I have a motion for the Sheriff's Department?

Commissioner Johnson: I'll make that motion.

Commissioner Phillippe: I'll second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Auditor Stevens: Okay.

(Special Payroll is located on Page 38 of these Official Minutes)

REGULAR PAYROLL

Auditor Stevens: Then Payroll for date Monday, January 4th is the first payroll of the year. Five hundred three thousand ten dollars and seventy-three cents (\$503,010.73). There are Non-Certifieds included on the claim

Commissioner Phillippe: Make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: (Inaudible).

Commissioner Saylor: Aye. Motion carries three, zero (3-0). That it?

Auditor Stevens: That's it.

Commissioner Saylor: Thank you.

Auditor Stevens: Thank you.

(Regular Payroll is located on Pages 38 through 39 of these Official Minutes)

**COUNTY ENGINEER/HIGHWAY
RAGLE REQUEST FOR ROAD CLOSURE AT LIBBERT ROAD**

Commissioner Saylor: Next item on the agenda is our County Engineer and Highway. And Steve is filling in for Bobby.

Steve Sherwood: Yes, Steve Sherwood, Assistant County Engineer, filling in for Bobby Howard. If you would, take one (1) each of what's being passed. First item I have, Mr. Howard liked me to address is the letter you have before you with Ragle. If you read down on the first page, they're wanting to open cut Libbert Road, this has been before you previously. Now, their intention is to close it from Monday, January 11th through Saturday, January 16th. In effect, a six (6) day closure. Their reasoning is they, on page two (2), show you a posted detour route of Warrick Trails west of Libbert Road, north on Epworth Road and then back east on Telephone Road. The closure again is for six (6) days. They propose to open cut part of the Newburgh Sewer Project that's going on out there. Restoration of Triple Crown elimination pump station project. They originally started out with a three (3) week closure. Got it down to eight days (8). Now down to six (6). Bell Road is now recently open between Vann Road all the way north to Oak Grove road for traffic in a two (2) lane configuration. This is why they're proposing now to close it for the six (6) days. If the Board was to consider the closure, Bobby and I will put the regular stipulations about repair. We're proposing a six (6) inch asphalt replacement pavement to the cut that they propose to make with an inch and a half wedge and level on twenty-five (25) feet and across the cut twenty-five (25) feet on both sides to mill it back in so it's a smooth repair. Assume there's going to be some construction equipment on our pavement that they're not cutting, to preclude any damages will be repaired, replace the striping and shoulder stone. I also proposed that they honor their six (6) days, that we set some type of a penalty amount in case they go long due to issues not precluded by weather. Whether the Board wants to set some type of a dollar amount per day penalty on every day it goes longer than the six (6) days, I would suggest something to make them adhere to their time table.

Commissioner Saylor: What's your recommendation, Steve?

Steve Sherwood: I figure in my mind of ten thousand dollar (\$10,000.00) per day unless the Board would like to set that either higher or lower.

Commissioner Phillippe: What was the dollar amount on the project again?

Steve Sherwood: The entire project?

Commissioner Phillippe: This piece of the project.

Steve Sherwood: This piece? They've not given us a dollar amount. But it's a rather large sewer line, like twenty-four (24), thirty (30) inch coming from their pump station there at Vann and Libbert and going across. They're going to be about twenty (20) feet deep and they propose to cut it, last talk I had, about thirty (30) feet in width across the roadway.

Commissioner Saylor: I know, they've been wanting this for some time. And I know the Board of Commissioners have been reluctant to grant it because of Bell Road was closed. Chief Deputy Kruse, I don't know if you've seen this alternative route, but the route would be, the go around would be Bell Road to Epworth and back over on, I think that's Trails, Warrick Trails. As far as emergency services go, I mean, do you, now that Bell's open, I mean, a lot of that is surrounded by farmland. So, you wouldn't be getting there. I just didn't think having Bell Road closed and...

Steve Sherwood: There's an extra copy.

Commissioner Saylor: Libbert Road at the same time would be good. So...

Chief Deputy Sheriff Kruse: Closing Libbert?

Commissioner Saylor: Yeah.

Steve Sherwood: Right there just north of Warrick Trails as you see circled there on your diagram.

Commissioner Saylor: Sorry to put you on the spot.

Steve Sherwood: The highlighted (inaudible) is in route that they propose as a detour for six (6) days.

Chief Deputy Sheriff Kruse: That looks to make sense. Bell Road will be heavily traveled as it is anyway. That's the reason I assume you're pushing them to Epworth where it can handle more traffic, both that and Warrick Trails are four (4) lanes.

Steve Sherwood: That's their proposed route. But, as we know, local traffic will seek other means.

Chief Deputy Sheriff Kruse: They're going to know their way around.

Commissioner Saylor: But, this will be the posted route.

Chief Deputy Sheriff Kruse: Yeah, right. Good, big road all the way around and should be able to handle any additional traffic. Be a good alternative route.

Commissioner Saylor: But, for emergency services, Bobby just didn't think closing those both at the same time would be good.

Chief Deputy Sheriff Kruse: I agree with that. Yeah, that's definitely a problem. But, like I said, I think this will be good.

Commissioner Saylor: Okay. Thanks, Chief Deputy. I appreciate it. So, with that, Commissioner, do you have any other...?

Commissioner Phillippe: Are you okay with ten thousand (\$10,000.00) as the, as the daily fine? Obviously, we want it done on time. If that happens, no harm, no foul.

Commissioner Saylor: Yeah.

Steve Sherwood: Feel free to set it, five thousand (\$5,000.00), ten thousand (\$10,000.00), whatever the Board feels would be proper.

Commissioner Saylor: I just, you know I just worry about getting in a match of, you know, what's the weather, is that defined. Is it, is it misting out? Can they call, you know, can they call foul because it's misting?

Steve Sherwood: The weather would be any type of stop workday for them.

Commissioner Saylor: Okay. I mean I'd be good with five thousand (\$5,000.00) a day. But, if the other two (2), if you want to go ten (\$10,000.00). I'm...

Commissioner Johnson: I just think it has to be a significant amount to make them hurry.

Commissioner Phillippe: I think I had heard twenty-five (\$25,000.00) at one (1) point. So, I'd be good with ten (\$10,000.00).

Commissioner Saylor: Okay. So, do I have a motion?

Commissioner Johnson: I'm good with whatever.

Commissioner Saylor: Do I have a motion?

Commissioner Phillippe: Make a motion to approve the road cut, the approved route, and the daily fine of ten thousand dollars (\$10,000.00).

Commissioner Saylor: Do I have a second?

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: (Inaudible).

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

Steve Sherwood: Thank you.

2020 COMMUNITY CROSSINGS GRANT MONEY AWARD

Steve Sherwood: Second item I have for Mr. Howard is on December 8th, Warrick County was awarded the second phase of the 2020 Community Crossing Grant money. More precisely, Community Crossings Matching Grant Fund of five hundred eight thousand eight hundred forty-seven dollars twenty cents (\$508,847.20). They now require that a contract be signed and it specifically is asking for signatures. And I would, I would ask the Board to sign where titled to all three Commissioners at the conclusion of the meeting if the Board would approve this grant fund and again the roadways that will be served are Millersburg Road that we would repave from State Street east to the Boonville, western Boonville City limits west of Eskew Road. All of Pollack Avenue from (Hwy) 662 to the Vanderburgh County line. Stacer Road from (Hwy) 662 to Pollack Avenue and Sharon Road between the two (2) state highways of (Hwy) 66 and (Hwy) 61. This is what Bobby has designed and forecast to repave all those sections of the roadway with this money in 2021 and that will have to be bid out within a few months.

Commissioner Saylor: Well, I want to say this, I appreciate Bobby and Steve if you had anything to do with this,

Bobby. Some of these grants are not really easy to write. Takes time and effort and so I appreciate you guys going out and looking and assessing what roads need to be done and that type of thing.

Steve Sherwood: A big thanks to the legislatures who come up with this to make this happen. Again, this is a fifty/fifty (50%/50%) grant. If we produce that set amount, they match that amount.

Commissioner Johnson: Good deal.

Commissioner Saylor: So, do I have a, do we have to have a motion to approve that?

Roger Emmons: Who wrote the contract?

Steve Sherwood: Pardon?

Roger Emmons: Did you present a contract?

Steve Sherwood: Well, it's, it's with the State as an LPA Agreement. It has to be signed.

Roger Emmons: Oh, okay. It's one (1) of those standard, yeah.

Todd Glass: By motion.

Commissioner Saylor: By motion, alright. So, do I have a motion to sign the LPA Agreement?

Commissioner Johnson: I make the motion.

Commissioner Phillippe: And I will second.

Commissioner Saylor: First and second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Steve Sherwood: Thank you.

(2020 Community Crossings Grant Award is located on File in the Auditor's Office)

BRIDGE 200 AMENDED LPA AGREEMENT

Steve Sherwood: And the last part I have that Bobby would like to have presented tonight, Bridge 200 on Lincoln Trail Road which is a Federal Aid Project under early stages of design. They are freeing up some money, and again, I have another LPA amended agreement for professional engineering. Meaning they got some money for us if we would sign this agreement and it only needs the President of the Commissioners to sign it as they will give us some money towards the design of said bridge.

Commissioner Saylor: Steve, correct me if I'm wrong, that's money that typically the MPO has in excess and due to Bobby's organization and yours probably, they reach out to us and see if we have a project that will fit the criteria. Is that right?

Steve Sherwood: That is correct due to Bobby's inquiring if there was any extra money available and the MPO kept us in mind if there was some they'd let us know. Lo and behold, there was some which we don't normally expect. We would have to pay a hundred percent (100%) of the professional engineering design for these projects. So, the State has some money that they'd like to free up through our MPO, towards this design.

Commissioner Saylor: Again, I've got to give kudos to Bobby for, for knowing that that money's out there. Reaching out to MPO and for the relationship that he had with MPO. Because I think it's, it's discretionary in nature. So, anyway. So, I appreciate everybody's efforts on that. So, do I have a motion to approve?

Commissioner Phillippe: Make a motion to approve.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

Steve Sherwood: Thank you, I'll get your signatures at the conclusion of the meeting.

Commissioner Saylor: Motion carries three, zero (3-0). Is that it, Steve?

Steve Sherwood: Yes, thank you.

Commissioner Saylor: Thank you.

(Bridge 200 LPA Addendum is located on File in the Auditor's Office)

**COUNTY PURCHASING
MULZER CONTRACT**

Commissioner Saylor: Next item on the agenda is our County Purchasing. And Joe?

Joe Grassman: Excuse me, Joe Grassman, Purchasing Manager. At our last meeting we discussed the Mulzer annual contract which we discussed was a nine-point-five percent (9.5%) increase across the board for aggregate materials for the County. I think it was Bobby's idea, that we call them, talk to our rep and see if he might be willing to either hold the prices steady or give us some break. Of course, I sent you a copy of the letter that he sent us. And basically, he said, no, they won't do that. It's nine and a half percent (9.5%) and you're getting a good deal is kind of what he said. And he did offer if we wanted to bid it out, he'd be willing to submit a bid. That was kind of, I don't know, a little bit arrogant on his part. But anyway, so, we're in the position of take it or leave it. Unfortunately, even though we, our budget's been frozen and there's no extra money, we're gonna have to pay an additional nine and a half percent (9.5%) this year aggregate.

Commissioner Saylor: Sounds like we're buying less rock this year.

Commissioner Phillippe: Yep.

Commissioner Saylor: Well, Commissioners?

Commissioner Phillippe: I'd say, what's to approve?

Commissioner Saylor: Need a motion. Or do I have a motion to approve the Mulzer Contract?

Commissioner Phillippe: What happens if we don't approve the contract with them? Can we even buy rock? Is it at a higher price? Steve?

Commissioner Saylor: You buy it at a higher market price.

Commissioner Phillippe: Is that what it is?

Commissioner Johnson: I'll make a motion...

Roger Emmons: You're forced to approve this contract if you want rock, basically. The way I look at it.

Commissioner Johnson: I make the motion to approve the Mulzer Contract.

Joe Grassman: Terry, I checked some time back. I checked every rock production, sales, retail, wholesale in the whole area. They're either, every one (1) of those is either a customer of Mulzer or belongs to Mulzer. There's no...

Commissioner Phillippe: I'll second Bob's motion.

Commissioner Saylor: So, I have a first and a second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

Commissioner Saylor: Aye. Motion carries three, zero (3-0). Thank you, Joe.

Commissioner Johnson: Thanks, Joe.

(2021 Mulzer Contract is located on Pages 39 through 40 of these Official Minutes)

CONSIDERATION OF QUOTES FOR NUISANCE ABATEMENT

Joe Grassman: I wonder if I could, I have one (1) other thing that came up this afternoon, if I could take a minute of your time. It's, I got, I finally got the, both quotes for the nuisance abatement of that Asher property on Goff Avenue. And I can just briefly tell you what those were. We have two (2), you know, we have two (2) vendors under contract. Bieber Lawn, Lake, and Forestry and the other guy is New Growth Landscapes and Irrigation. And I got a quote from both of them. Bieber Lawn and Lake and Forestry bid two thousand one hundred and ninety dollars (\$2,190.00). And New Growth Landscapes and Irrigation bid twenty-two hundred dollars (\$2,200.00) even. So, we, should we bring, we discussed, and I have the email. Did I send you that?

Todd Glass: I did see it, yes.

Joe Grassman: Where we discussed that we would alternate awards of, of projects as these things came up with these two (2) guys. You know, one guy would get it one (1) time. The other guy would get it the second time. So, sort of, luckily this time the guy who was up for the award by virtue of it's your turn was the cheapest, also the cheapest bid, so, cheapest quote.

Todd Glass: And I just saw that briefly this afternoon, Joe. Did I see part of the quote includes the removal of a tree?

Joe Grassman: Yes.

Todd Glass: If I am inaccurate about that, I apologize, but I don't know if that's part of our Nuisance Ordinance.

Joe Grassman: Yes.

Todd Glass: Well, under the Nuisance Ordinance, it, it is a problem if it's dead and dangerous, but we don't have any authority to cut down trees in our Nuisance Ordinance.

Commissioner Phillippe: And was that also bid as an option? That's how I asked them to bid it. Cause when we gave them all of the specifications of what needs removed, it was actually not on there. But in talking through the site visit, that came up.

Todd Glass: Probably is a good recommendation. But, the only thing I would suggest in the process of complying with the Court's order to abate the nuisances, that we just abate the nuisances.

Joe Grassman: Terry, was that the tree that there wasn't much of a tree left? It was just about fifteen (15) foot stalk or trunk?

Commissioner Phillippe: Dead tree in the back yard.

Joe Grassman: Oh, okay. So, alright.

Commissioner Phillippe: So, what we're saying is that dollar amount that was bid will go down?

Joe Grassman: If, if we tell them that you don't want the big tree.

Todd Glass: I would recommend to the Board not to include that in the nuisance abatement.

Joe Grassman: Okay.

Commissioner Saylor: So, both, you're saying both people included that in their quotes, Joe.

Joe Grassman: Yes.

Commissioner Saylor: So, can we approve, so, what happens if they remove it and New Growth is cheaper than, do we table this? Do we have Joe go back? Or do we have Joe just go seek the removal?

Commissioner Johnson: Why can't we approve it and have Joe take the lowest bidder after the tree removal is out of the bids?

Commissioner Phillippe: The tree should have been in there as an option. Was it not?

Commissioner Saylor: Like an add-on, Terry?

Commissioner Phillippe: That's how I asked them both to put it in there since it wasn't on the spec sheet.

Joe Grassman: This one (1) item says remove all trees, weeds, vines, trash, junk, leaving only mowed grass. And I have a picture of that. Then remove dead and dangerous tree truck and vines and weeds. So, there's two (2) trees actually. The one (1) I'm talking about was...

Commissioner Phillippe: But, they didn't separate it out as a price.

Commissioner Johnson: No, no they did not.

Joe Grassman: No.

Commissioner Phillippe: Alright.

Roger Emmons: Well, Bieber, on theirs, they had an addition estimate for removing the tree in the backyard, but it's zero (0). So they included it in their two thousand one hundred ninety (\$2,190.00).

Commissioner Phillippe: So, I'm, I'm actually curious now if, what I forgot over time, that that's how it was structured, every other one (1)? Why are we even bidding this out?

Todd Glass: Well, I don't have it in front of me, for other things other than removal of gross vegetation, isn't it?

Roger Emmons: Right.

Todd Glass: There's junk and garbage and refuse. But, also gross vegetation. And, but then somehow the trees got included in on it. But, it's entirely proper under the Nuisance Ordinance to abate gross vegetation. But, I wouldn't, that's, trees, or even dead trees is not defined as gross vegetation under the Ordinance.

Joe Grassman: Alright. So, back to square one (1) and redo it and take the trees out? I can do that.

Todd Glass: I advise, Commissioner Phillippe suggested, probably just need the quotes amended, take out that service, and you ought to be able to get two (2) revised quotes easily enough, and Commissioners could move to accept the lowest of the two (2) amended quotes.

Joe Grassman: But, but what about our issue of, we decided we would alternate awards?

Roger Emmons: We're not bound to that. We don't have to alternate. Take the low bid. Take the low quote. This is only ten dollars (\$10.00) difference. So.

Joe Grassman: Well, I think we, the reasoning behind alternating is we wanted to keep both guys happy and working for us in case one (1) guy couldn't do the job, we had a backup.

Roger Emmons: They still understand it's a quote.

Commissioner Phillippe: Well, we had them bid out their rates first. I'm just confused what we're doing to be honest. We had them bid out their rates and now we're having them bid on a per job basis.

Roger Emmons: Good point.

Commissioner Johnson: That's true.

Commissioner Saylor: And this is ultimately money that will be recouped.

Roger Emmons: Right.

Commissioner Phillippe: Right.

Commissioner Saylor: For the taxpayers. We pay it but we will get that reimbursed.

Roger Emmons: Correct.

Commissioner Saylor: It's actually a lien attached to the property. Right, Counselor?

Todd Glass: Correct. We should have rate from both, how much they charge for the removal of garbage. How much they charge for the removal of refuse for appliances and also gross vegetation.

Joe Grassman: We do have that in each, each one (1) has an individual contract and all that information is in there.

Todd Glass: And if we have those quotes, Commissioners, just tell them not to do anything with the trees.

Roger Emmons: Right.

Commissioner Phillippe: That's easy enough.

Todd Glass: And if the lowest bidder was the other vendor, you're fine using that other vendor. Just tell them to leave the trees alone.

Commissioner Phillippe: So, is the appropriate action to approve the bid based on the removal of the tree removal from each quote.

Todd Glass: With that instruction to Joe, then instruct the vendor not to do anything with the trees which falls outside the scope of the award.

Joe Grassman: So, then presumably his quote would be reduces somewhat.

Todd Glass: Yeah

Joe Grassman: Okay. Alright.

Commissioner Phillippe: So, I'll make the motion as I just stated.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: (Inaudible).

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

Joe Grassman: That's all I have.

Commissioner Phillippe: (Inaudible) confusing.

DISCUSS APPROVAL OF HEROES PROGRAM FOR WARRICK COUNTY FREE T-MOBILE CELL PHONE SERVICE TO FIRST RESPONDERS

Commissioner Saylor: Next item on our agenda is our County Sheriff. Chief Deputy Kruse?

Chief Deputy Sheriff Kruse: Paul Kruse, Chief Deputy Sheriff. Available for any questions you have on these items of T-Mobile or any of the other items here.

Commissioner Saylor: Free cell phone service to all government first responders.

Commissioner Phillippe: Have you guys put the sim card in the (inaudible) yet?

Chief Deputy Sheriff Kruse: My understanding of this, I believe is that we have to have an agreement in place and then we request the SIM cards. Be after the first of the year before we get them. Then we can try it, see how the service works. I assume you're familiar with what this is already.

Commissioner Phillippe: Yep, I am.

Todd Glass: I would just, we have the participating addendum that needs to be signed for this program, unless, Roger, unless you have it, it amends the master agreement. If we can just find the master agreement, I do not have a master.

Roger Emmons: I mean, it's a DocuSign thing. That's all I have. I don't have the actual agreement with me. I'd have to go into the computer and...

Todd Glass: That was just a comment of mine if we can together try to see where the master agreement is, so I have it for our files.

Roger Emmons: The master agreement with T-Mobile?

Todd Glass: Correct. The NASPO ValuePoint Wireless Data, Voice, and Accessories Master Agreement. We just need to have it in our records and probably in the Auditor's Office.

Commissioner Phillippe: What is NASPO?

Chief Deputy Sheriff Kruse: I am not sure what that acronym is exactly. Only, I did a conference call with a rep from T-Mobile about this. Sounded like, sounded like there really was no string attached, no gotcha. Really is free lunch if there really is such a thing, I guess. We could potentially eliminate our cell phone bill, would be ideal. But, they, I don't, I just, I don't know what the master agreement is. Sheriff picked that up and handled the agreement part and forwarded that to you the next day for your approval.

Commissioner Phillippe: I don't think that's with Warrick County in any way shape or form. That master agreement.

Todd Glass: It is if it's in...

Chief Deputy Sheriff Kruse: That master agreement maybe, he did reference in the conference call that they have an agreement with the FCC that they would provide this for a period of ten (10) years so that the FCC would approve their merger with Sprint.

Todd Glass: Correct.

Chief Deputy Sheriff Kruse: I, that's just a, that's merely an assumption that that is what they agreed to and the master agreement may be that. I can't speak to that solidly.

Todd Glass: The addendum looks in order. I, maybe Roger and I can do some sleuthing and see if it's something we can find and put in our records. But, it's either through the state or through a multi-state program. I'm not saying we ought to have it. I'm just looking for it.

Commissioner Saylor: Chief Deputy, is this for fire and...?

Chief Deputy Sheriff Kruse: Each fire department, yes. Volunteer Fire can apply for it as well. And I, I know, I believe at least one (1) of them is checking into it as an, as an opportunity for their members. Their representative said that many of the volunteer departments will use it. It comes with some mobile data, hotspot action on the phone. One (1) gig of, of hotspot per phone. And then they offer a fifteen dollar (\$15.00) a month plan that has twenty (20) gigs of mobile hotspot data. It's unlimited data on the phone. But the, so, he said they use, a lot of the volunteer fire companies will use the mobile hot spot on the devices to run their, the CAD in their engines and whatnot. Locally, we don't have that. That's out of our field there, but yes, it's available to fire departments, maybe EMA as well. Police Departments, EMS.

Commissioner Saylor: You know my next question, Reserves?

Chief Deputy Sheriff Kruse: Yeah, I think so.

Commissioner Saylor: Hey, if it's free.

Chief Deputy Sheriff Kruse: We're putting in, I think we've put in for a large enough number to try to cover everybody.

Commissioner Saylor: That's a pretty good deal.

Chief Deputy Sheriff Kruse: That we could with it. Yeah. It's a benefit to the employees as well as the County.

Commissioner Saylor: So, if there's no, Legal Counsel, if there's no commitment or I mean, hidden commitment, I'm good with, Terry, I mean, your, this is in your bailiwick.

Commissioner Phillippe: I'm fine with it. I'm familiar with it. It's a good deal.

Roger Emmons: Terry, in one (1) of your emails on December 14th, you mentioned you consulted with both our existing Sprint, which is now T-Mobile government rep and a past colleague that now works for AT&T, and they both confirmed the legitimacy of this offer. So, I'm just wondering if that government rep for T-Mobile might be able to provide that master agreement to us.

Commissioner Phillippe: I will ask him. Actually, that email referenced the ability for them to use their existing hardware.

Roger Emmons: Okay.

Commissioner Phillippe: To clarify that. Yeah, I'll ask him.

Roger Emmons: Thank you.

Commissioner Saylor: Alright. Do we have an approval for this? Do we have a motion?

Commissioner Phillippe: Make a motion to approve.

Commissioner Johnson: Make a motion to approve.

Commissioner Phillippe: Second.

Commissioner Saylor: First and a second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(T-Mobile Addendum is located on File in the Auditor's Office)

DISCUSS APPROVAL ON NON-EXCLUSIVE LICENSE AGREEMENT WITH LIEBERMAN TECHNOLOGIES FOR AUTOMATED TAX WARRANT SYSTEM AND CASH BOOK

Commissioner Saylor: Next item, Chief Deputy, for the license agreement for Lieberman Technologies for Automated Tax Warrant System and Cash Book.

Todd Glass: And that's in proper form and ready for your approval.

Commissioner Saylor: Okay. Do I have a motion?

Commissioner Phillippe: I make the motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(Lieberman Technologies Agreement is located on Pages 40 through 41 of these Official Minutes)

DISCUSS APPROVAL OF VMWARE RENEWAL QUOTE WITH KELLER SCHROEDER

Commissioner Saylor: Next item on the agenda is consider approval of the WSD Renewal Quote #001711 Version 1 and the quote of #001233 Version 1.

Roger Emmons: I have those documents here. The WSD of course Warrick Sheriff's Department, but these were presented by Keller Schroeder and the first one (1) listed, #001711 that's in the amount of one thousand one hundred thirty-two dollars and eighty-eight cents (\$1,132.88). And then there's an option if you want a three (3) year VMware renewal. That option subtotal is two thousand nine hundred ninety dollars and eighty cents (\$2,990.80). So, we, you need to decide, I don't know if Sheriff Wilder is recommending the three (3) year or just the one (1) year VMware renewal.

Chief Deputy Sheriff Kruse: Sorry, been a couple weeks since I looked at this. If I recall, this is something that we need, this needs to be done. It was one (1) year verses three (3) years, so we can either revisit it next year or we can whack three (3) years all at once here. And I believe the three (3) year price, when you broke it down to an annual basis was a little cheaper to go that route. So, but I don't...

Commissioner Saylor: Looks like it saves a few dollars.

Chief Deputy Sheriff Kruse: Yeah, I didn't review this right before I came up here tonight.

Commissioner Phillippe: My only question is, there was another, there's been a lot of technology conversations lately. One (1) where we didn't need the three (3) years because you were going to be going to a different technology. This is not the same thing, correct?

Chief Deputy Sheriff Kruse: What's the quoted amounts here so I can get...?

Roger Emmons: Pardon me?

Chief Deputy Sheriff Kruse: What dollar, ballpark figure are we talking dollar wise on these?

Roger Emmons: On one (1)?

Chief Deputy Sheriff Kruse: On either of these. Are we talking like twelve thousand dollars (\$12,000.00)?

Roger Emmons: The second one (1), I think that's the, that's two thousand six-'o-three-forty-four (\$2,603.44). The problem is, I need to get with Ty Eblin. He's included estimated taxes. Now, he corrected the one (1).

Chief Deputy Sheriff Kruse: Right. Aside from that, that one's...

Chief Deputy Sheriff Kruse: Okay. I think that's something different. Yeah, that was talking about major storage expansion and then right after, asking for that, we attended a meeting with Vanderburgh County and if we make some changes, we won't need that. So, and those changes are, are likely. Especially, they...

Commissioner Phillippe: A lot more money. I remember that.

Chief Deputy Sheriff Kruse: Yeah, but I don't, I think that's already been taken care of in a separate matter or with John. I don't, I think that was at the last meeting maybe.

Roger Emmons: I mean you could, we might consider having Ty resubmit these, because they both say that the support, like the VMware support on this first one (1) that I commented, ends on January 30th of next year. And just a day later, January 31st on the one (1) year VM backup and replication standard. So, you would at least, I would think we would have at least 'til the Commissioner's first meeting in January to get these in place.

Chief Deputy Sheriff Kruse: You just wanting to have the sales tax removed from them, you mean?

Roger Emmons: Yeah, I mean, I've got Ty on my contracts.

Chief Deputy Sheriff Kruse: Yeah.

Roger Emmons: It's just a matter of me emailing him and pointing it out.

Chief Deputy Sheriff Kruse: Right. And that I think would probably be okay. This is the same thing, I believe, it was a month ago you approved for Guy. So, it's the same thing. I think it was done on the same grant. I'm not even sure why those aren't on the same renewal contract. It was done under the same cyber security grant a couple years ago. That free money and the free part of that has run out. It's time for us to pony up and pay our renewal on the software and licensing. It is a very necessary.

Commissioner Saylor: So, it sounds like, I mean, we're not saving a ton of dollars. It sounds like with technology and that kind of thing we just want to do...

Commissioner Johnson: Let's do a one (1) year.

Commissioner Saylor: One (1) year?

Commissioner Johnson: That's fine.

Commissioner Phillippe: Yeah.

Roger Emmons: Subject to getting it corrected?

Commissioner Saylor: Yeah.

Roger Emmons: Yeah.

Commissioner Saylor: With the corrections, so approve the one (1) year with the corrections, with getting, Roger getting corrected what needs to be corrected. Is that good?

Roger Emmons: Yeah.

Commissioner Saylor: Alright, do I have a motion, Commissioners?

Commissioner Phillippe: I make a motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

Commissioner Saylor: Aye. Motion carries three, zero (3-0) for the one (1) year.

Chief Deputy Sheriff Kruse: Thank you, Gentlemen. I don't have anything else.

Roger Emmons: Is that for both of them?

Commissioner Johnson: Yes.

Commissioner Saylor: Yep.

Commissioner Phillippe: Yes.

Roger Emmons: Alright, thank you very much.

Chief Deputy Sheriff Kruse: I do have someone waiting at the office for me. If you don't mind I'm going to cut out here.

Commissioner Saylor: No, I think we're protected. Thank you, Sir.

Chief Deputy Sheriff Kruse: Bob is...you're in capable hands (inaudible).

Roger Emmons: I don't think this crowd's too rowdy.

Commissioner Johnson: (Inaudible).

Chief Deputy Sheriff Kruse: It's a small crowd. I appreciate it. Thank you.

Roger Emmons: Thank you.

Commissioner Saylor: I worry about that guy in the corner in the red jacket. Watch him.

(VMware Renewal is located on Page 42 of these Official Minutes)

COMMISSIONER ITEMS FOR DISCUSSION

Commissioner Saylor: Next item on the agenda is the, Commissioner Phillippe, do you have anything?

Commissioner Phillippe: I do not.

Commissioner Saylor: Commissioner Johnson?

Commissioner Johnson: No, Sir.

Commissioner Saylor: Well, I have some closing remarks. I should only take about thirty (30) minutes. Everybody looked up. One (1), this will be my last meeting as President of the Board and I would just like to thank Commissioner Johnson and Commissioner Phillippe and my support crew of Roger, Heather, Susie, and everyone else that makes these meetings possible. I obviously couldn't have done it without you. It's been an honor to serve as President of this Board and I've truly enjoyed it. But, Commissioner Phillippe's going to step up here next year and do it. So, wish you the best of luck.

Commissioner Phillippe: Thank you.

Commissioner Saylor: It's a great place to be. With that I need a motion.

Commissioner Johnson: First, I'd like to say that, I have spent the last four (4) years serving with you and I think you've done a wonderful job over the last three (3) years. This year's been very, very trying. And I know you guys, you and Terry have spent an enormous amount of time taking care of the County and making sure we do the right things and bought the right equipment and did it the right way. While I did my number one (1) job. So, I truly appreciate all the support, taking care of me, covering my back when I couldn't be there. So, both of you, appreciate it very much.

Commissioner Phillippe: Thank you, Bob.

Commissioner Saylor: Thank you. I know from other Counties talking, from other Commissioners and other people who attend other commissioner meetings, we're, we're talked about in a positive way how Warrick County Commissioners get along. How we conduct our meetings. While some of 'ems been here, long here, little longer than normally lately, but again, I appreciate everybody's support, you know, our employees, our County Council and everybody.

Commissioner Phillippe: Yeah, I'm not much for speeches. I do regret it's 2020 and we couldn't have employee recognition dinners and all get together here at the end of the year. But, I would also say thanks to all of the Warrick County Employees. That's all I have.

Commissioner Saylor: Thank you.

Roger Emmons: We've got a great Board. We appreciate you.

Chief Deputy Auditor Farrell: Commissioner Saylor, could I please make one (1) comment? I'm sorry. Kristine left two sets of minutes for you to sign. I just wanted you to be aware. You'll be signing November 4th and December 14th.

Commissioner Saylor: Okay.

Chief Deputy Auditor Farrell: Okay.

Commissioner Saylor: Perfect. Thank you. Alright, with that, I need a motion.

Commissioner Johnson: Make a motion to adjourn.

Commissioner Phillippe: Second.

Commissioner Saylor: First and second. All in favor say, aye.


Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

ADJOURNMENT: Meeting adjourned at 5:38 P.M.

WARRICK COUNTY BOARD OF COMMISSIONERS



DAN SAYLOR, PRESIDENT

ROBERT JOHNSON, JR., VICE PRESIDENT



TERRY PHILIPPE, MEMBER

ATTEST:


DEBORAH K. STEVENS, AUDITOR
WARRICK COUNTY, INDIANA

Minutes transcribed by Kristine Georges

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20231K-000237
WARRICK COUNTY RECORDER
03/10/2020 10:52:12 AM
REC. PART 1, 02

WARRICK COUNTY COMMISSIONERS ORDINANCE # 2020-33
PLAN COMMISSION DOCKET # PC-12-20-18
AN ORDINANCE TO AMEND THE WARRICK COUNTY, INDIANA
COMPREHENSIVE ZONING ORDINANCE TO CERTAIN
REAL ESTATE IN WARRICK COUNTY, INDIANA
BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF
WARRICK COUNTY, INDIANA

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 M-2, as shown on said Warrick County Zoning District Maps, be amended as to the following described real estate:

Part of a tract of land conveyed to Maken Corporation, recorded as Parcel No. 10 in Deed File 2, Card 18463 in the Office of the Recorder of Warrick County, Indiana, and being part of the Warrick County, Indiana, being more particularly described as follows:

Commencing at the Northeast Corner of said Quarter Section, thence running along the north line thereof, South 88 degrees 42 minutes 42 seconds East 762.03 feet thence South 00 degrees 30 minutes 42 seconds West 80.01 feet to a point in the south right-of-way line of Oak Grove Road, recorded in Document Number 2015R-007653, at the West line of a tract of land owned by the Durholtz and Janet C. Peter, recorded in Document Number 2008R-004468; both in said Recorder's Office, said point being the POINT OF BEGINNING; thence along the west line of Vann Road recorded in Miscellaneous Book 3, card 3058; thence along said right-of-way, North 88 degrees 58 minutes 34 seconds West 523.75 feet; thence continuing along said right-of-way, South 00 degrees 30 minutes 42 seconds West 412.51 feet to the Northeast corner recorded in Document Number 2020R-003454 in said Recorder's Office; thence along the northwesterly line of said Lot 9, North 71 degrees 54 minutes 28 seconds West 388.97 feet to a second line of said Lot 9, North 01 degrees 12 minutes 12 seconds East 226.00 feet; thence South 88 degrees 47 minutes 48 seconds East 6.16 feet; thence North 01 degrees 12 minutes 12 seconds East 88.32 feet thence North 07 degrees 02 minutes 12 seconds East 04 degrees 17 minutes 27 seconds East 145.73 feet to the south right-of-way line of said Oak Grove Road; thence along said right-of-way line the remaining 3 calls; South 82 degrees 57 minutes 17 seconds West 1040.00 feet and a delta angle of 05 degrees 44 minutes 50 seconds from which the long chord bears South 85 degrees 08 seconds East 104.28 feet; thence along the long chord bears South 85 degrees 08 seconds East 104.28 feet; thence along said right-of-way line to the point of beginning, containing 1.832, 930 square feet (35.19 acres) more or less.

Which real estate is now zoned as part of the M-2 District as shown on the aforesaid Warrick County Zoning District Maps and reclassified from said M-2 District to said WFR-1 District.

PAT. BROOKS RECORDER DOCUMENT NUMBER 2020R-003454 DOCUMENT NUMBER 2020R-003454 DOCUMENT NUMBER 2020R-003454 DOCUMENT NUMBER 2020R-003454 DOCUMENT NUMBER 2020R-003454

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.

ATTEST:
County Auditor
Date Approved

President
Member
Northwest
BOARD OF COMMISSIONERS OF
WARRICK COUNTY, INDIANA

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

Signature
Eric L. Obermeyer

Printed Name
Eric L. Obermeyer

This document prepared by Eric L. Obermeyer of Morley.

PAT. BROOKS RECORDER DOCUMENT NUMBER 2020R-003454 DOCUMENT NUMBER 2020R-003454 DOCUMENT NUMBER 2020R-003454 DOCUMENT NUMBER 2020R-003454 DOCUMENT NUMBER 2020R-003454

EXTENSION CONTRACTUAL SERVICES AGREEMENT
BETWEEN
PURDUE UNIVERSITY
AND GOVERNMENT OF
WARRICK COUNTY, INDIANA

This agreement made this first day of January, 2021 by and between the government of Warrick County of the State of Indiana, hereinafter called the "County", and Purdue University of West Lafayette, Indiana 47907, on behalf of the Purdue Cooperative Extension Service, hereinafter called "University,"

WITNESSETH THAT:
WHEREAS, the County desires to provide financial support for county extension services of interest, specifically the FULLYOUTH DEVELOPMENT, LEADERSHIP and COMMUNITY DEVELOPMENT, AGRICULTURE and NATURAL RESOURCES, and HEALTH AND HUMAN SCIENCES; the results of which will benefit to the county and others interested in agriculture, home economics, youth, and community development; and,

WHEREAS, the services are an integral part of the University's Cooperative Extension Service; and WHEREAS, the services will be of benefit to the populace of Warrick County and the State of Indiana in the County's Cooperative Extension Service programs to include: FULLYOUTH DEVELOPMENT, LEADERSHIP and COMMUNITY DEVELOPMENT, AGRICULTURE and NATURAL RESOURCES, and HEALTH AND HUMAN SCIENCES;

- NOW THEREFORE, the parties hereto agree as follows:
1. In exchange for the University's provision of the services described more fully in Appendix 1 to this Agreement, which is fully incorporated herein, for a period of one year from the date first written above, the County shall pay to the University the amount specified in Appendix 1. Invoice will be issued by the University on or about April 1.
 2. The University shall use the funds thus contributed for the conduct of such services which provides the necessary personnel services for the County. It is the intent of the University which provides for the conduct of these services shall be employees of the University. The employment of any specific individual to any service position under this agreement is the responsibility of the Director of the Purdue Cooperative Extension Service Board. This agreement applies only to those positions specifically stated herein.
 3. It is understood that the results of the services or reports of activities may be published by the University in such form as may be approved by the University.
 4. Any funds not expended by the County for the services committed for other uses benefiting the contributing County's Extension programs. Possible uses could include other utility, support, supplies, capital equipment.
 5. It is further understood that this agreement may be renewed at the expiration date subject to the approval of the County and the University.
 6. This Agreement supersedes any and all prior Agreements made between the parties for the subject matter herein.

DocuSign Envelope ID: 6BA2F021-EB8C-4613-8F48-CFFA08920544

EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION

The University agrees by the execution of this contract that in regards to its operation in Warrick County, Indiana:

1. The provisions of all Federal Civil Rights laws and the Indiana Civil Rights law as applicable are incorporated by reference as part of this agreement.
2. County shall not discriminate against any employee, applicant for employment, student, or applicant for admission on the basis of race, sex, religion, age, national origin or ancestry, marital status, parental status, sexual orientation, gender identity or expression, genetic information disability, handicap, or status as a disabled person. The Affirmative Action Policy of the County is hereby incorporated by reference and Title VII of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973. County ensures that no person shall on the grounds of race, sex, religion, color, sex, age, national origin or ancestry, marital status, parental status, sexual orientation, gender identity or expression, genetic information, disability, status as a veteran, or handicap be excluded from participation in, denied the benefits of, or subjected to discrimination under any program activity or with respect to any matter directly or indirectly related to employment.
3. The provisions of the Affirmative Action Program adopted by the County as applicable are incorporated by reference as part of this agreement.
4. County further agrees:
 - a. To abide by Executive Order 11246, as amended, and the Rules and Regulations applicable thereto. To take affirmative action to ensure that individuals and qualified disabled Veterans and Vietnam-Era Veterans as required by the Rehabilitation Act of 1973 and the Vietnam-Era Veterans Readjustment Act of 1974, and any other laws are not discriminated pursuant to those Acts which are incorporated by reference and made a part of this agreement.

FICA TAXES

The University shall pay all FICA taxes, from their own sources, for the employees who are the subject of this contract.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first written above.

**PURDUE UNIVERSITY
COOPERATIVE EXTENSION SERVICE:**

Contracted by: Ellen Spink Date: 12/11/2020

Signature: [Signature] Date: 12/11/2020

By: Beth Spink, Director Financial Affairs
AG Sponsored Program Service

COUNTY GOVERNMENT:

BY: Dan Saylor, County Government Official

Typed Name: Dan Saylor

Contracted by: Jason Henderson Date: 12/11/2020

Signature: [Signature] Date: 12/11/2020

By: Jason R. Henderson, Senior Associate Dean and Director of Extension

Date: 12/28/2020

Title: President, Warrick County Commissioners

DocuSign Envelope ID: 6BA2F021-EB8C-4613-8F48-CFFA08920644

APPENDIX I

Purdue Extension Contractual Services Agreement in Warrick County

The contractual services agreement between Purdue University and the government of Warrick County provides financial support for and 4-11 youth development. These services include access to services from county educators, campus specialists at Purdue University, and other Extension staff.

In exchange for a payment in the amount of \$122,796.00 from Warrick County to Purdue, Purdue Extension will provide Extension services through the Warrick County Extension, including three county educators. These staff will provide local extension services in the following program areas: agriculture and natural resources, health and human sciences, and 4-H youth development. The extension staff also contribute to regional or statewide programs to fulfill obligations to the state of Indiana for state financial support. State support for local services is allocated based on county size classification as determined by the State Board of Accounts. Initial local services delivery is supported with in-kind state support. Counties may enhance local service delivery with additional funding, which would include hiring additional Purdue staff for the county Extension office.

Period: January 1, 2021 through December 31, 2021

Total Contractual Services Appropriation for Extension Educators: \$122,796.00

The County Extension Director will also provide annually a report on Extension services provided in Warrick County during the calendar year and an accounting of county funds spent.

Additional benefits of contractual services:

- As employees of Purdue University, the Extension educators and program assistant have access to health, retirement, and other additional benefits of Purdue University.
- Each year, Purdue University provides funding for training and staff development for each Educator to enhance their skills.
- Purdue University will provide for the high-speed internet connection and a technology allowance for every county educator.
- Through a federally funded grant, a Community Wellness Coordinator's (CWC) position will be added to the Extension staff.
- According to Indiana code 36-7-4-208, the agriculture and natural resource educator will serve on the county planning commission.

Purdue University Cooperative Extension

Signature: Jason Henderson Date: 12/11/2020

By: Beth Spink, Director Financial Affairs

Signature: [Signature] Date: 12/11/2020

By: Dan Saylor, County Government Official

Signature: [Signature] Date: 12/28/2020

By: Dan Saylor, County Government Official

Signature: [Signature] Date: 12/28/2020

By: Dan Saylor, County Government Official

Signature: [Signature] Date: 12/28/2020

By: Dan Saylor, County Government Official

Signature: [Signature] Date: 12/28/2020

By: Dan Saylor, County Government Official

Signature: [Signature] Date: 12/28/2020

By: Dan Saylor, County Government Official

Signature: [Signature] Date: 12/28/2020

By: Dan Saylor, County Government Official

Signature: [Signature] Date: 12/28/2020



600 N. SIXTH AVENUE PO BOX 965
BOONVILLE, IN 47601
PH: (812) 431-6691 FAX: (812) 452-4395

PROPOSAL
245021

Customer Info
WARRICK SUPERIOR COURT NO.1
WARRICK COUNTY CLERK'S OFFICE
SUITE 300 SQUARE
BOONVILLE, IN 47601
Attn: ELLEN SPINKLE

Job Info
DUTCH DOOR
DUTCH DOOR
BOONVILLE, IN 47601

Date	Proposal No	Submitted by	Reference
11/24/2020	245021	Tom Elderkin	WARRICK CO. JUDICIAL / DUTCH DOOR

Description	Amount
MATERIALS	
1 EA. --- 3070 PSRO, RH, DUTCH DOOR W/ SHELF, PREFINISHED "CLEAR" BOTTOM LEAF @ 44"	\$1,060.00
1 EA. --- SLS4, 1/2 SURFACE CONT. HINGE	
1 EA. --- 270D DUTCH DOOR BOLT	
INSTALLATION LABOR	\$575.00
Total Amount	\$1,635.00

Chain	Payment Terms	Acceptance Terms	Valid Thru	Total Amount
11/24/2020	Net 30 Days	90 Days	2/22/2021	\$1,635.00

Submitted by	Phone No	Email
Tom Elderkin, Sales Representative	(812) 452-4888	tom@archsales.com

Accepted by: [Signature] **DAN SAYLOR**
Print Name: **DAN SAYLOR**

Date: 12/28/2020

Please note: the above prices are f.o.b. shipping point with freight prepaid and allowed to job site. We INCLUDE the following unless specifically stated:
 1. All materials and labor shall be delivered to the job site, including all taxes, permits, and other charges. This proposal is subject to review after thirty (30) days.
 2. Prices are based on normal delivery schedule after award of contract unless specifically noted otherwise.
 3. Terms: Net 30 days
 4. Payment terms shall be as stated, and approved by the purchaser. If the purchaser is not satisfied with the amount of work performed on this contract, the contractor shall be responsible for the cost of the work.
 5. All items are subject to change without notice. All quantities are based on drawings and specifications. All quantities are subject to change without notice. All quantities are subject to change without notice.
 6. Payment shall be made within 30 days of completion of the contract. Payment shall be made within 30 days of completion of the contract. Payment shall be made within 30 days of completion of the contract.
 7. The contractor shall be responsible for obtaining all necessary permits and licenses. The contractor shall be responsible for obtaining all necessary permits and licenses. The contractor shall be responsible for obtaining all necessary permits and licenses.
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ORDINANCE 2020-52

directed by the officer having custody or by direction of the Warrick County Circuit or Superior Court.

- (C) Any person who violates this schedule shall be fined in an amount not to exceed Two Thousand Five Hundred and 00/100 Dollars (\$2,500.00)
- (D) Farm machinery and grain transport vehicles are exempted from the Twenty Thousand (20,000) pounds weight restriction limited exclusively to that portion of Epworth Road north of S.R. 66 and to its intersection with S.R. 62.

Passed and adopted by the Warrick County Board of Commissioners this 28th day of December, 2020.

WARRICK COUNTY BOARD OF COMMISSIONERS

Dave Taylor
 Dave Taylor, President
Robert H. Johnson, Jr.
 Robert H. Johnson, Jr., Vice President
Terry J. Philippe
 Terry J. Philippe, Member

ATTEST:

Deborah K. Stevens
 Deborah K. Stevens, Auditor
 Warrick County, Indiana

APPROVED AS TO LEGAL FORM:

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

WARRICK COUNTY AUDITOR'S REPORT

COMMUNAL PROPERTY OWNERS LIST

Parcel ID	Owner Name	Address	Area	Acres	Value
1501 00000
1502 00000
1503 00000
1504 00000
1505 00000
1506 00000
1507 00000
1508 00000
1509 00000
1510 00000
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Non-Certified Claims - Warrick County Claims for Payment
Commissioner's Meeting - Monday, December 28th, 2020

Culligan (Area Plan) \$ 22.50 Water
First Bankcard (Storm Water) \$ 1,472.74 Creamer
First Bankcard (Health) \$ 64.59 Creamer, Candle
Total: \$ 1,559.83

Dan Saylor, President
Bob Johnson, Vice President
Terry Phillips, Member
Debbie Steven, Auditor

WARBUCK COUNTY, INDIANA
Governmental Unit
Monday, January 4, 2021

Accounts Payable Voucher Register

Filed	Name of Claimant	Department	Amount of Voucher	Amount Allowed	Warrant#	Certified
	Sheriff	1000-0005	\$ 3,250.00			
	Dispatch	1000-0005	\$ 7,000.00			
	Jail	1000-0380	\$ 2,500.00			
	CUM BRIDGE-Longevity	1135	\$ 2,500.00			
	PROSECUTOR	1178-0231	\$ 20,000.00			
	HWY-Uniform Allowance	1178-0231	\$ 1,000.00			
	HWY-Tool Allowance	1178-0233	\$ 1,000.00			
	Total		\$ 51,000.00			

I hereby certify that each of the above listed vouchers, and the invoices, or bills attached as indicated in the Certified column hereto, are true and correct and I have audited the same in accordance with the provisions of the Charter of the County of Warrick, Indiana, and the provisions of the Code of Ordinances of the County of Warrick, Indiana, and the provisions of the Code of Ordinances of the County of Warrick, Indiana, and the provisions of the Code of Ordinances of the County of Warrick, Indiana.

Monday, January 4, 2021
Dabbia Stavano, Fiscal Officer

ALLOWANCE OF VOUCHERS IC 5-11-10-2 permits the governing body to sign the accounts payable voucher register, consisting of one (1) page, and except for vouchers are not allowed as shown on the register such vouchers are allowed in the total \$ 51,000.00

Bob Johnson, County Commissioner
Terry Phillips, County Commissioner

WARBUCK COUNTY, INDIANA
Governmental Unit
Monday, January 4, 2021

Accounts Payable Voucher Register

Filed	Name of Claimant	Department	Amount of Voucher	Amount Allowed	Warrant#	Certified
	CLERK	1000-0001	\$ 18,881.47			
	AUDITOR	1000-0001	\$ 7,548.74			
	TREASURER	1000-0003	\$ 6,378.80			
	RECORDER	1000-0004	\$ 104,727.08			
	SHERIFF	1000-0005	\$ 3,852.88			
	SURVEYOR	1000-0006	\$ 2,897.76			
	ASSESSOR	1000-0006	\$ 19,503.28			No supporting documentation
	PROSECUTING ATTORNEY	1000-0009	\$ 1,911.38			
	EXTENSION OFFICE	1000-0011	\$ 2,675.73			
	VETERAN'S AFFAIRS	1000-0012	\$ 4,772.37			
	COUNTY COUNCIL	1000-0081	\$ 11,507.85			Will not certify inaccurate record keeping
	COMMISSIONERS	1000-0088	\$ 7,262.05			Will not certify inaccurate record keeping
	AREA PLAN COMMISSION	1000-0079	\$ 7,086.50			
	COURT HOUSE	1000-0162	\$ 12,411.82			
	SUPERIOR COURT #1	1000-0202	\$ 12,743.79			
	SUPERIOR COURT #2	1000-0232	\$ 5,783.15			
	CIRCUIT COURT	1000-0302	\$ 21,766.34			
	EMERGENCY MANAGEMENT	1000-0303	\$ 34,613.43			
	CENTRAL DISPATCH	1000-0380	\$ 12,742.18			No supporting documentation
	CHILD SUPPORT	1172	\$ 6,624.52			
	ECONOMIC DEVELOPMENT	1122	\$ 5,241.45			
	COMMUNITY CORRECTIONS	1135	\$ 2,481.20			
	CUM BRIDGE	1141	\$ 1,025.92			
	CUMULATIVE DRAIN	1141	\$ 16,785.43			
	LOGAN HEALTH MAIN	1169	\$ 1,545.88			
	LOGAN HEALTH	1175	\$ 9,861.19			
	HIGHWAY DEPT.	1175	\$ 26,881.92			
	MISDEMEANANT	1175	\$ 4,747.20			
	HIGHWAY DEPT.	1175	\$ 7,309.78			
	PLAT	1101	\$ 2,639.69			
	RECORDER PERPETUATION	1199	\$ 14,500.84			
	STORMWATER MANAGEMENT	1197	\$ 384.90			
	GAL-CIRCUIT COURT	1211	\$ 1,929.91			
	ELECTION	1218	\$ 1,253.43			
	PROPERTY REASSESSMENT	1234	\$ 697.74			
	SUPERIOR #1/CIRCUIT PROBATION	2000	\$ 394.11			No supporting documentation
	CIRCUIT COURT - PROBATION	2001	\$ 2,854.74			
	PRETRIAL DIVERSION	2504	\$ 3,919.35			
	BUILDING COMMISSION	4908	\$ 2,033.12			
	OFFICE OF PROSECUTING ATT	4951	\$ 2,899.50			
	VOCA	8088	\$ 1,490.38			No supporting documentation
	OFFICE OF PROSECUTING ATT	8150	\$ 3,726.00			
	CUM CORR-DRUG COURT	9121	\$ 726.00			
	CASA	9121	\$ 1,346.19			
	ADULT COMM BASED SUP - DC	9210	\$ 1,346.19			

Total \$ 603,010.73

I hereby certify that each of the above listed vouchers and the invoices, or bills attached as indicated in the Certified column hereto, are true and correct and I have audited the same in accordance. Claims without supporting documentation cannot be certified as true and correct. Monday, January 4, 2021. Debbie Stevens, Fiscal Officer

ALLOWANCE OF VOUCHERS IC 6-11-10-2 permits the governing body to sign the accounts payable voucher register, consisting of one (1) page, and receipt vouchers and not allowed as shown on the register such vouchers are allowed in the total \$ 603,010.73

Dan Taylor, County Commissioner
Robert Johnson, County Commissioner
Terry Phillips, County Commissioner

WARRICK COUNTY 2021 AGGREGATE CONTRACT

THIS CONTRACT FOR AGGREGATE MATERIALS (this "Agreement"), entered into by and between the Board of Commissioners of Warrick County (the "County"), the executive governing body of Warrick County, Indiana, having offices located at 107 W. Locust Street, Suite 301, Boonville, Indiana, and Mulzer Crushed Stone, Inc. ("Mulzer"), a contractor, having offices located at 534 Mozart Street, Tell City, Indiana.

WITNESSETH THAT:

WHEREAS, the County desires to contract with a vendor for the supply of aggregate materials available to be purchased by the County; and
WHEREAS, Mulzer is a "single source of supply" of aggregate materials available for purchase by the County, pursuant to Ind. Code 5-22-10-13; and
WHEREAS, the County, at its regularly scheduled meeting on December 14, 2020, voted to accept Mulzer's most recent proposal of aggregate materials available for purchase by the County (the "proposal"), a copy of which is attached hereto as Exhibit A and made a part hereof;

NOW, THEREFORE, in consideration of the promises and covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which are acknowledged, the County and Mulzer agree as follows:

- 1. **Scope of Work.** Mulzer shall furnish aggregate materials to the County as proposed by the terms in Exhibit "A".
- 2. **Term.** The term of this Agreement shall be January 1, 2021, through December 31, 2021.

3. **Relationship of Parties.** Mulzer acknowledges that it has entered into this Agreement as an independent Contractor of the County and shall not represent itself, or permit any of its employees to represent themselves, in any manner to any third party as a representative or authorized agent of the County. Mulzer shall neither be considered an employee of the County nor entitled to any benefits normally provided to an employee of the County. No liability of any nature shall attach to the County by reason of the fact that Mulzer or its employees, or any other subcontractor or other parties arising out of the performance of this Agreement.

4. **Entire Agreement.** Both parties acknowledge that this Agreement represents the entire understanding and agreement between the parties and that no other oral or written agreement, understanding, or arrangement between such parties, and may be amended, supplemented, or changed only by an instrument in writing which makes specific reference to this Agreement and which is signed by all of the parties hereto. Neither party shall assign or delegate any of its rights or obligations herein without the prior written consent of the other party.

5. **Governing Law.** This Agreement is being executed and delivered in the State of Indiana and shall be governed by and construed and enforced in accordance with the laws of the State of Indiana. Both parties acknowledge that the judicial venue over a controversy arising out of this Agreement is Warrick County, Indiana.

6. **Notice.** All notices, elections, requests, demands, and/or other communications required or permitted hereunder shall be given in writing and personally delivered by registered or nationally-recognized express courier services during business hours to the address set forth in this Agreement, or by certified mail, postage paid, return receipt requested, addressed to the parties as set forth in this Agreement, or by other means or such other address as either party hereto shall have given via written notice to the other;

If to the County:
Warrick County Commissioners
107 W. Locust Street, Suite 301
Boonville, IN 47601

If to Mulzer:
Mulzer Crushed Stone, Inc.
534 Mozart Street
Tell City, IN 47586

Either party may change the address to which a notice is to be sent from time to time, upon providing written notice to the other parties hereto as provided above.

7. **Waiver.** Compliance with any provision hereof may be waived, but only in writing by all of the parties hereto. No exercise, or failure to exercise, any right hereunder, and no partial or single exercise, of that or any other right shall be construed to be a waiver of that or any other right, it being understood that all such rights and remedies are cumulative and not exclusive.

8. **Counterparts and Copies.** This Agreement may be executed in counterparts. Both parties acknowledge that paper or electronically transmitted copies of this Agreement are enforceable as the original.

IN WITNESS WHEREOF, the parties have executed this Agreement on the dates set forth below.

"COUNTY"
WARRICK COUNTY
BOARD OF COMMISSIONERS

"MULZER"
MULZER CRUSHED STONE, INC.

Donna Seay
Date: 12-28-2020
Vice President

Mark Mulzer
Date: 12/28/20
(Officer Name), (Position)

Robert H. Johnson, Jr.
Date: 12/28/2020
Treasurer, Member

Mark Mulzer
Date: 12/28/2020
Treasurer, Member

LIEBERMAN TECHNOLOGIES

Non-Exclusive License Agreement Automated Tax Warrant System and Cash Book

This License Agreement (LA) is an agreement by and between
and LIEBERMAN TECHNOLOGIES LLC (LT)

for the LT software product identified as the AUTOMATED TAX WARRANT SYSTEM (ATWS). The ATWS includes computer software and may include associated media, printed materials, "LICENSABLE" or electronic documentation. By installing, copying, or otherwise using the ATWS, the Licensee agrees to be bound by the terms and conditions of this License Agreement. The Licensee does not agree to the ATWS Usage, installing, or copying of the ATWS shall constitute agreement by LICENSEE to the terms and conditions of this Agreement.

1) GRANT OF LICENSE. The ATWS is protected by copyright laws and intellectual property laws. THE ATWS IS NON-EXCLUSIVELY LICENSED FOR A SPECIFIC AND LIMITED PERIOD OF TIME. NO RIGHTS BEYOND THE LIMITED LICENSE ARE BEING TRANSFERRED WITH THIS AGREEMENT. The grant by LT to LICENSEE is a non-exclusive license to use the ATWS software. This agreement and the rights granted herein are limited to the ATWS software. THIS AGREEMENT AND THIS LA WILL CAUSE THE ATWS TO NOT OPERATE IF THE LICENSE FEE IS NOT PAID. This LA grants LICENSEE the right to copy the ATWS for the exclusive use of the ATWS within the LICENSEE's current organization. LICENSEE may copy the ATWS for backup and archival purposes within the LICENSEE's current organization.

2) TERMS OF LICENSE.

- i) The initial license was for a term of (a) 12 months from the date of the month in which the ATWS was installed.
- ii) This is a MAINTENANCE AGREEMENT LICENSE.
- iii) The maintenance license includes
 - (a) 4 cumulative hours of phone support per year,
 - (b) 24-hour e-mail support,
 - (c) any updates and enhancements released during the 12 month period, and
 - (d) a billable rate of \$110.00 / hour.
- iv) The fee for this maintenance agreement license is (a) \$5,800 per year, (b) \$500 per month, (c) \$40 and (d) payable within 45 days of acceptance of this maintenance agreement. The fees and notes for the second and following terms are:
- v) Following the initial 12 month term, the second term of the license will be considered a maintenance fee and charged based on a prorated amount for each month of the calendar year.

223 NW 2nd Street, Ste 300 • Evansville, IN 47708-1238 • 812/434-8812 • www.LTnow.com

- (b) The third and following terms of the license will be considered a maintenance fee and charged based on the full calendar year starting in January of the year following the second and following terms. The Licensee will be charged an annual update fee which may be modified as provided in (c) following.
- (c) The Licensee shall be notified of any changes to the Licensee's statutory claims procedure. LICENSEE will be notified of changes to the annual update fee and hourly rates changes by July 31 of each year. The changes will be effective January 1 of the following year. Any Licensee who wishes to terminate the initial license and/or purchase an annual update fee upon renewal, Additional assistance or service is available at LT standard billing rates, and
- (d) the terms for the renewal are the same as for the initial license, and
- (e) in the second and following terms, continued usage after the second month constitutes renewal.

3) DESCRIPTION OF OTHER RIGHTS AND LIMITATIONS.

- i) Maintenance of Copyright Notices. LICENSEE shall not remove or alter any notices that appear on the software, including, but not limited to, trademarks, trade dress, and other information.
- ii) Licensee shall not reverse engineer, decompile, or disassemble the ATWS.
- iii) Separation of Components. The ATWS is non-exclusively licensed as a single product. LICENSEE shall not rent, lease, lend, or give away the ATWS, in whole or in part, directly or indirectly.
- iv) Support. Services LT may provide LICENSEE with support services related to the ATWS. Support services include, but are not limited to, the user manual, and/or other programs described in the user manual, in online documentation, and/or other software code provided to LICENSEE as part of the Support Services shall be provided to LICENSEE. LICENSEE shall not attempt to modify or alter the ATWS with respect to technical information. LICENSEE shall not attempt to modify or alter the ATWS with respect to technical information for its business purposes, including for product support and development. LT will not utilize such technical information in a form that materially identifies LICENSEE or rights, either party may terminate this LA if the other party defaults in any term or condition of this LA and fails to cure such default within 30 days written notice specifying the default. Further, either party may terminate this LA for any reason on any 12 month license anniversary date by giving written notice to the other party. LICENSEE shall not attempt to modify or alter the ATWS. LICENSEE must destroy all copies of the ATWS and all of its component parts and return original software copies to LT; provided, however, Licensee shall have the right to export all of its data contained in the ATWS software in order to protect its interest in and ownership of such data.

4) UPGRADES. If the ATWS is labeled as an upgrade, update, enhancement, or other similar term (upgrade), then LICENSEE must be properly licensed to use a product identified by LT as an upgrade, update, enhancement, or other similar term. The Licensee shall be notified of any upgrade, update, enhancement, or other similar term available for LICENSEE. LICENSEE shall be notified of any upgrade, update, enhancement, or other similar term available for LICENSEE. LICENSEE may use the resulting upgrade only in accordance with the terms of this LA. If the ATWS is an upgrade of a component of a package of software programs that

- 5) LICENSEE licensed as a single product, the ATWS shall be used and transferred only as part of that single product package and shall not be separated.
- 6) COPYRIGHT. All title, including, but not limited to, copyrights in and to the ATWS and any copies thereof are owned by LT. All rights not expressly granted are reserved by LT.
- 6) NO WARRANTIES. LT EXPRESSLY DISCLAIMS ANY WARRANTY FOR THE ATWS. THE ATWS AND ANY RELATED DOCUMENTATION IS PROVIDED "AS IS" WITHOUT WARRANTY OR CONDITION OF ANY KIND, EITHER EXPRESS OR IMPLIED. LICENSEE ACCEPTS THE ATWS "AS IS" AND AGREES TO WAIVE ALL IMPLIED WARRANTIES, MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE OR NONINFRINGEMENT. The entire risk arising out of use or performance of the ATWS remains with LICENSEE.
- 7) LIMITATION OF LIABILITY. In no event shall LT be liable for any damages whatsoever (including, without limitation, damages for loss of business profits, business interruption, loss of business information, or any other pecuniary loss) arising out of the use of or inability to use the ATWS, even if LT has been advised of the possibility of such damages.
- 8) DAMAGES UPON TERMINATION. In the event that LT at any time terminates this License for any default by LICENSEE, in addition to any other remedies LT may have at law or in equity, LT may recover from LICENSEE all damages LT may incur by reason of such default, including reasonable attorney's fees. No failure of LT to exercise any power given herein shall constitute a waiver of LT's right to demand exact compliance with the terms hereof.
- 9) REMEDIES. Inasmuch as the rights given to the parties pursuant to this Agreement are such that the party hereto shall have the right to obtain specific performance of the Agreement by means of an ex parte temporary restraining order, a preliminary injunction and/or a permanent injunction for the purpose of protecting its rights and privileges hereunder. Such remedies, actions and remedies which the party hereto shall have in addition to the right of enforcement or in equity. In the event that either party incurs attorneys' fees in any claim or action to enforce or defend this Agreement, the prevailing party shall, in addition to any other judgment rendered, be entitled to recover from the other party reasonable attorneys' fees, including reasonable attorney's fees, and no custom or practice of the parties at variance with the terms hereof shall constitute a waiver of LT's right to demand exact compliance with the terms hereof.

- 10) CHOICE OF LAW AND VENUE. This agreement shall be deemed to have been made in the State of Indiana and shall be governed by the laws of the State of Indiana. The rights and the rights of the parties hereto, shall be determined under, governed by, and construed in accordance with internal laws of the State of Indiana, without regard to principles of conflicts of law. Any action, claim, suit or proceeding between LT and LICENSEE, in which either party hereto is a party, shall be brought in the County of Warrick, Indiana, or which, but for this Agreement, would be brought in the County of Warrick, Indiana, shall be brought in the County of Warrick, Indiana, in contract, tort or statute, shall be initiated and prosecuted as to all parties and their successors and assigns solely and exclusively in the United States District Court for the Southern District of Indiana, Evansville Division, and each party waives, freely and

LIEBERMAN TECHNOLOGIES LLC December 09, 2020 Page 3 of 5
 AUTOMATED TAX WARRANT SYSTEM/CASH BOOK MAINTENANCE AGREEMENT

completely, and right to dismiss and/or transfer any action pursuant to 28 U.S.C. 1404 or 1406, and any successor statute. In the event said district court does not have jurisdiction over this matter, the parties shall file suit in the appropriate state court of competent jurisdiction located in Vanderburgh County, Indiana. The parties hereby consent to in personam jurisdiction of the herein described courts.

- 11) NOTICE. All notices that are required or permitted to be given under Agreement shall be in writing, duly signed by the party giving such notice, and transmitted either by personal delivery or by overnight mail, postage prepaid, to the address specified in the notices. Such notices shall be effective immediately upon personal delivery or mailing to the addressee. All notices shall be addressed to each party listed on page one (1) of this Agreement. The address of either party may be changed by notice to the other party given pursuant to this Agreement. The address of the party hereto shall be as indicated below:

LT: Lieberman Technologies LLC
 223 WY 2nd Street
 Evansville IN 47708

- 12) WAIVER. No waiver by either party of any part of the performance of any part of this Agreement by the other party shall be deemed to be continuing waiver of any future default or a waiver of any other default hereunder.

- 13) CONSTRUCTION. The Agreement contains the entire understanding between the parties with regard to the subject matter contained herein, and may be modified only in writing. The illegality or unenforceability of any provision of the Agreement shall not impair the legality or enforceability of any other provision.

- 14) MINIMUM SYSTEM REQUIREMENTS.

- (a) General
 - i. Processor: Dual Core process or faster, 4GB memory
 - ii. Operating System: Windows 7 or newer
 - iii. Switch is recommended
- (b) Printers: For other than checks: HP Laserjet is recommended.
- (c) Outbound internet traffic not blocked:
 - i. MICR toner cartridge and check stock.
 - ii. Port: 192.76.3308

- 15) AUTHORITY TO EXECUTE. The individual executing this Agreement on behalf of the respective parties hereto represents and warrants that such person is duly authorized to execute and deliver this Agreement on behalf of his or her respective party.

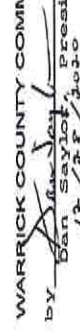
IN WITNESS WHEREOF, LT and LICENSEE have caused the execution of this LA in their presence.

LIEBERMAN TECHNOLOGIES LLC December 09, 2020 Page 4 of 5
 AUTOMATED TAX WARRANT SYSTEM/CASH BOOK MAINTENANCE AGREEMENT

respective names and on their behalf this Wednesday, December 16, 2020 and by signing below LICENSEE agrees that it has read, understands, and agrees to be bound by this entire LA.


 Stewart Klipsch, Manager for
 Lieberman Technologies, LLC

Michael Wilder
 WARRICK COUNTY SHERIFF

WARRICK COUNTY COMMISSIONERS
 by 
 Dan Saylor, President



WSD - VMware Renewal

Quote # 001711 v1

We have prepared a quote for you

Prepared for:
Warrick County Sheriff Dept

Prepared by:
Ty Eblen
January 04, 2021



1 yr. VMware Renewal

Manufacturer	Product Details	Price	Qty	Ext Price
VMware	1 Year -VMware Support and Subscription Production -Electronic - 24 x 7 x 30 Minute - Technical - Electronic	\$1,132.88	1	\$1,132.88
VMware Support and Subscription Production - Technical - Electronic Service - 30 Minute -				Subtotal: \$1,132.88

3yr. VMware Renewal

Manufacturer	Product Details	Price	Qty	Ext Price
VMware	3 Year -VMware Support and Subscription Production -Electronic - 24 x 7 x 30 Minute - Technical - Electronic	\$2,990.80	1	\$2,990.80
VMware Support and Subscription Production - Technical - Electronic Service - 30 Minute -				* Optional
VMware Support will expire on 1-30-21.				* Optional Subtotal: \$2,990.80

WSD - VMware Renewal



Prepared by:
Evansville
Ty Eblen
(812) 462-7354
teblen@kellerschroeder.com

Prepared for:
Warrick County Sheriff Dept
100 State Road 62 West
Boonville, IN 47801
(812) 697-8180
swilliams@warrickcountysheriff.com

Quote Information:
Quote #: 001711
Version: 1
Delivery Date: 01/04/2021
Expiration Date: 01/31/2021

Quote Summary

Description	Amount
1yr. VMware Renewal	\$1,132.88
*Optional Expenses	
3yr. VMware Renewal	\$2,990.80
Total:	
	\$1,132.88
*Optional Subtotal:	
	\$2,990.80

Pricing subject to change at any time, or any other service unless otherwise noted. Keller Schroeder Network Solutions Group (NSG) services are available on an hourly rate basis plus travel and expenses. 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.

Evansville

Signature:
Name: **Ty Eblen**
Title: **Select Account Manager**
Date: **01/04/2021**

Warrick County Sheriff Dept
by **Warrick County Commissioner**
Signature:
Name: **Dan Saylor, President**
Date: **12/28/2020**