

**WARRICK COUNTY COUNCIL MEETING
REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street
Boonville, Indiana
July 6, 2023
6:00 PM**

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

Attorney Cliff Whitehead and Administrator Krystal Powless were in attendance.

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

The public could view the meeting via Warrick County Government YouTube channel at:
https://www.youtube.com/channel/UCOK8y7IXclPk9le8VV4pr9w?view_as=subscriber

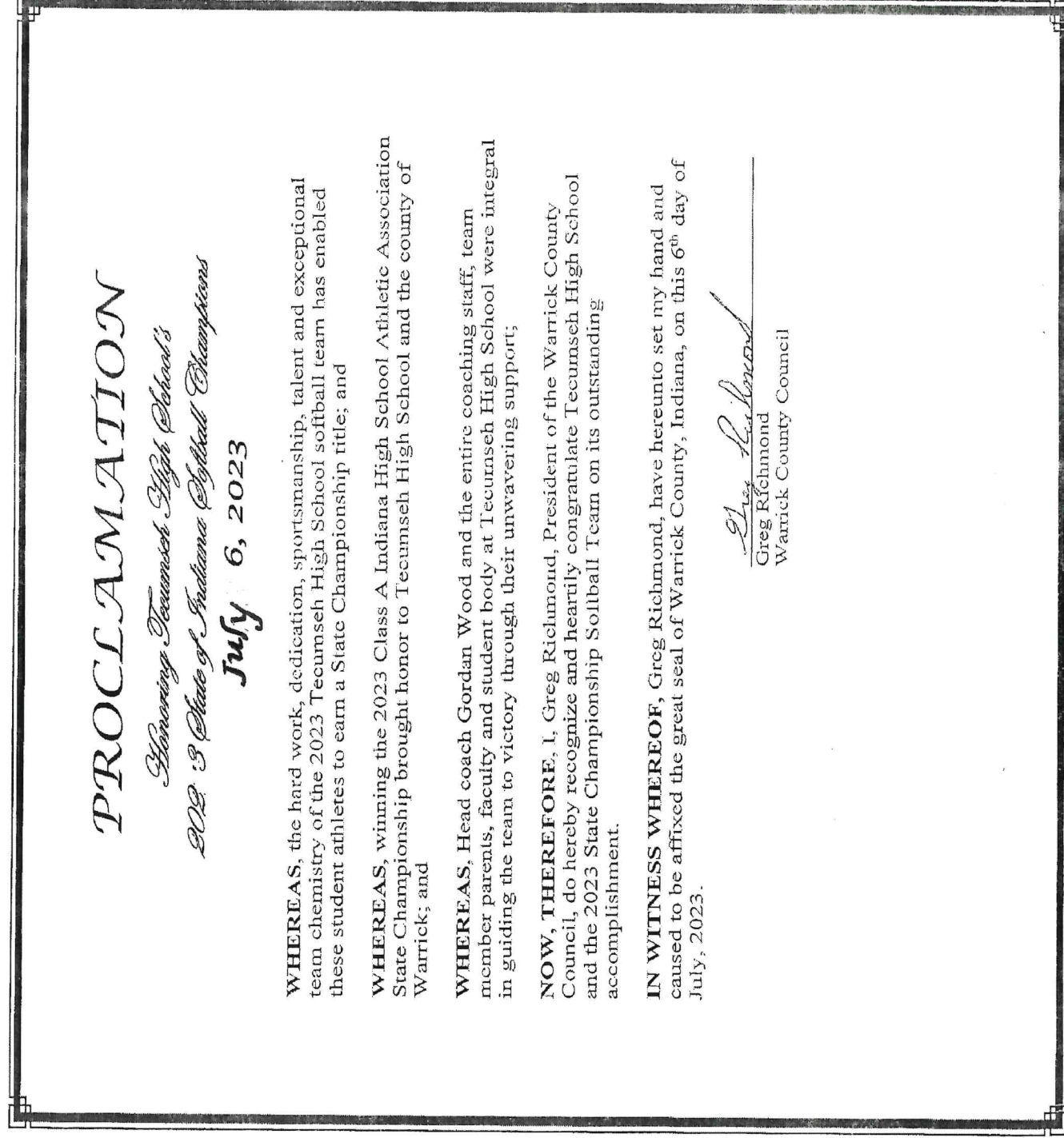
Council President, Greg Richmond, called the meeting to order at 6:00 PM.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

PROCLAMATION 2023-01

President Greg Richmond read the following Proclamation 2023-01 in recognition of Tecumseh Girls Softball State Champions:



The members of the Council praised the team's accomplishment.

ACTION AGENDA
APPROVAL OF MINUTES
MARCH 27, 2023 REGULAR MEETING MINUTES

The minutes from the June 6, 2023 Regular Session Meeting were presented. Councilman Ted Metzger made the motion to approve the minutes as presented. Councilman Rick Reid seconded the motion. The motion carried 7-0.

SOLID WASTE BUSINESS
RESOLUTION FOR BOND APPROVAL
RESOLUTION 2023-04

Commissioner Terry Phillippe, President of the Solid Waste Management District Board, presented for the District. The Solid Waste District is needing bond approval to install an automation system for their recycling center. He spoke to all the benefits a new automation system would bring to the county and the taxpayers.

Mr. Freddie Rowland, the Superintendent for Solid Waste, also spoke on the project. He went over the current operation and how the new automation would work. Some of the benefits would be an increase in processing and the need for less workers which are hard to keep. They would also be able to work with other counties and businesses meaning an increase in revenue.

Councilman Brad Overton asked about separating plastics and the collection of glass. Mr. Rowland went over the plastics that would be separated out with the process. He also stated that they no longer collected glass and the reasons that it was no longer done.

Mr. Brian Mundy from BLN then went over the processes that the District completed for the bonding and bidding process. He also reviewed their current process and the automated single stream processing that they would convert to and the robots used in the process. He said the recovery rate would increase greatly and up to five tons of recyclable materials would be processed in an hour.

Councilman Rob Dimmett asked about larger expenses down the road because of the growth that they expected. Mr. Rowland went over how he currently handles the influx and that they don't expect any large expenses early on. Mr. Rowland also stated that it was his intent to have his certified mechanic to be trained during installation so that he is able to handle the upkeep.

Councilman Chris Whetstine asked about how start up issues would be handled. Mr. Mundy stated that the vendor they select will be available for maintenance and training and any issues will be taken care of as a part of the process. Mr. Rowland also stated that he felt comfortable with his current staff and handling any processing issues.

Mr. Oscar Gutierrez with Bondry presented to the Council the structure of the bond and stated that they were being very conservative estimating with higher rates and no income, which would not necessarily be the case. Four million is the maximum that will be borrowed. The District, however, needs the Council's approval for using the County for credit enhancement to help lower the rates. Council Administrator Krystal Powless asked about the ability to pay off the bonds earlier than the set time frame. Mr. Gutierrez stated that a pay off after five years should not have any penalties.

Councilman Brad Overton asked about payment amounts. Mr. Ben Roeger with Coonrod and Associates presented the Council with the ten-, fifteen-, and twenty-year term options and payments.

Councilman Ron Bacon asked if it was possible to use anything else to back the bonds other than property taxes. Mr. Brad Bingham with Barnes and Thornburg stated that because of the tax levy for the District, property taxes were the only thing that could be used.

Councilman Overton expressed that he felt the twenty-year term with an early pay off option would be the best scenario for the District. This would allow them to more easily handle payments. If anything were to happen making payments more difficult, it would also help keep the County from having to assist or touch property taxes. Mr. Gutierrez said that the District was wanting the shorter term of ten years, but that the twenty-year term was the safer option. Commissioner Terry Phillippe said that the goal was to pay it off fast, but they were more than willing to follow the will of the Council.

Councilman Ted Metzger stated that he would like to see the shorter ten-year term. There was a brief discussion on terms between Council members.

Mr. Rowland also stated that he was in favor of the twenty-year term for the flexibility. Several Councilman also expressed their preference for a twenty-year term.

The Council then discussed setting it to the twenty-year term in the Resolution. Council Attorney Cliff Whitehead went over what motion would need to be made and correction to the Resolution for it to be done. Councilman Chris Whetstine then made the motion to approve Resolution 2023-04 with a term of no less than twenty years stated in Resolution 2023-04. Councilman Rob Dimmett seconded the motion. The motion carried 5-2 with Ted Metzger and Rick Reid opposing.

(Resolution 2023-04 is located on Page 5 of these Official Minutes)

**ECONOMIC DEVELOPMENT BUSINESS
ABATEMENT COMPLIANCES
CIHOLAS**

Economic Development Director Steve Roelle presented abatement compliances for several companies operating in Warrick County. He stated that all were in compliance and recommended approval. Ms. Powless said that all could be approved at once. Councilman Metzger asked that Ciholas be separated from the rest. Councilman Rick Reid made the motion to approve the abatement compliance for Ciholas. Councilman Brad Overton seconded the motion. The motion carried 6-0-1 with Ted Metzger abstaining.

**SUMMIT LAND DEVELOPMENT
ALCOA POWER GENERATING BOILER OPTIMIZATION – ALCOA/WARRICK NEWCO
KAISER ALUMINIUM WARRICK – EURONIQUE – FIBERTECH**

The rest of the abatements were then presented for approval. Councilman Rick Reid made a motion to approve the remaining abatements. Councilman Ron Bacon seconded the motion. The motion carried 7-0.

(All Abatements are located on File in the Auditor’s Office)

**ECONOMIC DEVELOPMENT BUSINESS CONTINUED
EQUIPMENT - CHEVROLET TAHOE**

President Richmond read the additional appropriation for equipment in the amount of \$70,000.00 into the record for Economic Development. Mr. Roelle stated that this was a replacement vehicle for Economic Development. Their current vehicle is a 2017 Dodge Durango. The new vehicle is a Chevrolet Tahoe. They will use this vehicle to take potential companies to building sites. It is also used for various other purposes for Economic Development. The older Durango will be handed down to another area of the County for use. The government discount is being used with the new vehicle and they do have the funds for the purchase. Councilman Bacon made the motion to approve the additional appropriation. Councilman Whetstone seconded the motion. The motion carried 5-2 with Rob Dimmett and Brad Overton opposing.

**CIRCUIT COURT BUSINESS
PER DIEM PETIT JURY**

President Richmond read into the record the additional appropriation for Circuit Court for Per Diem Petit Jury in the amount of \$5,000.00. Circuit Court Judge Greg Granger was present to discuss. He stated that he had some long trials that expended funds and it needed to be replenished to get through the rest of the year. Councilman Overton made the motion to approve. Councilman Reid seconded the motion. The motion carried 7-0.

**SUPERIOR COURT I BUSINESS
PAUPER DOCUMENT COPIES**

President Richmond read into the record the additional appropriation for Superior Court I for mandatory court-ordered evaluations for Pauper Document Copies in the amount of \$10,000.00. Superior I Court Judge Krista Weiberg was present to answer questions. She stated that these are for mental evaluations by doctors for trials and they can get expensive. They need more money to get through the rest of the year. Councilman Overton made the motion to approve. Councilman Reid seconded the motion. The motion carried 7-0.

**SHERIFF BUSINESS
MOTORIZED EQUIPMENT – PSLIT**

President Richmond read into the record the additional appropriation to PSLIT for Motorized Equipment in the amount of \$178,000.00. Sheriff Mike Wilder was present to answer any questions. He stated that this was the amount not spent in 2022 because of the car shortage. The cars have come in this year and they just need the money re-appropriated to make the purchases. Councilman Ted Metzger made the motion to approve. Councilman Reid seconded the motion. The motion carried 7-0.

HANDBOOK POLICY, REIMBURSEMENTS, TRANSFERS OR CORRECTIONS

President Richmond read the following into the minutes:

7A. Transfer-Correction from Adult Probation Circuit to Adult Probation Superior
Transfer \$56,333.46 (was a total amount of \$78,751.01) from 2001 Cash Surplus to 2002 Cash Surplus

7B. Transfer-EMA
Transfer From: 1000.36400.000.0302 Equipment \$399.99
Transfer To: 1000.44100.000.0302 Office Furniture \$399.99

7C. Additional Appropriation & Salary Ordinance-Handbook Policy
Health 1159.11280.000.0000 Data Manager \$5,534.00

Salary Ordinance:
Data Manager Retiree \$5,533.54

7D. Additional Appropriation- Reimbursement *Recorder	1000.32200.000.0004	Postage	\$490.00
7D. Additional Appropriation- Reimbursement *Sheriff	1000.36400.000.0005	Equipment Maintenance	\$914.00
7E. Transfer-Storm Water Transfer From: Transfer To:	1197.45000.000.0000 1197.34300.000.0000	Projects Workman's Comp.	\$441.00 \$441.00
7F. Transfer-EMA Public Safety Transfer From: Transfer To:	1170.21100.000.0000 1170.32450.000.0000	Supplies Communication Repair	\$1,800.00 \$1,800.00
7G. Transfer-EMA Public Safety Transfer From: Transfer To:	1170.21100.000.0000 1170.32450.000.0000	Supplies Communication Repair	\$1,800.00 \$1,800.00

Councilman Reid made the motion to approve 7A through 7G. Councilman Bacon seconded the motion. The motion carried 7-0.

(July Appropriations are located on Page ___ of these Official Minutes)

**COUNCIL BUSINESS
APPOINTMENT TO ALCOHOL BEVERAGE BOARD**

President Richmond told the Board that a new appointment needed to be made to the Alcohol Beverage Board as Mr. Ledbetter had moved out of the county. Several individuals were mentioned in being candidates to take his place. Councilman Bacon asked if this could be tabled to the next meeting in order to have more time to think about it. He made the motion to table the appointment. Councilman Whetstine seconded the motion to table. The motion carried 4-3 with Rob Dimmett, Ted Metzger, and Rick Reid opposing.


**OTHER BUSINESS
LEGISLATIVE UPDATE AND AIC ANNUAL MEETING
DEPARTMENT HEARINGS**

President Richmond let the Council know that the Farm Bureau Legislative Update was coming up. The AIC Annual Meeting is also coming up in September and will be held at the French Lick Resort. He also reminded the Council of the upcoming Department Hearings for the 2024 Budget.


ADJOURNMENT

The next Warrick County Council Regular Session meeting will be held on August 3, 2023 at 6:00 PM in the Commissioners' meeting room. Councilman Rick Reid made the motion to adjourn. Councilman Ted Metzger seconded the motion. The motion carried 7-0. The meeting adjourned at 7:14 PM.


WARRICK COUNTY COUNCIL



Greg Richmond, President



Ron Bacon


Ted Metzger


Chris Whetstine


Brad Overton, Vice President


Robert Dimmett


Richard Reid

ATTEST:


Michael J. Dietsch, Auditor
Warrick County, IN

WARRICK COUNTY COUNCIL RESOLUTION NO. 2023-04
A RESOLUTION OF THE WARRICK COUNTY COUNCIL APPROVING THE
MANAGEMENT DISTRICT AND THE APPROPRIATION OF THE PROCEEDS
THEREOF TO FINANCE THE CONSTRUCTION, MODIFICATION,
REPAIR, MAINTENANCE, AND PAY CERTAIN RELATED COSTS

WHEREAS, the Board of Directors of the Warrick County Solid Waste Management District (the "District") has determined there is a need for the design, construction, and startup of a new automated single-stream material recovery facility and associated facilities at 111 South Pelzer Road, Ellettsville, Indiana (the "Project") as a necessary addition to the facilities of the District; and

WHEREAS, the Board of Directors of the District has approved a preliminary bond and appropriation resolution on May 18, 2023 (the "District Resolution") which was designated as "Warrick County Solid Waste Management District Bonds, Series 2023," and which authorized the District to issue bonds in the amount of \$4,000,000, and to use the proceeds of such bonds, together with other available funds, for the purpose of providing funds to (i) finance the construction, modification, acquisition, and equipping of the Project and (ii) pay the costs of selling and issuing the bonds, which are a cost of the Project; and

WHEREAS, the Bonds will be payable from legally available revenues of the District and to the extent such revenues are insufficient, from a special benefits tax levied on all taxable property in the District; and

WHEREAS, on or prior to the date hereof, the District Board, following a public hearing conducted upon notice duly given, also adopted a resolution appropriating a sum not to exceed \$4,000,000 for the Project, and the proceeds of the bonds, together with all investment earnings thereon, for the purpose of paying all or a portion of the costs of the Project; and

WHEREAS, in accordance with Indiana Code § 6-1.1-17-20.5 and Indiana Code § 13-21-3-1(c), such as amended, the District may not issue the Bonds unless it obtains the approval of the Warrick County Council (the "County Council"); and

WHEREAS, the County Council now desires to approve the issuance of the Bonds and the Additional Appropriation, subject to the terms contained herein;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL, AS FOLLOWS:

Section 1. Amount of Bonds. Pursuant to Indiana Code § 6-1.1-17-20.5 and Indiana Code § 13-21-3-1(c), the County Council, on behalf of the County Council, hereby approves the issuance of the Bonds by the District, upon the following terms and conditions: (a) the Bonds shall

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bear interest at a rate of rates producing a yield not to exceed six percent (6.00%) per annum, (b) the Bonds shall have a final maturity date no later than twenty (20) years after the date of issuance of the Bonds, (c) the Bonds shall be applied solely for the purpose of the Project, including, paying costs or issuance incurred on account of the issuance and sale of the Bonds.

Section 2. Approval of Additional Appropriation. The County Council does hereby approve the Additional Appropriation in order to pay costs of the Project, which includes costs of design, construction, acquisition, and equipping of the Project, and shall continue in effect until the completion of the Project. Any surplus of such proceeds shall be credited to the proper fund as required by law.

Section 3. Authorization of Other Actions. Any member of the County Council or the District Council, and the Warrick County Auditor and any other officer, employee or agent of Warrick County, acting in their official capacity, are authorized to execute and deliver any contract, agreement, certificate, instrument or other document and to take any action as such person determines to be necessary or appropriate to accomplish the purposes of such contract, agreement, certificate, instrument or other document or such person's taking of such action.

Section 4. Rescind of Conflicting Resolutions. All ordinances, resolutions and orders, or parts thereof, in conflict with the provisions of this resolution, are, to the extent of such conflict, hereby repealed.

Section 5. Effective Date. This resolution shall be in full force and effect from and after its adoption by the County Council and upon compliance with the procedures required by law.

RESOLUTION PASSED AND ADOPTED on this 6th day of July, 2023, by the Warrick County Council, as legal body of Warrick County, Indiana, by a vote of 2-0, in favor of, approved, and announced:

WARRICK COUNTY COUNCIL
Chris Whisenand
County Council President
Tom Evans
Ted Strass
Chris Whisenand

Richard Reith
County Auditor

ATTEST:
Michael Dietsch, Auditor
Warrick County, Indiana

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

FUND	APPROPRIATION NUMBER	DESCRIPTION	AMOUNT REQUESTED	AMOUNT APPROVED
Health	1159.11280.000.0000	Data Manager	\$5,534.00	5,534
Circuit Court	1000.18320.000.0232	Per Diem Petit Jury	\$5,000.00	5,000
Superior Court 1	1000.31890.000.0201	Pauper Doc. Copies	\$10,000.00	10,000
PSLIT	1170.44300.000.0000	Motorized Equipment	\$178,000.00	178,000
Recorder	1000.32200.000.0004	Postage	\$490.00	490
Sheriff	1000.36400.000.0005	Equipment Maintenance	\$914.00	914
Economic Dev.	1112.44400.000.0000	Equipment	\$70,000.00	70,000

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

Adopted this 6 day of July 2023.

AYE _____ NAY _____

[Signature] _____

[Signature] _____

[Signature] _____

[Signature] _____

[Signature] _____

[Signature] _____

ATTEST: *[Signature]* Mike Dietsch
Auditor Warrick County

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