

**WARRICK COUNTY COUNCIL MEETING**  
**COMMISSIONERS MEETING ROOM**  
107 W. Locust Street  
Boonville, Indiana  
March 5, 2020  
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 was in attendance.

Auditor Debbie Stevens and Secretary Kristine Georges attended and recorded the minutes.

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

**PLEDGE OF ALLEGIANCE**

Greg Richmond: Okay, Roll Call.

Krystal Powless: Charlie Christmas?

Charlie Christmas: Yes.

Krystal Powless: David Hachmeister?

David Hachmeister: Here.

Krystal Powless: Cindy Ledbetter?

Cindy Ledbetter: Present.

Krystal Powless: Ted Metzger?

Ted Metzger: Present.

Krystal Powless: Brad Overton?

Brad Overton: Here.

Krystal Powless: Richard Reid?

Richard Reid: Present.

Krystal Powless: Greg Richmond?

Greg Richmond: Here.

**APPROVAL OF MINUTES**  
**FEBRUARY 6, 2020**

**Councilman Richmond:** And the minutes, I read them. They were good. Anybody find anything?

**Councilman Hachmeister:** Motion to approve.

**Councilman Richmond:** Motion by David to approve. Is there a second?

**Councilwoman Ledbetter:** I'll second.

**Councilman Richmond:** Second by Cindy. Discussion? All those in favor? That's all seven (7) of us.

**Councilman Reid:** Abstain.

**Councilman Richmond:** Oh, one (1) abstain. Rick. Six, zero, one (6-0-1 with Rick Reid abstaining). With Rick abstaining.

**4-H Ambassadors**

**Councilman Richmond:** First item of business is we have the 4-H Ambassadors with us. Would you like to come forward? Anything...its Government class? 4-H Ambassadors, they're not here? I thought that might have been them. Okay.

**Councilman Hachmeister:** I did too.

**Councilman Richmond:** Okay, maybe they'll come to another meeting. They wanted to come here basically and thank us for the support.

**Krystal Powless:** The donation, yeah.

**PARK AND RECREATION BUSINESS  
PARK NON-REVERTING CAPITAL EXPENSE**

**Councilman Richmond:** Okay, Additional Appropriations start now and this is (Item) 3, Park Non-Reverting Capital, Expense of eleven thousand one hundred thirteen dollars and twenty cents (\$11,113.20).

**Ben Labhart:** Ben Labhart, Parks Department. We talked about this briefly at the last meeting. This is an easement check from Vectren that we would like to replace two (2) furnaces at the pavilion and get two (2) of the four (4) HVAC at the cabins to replace. I think Krystal sent everybody a copy of the check?

**Councilman Hachmeister:** Motion to approve.

**Councilman Christmas:** Second.

**Councilman Richmond:** Motion by David to approve. Is there a second?

**Councilman Christmas:** Second.

**Councilwoman Ledbetter:** Charlie did.

**Councilman Richmond:** Second by Charlie. Any discussion? All in favor? That's all seven (7) of us. Seven, zero (7-0).

**Ben Labhart:** Thank you.

**ECONOMIC DEVELOPMENT BUSINESS  
VACATION PAY – ANALYST**

**Councilman Richmond:** Economic Business. This is a Handbook issue, Vacation Pay Remaining, one thousand five hundred fifty-eight dollars and sixty-nine cents (\$1,558.69).

**Councilman Overton:** Motion to approve.

**Councilman Richmond:** Motion by Brad to approve. Is there a second?

**Councilman Hachmeister:** Second.

**Councilman Richmond:** Second by David. Any discussion? All those in favor? That's all seven (7) of us. Seven, zero (7-0). Thank you.

**STORM WATER BUSINESS  
OFFICE ADMINISTRATOR**

**Councilman Richmond:** Storm Water Business, Additional Appropriation, Office Administrator, one thousand five hundred dollars (\$1,500.00).

**Steve Sherwood:** Good evening. Steve Sherwood, Warrick County Storm Water Director. Appreciate your time this evening. In the December meeting, it was suggested that I submit a revised SOP with job description. I think you're familiar with my last visit. Barbi Shelton is the current position of Office Administrator for the Storm Water Department. She's only the second employee to have this position. The previous person also came to me from the offices across the street because of the unique knowledge and background of the operating systems. I modified the job description. It's not a requirement to have the level certification. But, I modified it that if one (1) does have that certain level of certification that they should be compensated as other county employees are compensated for maintaining the same levels of certification. I submit this with the full support of my Storm Water Board and if the Council has any questions, I'd be more than happy to address them at this time.

**Councilman Hachmeister:** Well, the only reason we bumped it up before cause it was State mandated out of the Assessor's Office.

**Steve Sherwood:** I understand.

**Councilman Hachmeister:** Had to pay it.

**Steve Sherwood:** And we did talk about it with the current job study person. He most strongly recommended it be included in the revised description I presented to you. You may want to wait 'til then, but it will be presented as such is my understanding after his interview with our department.

**Councilman Richmond:** I apologize, I ran out of time and didn't get to come to your office today. Too many things going on. The letter was good.

**Steve Sherwood:** I believe the email and the letter should clearly define the issue.

**Councilman Hachmeister:** Well, actually, we've, we did allow a couple other changes on salaries out of budget before, you know, the study was done. But, we've also denied a few waiting 'til we get this study done to see where we're all at. And that's kind of where I'm at. Like to get all the info from the study.

**Steve Sherwood:** I understand. You mentioned that in December as well.

**Councilman Overton:** And I'd have to, can't say that I wouldn't rule it out when the job study is done, but I think I'd have to concur with Dave and at least wait until that study's, everything's complete.

**Steve Sherwood:** I just wanted to resubmit the job SOP as was I believe discussed previously. So, wanted to get that back to the Council. I owe that to my employee.

**Councilwoman Ledbetter:** When will the job study be completed?

**Krystal Powless:** I think September. I would like for it to be August. I've been trying to communicate with them. But, they're saying September.

**Councilman Richmond:** The part you added was on page three (3), wasn't it?

**Steve Sherwood:** Yes, everything's highlighted, if you do have the highlighted copy.

**Councilman Richmond:** Mine's not highlighted, but when I read through and compared it, I found it.

**Steve Sherwood:** I'd be more than happy to supply you with a copy of that.

**Councilman Richmond:** Okay, okay. Yeah, that's what I found. Yep, mine started with wherefore and ended with administrative code. That's, I circled it. So...

**Steve Sherwood:** Keep that then. It's fine.

**Councilman Richmond:** Okay. So, what's the pleasure of the Council?

**Councilman Hachmeister:** Well, I'll make a motion to deny, because I myself would like to wait 'til we get the job study and we get it with a complete, in a complete budget next year. If it's going to be that long as far as our completion of our job study.

**Councilman Richmond:** Is there, is there a second?

**Councilman Overton:** Second.

**Councilman Richmond:** Second by Brad. Okay. Any further discussion? We're counting a lot and leaning a lot on the job study that we're paying a lot of money for. So, all those in favor? That's all seven (7) of us. Seven, zero (7-0). Okay.

**Steve Sherwood:** Thank you for your time and consideration. Please stop by and feel free to visit our office again at any time on any matter.

#### **SALARY ORDINANCE – OFFICE ADMINISTRATOR**

**Councilman Richmond:** Okay. And Item 5B then goes along with the (Item) 5A, so we will just have no action on (Item) 5B then.

#### **CUMULATIVE DRAIN BUSINESS CONTRACTUAL SERVICES**

**Councilman Richmond:** And next up is number (Item) 6, Additional Appropriation for Cum Drain Business, Contractual Services, sixty-four thousand dollars (\$64,000.00). Motorized Equipment, eleven thousand dollars (\$11,000.00); for a total of seventy-five thousand dollars (\$75,000.00).

**Chief Deputy Surveyor Jason Baxter:** Hello, Council. This is Jason Baxter with the Warrick County Surveyor's Office. Just wanted to come and, and ask for more money for our Cum Drain and to replace a side by side. We'd like to have a couple, I submitted an email. Not for sure if everybody got to read that or have any questions on that. We have some projects that you know, we'd like to do, but we're just out of money. With the current fund, Contractual Services, just won't allow us to do what we need to do this year.

**Councilman Hachmeister:** Motion to approve the sixty-four thousand (\$64,000.00).

**Councilman Overton:** Second.

**Councilman Hachmeister:** Want to discuss the other of course on the mobile equipment.

**Councilman Overton:** I'll second that.

**Councilman Richmond:** Okay, so motion to approve Contractual Services of sixty-four thousand (\$64,000.00), and it was seconded by Brad. Separate them. Any discussion, discussion? All those in favor? Okay, that's all seven (7) of us. Seven, zero (7-0) on that one (1).

#### **MOTORIZED EQUIPMENT**

**Councilman Richmond:** Now...

**Councilman Hachmeister:** The reason why I'm wanting to discuss it as far as the Motorized Equipment, noticed you haven't used any Section Corner money.

**Chief Deputy Surveyor Jason Baxter:** Yes, we have. We just, we have a bill in now.

**Councilman Hachmeister:** No, okay, then it's after the first of last month then. How much have you used on (inaudible).

**Chief Deputy Surveyor Jason Baxter:** It's just over half. I can't give you the exact number.

**Councilman Hachmeister:** Well, there was about two-forty (\$240,000.00) I believe in...

**Chief Deputy Surveyor Jason Baxter:** Two-forty (\$240,000.00)?

**Krystal Powless:** In your cash, not in your budget. In your cash. In your Section Corner cash.

**Councilman Hachmeister:** Yeah, not as far as budget, because, and you've got your, well, about fifty-five thousand (\$55,000.00) a year coming in, all, which is user fee and not tax money. I'd rather take the UTV out of that if you really need it, the Section Corner.

**Chief Deputy Surveyor Jason Baxter:** Uh...

**Krystal Powless:** Yes.

**Councilman Hachmeister:** And it's...

**Chief Deputy Surveyor Jason Baxter:** That's fine with me. I'm not really, I don't understand the accounts, how they work so much. But...

**Councilman Hachmeister:** Well, Section Corner, like I said, only certain things you use it for. But you can use it for motorized equipment that is useful on the job with Section Corner. Of course you can use it, you know, as far as running ditches too.

**Chief Deputy Surveyor Jason Baxter:** Right.

**Councilman Hachmeister:** But that's where I was getting at. You've got plenty of money in Section Corner. And that's a user fee and not tax money to where you could keep using money in Contractual Services for your ditch work.

**Chief Deputy Surveyor Jason Baxter:** Okay. Yeah.

**Councilman Hachmeister:** You'd have to come back to us. But...

**Krystal Powless:** So, you'd have to come back next month and I can appropriate or I can advertise the appropriation out of Section Corner.

**Chief Deputy Surveyor Jason Baxter:** Okay.

**Councilman Reid:** How many Section Corners have you done so far?

**Chief Deputy Surveyor Jason Baxter:** New Section?

**Councilman Reid:** Yeah.

**Chief Deputy Surveyor Jason Baxter:** We got in, I'm believing it was nine (9) that was just turned in.

**Councilman Reid:** I think you're supposed to do five percent (5%) a year.

**Chief Deputy Surveyor Jason Baxter:** Excuse me?

**Councilman Reid:** I think you're supposed to do five percent (5%) a year you're supposed to be doing. That's not even close to that.

**Chief Deputy Surveyor Jason Baxter:** Right. Um, I'll have to do the math on that.

**Councilman Richmond:** Okay, so there's, does anybody want to make a motion about the eleven thousand dollars (\$11,000.00)?

**Councilman Reid:** Motion to table?

**Councilman Richmond:** Motion to table?

**Councilman Hachmeister:** Deny.

**Krystal Powless:** Motion to deny.

**Councilman Richmond:** To deny.

**Krystal Powless:** Yeah.

**Councilman Hachmeister:** Deny and come back. Jason, I think that's...

**Councilman Richmond:** If that's okay.

**Chief Deputy Surveyor Jason Baxter:** Uh...

**Councilman Hachmeister:** My opinion is (inaudible) thing to do.

**Chief Deputy Surveyor Jason Baxter:** Okay, yeah, no. That's...

**Councilman Hachmeister:** If anybody else has a question...

**Councilman Reid:** That's the way to do it.

**Chief Deputy Surveyor Jason Baxter:** Yeah, I didn't realize that option was there.

**Councilman Hachmeister:** I'll make a motion to deny the eleven thousand (\$11,000.00).

**Councilman Reid:** Second.

**Councilman Overton:** Second.

**Councilman Richmond:** Okay, David then made the motion to deny. And seconded by Brad. Then you'll come back next time. All those in favor of denying? That's all seven (7) of us. Seven, zero (7-0).

**Councilman Hachmeister:** Now, you can sponge off of Storm Water, if you found (inaudible) Storm Water some of your ditches.

**Chief Deputy Surveyor Jason Baxter:** Yeah. Yeah. Alright. Well, I appreciate your time. Thank you.

### **HIGHWAY BUSINESS HIGHWAY DONATION TRANSFER PEABODY EQUIPMENT TO GENERAL DISCRETIONARY**

**Councilman Richmond:** Highway Transfer, Highway Donation Transfer from Peabody Equipment, sixty-four thousand (\$64,000.00) to General Discretionary, sixty-four thousand (\$64,000.00).

**Bobby Howard:** Good afternoon, Bobby Howard, Warrick County Engineer. This request, basically we're looking at our, upgrading and doing a new Capital Improvement Planning Program for our Transportation Projects. And to do so, we were looking for ways to fund it. The Peabody Donation line item, was initially, it's been several years ago, just considered a discretionary line item, but I believe since it said material/equipment on it, we couldn't use that to do this project. Even though it is for roads and transportation, we needed a different funding mechanism to do that. And I believe Todd had drafted an Ordinance, I believe he sent an email to, to your Council in regards to that Ordinance and trying to figure out where, where we could do that. And we wanted to set up a new line item called General Discretionary that gives us the ability to use donation money on these other special types of projects related to Highway.

**Councilman Hachmeister:** Let me ask, who as far as the donation now that Peabody, since they're not really closing as many roads now and paying for. They still get money in every year?

**Bobby Howard:** Yeah, they still have several roads closed in the north central part of the County and then they also plan on doing some more to the west toward the Elberfeld area, I guess you'd say. Kind of around Pigeon Creek, they had some (inaudible) there too. But they've come into the Commissioners about road usage and different things.

**Councilman Hachmeister:** That's what I was wondering if they was...

**Bobby Howard:** So, they're still moving on (inaudible) plans on doing some things.

**Krystal Powless:** I don't know why (inaudible). He talked about lowering it to (inaudible).

**Councilman Hachmeister:** Motion to approve the sixty-four (\$64,000.00) transfer, sixty-four thousand (\$64,000.00) transfer.

**Councilman Christmas:** Second.

**Councilman Richmond:** Second by Charlie. Motion by David. Second by Charlie to approve the transfer, Peabody Equipment to General Discretionary of sixty-four thousand dollars (\$64,000.00). Any discussion? All those in favor? That's, I count six (6). Ted? Are you a no?

**Councilman Metzger:** I'm just looking here. I've got two (2) different figures I was trying to figure out. No, I'm a yes.

**Councilman Richmond:** You're a yes?

**Councilman Metzger:** Um hum.

**Councilman Richmond:** Okay, so, seven, zero (7-0). Yeah, on the notes...

**Krystal Powless:** Yeah, we came back with a change and I changed the agenda and not the notes.

**Councilman Metzger:** Okay, just checking.

**Bobby Howard:** Thank you very much.

**Councilman Richmond:** Thank you.

## SHERIFF BUSINESS COMMISSARY REPORT

**Councilman Richmond:** Number (Item) 8 is the Commissary Report. Everybody got one (1) of those.

**Sheriff Wilder:** Sheriff Mike Wilder. I sent you guys a copy of the Commissary Report, I believe in January sometime. I didn't present at the January meeting cause I was out of town. I'll just field questions if there is any. There really isn't anything for me to go over unless you just specifically have a question. I'll be glad to answer.

**Councilman Richmond:** Anybody have any questions or discussions for him? I read through it.

## SHERIFF – LEGAL SERVICES

**Councilman Richmond:** Okay, then (Item) 8B, is Additional Appropriation for Legal Services for twenty thousand dollars (\$20,000.00) from Sheriff.

**Sheriff Wilder:** Yeah, this is an amount that the Sheriff's Office and the County was in an appeals where a gentlemen had done an APRA request. The previous Sheriff had denied it. There was a legal battle where the Supreme Court eventually stated that we had to release it. At that point we still could have continued to fight but that, it then relayed into my time as Sheriff and we did not, we stopped there and released the APRA request following the court orders. So, but by doing that, cause it was an APRA request that we lost, the County and the Sheriff's Office lost, we were responsible for the other party's legal fees. That attorney turned in her fees of I believe of twenty-nine thousand (\$29,000.00). Between the attorneys that represented the Sheriff's Office, which is Craig McKee, and I believe he's here, Todd Glass. I know I overlooked some of it. There was an agreement for twenty thousand (\$20,000.00) to be a settlement that we all would agree upon and the County appropriate the money. Todd's in the room. I don't, if you have any questions, I know that he was, him and Craig McKee both discussed rather, they thought that was a reasonable amount. And they did. My attorney specifically thought it was considering where she started in the legal battle that pursued.

**Councilman Hachmeister:** I know we don't have, we don't have to see an invoice, but I would have liked to see how it was billed. And we more or less have to pay it. So, I make a motion to approve for twenty thousand (\$20,000.00).

**Sheriff Wilder:** I do have an invoice for the full twenty-nine thousand (\$29,000.00).

**Councilman Hachmeister:** Oh, you do? Okay. Too bad, I done made the motion to approve.

**Councilman Richmond:** Motion by David to approve twenty thousand dollars (\$20,000.00). Is there a second?

**Councilwoman Ledbetter:** I'll second.

**Councilman Richmond:** Second by Cindy.

**Councilman Overton:** Mike, I've got a question. I know you've got, I don't remember the specific line item that's in your budget for legal fees. Cause I know...

**Sheriff Wilder:** Yeah, I do. But it's only like five (5), thirty-five hundred (\$3,500.00), isn't it?

**Krystal Powless:** Yeah, it's not much.

**Sheriff Wilder:** Yeah, and that's actually, no, is it thirty-five (\$3,500.00)?

**Krystal Powless:** I don't know. I don't have it with me.

**Councilman Overton:** There was one (1) that was a little more than that. Maybe it's five (\$5,000.00). I was thinking it was thirty-five thousand (\$35,000.00).

**Councilman Hachmeister:** Well, other than the contract.

**Councilman Overton:** Yeah, cause I thought there was one (1) that you just kind of had there in case of things that popped up. I can't remember. But, I wish I would have looked up the line item.

**Sheriff Wilder:** Not saying you're wrong. Cause if you've looked, you might be right. I know there's not twenty thousand (\$20,000.00) in there.

**Councilman Overton:** Okay.

**Sheriff Wilder:** There should be an amount for thirty-five hundred (\$3,500.00). That is what the Sheriff is in there to hire Mr. McKee, which he represents like forty (40) something Sheriffs. It's kind of his speciality. It's a retainer fee.

**Councilman Overton:** So that's just that (inaudible).

**Sheriff Wilder:** Yeah, I believe that's what that fee is. It's thirty-five hundred (\$3,500.00) and I think that retains him.

**Councilman Richmond:** Yeah, it was a small number when I looked at it.

**Councilman Overton:** I forgot to look, so.

**Sheriff Wilder:** And I'm almost positive that's what it is, is thirty-five hundred (\$3,500.00). And if you saw the Commissary Report, there was a lot of fees that the Sheriff before me paid for out of Commissary as that thing went on, you know, to keep this fight going.

**Councilman Overton:** Okay.

**Sheriff Wilder:** I don't want to call it a fight, that's not the right word. Just difference of opinions of the law.

**Councilman Overton:** Sure.

**Krystal Powless:** Okay, in the Legal Services line item, there's ten thousand dollars (\$10,000.00).

**Sheriff Wilder:** Okay. But that's, Krystal, you probably have it....

**Krystal Powless:** No, in the legal services line item there's three thousand dollars (\$3,000.00). I was on the wrong line.

**Sheriff Wilder:** Yeah, I thought, yeah, that's....

**Councilman Hachmeister:** The other part's your contract. Isn't it? The ten thousand (\$10,000.00) on your contract?

**Krystal Powless:** No, that was just something different totally.

**Councilman Overton:** (Inaudible) on the wrong line.

**Krystal Powless:** Yeah, three thousand (\$3,000.00).

**Sheriff Wilder:** Yeah, that's the number I thought it was.

**Councilman Overton:** That's all. Didn't look and I knew there was one (1) there but I looked at the wrong number.

**Councilman Richmond:** (inaudible) I looked at the wrong number.

**Councilman Overton:** That's all I have.

**Councilman Richmond:** Okay, we have a motion and a second to pay the twenty thousand dollars (\$20,000.00). Any further discussion? Questions? All those in favor? That's all seven (7) of us. Seven, zero (7-0).

*(March Appropriations are found on Page 12 of these Official Minutes)*

#### **JAIL STAFFING REPORT**

**Sheriff Wilder:** Mr. President, I just, really quick if I could. I'm going to be sending you guys and I'll forward it to Krystal to send to you, it's a Jail Staffing Report that we had done that I paid for through Commissary. Basically, it will be a report to show you how or what staffing is required and what we should have and following the law. Just for you guys to review and kind of for the next meeting we can go over if you like. And then also myself and mainly my Chief Deputy Paul Kruse have put, get together a really interesting dispatch report over the last ten (10) years. And it's really good and I'll forward you guys a copy of that. And that was just produced by us, by calls we've taken, and how it's went up a hundred (100) and some percent. Staffing hasn't. You guys can see where I'm going with this. But anyways, I will present those to you guys next month and at the next meeting we can go over them if there's any questions. I think it will be interesting stuff for you all to have. Thank you.

**Councilman Metzger:** That's good. Thank you.

#### **CUM DRAIN FUND DISCUSSION**

**Councilman Richmond:** And the only two (2) on here were Terry Phillippe and Jason Baxter on the list to speak. Anybody from the public wish to speak? Any other business to come before....

**Krystal Powless:** Wait, Terry does want to speak.

**Councilman Richmond:** Oh, okay.

**Commissioner Phillippe:** Terry Phillippe, Warrick County Commissioners. I just want to present some information to you this evening. I think you've been all made aware of the Cumulative Drain Fund. I think Jason asked that you be forwarded some information. Has everybody had a chance to look at that?

**Councilman Metzger:** Yep.

**Councilman Hachmeister:** Well, yeah.

**Commissioner Phillippe:** So, just want to present some facts here to you this evening. We feel like the Cumulative Drain Fund is grossly underfunded. Jason has some projects that he'd like to get accomplished, so we started looking at this a couple months ago. Done a lot of research, realized that we, Warrick County, are the lowest funded Cumulative Drain Fund in the State of Indiana. Currently, we are set, we are funded to a rate of dot zero-zero-five-six (0.0056) per one hundred dollars (\$100.00) in assessed value. So, we have one hundred thousand dollars (\$100,000.00) of property in assessed value that is, and you're going to pay five dollars and sixty cents (\$5.60) to this fund. We've got a lot of property in Warrick County. You've got three hundred ninety-one thousand (391,000) square miles and a lot of water coming on us and a lot of drains we need to take care of. We've got four hundred (400) plus miles of drains that these guys are responsible to maintain. And we just feel like we need to fix the problem. I was just made aware a couple of days ago of the Corner Sections. I have no idea what that is. So, I'm here to ask you guys to listen to what we have to say and if you have other ideas, then let us know, cause we've got a problem that we need to fix.

**Councilman Hachmeister:** On the assessed valuation on property, I thought that was structure and not ground.

**Commissioner Phillippe:** Assessed value.

**Councilman Hachmeister:** Yeah, am I wrong, it's all total? Well, that the reason I mentioned a while ago too, Storm Water is available you know, for your ditches.

**Commissioner Phillippe:** We did a little math and at the current rate of funding is fifty (\$50,000.00) or fifty-five thousand dollars (\$55,000.00) a year that he has right now, to just, what do you call it, the ditches, would take over a hundred (100) years, a hundred and five (105) years to get that accomplished at that rate he's going. And that's just the most basic level of maintenance.

**Councilman Hachmeister:** Well, it's never all been used up. When was the last time it was used up?

**Chief Deputy Surveyor Jason Baxter:** I don't know. I can explain that too. When, when I was given a budget, I understood the budget was the budget. That I couldn't go over the budget.

**Councilman Hachmeister:** That's good thinking.

**Chief Deputy Surveyor Jason Baxter:** That's how, that's how I look at it. Our, the way that we, our work is done, we only have a short time to do the majority of our work because the crops in the field and the rain and the weather prohibits us to do a lot of it. So, when it gets down and then, since I'm thinking a budget is a budget, we wait until the last of the year in case there's an emergency that we have to use the funds on. So, we get down to this last year, had five thousand dollars (\$5,000.00) left and there's a project that, what? You look confused?

**Councilman Hachmeister:** Yeah, I thought there was more than that left.

**Chief Deputy Surveyor Jason Baxter:** No, it was five thousand dollars (\$5,000.00) in Contractual Services left.

**Councilman Hachmeister:** Left at the end of the year?

**Chief Deputy Surveyor Jason Baxter:** Yes, Sir.

**Councilman Hachmeister:** Okay.

**Chief Deputy Surveyor Jason Baxter:** And at the end of the year we had a project that I was wanting to do, but it was going to come over like sixty-three hundred dollars (\$6,300.00). Well, I didn't have thirteen hundred dollars (\$1,300.00) you know, in my pocket to fund it. So, that's, it carried over and, well, I thought that it would carry over and then I'd use it this year. That's, that's why there's money left over of the year. I can't get the projects, you know, funded that way. I don't know if that made sense.

**Councilman Reid:** I don't think that we funded, because you didn't have a signed contract either.

**Chief Deputy Surveyor Jason Baxter:** Excuse me?

**Councilman Reid:** You didn't have a signed contract on the last one (1) you had that you wanted us to fund. There was not a signed contract/agreement on what you'd done.

**Chief Deputy Surveyor Jason Baxter:** I wouldn't have had a chance. It was like sixty-three hundred (\$6,300.00). I had five thousand (\$5,000.00). I don't know, I didn't realize I could come back and ask for more money. I thought a budget was a budget. So, you give me, and I worked with the money that, you know, it was, that was where, I mean, it was my ignorance on how this all worked.

**Councilman Metzger:** Phil came back and asked for the money, didn't he?

**Councilman Reid:** (Inaudible) contract.

**Commissioner Phillippe:** That's kind of why I'm here with Jason tonight. Cause I think we need a little help in where all can he draw funds from and maybe we wouldn't even ask as much as we're planning on asking for. The Section Corner is brand new to me. So, if we could get a little help and just acknowledge (inaudible).

**Councilman Reid:** Talk to the Auditor, because it's a State law.

**Commissioner Phillippe:** Pardon me?

**Councilman Reid:** Talk to the Auditor. She's got all the information on that.

**Councilman Richmond:** You talking about getting a contract?

**Councilman Reid:** No, that, the contract, you definitely need a contract, but she can work with you on the Cornerstones too.

**Krystal Powless:** (Inaudible) too, just so you know.

**Commissioner Phillippe:** Question David, you mentioned two-forty (\$240,000.00). Did you mean two hundred forty thousand (\$240,000.00)? Is that what the number is?

**Councilman Hachmeister:** Yeah. I think that's what...

**Krystal Powless:** In Cum Drain?



**Councilman Hachmeister:** Yeah. That's close.

**Krystal Powless:** In Section Corner? I, I don't have Section Corner. But, it's close to that. Yeah.

**Councilwoman Ledbetter:** Krystal, would you be willing to go to the office and spend some time with them to explain to him how all this works?

**Krystal Powless:** Yes. We, they've sat down with me a couple times already. But yeah, absolutely.

**Councilwoman Ledbetter:** Yeah, sounds like they need to have a seat again.

**Commissioner Phillippe:** But, guys, I want you to be prepared. We will be back. I think even if we spent the entire two hundred forty thousand dollars (\$240,000.00) over the next couple years accomplishing the projects that we've presented, these are just a few of them.

**Councilwoman Ledbetter:** I want to give you a heads up, you come back and searching for more money and you can't find money, I'm going to want to see some copies of some contracts. Because there's been some concerns and I don't think we should move forward without some copies to show some evidence of what we're actually spending the money on.

**Chief Deputy Surveyor Jason Baxter:** Oh, you're more than welcome to...

**Commissioner Phillippe:** (Inaudible) contracts.

**Chief Deputy Surveyor Jason Baxter:** Yeah.

**Councilman Hachmeister:** On the bids, do you send out for bids or you just advertise?

**Chief Deputy Surveyor Jason Baxter:** I just mail out bids. Bid packs. Is that how you would like, you know, if I give you guys a copy, you know, of the bid packs as I send them out? Then when the, then they'll have...

**Councilwoman Ledbetter:** Maybe Krystal can help you come up with the best solution on what we could use to...

**Chief Deputy Surveyor Jason Baxter:** (Inaudible) I'm just looking to know how you all want it. That's however you guys would like to have it, I'll work for it.

**Councilman Richmond:** Personally, I don't think I need to see a bid package. What I think I'd like to see is after you got your contract signed. Because we're not the ones that make the decision on the bidding process. That's me personally. I mean, the others may want to see a bid pack. But, I don't.

**Krystal Powless:** No.

**Councilman Christmas:** I agree with Greg.

**Commissioner Phillippe:** So, to be clear you guys think copies of past work, contracts, would be good information?

**Councilwoman Ledbetter:** Um hum.

**Councilman Richmond:** Um hum.

**Commissioner Phillippe:** Cause we (inaudible)

**Councilwoman Ledbetter:** To show that we actually have some signed contracts that we're going to put that money towards is real important.

**Councilman Reid:** Actual contracts, yeah.

**Commissioner Phillippe:** Well, I don't think we can go into the future and (inaudible) contracts that are upcoming.

**Councilman Reid:** Anything we're going to approve, anything we're going to approve needs a contract.

**Commissioner Phillippe:** Pardon me?

**Councilman Reid:** Anything we're going to approve needs a contract.

**Commissioner Phillippe:** Understood.

**Councilman Reid:** Well, last year he wasn't bringing that in.

**Councilman Richmond:** I got a, I have a question. Do the signed contracts that would be presented to us have to be signed and in place first before the funding is there?

**Krystal Powless:** No.

**Councilman Hachmeister:** Well, your contractor may not want to do that until money is in place.

**Krystal Powless:** Right.

**Commissioner Phillippe:** Exactly. (Inaudible).

**Chief Deputy Surveyor Jason Baxter:** And you mentioned last year, Dad didn't supply you with what?

**Councilman Reid:** Phil didn't have any kind of contracts. He was just coming and asking for the money. We said, where's your contract? They said, well, we don't really have one (1) yet. And it's like, you're not getting anything from us until there's a contract.

**Chief Deputy Surveyor Jason Baxter:** Okay.

**Krystal Powless:** But, I also think, I should keep my mouth shut. You know, it's hard for him to go out and seek contracts if there's not any money to work with and he's not going to know, you know, if he doesn't have something to start with.

**Councilwoman Ledbetter:** Yeah, we need a starting point.

**Krystal Powless:** Yes.

**Councilwoman Ledbetter:** We definitely need a starting point.

**Krystal Powless:** And then, get him to come with the contracts.

**Councilman Metzger:** There ought to be some paperwork, the bid was approved. Where you've approved a bid, there should be some paperwork.

**Councilman Richmond:** Yeah, once the bid's approved there should be.

**Councilman Metzger:** Right.

**Krystal Powless:** Um hum.

**Councilman Richmond:** That's where (inaudible) at.

**Councilman Metzger:** That would be the point to ask for money once the bid's...

**Councilman Richmond:** A contractor's not going to sign a contract if the money's not there, I don't think.

**Commissioner Phillippe:** Guys, we've had thanks but no thanks letters galore on some of these projects. Some guys are just busy right now. Thank goodness the economy's great, so, I don't think we're going to get contracts to hand you and say we need money. I think the best method to handle this right now is provide you with past work so you can see what's been done the last couple years. And you can make an assessment on that.

**Councilman Richmond:** I wouldn't want them to sign a hundred thousand dollar (\$100,000.00) contract and we only give them fifty thousand (\$50,000.00).

**Chief Deputy Surveyor Jason Baxter:** That's, no, that (inaudible) position either.

**Councilman Metzger:** We need to make sure the money was spent on what it was appropriated for too.

**Councilman Richmond:** Yes, yes.

**Councilman Metzger:** I would have a problem appropriating the money and just hoping that it gets spent right.

**Chief Deputy Surveyor Jason Baxter:** Right. I, I, I understand but, yeah.

**Councilman Metzger:** So, we need something, something to go by to show it's going to cost us.

**Chief Deputy Surveyor Jason Baxter:** Yeah. Okay.

**Councilman Richmond:** And also check the law and what it allows you to use from Storm Water too. Cause that has changed. It's evolving.

**Commissioner Phillippe:** Yes, understood.

**Councilman Hachmeister:** The thirty-six dollars (\$36.00) a foot, was that, was that a past cost or did somebody give an estimate?

**Chief Deputy Surveyor Jason Baxter:** No, that was the last Angel Ditch project, last project that we did this last year.

**Councilman Hachmeister:** Of course it will change how much timber's on it, stuff like that and clearing.

**Chief Deputy Surveyor Jason Baxter:** Sure, yeah. I mean that's the thing, with these projects there is never a good linear foot estimate because you have trees. You've got the size of trees. You've got, where's it going? How hard is it to get to the project? You know, how much reconstruction you have to do once you do it. It's a, the numbers are all over the place.

**Commissioner Phillippe:** So, I've got a comment to make on the reference that I gave that will take us a hundred five (105) years at the current funding rate. That was done with the two dollars and thirty-two cents (\$.232) a foot project that was presented to you guys. So, if we go any higher than that, which we will a lot of times, it will take even longer.

**Councilman Metzger:** Job security.

**Commissioner Phillippe:** Thank you, guys.

**Chief Deputy Surveyor Jason Baxter:** Yeah. Yeah, I appreciate the help. Thanks.

**RELOCATION OF COUNCIL ADMINISTRATOR'S OFFICE**

**Councilman Richmond:** Any other business to come before the Council? Do we want to talk anything about your office?

**Krystal Powless:** That's up to you guys. I wanted to invite you down to take a look if you want to come after the meeting and then...

**Councilman Reid:** You have cookies?

**Krystal Powless:** I didn't get any refreshments. Maybe we can talk about your thoughts down there for whoever wants to come down.

**Councilman Richmond:** The office is much more accessible.

**Krystal Powless:** Yes.

**UPCOMING COMMUNITY EVENTS**

**Councilman Richmond:** Okay, if there's no other business.

**Councilman Hachmeister:** The Lion's Club Dinner is this Saturday. Elks Annual Cancer Auction Spaghetti Supper this Saturday. Week from Saturday is the Annual 4-H Pork Chop and Auction. And believe it or not, I've got tickets.

**Krystal Powless:** Imagine that.

**Councilman Hachmeister:** Yeah, imagine that.

**Councilman Richmond:** I'm in the mood for a motion.

**Councilman Reid:** Motion to adjourn.

**Councilman Richmond:** Motion by Rick to adjourn. Any others? Second?

**Councilman Hachmeister:** Yeah.

**Councilman Richmond:** David. All those in favor. All seven (7) of us. Seven, zero (7-0).

ADJOURNMENT: Meeting adjourned at 6:36 PM.

WARRICK COUNTY COUNCIL

DocuSigned by:

*Greg Richmond*

Greg Richmond, President

*Charlie Christmas*

Charles R. Christmas

*Cindy Ledbetter*

Cindy Ledbetter, DocuSigned by:

*RICHARD REID*

Richard Reid

DocuSigned by:

*Brad Overton*

Brad Overton, Vice President

*David Hachmeister*

David Hachmeister

*Ted Metzger*

Ted Metzger

ATTEST: DocuSigned by:

*Debbie Stevens - Auditor Attest*

Deborah K. Stevens, Auditor

Warrick County, IN

Minutes transcribed by Kristine Georges

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

FUND	APPROPRIATION NUMBER	DESCRIPTION	AMOUNT REQUESTED	AMOUNT APPROVED
Park Non Reverting Capital	1178.04501.000.0000	Expense	\$11,113.20	11,113.20
Total Park Non Reverting Capital			\$11,113.20	
Storm Water	1197.11900.000.0000	Office Administrator	\$1,500.00	0
Total Storm Water			\$1,500.00	
Cumulative Drain	1141.31400.000.0000	Contractual Services	\$64,000.00	64,000
Total Cumulative Drain	1141.44300.000.0000	Motorized Equipment	\$11,000.00	0
			\$75,000.00	64,000
Sheriff	1000.31200.000.0005	Legal Services	\$20,000.00	20,000
Total Sheriff			\$20,000.00	

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

Adopted this 5 day of MARCH, 2020.

AYE \_\_\_\_\_  
 NAY \_\_\_\_\_

*Deborah Stevens*  
 Deborah Stevens

*Brad Denton*  
 Brad Denton

*Amy Richmond*  
 Amy Richmond

*David Decker*  
 David Decker

*Dan Pad*  
 Dan Pad

ATTEST: *Deborah Stevens* Deborah Stevens  
Auditor Warrick County