

WARRICK COUNTY COUNCIL MEETING
COMMISSIONERS MEETING ROOM & ZOOM CONFERENCE CALL
107 W. Locust Street
Boonville, Indiana
September 3, 2020
6:00 PM

The Warrick County Council met in regular session in the Warrick County Courthouse, 107 W. Locust Street, Boonville, Indiana. All Council Members were present either in person or by Zoom Conference Call as allowed by Emergency Health Declaration for the State of Indiana due to COVID-19 Pandemic.

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

ROLL CALL

Greg Richmond: Good to see Charlie back.

Charlie Christmas: I'm sorry?

Greg Richmond: I was going to wear my St. Louis Cardinals face mask tonight, but I forgot it in my haste to leave home. My wife got that for me. God's blessed me with fifty (50) years, we celebrate our anniversary. That was my anniversary gift. Okay.

Charlie Christmas: Feel sorry for her.

Greg Richmond: What's that?

Rick Reid: He felt sorry for her.

Charlie Christmas: I feel sorry for her.

Greg Richmond: Her, yeah. Approval of Minutes, August 6th.

Krystal Powless: How about Roll Call?

Greg Richmond: Oh, Roll Call, sorry about that.

Krystal Powless: Charlie Christmas?

Charlie Christmas: Yes.

Krystal Powless: David Hachmeister?

David Hachmeister: Here.

Krystal Powless: Cindy Ledbetter?

Cindy Ledbetter: *(Councilwoman Ledbetter was not present for this meeting).*

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
REGULAR MEETING AUGUST 2, 2020
BUDGET DEPARTMENT HEARINGS JULY 23, 2020

Councilman Richmond: Now, we have August 6th minutes and the Budget Hearings, July 23rd. I've gone through them both and I didn't see any problems. Anybody have anything to add?

Councilman Reid: Gonna do both of them at the same time?

Councilman Richmond: Yes, we can do that, motion to approve both of them.

Councilman Reid: So moved.

Councilman Christmas: So moved.

Councilman Richmond: Charlie Christmas made a motion to approve both August 6th and July 23rd.

Councilman Reid: Second.

Councilman Richmond: Second by Rick Reid. Any discussion? All those in favor? David?

Councilman Hachmeister: Aye.

Councilman Richmond: That's six, zero (6-0). Alright, that's always the easy part.

**ECONOMIC DEVELOPMENT BUSINESS
PHENIX SPECIALTY FILMS – PHASE IN
RESOLUTION 2020-09**

Councilman Richmond: Economic Development, Phenix Specialty Films, designate new ERA Confirming Resolution 2020-09.

Steve Roelle: Good evening. Steve Roelle, Economic Development. Sent out the same summary, so I won't go through the whole thing for everybody. But, this is moving some dirt out there in Greer Township up in Elberfeld out at the Industrial Park. It was one (1) of the things when I first took the job, it was on everyone's list that met with them to get some projects going up there. Excited to say this is the first one (1) in quite a while. North American Lighting was eight (8) years ago. This is a small startup, trying to grab a hold here in Warrick County and grow and expect to grow. Excited about it. It's, they're starting out with ten thousand (10,000) square feet. They're building their facility to easily jump to Phase 2 which would be forty thousand (40,000) square feet. They're investing in some new equipment. They're food packaging manufacturer. They make specialty film that wraps beef jerky or stuff for Prime Foods or Dewig Meats. That packages all that stuff, all that plastic. So, that's the industry they're in. And I'm happy to answer any questions. We had the Preliminary Reading last month and like Greg said, today is the Confirming Resolution.

Councilman Richmond: You all saw the ratings on it. Any questions? I need a motion.

Councilman Reid: I'll make a motion.

Councilman Richmond: Motion by Rick Reid.

Councilman Metzger: I'll second it.

Councilman Richmond: Second by Ted Metzger to approve a Confirming Resolution. Now, do I read this Resolution 2020-09 or is it, okay. Resolution 2020-09 by the Warrick County Council. A Resolution confirming the declaration of an economic revitalization area for real property and personal property tax phase-in. Phenix Properties, LLC, and Phenix Specialty Films, LLC. Been a motion and a second. Any discussion? All those in favor? One (1), two (2), three (3), four (4). David?

Councilman Hachmeister: Aye.

Councilman Richmond: So, five (5) ayes. And opposed? One (1) is Brad. (Motion carried 5-1 with Brad Overton opposing). Thank you.

Steve Roelle: Okay, thank you.

(Ordinance 2020-09 is located on Page 13 of these Official Minutes)

**COMMISSIONER BUSINESS
WORKMEN'S COMP**

Councilman Richmond: Okay, Commissioner Business, they have a request for Additional Appropriation for Workman's Comp, sixteen thousand seven hundred fifty-eight dollars (\$16,758.00). In our new budget, we had to increase that because it seems like it's going up. We had, Heather?

Heather Soberg: You want any input on that? You understand the, that method behind that because audit did increase our premiums this year and there were, sorry, Heather Soberg, Commissioners' Office.

Councilman Richmond: Thank you.

Heather Soberg: It's not enough budgeted for the rest of this year. So, that amount should take us through the rest of the year. There were some credits in some departments but others had increases based on that audit. The audit isn't done until the beginning of the year that we're already in. So, (inaudible).

Councilman Richmond: Any questions? Is there a motion? We have to pay Workman's Comp.

Councilman Overton: Motion to approve.

Councilman Reid: Second.

Councilman Richmond: Motion to approve by Brad second by Dick Reid. Any discussion? All those in favor?

Councilman Hachmeister: Aye.

Councilman Richmond: David, aye? Are you...?

Councilman Hachmeister: Yes.

Councilman Richmond: You said, yes, right?

Krystal Powless: Yes.

Councilman Overton: Correct.

Councilman Richmond: That's six, zero (6-0) on that one (1). Thank you.

Heather Soberg: Thank you.

RAINY DAY SALARY ORDINANCE

Councilman Richmond: Then we have a Salary Ordinance, Rainy Day, for Part-Time, the transfer from Expense, six thousand (\$6,000.00). Transfer to, Part-Time, six thousand (\$6,000.00). Ten-ninety-five (\$10.95) an hour.

Krystal Powless: This was part of the three hundred thousand dollar (\$300,000.00) list that you guys saw that night. That includes paying Part-Time for people for clean-up for COVID. But, when we put that into Rainy Day, I didn't realize that, you know, you can't pay a salary out of an expense line item. So, you need to transfer that portion to a salary line item to pay that.

Councilman Richmond: Any questions? Do I have a motion?

Councilman Overton: Motion to approve.

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

Councilman Reid: Second.

Councilman Richmond: Second by Rick. Discussion? All those in favor? That's five (5) of us here. David?

Councilman Hachmeister: Aye.

Councilman Richmond: That's all six (6) of us. Thank you. Six, zero (6-0).

CIRCUIT COURT BUSINESS LAW BOOKS

Councilman Richmond: Under Circuit Court Business, Additional Appropriation, Law Books, seven thousand dollars (\$7,000.00).

Judge Greg Granger: Good evening. Judge Granger, Circuit Court Judge. And just a little bit of a misnomer, this includes online services. So, it's not in addition to the books. It's the supplements and the online Westlaw service. And the additional is due to each month, well, each year since '18, it's increased each month. And the budget's been the same every year since '18. So, this would take it through, I think, the end of the year.

Councilman Richmond: Any questions? Do I have a motion?

Councilman Metzger: Motion.

Councilman Reid: Second.

Councilman Richmond: Motion by Ted. Second by Rick. Any discussion? All those in favor? That's all five (5) of us here. And David?

Councilman Hachmeister: Aye.

Councilman Richmond: You said, aye?

Cliff Whitehead: He did.

Councilman Richmond: Okay, so six, zero (6-0). Thank you.

Judge Greg Granger: Thank you. Now that you've voted, Greg, can I turn my mask around?

Councilman Richmond: You have the Cubs. I know.

Councilman Overton: That's nice.

Councilman Richmond: Well, let's see, tomorrow, Saturday, Sunday, and Monday. We'll see.

**PARKS AND RECREATION BUSINESS
EQUIPMENT – WATER**

Councilman Richmond: Parks and Recreation Business, they have an Additional Appropriation for Equipment, four thousand two hundred twenty-three dollars and ten cents (\$4,223.10), and for Water, eight thousand dollars (\$8,000.00).

Ben Labhart: Ben Labhart, Parks Department. So, the, the Equipment one (1) is a pump for our main lift station in the campground. We had to replace one (1) of them a couple weeks ago and this is to replace the one (1) so we have a spare. So, if we ever have any problems on weekends, we don't have to shut down all the camping. And that cost is the cost of one (1) three (3) horsepower pump for the main lift station and it has two (2) in it.

Councilman Overton: So, is it just wearing out, Ben? Or is it...?

Ben Labhart: Yeah.

Councilman Overton: It's not somebody that's got stuff in it.

Ben Labhart: No, typically, we've got to replace one (1) a year. We have four (4) lift, we have four (4) of them at Scales and we've got one (1) at Vann Road Park and there's two (2) in each one (1). So, we take care of twelve (12) of them. In a good year, we only have to replace one (1) a year. Which is a good year.

Councilman Overton: Usually there's not one (1) a year (inaudible) come up.

Ben Labhart: Yeah. But, we've also been in a situation where if we don't have a spare and it's on a weekend, you can't get one (1) and it's a bad deal.

Councilman Richmond: Any more questions for Ben?

Councilman Overton: Motion to approve the Equipment line item of forty-two-thirty-three-ten (\$4,223.10).

Councilman Reid: Second.

Councilman Richmond: Okay, that's just the Equipment line item only?

Councilman Overton: Oh, I'll approve both of them if that's alright.

Councilman Richmond: Okay, yeah, both of them. Okay.

Councilman Reid: Second.

Councilman Richmond: And you seconded, Rick? Is that right?

Councilman Reid: Yeah.

Councilman Richmond: Okay, motion by Brad and second by Rick. All those in favor? That's all five (5) of us here. David?

Councilman Hachmeister: Aye.

Councilman Richmond: So, it's six, zero (6-0). Thank you.

PARK DONATION EXPENSE

Ben Labhart: I've got one (1) more, I think.

Councilman Richmond: Okay, yes, you do. Park Donation Expense, four hundred dollars (\$400.00).

Ben Labhart: This is just for, it's to be able to use money out of our donation account. We had a weed-eater that we needed to replace and that's what that's for.

Councilman Overton: Motion to approve.

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

Councilman Metzger: I'll second it.

Councilman Richmond: Second by Ted to approve.

Councilman Reid: Do you have an expense for that? Do you have a receipt for that?

Ben Labhart: Yeah, I can get you one. Yeah, we've had it for, we bought it about two (2) months ago and Bruce let us buy it. Yeah, I've got a receipt for it.

Councilman Reid: Good.

Councilman Richmond: And that's to approve the four hundred dollar (\$400.00) expense, additional appropriation. All those in favor? That's five (5) of us here. David?

Ben Labhart: Thank you.

Councilman Richmond: Six, zero (6-0). Thank you.

(September Appropriations are located on Page 14 of these Official Minutes)

**RECORDER BUSINESS
RECORDER'S PERPETUATION
ORDINANCE 2020-01**

Councilman Richmond: Recorder Business, you had the Recorder's Perpetuation Sworn Statement. I guess we would accept that.

Councilman Overton: Motion to approve.

Krystal Powless: It's a, it's an actual Ordinance.

Councilman Richmond: Yeah, I've got to find it here. Warrick County Council Ordinance number 2020....?

Kristine Georges: '01.

Councilman Richmond: '01. An Ordinance of the County Council of Warrick County, Indiana, approving the County Recorder's Office expenses for 2021 Fiscal Year. I don't have to read the whole thing, do I?

Cliff Whitehead: No.

Councilman Overton: I'll still make a motion to approve.

Councilman Reid: Second.

Councilman Richmond: Motion by Brad and second by Rick to approve the Recorder's Perpetuation Statement, the Ordinance. Any discussion? All those in favor? That's all five (5) of us here. David?

Councilman Hachmeister: Aye.

Councilman Richmond: Six, zero (6-0).

(Ordinance 2020-01 is located on Pages 14 through 17 of these Official Minutes)

**ELECTION BUSINESS
CLERK'S BUDGET DISCUSSION**

Councilman Richmond: Next up is Election Business. And discussions is about all we can do right now. Saw you on t.v. a while ago.

Clerk Perry: Don't you hate seeing yourself on t.v.?

Councilman Richmond: Identify yourself.

Clerk Perry: I'm sorry. Patty Perry, Warrick County Clerk. Any objections if I take my mask off?

Councilman Richmond: No.

Clerk Perry: Thank you. Can't breathe.

Councilman Richmond: I know. I can hear you better, too.

Clerk Perry: Thank you.

Councilman Reid: It is hard to hear.

Clerk Perry: I had actually provided Additional Appropriation requests, a form. I believe Krystal provided it to each of you for Fund 1215, which is Election, the additional monies that we're asking for. Let's see here...

Councilman Richmond: Do I need to sign that?

Krystal Powless: (Inaudible).

Councilman Richmond: Do I need to sign that one (1)?

Krystal Powless: (Inaudible).

Councilman Richmond: Okay. I just want to make sure I don't forget it. I think that's all of us here. (Inaudible). Total request I have here is forty-eight thousand eight hundred sixteen (\$48,816.00).

Clerk Perry: Mr. Richmond, after redoing, I'm sorry to interrupt.

Councilman Richmond: Forty-eight thousand eight hundred sixteen dollars and eighty cents (\$48,816.80).

Clerk Perry: After redoing our numbers though, after I looked at it again, we're requesting forty-seven thousand two hundred eighteen-eighty-nine (\$47,218.89). This total amount does not, it's not strictly (inaudible) or our early satellite voting. It's also for expenses that we've incurred in the Election Office due to the COVID that has hit our community. The, we're only asking for fifteen thousand three hundred and twenty-nine dollars and eighty-four cents (\$15,329.84) for early satellite voting.

Councilman Metzger: Could I have that again?

Clerk Perry: I'm sorry. Fifteen thousand three hundred and twenty-nine dollars and eighty-four cents (\$15,329.84).

Councilman Metzger: Thank you.

Clerk Perry: I'm sure, as you can imagine, our absentee ballot applications are exploding. We're currently at two thousand five hundred (2,500) that we've received, people requesting absentee ballots. What that entails, after they send the application in, then we in turn have to mail out a ballot to them which is the reason for the increase in Postage.

Councilman Richmond: Is that increase in Postage in this fifteen thousand three-hundred-and-twenty-nine-eighty-four (\$15,329.84)?

Clerk Perry: No, it's not.

Councilman Richmond: What's the Postage line item?

Clerk Perry: The Postage was six thousand (\$6,000.00).

Councilman Richmond: Cause, I don't have a breakdown.

Clerk Perry: I'd like to add that the Postage that we used in the Primary was three thousand two hundred and eighty-eight dollars and forty-five cents (\$3,288.45). So, we're asking for a total in Postage of nine thousand two hundred and eighty-eight-dollar and forty-five cents (\$9,288.45). And I am...

Councilman Richmond: That's above what we budgeted? That nine-two-eight-eighty-four-five (\$9,288.45)?

Clerk Perry: It is, yes, Sir.

Councilman Richmond: So, that's about twenty-five (\$25,000.00), twenty-six (\$26,000.00), in between there, thousand. Where's the rest of it? I'm not adding total, I just kind of estimated.

Clerk Perry: The...?

Councilman Richmond: If you take the fifteen-three-hundred-and-twenty-nine-eighty-four (\$15,329.84) and Postage of nine thousand two hundred eighty-eighty-four-five (\$9,288.45) that's between twenty-five (\$25,000.00) and twenty-six thousand (\$26,000.00) or twenty-four (\$24,000.00) and twenty-five thousand (\$25,000.00).

Clerk Perry: Did, I don't, I'm sorry, I didn't understand.

Councilman Richmond: That's between twenty-four (\$24,000.00) and twenty-five thousand (\$25,000.00).

Clerk Perry: In Postage?

Krystal Powless: I sent that email to you.

Councilman Richmond: I didn't get this email, no. Sorry. Okay, there's the Postage. So, you're in the hole from the Primary three-two-eight-eighty-four-five (\$3,288.45)?

Clerk Perry: That's correct.

Councilman Richmond: Advertising is fifteen-fourteen-sixty-four (\$1,514.64). And the Absentee Voter Boards and Canvassing Board members, thirty-five-nine-sixteen (\$3,509.16). That's a lot. Did we use up all of our funds in the spring?

Clerk Perry: We used up all but, well, it's, I'm sorry, I have it wrote down.

Councilman Richmond: Since I'm just now getting the numbers here, I don't have it all added together. I mean, some of these, I'm wondering if you had anything left in your budget to arrive at that, you needing fifteen-three-hundred-and-twenty-nine-eighty-four (\$15,329.84) for early satellite voting. But, the total that you need is forty-seven-two-hundred-and-twenty-nine (\$47,218.89). And what we would need to do is decide how much that you have left in the Election Funds that you can do an additional appropriation, or, which won't cover it all I've been told, and then we can look at our Rainy Day Fund since this is kind of an emergency situation. We've not had this many requests for absentee ballots in the past. See if we can supply that. The only place I can see us getting it from.

Clerk Perry: And I apologize, Debbie, can I ask which one (1), since they said, Tammy said her computer crashed when I got my budgetary. I wanted to get the exact amount.

Auditor Stevens: You're asking me...?

Clerk Perry: What's left in my Absentee Fund for my Absentee Board?

Auditor Stevens: Okay. Do you know which one (1) is your Absentee Board?

Auditor Stevens: Okay, well, overall, let's just take a look here. You've got unexpended in 1190.

Clerk Perry: But, I don't know which one (1), I know that we, we did three (3) additional claims...

Auditor Stevens: Do you have your budgetary status report?

Clerk Perry: No, I didn't bring that.

Auditor Stevens: Oh, okay.

Clerk Perry: I was trying to figure this one (1), which one (1) is the Absentee and the Canvas Board.

Auditor Stevens: Okay, the Budgetary Status Report would break it all out for you and have all the descriptions on each one (1) of the lines. Here, you've only expended fifty...fifty percent (50%) here.

Clerk Perry: Yeah.

Auditor Stevens: And you've got a hundred percent (100%) on this line. You didn't expend anything here. It's kind of hard for me to help you out without the description of your expense lines.

Clerk Perry: Sure. Sure.

Steve Roelle: What's your fund number?

Auditor Stevens: Oh, yeah.

Clerk Perry: My fund is 1215.

Councilman Richmond: Salary for Election (inaudible).

Krystal Powless: (Inaudible).

(Several speaking at once).

Steve Roelle: Alright, one (1) second. Okay, (inaudible) looking for?

Clerk Perry: The Absentee Board.

Steve Roelle: You know the number it starts with?

Clerk Perry: It would start with a one (1).

Steve Roelle: Okay, Absentee Voter's Board.

Clerk Perry: That's correct.

Steve Roelle: It's 11191. And this is a June/July report. That's the only place I have reference. And you need to look on that one (1). 11191.

Clerk Perry: Okay, I have one thousand eight hundred and thirty-three dollars and four cents (\$1,833.04) remaining.

Councilman Richmond: And that's in the Absentee?

Clerk Perry: Absentee Voter Board.

Councilman Richmond: Voter Board. That's a salaried item?

Clerk Perry: No. Those, the Absentee Voter Board are Part-Time.

Councilman Richmond: Yeah, that'd be, Part-Time, that's what I meant. It's, cause I don't think we're supposed to pay salaries out of Rainy Day.

Krystal Powless: You can. You can, but I suggest you try to keep this clean. Since she can afford some appropriation from Election, maybe you appropriate in a salaried or line items out of Election and then look at any additional expenditures like the satellite voting from Rainy Day. Does that make sense?

Councilman Richmond: Did you understand that?

Clerk Perry: No. Other than the fact that we can't pay salary out of Rainy Day Fund.

Krystal Powless: No, you can, I'm...

Councilman Richmond: It's easier for bookkeeping...

Krystal Powless: To keep it cleaner, to appropriate in the line items that already exist in Election up to what she can afford. So, my suggestion was, if you're going to ask me to appropriate, ask me to appropriate any salaried extra amount in Election, but if you want to approve the Postage and satellite voting, approve that out of Rainy Day for me to advertise. All this has to be (inaudible) next month.

Councilman Overton: Basically, drain all your funds for salaries and then whatever we need to know what the remaining amounts left over for those other miscellaneous items and if there's still any salaries left. Is that right?

Krystal Powless: Correct.

Councilman Richmond: And all this has to be in and advertised by...?

Krystal Powless: I need, I need to advertise, I need to send it to the paper next Thursday. I need it by next Wednesday.

Clerk Perry: And we need to, I'm sorry, Krystal.

Krystal Powless: I need it by next Wednesday.

Clerk Perry: By next Wednesday? We need to, early voting begins on October 6th. Now, I'd like to add also, if I can, that all of these monies are not for the early satellite voting. These are monies that we're requesting that we have gone over our budget, what we were budgeted. And our budget was cut from last year. We have currently a grant that we're waiting to hear back on in the amount of twenty-three thousand (\$23,000.00) through the Secretary of State and we hope to hear something back on that next week. And I just applied for another grant. I can't give you an exact figure on what that grant is. However, they're offering two hundred fifty thousand dollars (\$250,000.00) to local Election Officials. After reading on that grant, they said the minimum you could receive is five thousand dollars (\$5,000.00). And I can apply for that September 8th. I've already filled out the application. We're also going to receive another grant or a grant request from the Secretary of State for the General Election wherein we will request the monies that we're, that I'm requesting from you that take us over and above due to COVID.

Councilman Overton: So, it's possible that we get a lot of this money back, is what you're saying?

Clerk Perry: Yes, Sir.

Councilman Overton: So, I guess we just really need those final figures and to get those to Krystal by next Wednesday. Is that right?

Krystal Powless: And then I need to know, do you want me to advertise this out of Rainy Day? Is that, I mean I don't know what other options you have?

Councilman Richmond: We need to have it divided. So, maybe if you talk to her and get it squared away what we need to do.

Krystal Powless: Okay.

Councilman Richmond: October 1st is our meeting in, our regular meeting in October. So, it will be before the 6th. And if you have some claims that come in, claims don't get paid right away. I mean salaries I guess should. But, you won't have anybody working 'til after the 1st. So, we'll have approval of something by then. I think we all want to see satellite voting. I can't speak for everybody, but I think that's the kind of feeling. And it was passed today at your Election Board meeting which was something they were waiting on. So, basically, our consensus to her is to get with you, divvy out what's to go where and get the advertisement in on time.

Krystal Powless: Correct.

Clerk Perry: Okay.

Councilman Richmond: And we'll work things out step by step.

Clerk Perry: It's going to be a busy year.

Councilman Richmond: Step by step, inch by inch, it's a cinch.

Clerk Perry: So, I will know something then, Mr. Richmond, by the 1st?

Councilman Richmond: Yes, we'll vote on it the 1st, whatever you submit.

Clerk Perry: Wonderful. Thank you very much.

COUNCIL BUSINESS
NEWBURGH/CHANDLER LIBRARY APPOINTMENT

Councilman Richmond: Okay, we have a Rainy Day Resolution. You don't have that in front of you?

Kristine Georges: That would be '10.

Krystal Powless: I think you skipped the...

Councilman Richmond: It will be '10?

Kristine Georges: Yes, Sir.

Councilman Richmond: Thank you.

Krystal Powless: But, you also skipped 8A.

Councilman Reid: 8A.

Krystal Powless: You skipped 8A.

Councilman Richmond: 8A?

Councilman Reid: Council Business.

Councilman Richmond: Oh, Newburgh/Chandler Library. Yeah. Thank you. I wrote in the wrong place. You all got the letter from the Newburgh/Chandler Library about Kathy Rowe. Has resigned as a library board member. And the Board has a vacancy. Alysia Rhinefort has expressed an interest in fulfilling the remainder of her term. She's the director of 4C's and is a resident and active community member. And we are able to choose any placement we want for the Board, but this is who they are recommending. And December is the end of Blake Larson's term and he's decided to make this his last one (1) on the Board. So, we need to be thinking of somebody to replace him with.

Councilman Overton: Well, unless somebody's got another person to put up there, I'll make a motion to approve.

Councilman Richmond: Motion by Brad to approve Alysia Rhinefort.

Councilman Christmas: Second.

Councilman Richmond: Second by Charlie. Let me write this down. Okay, we have a motion by Brad. Second by Charlie to put Alysia Rhinefort in to replace Kathy Rowe. Any discussion? All those in favor? That's all five (5) of us here. David?

Councilman Hachmeister: Aye.

Councilman Richmond: Six, zero (6-0).

RAINY DAY RESOLUTION RESOLUTION 2020-10

Councilman Richmond: Now, the Rainy Day Resolution. Warrick County Council Resolution 2020-10, Appropriation Resolution of the County Council of Warrick County, Indiana, ratifying the appropriation from the Rainy Day Fund. That's all I need to read?

Cliff Whitehead: Yes.

Councilman Richmond: Is there a motion on this?

Councilman Overton: Motion to approve this Resolution.

Councilman Richmond: COVID expenses. Motion by Brad. Is there a second?

Councilman Christmas: I'll second.

Councilman Richmond: Charlie. Any discussion? All those in favor? David?

Councilman Hachmeister: Aye.

Councilman Richmond: That's six, zero (6-0). Thank you.

(Resolution 2020-10 is located on Pages 17 through 18 of these Official Minutes)

OTHER BUSINESS PUBLIC DEFENDER BOARD

Councilman Richmond: Okay, Other Business. The twenty-seven (27) pay period consideration.

Krystal Powless: What? Oh, nevermind. I thought that was for the Budget Hearing, but I guess it can be done (inaudible).

Councilman Richmond: Yeah, that's true. We can wait for the Budget Hearing. I think that's all I have.

Krystal Powless: The sign in sheet.

Councilman Richmond: The sign in sheet, thank you. Let's see. Joe Schitter and Chad Groves and the Public Defender Board.

David Kelley: Good evening. My name is David Kelley. I'm the Chairman of the Warrick County Public Defender Commission, or Public Defender Board. I'm sorry. And with me tonight are other board members, Joe Schitter and Chad Groves. We asked to appear here tonight in an informal capacity to give you some idea of what's going to happen maybe in October with respect to this commission. By way of a bit of background, I think everyone knows that the Courts have an obligation to appoint a Public Defender for anyone charged with a crime for which they could go to jail. In recent years, the Public Defender costs have blossomed here in Warrick County. Typically, there's a budgeted amount for each one (1) of the Courts. We have three (3) Courts here in the County. Each Court has so much budgeted to pay regular Public Defenders. We have eight (8), I believe it is, regular Public Defenders. Each of which gets paid so much a month. The Courts appoint Public Defenders then out of that list on a rotating basis. However, in recent years, that has not been enough to provide for the Public Defender Services in light of some complicated trials that we've had. Is it alright to approach the Council with a handout? Any objection?

Krystal Powless: I'll do it.

David Kelley: What Krystal has passed out for me is just a real simple sheet to explain what Public Defender costs have been in the last couple of years. As you can see under the budgeted 2018 column, each one (1) of the Courts got ninety-five thousand dollars (\$95,000.00). Same thing under the budgeted 2019 column. Then the third and fourth columns are Public Defender costs that were paid out by the County in addition to the ninety-five thousand dollars (\$95,000.00). For example, Circuit Court in 2018 asked for an additional ninety-three thousand one-hundred-fifty-one (\$93,151.00) in 2018, and in 2019, sixty-one thousand three-hundred-seventy-seven (\$61,377.00). Superior Court has two (2) additions of thirty-seven-thirty-five (\$3,735.00) and thirteen-eight-fifteen (\$13,815.00). Superior 1, I only got a total figure for the two (2) years for them, but they had to ask additionally for two hundred fourteen thousand (\$214,000.00). Down at the bottom, I just totaled those up for you to see. So, the County has spent in 2018 and 2019 in addition to the budgeted items and the total unbudgeted items or extras if you will, six hundred and seventy-one thousand dollars (\$671,000.00) for Public Defender costs. Now, the reason for the creation of the Warrick County Public Defender Board is that there's a State program that allows for reimbursement for some of that money. Here before, the County didn't have a Public Defender Board so you couldn't get any of it back. You had to pay it all out of your own pocket so to speak. But, the Federal Government has a program where they reimburse the State for Public Defender costs and then some of that money trickles down to the Counties. There's an accounting procedure in there that has to do with the case load of the number of cases that each Public Defender has and I don't know if you're all familiar with the term of evidence based practices. That seems to be the buzzword these days. And so there has to be a local board to administer, for lack of a better term, the money that's gonna hopefully additionally come from the State. In order to do that, there has to be a new agency created here in Warrick County called the Public Defender's, what is it, Public Defender, I forget what the formal name of it is quite honestly. But, it has employees. It has a Chief Public Defender. Another full time Public Defender. Has contract Public Defenders and some clerical staff to go along with it. The bottom line here is, all of the costs of the office that we've created of the Chief Public Defender and all these additional costs are reimbursed forty percent (40%) from the State of Indiana so that you don't have to take the whole hit yourself. Krystal, here's another handout. (Inaudible). I appreciate it. This will give you a raw, raw idea of a proposed budget for a new Public Defender Office. And by the way, the three (3) fellows here, myself and Joe and Chad, we don't get paid. We're not, this is not a money making thing for us at all. We don't get paid. It's strictly voluntary time. But, we have to have a board to oversee the office of the Chief Public Defender. This proposed budget gives you a rough idea of what it's going to cost to maintain this office. We have a full time Chief Public Defender, a full time Public Defender. Which, these are attorneys. Then there's one (1) Public Defender that does civil work for which there is no reimbursement. So, just ignore that one (1) for the moment. Then there are five (5) other contract Public Defenders, two (2) clericals. We've got in there budgeted for expert services, appeal costs, office supplies, rent, and so forth. That number comes down to six hundred and ninety thousand (\$690,000.00), seven hundred thousand dollars (\$700,000.00) for lack of a better term, that it's going to cost on an annual basis to keep this office open. No longer will the Judges have to worry about Public Defenders and appointing them and so forth. It will all be done out of the Public Defender's Office. All the Judge has to say is, you're appointing a Public Defender. Go down to their office and check in. Over on the right hand side, you can see the reimbursement there. I've taken, I took the forty thousand (\$40,000.00) out of the six hundred and ninety thousand (\$690,000.00) because there's that one (1) Public Defender that's not reimbursable. But, if you deduct the forty percent (40%) that the State's going to reimburse us, that would leave about three hundred ninety thousand (\$390,000.00) that it would cost to maintain a Public Defender's Office. That's the amount that would come out of taxpayers' money to maintain the office. You're already budgeting two hundred eighty-five thousand (\$285,000.00) for the three (3) courts. Just subtract those two (2) numbers, new cost to the County's, the way I put it, of approximately a hundred and five thousand dollars (\$105,000.00) is what you would actually be investing in this new Public Defender's Office. Someone referred to it as an insurance policy against these exorbitant costs. For example, I came up with six hundred and seventy-one thousand (\$671,000.00). I'm sorry, three hundred eighty-six thousand dollars (\$386,000.00) for other costs in 2018 and '19. You would get back forty percent (40%) of that if you would have had this Public Defender's Board in existence at that time. So, it's not going to be without impact. But, it certainly isn't as bad as the number sounds in terms of what it's going to cost the County. And again, maybe next year there may not be any big cases. But, from what the Judges tell me, there's some lurking in the bushes that could cost quite a bit more money than we've spent already on these. And if it were discretionary thing, where you could say, no, we're not going to give you a Public Defender in this case, that'd be different. But, we really don't have any choice if they qualify. Now, also, again the Public Defender Office does have a way of generating some money. The Judges are going to work on a plan to deal with cash bonds. People that come in and post cash bonds to get out of jail, first off, do they even qualify for a Public Defender if they put up a cash bond? And if they do qualify, working through a way to attach that cash bond to help fund the program. That's, you know, that's not something that you can depend on, on a regular basis. So, that's in a nutshell why we're here tonight is simply to give you an overview of what's coming. Because we'll be back at some point with a definitive quest to create these new positions and to fund it as quickly as possible. So, anyone have any questions? Or does anybody else have anything else I missed? Chad? Joe?

Joe Schitter: Just that a lot of this is a result of things that have occurred. Due to the Supreme Court Criminal Rule 26, it now mandates lawyers be at pre-trial hearings. It mandates that they be present at bond hearings. So, what we're going to see is an increase workload on the Public Defenders that we currently have on a contractual basis. The other thing I think to point out is that, you know, a lot of this when we look at the excess money that's being spent by the County Council and having to be appropriated, as David said, it's kind of an insurance policy that this will standardize a little better the budgeting of, of this department itself. Where you're not going to have those fluctuations like you had. I mean, just as an example, in the last three (3) years, it was, what, on an average of a hundred and five thousand four hundred and fifty-two dollars (\$105,452), extra dollars that the Council had to appropriate to Public Defenders, to defend on murder trials. So, things like that, big murder trials come up, we can then get reimbursed by the State. Right now there are sixty-four (64) counties within Indiana that actually qualify for reimbursement. There's another six (6) that are working on, I think they have to, correct me if I'm wrong, I think they have their plan approved, but they have not put it into effect the things that they need to do to abide by the guidelines of the State for a Public Defender's Office. So, they're not currently getting reimbursed. So, really that leaves about twenty (20) of us that are not getting reimbursed. Posey County and Dubois County I think are the two (2) closest to us that are the only two (2) other counties that are not being reimbursed by the State at the time. And when we look through it and look to the future, yes, there will be some initial costs in creating this department. But, I think there'll actually be savings over, over the period of the next five (5) to ten (10) years in that. So, this was a commission that was started because of the request of the Judges to the County Commissioners. We had just never had a Public Defender Board. So, the steps are, I've got, joining the Public Defender Board, Krystal, I hate to make you get up again.

Krystal Powless: It's alright. I need the exercise.

Joe Schitter: But, if you take a look at this, this kind of shows you how this all started and where it went, contacting the commission staff has been done. Commission performs caseload financial analysis. They performed an analysis on ours. We do not qualify under our current standard as David said. County Commissioners established the Public Defender Board. The Public Defender Board has developed a comprehensive plan. The next would be commission approval by the Public, Indiana Public Defender Commission, which we could have approval this year. There is some money yet available this year for reimbursement. And we do currently have, I believe, Judge, two (2) murder trials scheduled for this year. Is that right?

Judge Greg Granger: At least one (1).

Joe Schitter: At least one (1) scheduled for December. So, there is the potential that if we could get this done within this last quarter, we could potentially see some reimbursement from the State. Also, the actual Public Defender that would be hired, the actual full time Public Defender, his salary is also reimbursable forty percent (40%). Forty percent (40%) on any felony cases and fifty percent (50%) on any capital cases. And there's actually legislation for 2021 that they're trying to get misdemeanors added in also. So, there may be an additional, additional reimbursement that the County can get. And what we've been doing is trying to work on putting numbers together so we can give you a really good idea. And we've really looked hard at doing what we can do to meet the standards with the least amount of impact to the tax payers in Warrick County.

David Kelley: Anybody have any questions about (inaudible)? Like I said, it's creating a whole new board agency, whatever you want to call it, here in Warrick County. I think Greg can probably remember the John Stevenson triple murder trial. That was close to a million bucks (\$1,000,000.00). (Inaudible).

Councilman Richmond: That helped cause our financial crisis the following year.

David Kelley: And so, you know, this would help ease the burden. Unfortunately, and unfortunately you can't predict when somebody's going to do that. Nobody had even heard of John Stevenson 'til he murdered three (3) people. Taxpayers paid out a million dollars (\$1,000,000.00). Anybody have any questions about the procedure or what we're trying to do here (inaudible)? Like I said, we plan on being back just as quick as we can put it into a formal form for the additional appropriations. (Inaudible) Krystal, you said the Board had to approve new positions?

Krystal Powless: Yes, I may have lots of questions. I already have Cliff looking into it and we're going to get together and possibly, then I'll talk to you guys as far as setting it up. Cause obviously, we have to set up a whole new fund possibly.

David Kelley: Right.

Krystal Powless: I've already advertised the budget for next year. So, how does that come into play? I have lots of questions. So.

Cliff Whitehead: David, if you want to email Krystal and me, that'd be really helpful.

Councilman Overton: And I think the idea behind this is really solid. I would just say the timing probably not the best.

Joe Schitter: Really bad, we understand.

Councilman Overton: Of course, you guys are not stupid. You know that as well.

Councilman Richmond: Things like office supplies, does that come under the forty percent (40%)?

David Kelley: Yes, my understanding...

Joe Schitter: My understanding is yes.

David Kelley: Is everything in the budget will come under forty percent (40%), except that one (1) officer because it's not criminal.

Joe Schitter: Civil.

David Kelley: But, we have to have that one (1) person for Juvenile Delinquents, CHINS cases, children need of services, those kind of things where people are entitled to a Public Defender. But, because that's considered civil instead of criminal, they don't reimburse that. And those numbers for salaries, as I've included there in the (inaudible), that includes all the fringes, the taxes and the insurance and all that stuff. Cause we've got those numbers instead of (inaudible).

Cliff Whitehead: And just so I understand, and we can talk about this more, so when you say the contract Public Defender or is it employee?

David Kelley: Contract. (Inaudible).

Cliff Whitehead: So, why are we paying FICA on a contract?

Joe Schitter: Oh, no. The Public Defender, the Chief Public Defender would be a full, would be an actual employee.

Cliff Whitehead: Okay.

Joe Schitter: And he would be the...

David Kelley: One (1) full time Chief. One (1) full time Deputy Defender. Two (2) Clerical. Those would be the only actual employees.

Joe Schitter: Yes.

Cliff Whitehead: Got it. Okay.

Joe Schitter: There's actually one (1) Public Defender that actually, contract Public Defender that went off, so, that has not been filled yet. So, that money is still available, budgeted from this year. If that helps at all.

Councilman Overton: (Inaudible).

David Kelley: Thank you for your time.

Joe Schitter: Thank you.

David Kelley: Well, be back.

Chad Groves: Thank you, Gentlemen, Ladies.

Councilman Richmond: And I think perhaps John Lashley about, talk about the Warrick County worker raises, should we hold that to the discussion?

Krystal Powless: Yes, he said he would hold it 'til this was done.

Councilman Richmond: Don't let me forget. Anything else to come before us tonight before we go into our Budget Session? Charlie?

Councilman Christmas: Last, last meeting, I was one (1) of the negative votes for pay raises. And that gives me the privilege of bringing it back up tonight for discussion or vote.

Councilman Richmond: Okay.

Councilman Christmas: Personally, I think we should give all the employees a raise and go from there and we'll negotiate how much. So, I don't want us to walk out of here without giving them a raise.

Councilman Richmond: Okay, let's close this meeting and open the next one (1). Is that how we do it?

Krystal Powless: Yep.

Councilman Richmond: Need a motion to adjourn this meeting.

Councilman Reid: Motion to adjourn.

Councilman Richmond: Rick, adjourn. Is there a second?

Councilman Overton: Second.

Councilman Richmond: Second by Brad. All those in favor? That's all five (5) of us here. David? Yes?

Councilman Hachmeister: Aye.

Councilman Richmond: Okay, this meeting is closed. (Motion carried 6-0).

ADJOURNMENT: Meeting adjourned at 6:54 PM.

WARRICK COUNTY COUNCIL

Greg Richmond
Greg Richmond, President

Brad Overton
Brad Overton, Vice President

Charles R. Christmas

David Hachmeister

Cindy Ledbetter
Cindy Ledbetter

Ted Metzger
Ted Metzger

Richard Reid
Richard Reid

ATTEST:

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

Joe Schitter: Yes.

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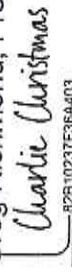
Councilman Hachmeister: Aye.

Councilman Richmond: Okay, this meeting is closed. (Motion carried 6-0).

ADJOURNMENT: Meeting adjourned at 6:54 PM.

WARRICK COUNTY COUNCIL


Greg Richmond, President


Charlie Christmas
P251023Z20EA403

Charles R. Christmas


Cindy Ledbetter


Richard Reid

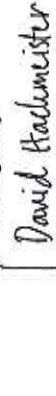
Richard Reid

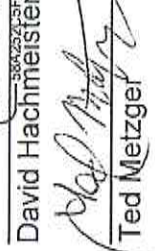
ATTEST:


Deborah K. Stevens, Auditor

Warrick County, IN


Brad Overton, Vice President


David Hachmeister
P251023Z20EA403


Ted Metzger

Duplicate pays due to
COVID-19 and accomodating
electronic isomaterials.
H Stevens

WARRICK COUNTY COUNCIL

RESOLUTION NO. 2020 - 09

A RESOLUTION CONFIRMING THE DECLARATION OF AN ECONOMIC REVITALIZATION AREA FOR REAL PROPERTY AND PERSONAL PROPERTY TAX PHASE-IN

(Phenix Properties, LLC and Phenix Specialty Films, LLC)

WHEREAS, Phenix Properties, LLC (the "Applicant") and Phenix Specialty Films, LLC ("Personal Property Applicant") have made application for Economic Revitalization Area designation pursuant to IC 6-1.1-12.1 et seq. and for Tax Phase-In for real and personal property located in Warrick County, Indiana and described as:

Lot 11 of North Warrick Industrial Park Section 3, Elberfeld, Indiana 47613 and as more particularly described in Exhibit A attached hereto (the "Property").

WHEREAS, on the 6th day of August, 2020, under provision of Preliminary Resolution No. 2020-08 (the "Preliminary Resolution"), the Warrick County Council ("County Council") found the Property to meet the requirements of an Economic Revitalization Area, pursuant to IC 6-1.1-12.1 et seq., and declared the Property to be an Economic Revitalization Area and further approved property tax deductions for real and personal property taxes for six (6) years commencing with increases in assessed value as more specifically set forth in that Preliminary Resolution; and

WHEREAS, notice of the adoption and substance of the Preliminary Resolution have been published in accordance with IC 5-3-1 and the County Council has conducted a public hearing as of the date hereof to determine whether the qualifications for an Economic Revitalization Area and approval of property tax deductions for real and personal property taxes have been met.

NOW, THEREFORE, BE IT RESOLVED by the Warrick County Council as follows: Section 1. The Property description, including the attached Exhibit A, is made a part hereof.


Section 2. The Preliminary Resolution, which was adopted by the County Council on the 6th day of August, 2020, is hereby confirmed.

Section 3. This Confirming Resolution shall be in full force and effect from and after its passage and execution by the County Council.

PASSED, ISSUED, AND APPROVED by the County Council this 3rd day of September, 2020.

Warrick County Council


Greg Richmond, President


Charles R. Christmas


Cindy Ledbetter


Richard Reid


Brad Overton, Vice President


David Hachmeister


Ted Metzger

ATTEST:


Deborah K. Stevens, Auditor
Warrick County, Indiana

EXHIBIT A
RESOLUTION 2020 - 09
LEGAL DESCRIPTION

Lot 11 of North Warrick Industrial Park Section 3, a plat of which is recorded at Instrument No. 2020R-008851 in the Office of the Warrick County Recorder.

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 purposes specified, subject to the laws governing the same:

FUND	APPROPRIATION NUMBER	DESCRIPTION	AMOUNT REQUESTED	AMOUNT APPROVED
Commissioner				
Total Commissioner	1000.34300.000.0068	Workmen's Comp	\$16,758.00	16,758
Circuit Court				
Total Circuit Court	1000.39400.000.0000	Law Books	\$7,000.00	7,000
Parks & Recreation	1219.44000.000.0000	Equipment	\$4,223.10	4,223.10
Total Parks	1219.31421.000.0000	Water	\$8,000.00	8,000
Park Donation				
Total Park Donation	4106.38100.000.0000	Expense	\$400.00	400

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

Adopted this 3 day of September, 2020.

Greg Richmond NAY
Charles R. Christmas
David Hochmeister
David Hochmeister

Deborah Stevens
 Auditor Warrick County

WARRICK COUNTY COUNCIL
 ORDINANCE NO. 2020 - 01

AN ORDINANCE OF THE COUNTY COUNCIL OF WARRICK COUNTY, INDIANA APPROVING THE COUNTY RECORDER'S OFFICE EXPENSES FOR THE 2021 FISCAL YEAR

WHEREAS, the Warrick County Council (the "Council") has the authority and duty to maintain and oversee the fiscal operations of Warrick County (the "County") and to reconcile the County's financial and budgetary records; and

WHEREAS, pursuant to I.C. § 36-2-7-10.2(b), the County Recorder may pay all or a portion of the expenses of the County Recorder's office for calendar year 2021 from the Recorder's Records Perpetuation Fund, established under I.C. § 36-2-7-10 (d) (the "Fund"), if

- (1) the County Recorder submits a sworn statement to the Council that:
 - (A) the current revenue to the fund is sufficient to fulfill the statutory purpose of the fund;
 - (B) the technology of the County Recorder's office is presently updated and at a level to sufficiently meet the statutory purposes of the fund and the County Recorder's office;
 - (C) the fund has a sufficient reserve, consistent with the recorder's plan to capitalize the next technology or other records management upgrade necessary to fulfill the statutory purpose of the fund and the County Recorder's office; and
 - (D) the County Recorder specifically requests that all or a specific, identifiable portion of the Fund be used to pay expenses of the County Recorder's office, as identified on the Sworn Statement of Patricia Brooks, County Recorder that is attached hereto as Exhibit A.
- (2) the Council adopts an ordinance approving the County Recorder's request; and

WHEREAS, the County Recorder has submitted a sworn statement to the Council that affirms that revenue to the fund is sufficient to fulfill the statutory purposes of the Fund and requests all or a specific, identifiable portion of the Fund be used to pay expenses of the County Recorder's office for the 2021 calendar year. The Sworn Statement of Patricia Brooks, County Recorder that is attached hereto as Exhibit A and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED by the Council as follows:

Section 1. The County Recorder is hereby directed to pay expenses of the County Recorder's office for the 2021 calendar year from the Fund, as identified on Exhibit A.

Section 2. This Ordinance shall be in full force and effect upon passage.

Section 3. The President of the Council, County Recorder, and County Auditor are hereby authorized to take all such actions and to execute all such instruments as are necessary to carry out the transactions contemplated by this Ordinance, in such forms as such officer or member deems appropriate, and all actions previously taken, or documents previously executed, in connection with the transactions contemplated by this resolution are hereby ratified and approved.

PASSED this 3rd day of September, 2020.

Greg Richmond
 Greg Richmond, President
Charles R. Christmas
 Charles R. Christmas

Warrick County Council
Brad Overton
 Brad Overton, Vice President

Randy Ledbetter
 Randy Ledbetter
 Richard Reid

David Hochmeister
 David Hochmeister
Ted Metzger
 Ted Metzger

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

SWORN STATEMENT BY RECORDER FOR 2020

STATE OF INDIANA)
) SS:
COUNTY OF WARRICK)

IN THE MATTER OF THE COUNTY RECORDER'S
RECORDS PERPETUATION FUND ESTABLISHED UNDER
I.C. § 36-2-7-10(d)

SWORN STATEMENT OF PAT BROOKS, WARRICK COUNTY RECORDER

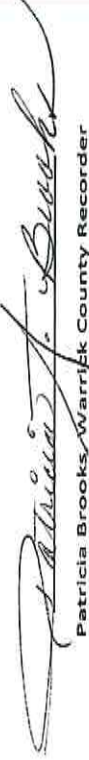
Patricia Brooks, the duly elected County Recorder, submits her sworn statement to the County Council pursuant to I.C. § 36-2-7-10.2(b) in order that the county recorder may pay all or a portion of the expenses of the county recorder's office for calendar year 2018 from the Recorder's Records Perpetuation Fund (1189) established under I.C. § 36-2-7-10(d). Under penalties for perjury and under oath, Patricia Brooks, County Recorder, states as follows:

- (A) The current revenue to the fund is sufficient to fulfill the statutory purpose of the fund;
- (B) The technology of the county recorder's office is presently updated and at a level to sufficiently meet the statutory purposes of the fund and the county recorder's office;
- (C) The fund has a sufficient reserve, consistent with the recorder's plan to capitalize the next technology or other records management upgrade necessary to fulfill the statutory purpose of the fund and the county recorder's office; and
- (D) The county recorder specifically requests that all or a specific, identifiable portion of the 1189 Perpetuation Fund be used to pay expenses of the County Recorder's office for Record Preservation for 2021, (\$233,800). This include deputy, part-time employees, FICA, software contracts, Laredo-Tapestry expenses, MashNetworks,

Bastion, bulk expenses, scanners, I-Scan, licensing, equipment replacement, and maintenance.

I, Patricia Brooks, affirm, under the penalties for perjury, that the foregoing representations are true.

Date: 6.27.2020



Patricia Brooks, Warrick County Recorder

STATE OF INDIANA)
) SS:
COUNTY OF WARRICK)

Before me, a Notary Public, in and for said County and State, personally appeared Patricia Brooks and acknowledged the execution of the above and foregoing document to be her voluntary act and deed under oath.

Witness my hand and notarial seal this 28th day of June, 2020

County of Residence:



Notary Public: Lisa Wheeler



SWORN STATEMENT BY RECORDER FOR 2020

STATE OF INDIANA)
) SS:
COUNTY OF WARRICK)

IN THE MATTER OF THE COUNTY RECORDER'S
RECORDS PERPETUATION FUND ESTABLISHED UNDER
I.C. § 36-2-7-10(d)

SWORN STATEMENT OF PAT BROOKS, WARRICK COUNTY RECORDER

Patricia Brooks, the duly elected County Recorder, submits her sworn statement to the County Council pursuant to I.C. § 36-2-7-10.2(b) in order that the county recorder may pay all or a portion of the expenses of the county recorder's office for calendar year 2018 from the Recorder's Records Perpetuation Fund (1189) established under I.C. § 36-2-7-10(d). Under penalties for perjury and under oath, Patricia Brooks, County Recorder, states as follows:

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Patricia Brooks, Warrick County Recorder

STATE OF INDIANA)

) SS:

COUNTY OF WARRICK)


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Witness my hand and notarial seal this _____ day of _____, 2020
County of Residence: _____

Notary Public

Addendum 8.20.2020

Additional Expenses Required: Contract Work, Scanning Project, Plat Scanner, Storage, and Increased Software Costs. The Current Revenues are sufficient to fulfil the statutory purpose of the 1189 Fund. Appropriating \$90,000 to be available for 2020.


Patricia A. Brooks, Warrick County Recorder
8.20.20

SWORN STATEMENT BY RECORDER FOR 2020

STATE OF INDIANA)

) SS:

COUNTY OF WARRICK)

IN THE MATTER OF THE COUNTY RECORDER'S
RECORDS PERPETUATION FUND ESTABLISHED UNDER
I.C. § 36-2-7-10(d)

SWORN STATEMENT OF PAT BROOKS, WARRICK COUNTY RECORDER

Patricia Brooks, the duly elected County Recorder, submits her sworn statement to the County Council pursuant to I.C. § 36-2-7-10.2(b) in order that the county recorder may pay all or a portion of the expenses of the county recorder's office for calendar year 2018 from the Recorder's Records Perpetuation Fund (1189) established under I.C. § 36-2-7-10(d). Under penalties for perjury and under oath, Patricia Brooks, County Recorder, states as follows:

- (A) The current revenue to the fund is sufficient to fulfill the statutory purpose of the fund;
- (B) The technology of the county recorder's office is presently updated and at a level to sufficiently meet the statutory purposes of the fund and the county recorder's office;
- (C) The fund has a sufficient reserve, consistent with the recorder's plan to capitalize the next technology or other records management upgrade necessary to fulfill the statutory purpose of the fund and the county recorder's office; and
- (D) The county recorder specifically requests that all or a specific, identifiable portion of the 1189 Perpetuation Fund be used to pay expenses of the County Recorder's office for Record Preservation for 2020, (\$160,000). This include deputy, part-time employees, FICA, software contracts, Laredo-Tapestry expenses, MashNetworks,

Bastion, bulk expenses, scanners, J-Scan, licensing, equipment replacement, and maintenance.

I, Patricia Brooks, affirm, under the penalties for perjury, that the foregoing representations are true.

Date: 6.27.2019

Patricia A. Brooks
Patricia Brooks, Warrick County Recorder

STATE OF INDIANA)
) SS:
COUNTY OF WARRICK)

Before me, a Notary Public, in and for said County and State, personally appeared Patricia Brooks and acknowledged the execution of the above and foregoing document to be her voluntary act and deed under oath.

Witness my hand and notarial seal this 26 day of June, 2019

County of Residence: Warrick

Cathy J Osler
Notary Public



WARRICK COUNTY COUNCIL RESOLUTION NO. 2020 - 16
APPROPRIATION RESOLUTION OF THE COUNTY COUNCIL OF WARRICK COUNTY, INDIANA, RATIFYING THE APPROPRIATION FROM THE RAINY DAY FUND

WHEREAS, the Warrick County Council (the "Council"), as the fiscal body of Warrick County, Indiana (the "County"), has given consideration to an essential appropriation of \$300,000.00 for COVID-19 related expenses that the County will incur ("COVID- Expenses"); and

WHEREAS, the Council created its Rainy Day Fund (the "Fund"), by passage and adoption of Ordinance No. 2004-01, and thereafter amended, pursuant to I.C. § 36-1-8-5.1; and WHEREAS, the Fund may be used for the purpose of the operation of the County, including equipment, capital improvements, repairs, and similar expenditures; and

WHEREAS, the Council desires to spend no more than \$300,000.00 of the money on deposit in the Fund for the purpose of paying the COVID Expenses; and

WHEREAS, the Council did not include the COVID Expenses in the regular budget for the year 2020; and

WHEREAS, an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein;

WHEREAS, the Council approved this additional appropriation for the COVID Expenses at its public meeting on August 6, 2020; and

WHEREAS, notice of a public hearing on said appropriation has been duly given by publication as required by Indiana law, and the hearing on said appropriation has been held on the date thereof at which all taxpayers had an opportunity to appear and express their views as to such appropriation.

NOW, THEREFORE BE IT RESOLVED by the Council, as follows:

Section 1. On August 6, 2020, the Council found and determined that the additional appropriation of \$300,000.00 for the COVID Expenses is ratified, as it was consistent with the purposes of the Fund.

Section 2. Such appropriation shall be in addition to all appropriations provided for in the existing budget and levy, and shall continue in effect until the end of this year. Any surplus of such proceeds shall be credited to the proper fund, funds, account, or accounts as provided by law.

Section 3. The President of the Council, County Treasurer, and County Auditor are hereby authorized to take all such actions and to execute all such instruments as are desirable to carry out the transactions contemplated by this Resolution, in such forms as such officer or member

executing the same shall deem proper, to be conclusively evidenced by the execution thereof, and any and all actions previously taken, or documents previously executed, in connection with the transactions contemplated by this resolution are hereby ratified and approved.

PASSED this 3rd day of September, 2020.

Warrick County Council


Greg Richmond, President


Charles R. Christmas


Cindy Ledbetter
Richard Reid


Brad Overton, Vice President

David Hachmeister

Ted Metzger

ATTEST:


Deborah K. Stevens, Auditor
Warrick County, Indiana

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