

WARRICK COUNTY BOARD OF COMMISSIONERS MEETING

REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street, Suite 303
Boonville, Indiana
January 10, 2022
4:00 P.M.

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

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

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

PLEDGE OF ALLEGIANCE

**AREA PLAN COMMISSION
STREET CONSTRUCTION PLANS
PP-22-02 PEACHWOOD PUD**

Commissioner Terry Phillippe: First area, first area of business this evening is Area Plan.

Molly Barnhill: We have Street Construction Plans. It's a Primary Plat, PP-22-02, Peachwood, PUD, replat of Lot 5. The petitioner is Lambert Properties, LLC by Chad Lambert, managing member. And the owner is actually A-Plus, what was it, Investment?

Glen Meritt: I don't remember the name on it.

Molly Barnhill: I'm sorry it's not written down, by Doug Lewis. It's approximately four point nine-one-six (4.916) acres on the north side of Peachwood Drive. Zero (0) feet west of the intersection formed by Peachwood Drive and Casey Road being Lot 5 in Peachwood in Warrick Place 7. Ohio Township, 26-6-9. This was advertised in the Standard on December 30, 2021. And they are private roads in this development.

Glen Meritt: Glen Meritt with Cash Waggnar. This is the same project that came before Drainage Board earlier this afternoon. Like Molly said they're private streets. We do have two (2) commercial drives. There's a connection off Peachwood and then there's also a connection off Casey on the side. But the internal streets will be private.

Commissioner Dan Saylor: Bobby, I have a question. Do these commercial drives meet our current Ordinance, the entrances and the aprons?

Bobby Howard: I believe so, yes.

Commissioner Dan Saylor: Okay.

Commissioner Terry Phillippe: Everything else is good?

Bobby Howard: Yeah.

Commissioner Terry Phillippe: I'll entertain a motion.

Commissioner Dan Saylor: Make a motion to approve the street construction plans for PP-22-02.

Commissioner Bob Johnson: I'll second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

Glen Meritt: Thank you.

(PP-22-02 is located on Pages 23 through 24 of these Official Minutes)

**REQUEST FOR RELEASE OF SURETY
C-21-019 CCI NEWBURGH**

Molly Barnhill: We have a two (2), three (3) Requests for Release of the Surety. The first is C-21-019 by, I'm sorry?

Commissioner Terry Phillippe: (Inaudible).

Molly Barnhill: Oh, okay. CCI Newburgh, LLC. We're holding eighteen thousand two-hundred-thirty-four point zero-three (\$18,244.03) letter of credit for entrance construction on Stahl Road. They've had one (1) year. It expires the 19th of 2022. I need a drink. Bobby signed off on the request.

Bobby Howard: He's getting you a water.

Roger Emmons: I think she said Bobby signed off on it.

Bobby Howard: I did. Recommend approval.

Commissioner Terry Phillippe: You okay?

Molly Barnhill: Yeah, I'm sorry.

Roger Emmons: I hate when that happens.

Molly Barnhill: Always in a meeting.

Commissioner Terry Phillippe: Bobby has said he recommended approval on this.

Bobby Howard: Of releasing the surety.

Commissioner Bob Johnson: Make a motion to approve CC-21-019 for release of surety for CCI Newburgh.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

(C-21-019 is located on Page 24 of these Official Minutes)

C-21-075 APPLEWAY

Molly Barnhill: Our next one (1) is C-21-075 by Mohammed Douleh. We're holding six thousand one-o-seven and twenty-seven cents (\$6,107.27) surety in escrow for entrance construction at 7588 Appleway. They've had almost six (6) months. It expires July 16, 2021. County Engineer has signed off on the request.

Bobby Howard: Recommend release.

Roger Emmons: 2021 or 2022 on the expiration date?

Molly Barnhill: You're right, 2022.

Commissioner Dan Saylor: Bobby, what, what project is this?

Bobby Howard: It is a salon building off by, kind of by Donut Bank.

Commissioner Dan Saylor: Okay. Okay. Got it.

Commissioner Bob Johnson: Make a motion to approve C-21-075 by Mohammed Douleh for release of surety.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: Very good. I have a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

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

(C-21-075 is located on Pages 24 of these Official Minutes)

MAGNOLIA PUD – GREEN RIVER INVESTMENTS

Molly Barnhill: Next one (1) is Magnolia PUD. The developer/owner is 2400 Green River Investments, LLC, by Chris Combs and CAC Development, LLC. We're holding twenty-two thousand five hundred (\$22,500.00) and a letter credit for street and drainage construction. This letter of credit expires January 26, 2022. They've had five (5) years. And they've filed a street acceptance to go with the request to release surety. But, we would do these separately.

Commissioner Terry Phillippe: So, based on the previous meeting in Drainage and Storm Water Board, we cannot release this right now?

Bobby Howard: Well, I know we had a former punch list from 2019; I think that all those items haven't been completed yet. I know and then when the street filing came in, was that last week?

Molly Barnhill: Yes.

Bobby Howard: So, we haven't had time to run a new punch list yet. But, I know the old punch list never was addressed. So, it's not really ready for any kind of release.

Commissioner Terry Phillippe: So, I'm just gonna start from scratch on the punch list and see what needs done?

Bobby Howard: We'll put a new punch list together this, this week.

Commissioner Dan Saylor: So, do we need to vote on this to turn it down or, or to turn the request down?

Bobby Howard: How much time do you need, Molly?

Molly Barnhill: We need the letter of credit next week, Tuesday the 18th, is when we need the new letter. I don't think there's time because then, normally those, if we do a punch list, there's a new amount and it comes back to be approved.

Glen Meritt: I've got a question, maybe I should have stuck around at Drainage earlier if you guys were going to talk about it. I had a conversation with Steve earlier before the meeting. I don't know if he mentioned that or not. But, he mentioned the chambers and concerns and a few different things about that, which of course, they're not very, not any way to go out there and easily inspect those. They either need to be camera'd or jetted and camera'd. I'm looking for, I guess, a little guidance to inform Chris on what needs to be done to get it moving. Cause he finished up the last unit. I know the entire lots have been sodded. Saw the punch list, I've had some issues with getting that punch list. For some reason, that file was too big and wasn't coming through my email and Steve mentioned that he sent it a couple times and I finally got ahold of it today. And I mean, I, I'm not trying to push this to get approved. I'm just trying to figure out stuff that you can't just go out there and visibly look at, what you're going to require of those chamber systems from the developer, so they can bring that information back and...

Commissioner Terry Phillippe: There's a couple of things at play here. Not only the punch list but the interest from the Board to inform the residents in that area via letter.

Glen Meritt: What they've actually agreed to.

Commissioner Terry Phillippe: What they've agreed to and remind them that they'll be accepting some things that may or may not remember to be aware of.

Glen Meritt: Okay.

Commissioner Terry Phillippe: That's in play as well. That's obviously going to cause a bit of a delay.

Glen Meritt: Sure.

Commissioner Terry Phillippe: Commissioner Saylor, you got anything else to add to that?

Commissioner Dan Saylor: Well, that's pretty much my concerns that, you know, there's still some things out there that, you know, need to be looked at and that kind of thing so.

Glen Meritt: Right.

Commissioner Bob Johnson: I think your best bet would be to get with Steve and see how he would like to see them inspected in order to say he approves of them.

Glen Meritt: Okay, okay.

Commissioner Bob Johnson: And you know, I think that we've ran, Chris has ran some fiber, some camera down through there at one (1) point, but it was like, it wasn't very far.

Glen Meritt: Right, that's what Steve had mentioned.

Commissioner Bob Johnson: So there's no, there's no proof that there a good, stable system at this point.

Glen Meritt: Right. Yeah, I know the big concern is mud, what has gotten in there during construction type thing. I mean, if I'm assuming we're going to have to renew it for that amount, is what's gonna have to happen.

Molly Barnhill: Yes.

Glen Meritt: I mean if he comes back in a month and, and everything is good and we come back and get it signed off on. And, I mean, you, you can release that letter credit at any point during next year, correct?

Molly Barnhill: Correct. Once it's all completed.

Glen Meritt: Just double checking. That's all I've got. I'll get with Chris and get with Steve and figure out a game plan for getting those inspected and hopefully be back here before the Board.

Commissioner Terry Phillippe: Thanks, Glen.

Commissioner Dan Saylor: Thanks, Glen.

Glen Meritt: Thank you.

Commissioner Bob Johnson: So, on this, what do we do? Motion to deny?

Commissioner Dan Saylor: Or do we table?

Roger Emmons: You could table it, I would assume. To your January 24th or first meeting in February? I don't know how much time it's going to take.

Molly Barnhill: You have to deny this request and make a motion to hold the surety for another set amount of time at this point.

Roger Emmons: Cause you need it on the 18th, right? The new letter of credit.

Molly Barnhill: The new letter of credit, so we need the amount tonight.

Roger Emmons: Gotcha.

Bobby Howard: It'd be the full amount that we'd just request. Give him approval for a six (6) month extension to finish up the punch list items.

Commissioner Dan Saylor: So, we need a motion to deny this request? Right?

Commissioner Bob Johnson: So, I'll make a motion to deny this Magnolia Place, PUD release of surety and I'll, and in this motion, I'll add that we extend the letter of credit for another six (6) months.

Commissioner Dan Saylor: Is that sufficient?

Commissioner Terry Phillippe: Counsel?

Todd Glass: To July 26, 2022? Or June? What do you want?

Bobby Howard: July.

Todd Glass: July 26th.

Commissioner Dan Saylor: July 26, 2022. So, I second that motion.

Commissioner Terry Phillippe: Very good. I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

REQUEST FOR STREET ACCEPTANCE MAGNOLIA PLACE PUD

Molly Barnhill: So then the last item agenda is their street acceptance request on Magnolia.

Bobby Howard: You can take no action. Just remove it from the agenda since we just voted to extend their letter of credit.

Roger Emmons: Does it need a motion to remove?

Todd Glass: Either that or there's no reason why they couldn't deny it either. It's moot.

Bobby Howard: Right.

Todd Glass: Just a motion to deny.

Commissioner Dan Saylor: Make a motion to deny this street acceptance, acceptance for Magnolia Place, PUD.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0). That all, Molly?

Molly Barnhill: That's all for us.

Commissioner Terry Phillippe: Thank you.

Molly Barnhill: Thank you.

**ITEMS FOR DISCUSSION
2022 APPOINTMENTS
COMMISSIONER PRESIDENT**

Commissioner Terry Phillippe: Alright next order of business is Items for Discussion. We've got our 2022 Appointments from the Board of Commissioners. I don't remember how we've gone over these. Have we made a bulk motion or have we done them one (1) at a time?

Todd Glass: Historically, you've gone through them.

Commissioner Terry Phillippe: Okay.

Bobby Howard: One (1) department at a time.

Roger Emmons: I know (inaudible).

Commissioner Dan Saylor: One (1) department at a time.

Roger Emmons: Correct, yeah. My copy shows the President being Dan right now, but that's Terry, of course. I don't know what happened there.

Commissioner Terry Phillippe: Do you need a refreshed copy, Dan?

Commissioner Dan Saylor: No.

Commissioner Terry Phillippe: So, all the ones highlighted in yellow are the current appointments?

Roger Emmons: That's correct.

Commissioner Terry Phillippe: So first...

Roger Emmons: I'd take a look at all of them though, because she could have missed some.

Commissioner Terry Phillippe: Well, I'm going to assume the dates are accurate. You want to make that, motion the, first one (1) is Board of Commissioners' President.

Commissioner Dan Saylor: I'll make a motion for Terry Phillippe.

Commissioner Bob Johnson: I'll second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: (Inaudible).

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0). Drew the short straw again, thanks fellas.

Commissioner Dan Saylor: You're more than welcome.

COMMISSIONER VICE PRESIDENT

Commissioner Terry Phillippe: Okay, next is Vice President.

Commissioner Dan Saylor: Make a motion for Commissioner Johnson.

Commissioner Terry Phillippe: I'll second that. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

COUNTY ATTORNEY

Commissioner Terry Phillippe: Next one (1) is our County Attorney.

Commissioner Dan Saylor: Make a motion for Todd Glass.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: (Inaudible).

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

COUNTY ADMINISTRATOR – ASSISTANT ADMINISTRATOR

Commissioner Terry Phillippe: Next one (1) is our Administrator and Assistant Administrator currently Roger Emmons and Heather Soberg.

Commissioner Dan Saylor: Make a motion to keep the same two (2) individuals in those positions.

Commissioner Bob Johnson: I'll second.

Commissioner Terry Phillippe: Have a first and the second. All in favor?

Roger Emmons: Yeah, I can go ahead and retire now Bob if you don't want to make a second.

Commissioner Bob Johnson: Aye. (Inaudible).

Commissioner Dan Saylor: (Inaudible).

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

GIBSON JOINT DRAINAGE BOARD

Commissioner Terry Phillippe: Next one is Gibson Joint Drainage Board currently Bob Johnson and Terry Phillippe.

Commissioner Dan Saylor: I make a motion to keep those, or keep Bob Johnson and Terry Phillippe on the Gibson Joint Drainage Board.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: (Inaudible).

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

SPENCER JOINT DRAINAGE BOARD

Commissioner Terry Phillippe: Next is Spencer Joint Drainage Board, currently Dan Saylor and Bob Johnson. I'll make a motion to keep those the same.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: A first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

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

VETERAN'S AFFAIRS OFFICER

Commissioner Terry Phillippe: Let's see here. Next is our Veteran's Affairs Officer, currently Jed Gamble who does a fantastic job.

Commissioner Dan Saylor: I make a motion to keep Jed.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

COUNTY HIGHWAY SUPERINTENDENT

Commissioner Terry Phillippe: Our current Highway Superintendents, or Superintendent is Bobby Howard. Let's knock that one (1) out.

Commissioner Dan Saylor: Make a motion to approve Bobby Howard.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: (Inaudible).

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

COUNTY HIGHWAY DISTRICT FOREMEN

Commissioner Terry Phillippe: Our current foremen are Marlin Weisheit, Larry Wira, and Carl Dant.

Commissioner Dan Saylor: Marlin for District 1, Larry for District 2 and Carl for District 3. I make motion to keep them the same.

Commissioner Bob Johnson: I'm lost, for Marlin.

Bobby Howard: This goes back to the first year so he...

Commissioner Dan Saylor: This goes back to the first of the year. He has to be...

Commissioner Bob Johnson: Okay. I'll second.

Commissioner Terry Phillippe: Got a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: (Inaudible).

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

COUNTY ENGINEERING DEPARTMENT

Commissioner Terry Phillippe: Engineering Department, currently Engineer Bobby Howard, Assistant Engineer Steve Sherwood.

Commissioner Bob Johnson: Make a motion to keep the same.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: Have a first and second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

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

BUILDING DEPARTMENT

Commissioner Terry Phillippe: Building Department currently Building Commissioner Dennis Lockhart and Office Administrator Angie Lutz.

Commissioner Dan Saylor: Make a motion to keep those two (2) in those positions.

Commissioner Bob Johnson: Second.

Commissioner Dan Saylor: First and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

SOLID WASTE MANAGEMENT

Commissioner Dan Saylor: Terry, can I stop right there? On the Solid Waste Management, I had Ron Whitledge to, his term was up 12-31-20. Is that not right on my sheet?

Commissioner Terry Phillippe: That's what it says.

Roger Emmons: Off to the right it says two (2) years. So, that would be the end of this year.

Commissioner Dan Saylor: Yeah, but it says it's up. Current appointment ends 20, 31-2020. Okay, so, that would be '22. I'm confused here. Alright.

Commissioner Terry Phillippe: Can, Counsel, can, we actually had a conversation because he was entertaining a paid position within the Solid Waste Management District. So, can we just acknowledge this continuance of this role for this year? He didn't take the job. He's still on the Board and desires to remain.

Todd Glass: Yeah, if there hasn't been a change of employment position. If it's still the same currently, right?

Commissioner Dan Saylor: Okay, yeah.

Todd Glass: Regardless if that would change in the future.

Commissioner Dan Saylor: Okay.

Todd Glass: Then you would fill that position if it changed.

Commissioner Dan Saylor: So we take no action on that?

Commissioner Terry Phillippe: No action.

Commissioner Dan Saylor: Okay.

Commissioner Terry Phillippe: Yep, good eye.

REDEVELOPMENT COMMISSION

Commissioner Terry Phillippe: Page 2 looks like the next appointments are for the Redevelopment Commission. We have four (4) appointments there that end this year, currently Randy Miller, Randall Pemberton, Brandon Hayes, and Tony Aylsworth.

Commissioner Dan Saylor: And I think we've spoke to all four (4) of those gentlemen and they're willing to serve again on that Board.

Commissioner Terry Phillippe: Very good.

Commissioner Bob Johnson: Is that a motion?

Commissioner Dan Saylor: Yes, Sir.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: First in a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

Commissioner Terry Phillippe: Aye. That motion carries three, zero (3-0).

PROPERTY TAX REASSESSMENT BOARD

Commissioner Terry Phillippe: So on the PTBOA Board, there are only two (2) that are highlighted in yellow. However, it indicates the Beau Dial is also up as our appointment this year. So, we have to Beau Dial, Angela Wilder, and Jack Shreve. I know that they do need a certification that no one (1) has, so the suggestion that we've been given is, Madolyn O'Neal. Heather, is that the proper first name? Do you know?

Heather Soberg: (Inaudible).

Commissioner Terry Phillippe: I can't read my own handwriting.

Commissioner Dan Saylor: Maddie?

Commissioner Terry Phillippe: Maddie O'Neal?

Commissioner Dan Saylor: Madolyn? I had down Maddie. Madolyn.

Roger Emmons: To take who's place?

Commissioner Terry Phillippe: To take Jack Shreve's place.

Roger Emmons: Okay.

Commissioner Terry Phillippe: So, Angela Wilder would remain. Beau Dial would remain. And we would appoint Madolyn O'Neal to take Jack Shreve's place if you so desire.

Commissioner Bob Johnson: I'll make that motion.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0). Let's see here.

EMA ADVISORY COUNCIL

Commissioner Dan Saylor: So, do we appoint on the EMA Advisory Council, do we appoint, reappoint Bobby Howard?

Commissioner Terry Phillippe: That's what my question was.

Commissioner Dan Saylor: It says here, 12-31.

Commissioner Terry Phillippe: Bobby, you're on that Board just because you're the Highway Superintendent? Bobby Howard: Yeah. Yeah.

Commissioner Terry Phillippe: Do you know?

Bobby Howard: Yeah, that's why.

Commissioner Terry Phillippe: Okay. So, don't need to redo that.

Commissioner Dan Saylor: So, that doesn't need to be a motion then? Or is that by Statute? Does that need to be a motion?

Todd Glass: I would think so. I don't know that it's by Statute.

Roger Emmons: I don't either.

Commissioner Bob Johnson: I'll make that motion to retain Bobby Howard on that Board.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0). Okay.

EMA DIRECTOR AND ADMINISTRATIVE ASSISTANT

Commissioner Terry Phillippe: Next category is Emergency Management Agency. Currently the Director's Jake Greer and the Secretary is Beth Williams. Did they just hire the Assistant or do we need to appoint him?

Roger Emmons: I'm wondering why Dave Woolen wasn't on there as Assistant Director, but I think they do hire him.

Commissioner Terry Phillippe: Okay. I'll entertain a motion to keep both.

Roger Emmons: I think your only appointments are those two (2).

Commissioner Dan Saylor: I make a motion to approve Jake and Beth for those two (2) positions.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

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

STATE OSHA REPRESENTATIVES

Commissioner Terry Phillippe: Our State OSHA Representative is Roger Emmons. Our second contact is Heather Soberg.

Commissioner Dan Saylor: Make a motion to keep the same.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

DRUG AND ALCOHOL TESTING COORDINATORS

Commissioner Terry Phillippe: Our Drug and Alcohol Testing Coordinator, Co-Coordinator are Roger Emmons and Heather Soberg.

Commissioner Dan Saylor: Make a motion to keep the same.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

OHIO TOWNSHIP LIBRARY BOARD

Commissioner Terry Phillippe: Our next category is the Ohio Township Library Board. Commissioner appointee, John Goth's term expires the end of 2021. Say we'll address that one (1) next.

Commissioner Dan Saylor: Make a motion for John Goth.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

WEIGHTS AND MEASURES INSPECTOR

Commissioner Terry Phillippe: Weights and Measures Inspector is Mike Arnold.

Commissioner Bob Johnson: Make a motion to keep the same.

Commissioner Dan Saylor: And I will second that and just with the additional comment, I think this gentleman has done a wonderful job and there's, it's, it's amazing the reports that we get in the discrepancies that he finds on a monthly basis. So, Mike has done a great job great.

Commissioner Terry Phillippe: A great job, absolutely.

Commissioner Bob Johnson: Very thorough.

Commissioner Dan Saylor: I'll second that motion.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

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

BOARD OF ZONING APPEALS

Commissioner Terry Phillippe: Okay, what do we have next? The BZA Commissioner appointee expiring this year is Terry Dayvolt. I believe he's been talked to and would like to remain on that Board.

Commissioner Dan Saylor: Make a motion to reappoint Terry Dayvolt.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: (Inaudible).

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

EMPO

Commissioner Terry Phillippe: The EMPA, EMPO member is Dan Saylor and if you're still interested in doing that I'll make a motion to...

Commissioner Bob Johnson: Motion to retain Dan.

Commissioner Terry Phillippe: I'll second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

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

PIGEON TOWNSHIP SEWER DISTRICT

Commissioner Terry Phillippe: Pigeon Township Sewer District is Mike Moesner. He would like to stay.

Commissioner Bob Johnson: Make a motion to keep Mike.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

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

SOUTHWESTERN INDIANA REGIONAL DEVELOPMENT AUTHORITY ECONOMIC DEVELOPMENT ADVISORY COMMISSION

Commissioner Terry Phillippe: Southwest Indiana Regional Development Authority, current appointees are Dan Saylor and Randall Miller. I'll make a motion to keep both.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: First and, first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

Commissioner Terry Phillippe: Is our EDAC, that's highlighted but it's not yellow and doesn't have a term. Are you just there is an executive?

Commissioner Bob Johnson: It's an appointed term.

Commissioner Dan Saylor: It's appointed.

Commissioner Bob Johnson: It's a term.

Commissioner Dan Saylor: I don't know about...

Commissioner Bob Johnson: It's up, isn't it? Don't we do that every year, Dan?

Commissioner Dan Saylor: I don't know if that's a term or just reappointment me.

Todd Glass: That sounds right.

Commissioner Bob Johnson: Yeah, I make a motion to appoint Dan.

Commissioner Terry Phillippe: And I will second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye. Well, wait a minute. That's the Coalition. That's no longer. Well, that's gonna be the...

Roger Emmons: It's now the E, Evansville...

Commissioner Dan Saylor: ERAP. It's just a name change. It's gonna be the ERAP Board.

Commissioner Bob Johnson: Well, whatever it is, you're going.

Commissioner Dan Saylor: Okay, thanks Bob.

Commissioner Terry Phillippe: How do you like that? Thanks, guys. (Motion carried 3-0).

TOURISM BOARD

Commissioner Terry Phillippe: Let's see. Next is our Tourism Commission. Joe Schitter and Chris Fulford our current appointees. I can say that Chris Fulford has been given flying colors and would like to remain. I'm assuming Joe would do the same. He does a great job.

Commissioner Bob Johnson: Yes, he does.

Commissioner Terry Phillippe: Any other commentary?

Commissioner Bob Johnson: I make a motion to keep both of those.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye

Commissioner Bob Johnson: Aye.

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

BOARD OF FINANCE

Commissioner Terry Phillippe: Board of Finance President, Bob Johnson. Vice President, Dan Saylor.

Commissioner Dan Saylor: Make a motion to keep the same.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

CHIEF INFORMATION SECURITY OFFICER

Commissioner Terry Phillippe: And our Chief Information Security Officer is Guy Whelan. Guy does a great job as well.

Commissioner Dan Saylor: Make a motion to keep Guy.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

COUNTY HEALTH BOARD APPOINTMENT

Commissioner Dan Saylor: So, Terry, I have our County Health Board, I have Steve Barnett, it says current appointment ends 12/31/21. Carol Elmer, 12/31/21.

Commissioner Terry Phillippe: I did not skip that one (1) on purpose. It's not highlighted, so I missed it.

Commissioner Dan Saylor: So...

Commissioner Terry Phillippe: However, can we, can we table that until we have some discussion with the folks on the list?

Commissioner Dan Saylor: I think we haven't had discussion. I have one (1) name down. It was Melanie, but I've not had the second name down so I don't know if you have any contact with anybody. So, we can table that.

Todd Glass: Assuming there won't be a meeting or trying to transact in business between now and then, you're fine.

Commissioner Terry Phillippe: They've got a seven (7) member board. If they have a quorum and their missing one (1).

Todd Glass: Two (2) of them.

Commissioner Dan Saylor: Well, the thing, these appointments, one has to be, I mean there's....

Roger Emmons: They're showing they're four (4) year appointments. They end, the ones you're talking about end in 2025. I don't know.

Commissioner Terry Phillippe: I don't know if anybody has talked to him. I'm assuming he would stay. (Inaudible) another suggestion there.

Commissioner Dan Saylor: It says, on my list it says current appointment ends 12/31/21.

Roger Emmons: I know.

Commissioner Bob Johnson: They don't meet but every quarter, don't they?

Commissioner Dan Saylor: Every two (2) months.

Commissioner Bob Johnson: Every two (2) months?

Commissioner Dan Saylor: That's what I thought. Yeah, I thought. And I could be wrong. I thought that's what Aaron said. But they have to be a certain political party or we can't have no more than four (4) from the same political party.

Commissioner Bob Johnson: Okay, Health Department meets tomorrow.

Commissioner Dan Saylor: Oh, okay.

Commissioner Terry Phillippe: So, I think we actually asked this question, Counsel, correct me if I'm wrong, that until we make our appointments, the Board remains the same essentially, correct?

Commissioner Bob Johnson: We can do that.

Commissioner Terry Phillippe: I know that was discussed in the County Council meeting and the answer was yes.

Todd Glass: I hate to stand in the way.

Commissioner Bob Johnson: So, I make a motion to keep the same appointees until we discuss some other individuals and make some changes if necessary.

Commissioner Dan Saylor: To our next meeting? So, Bob, you're saying January 24th?

Commissioner Bob Johnson: Yes, Sir.

Commissioner Dan Saylor: To make the appointments. I'll second that motion.

Commissioner Terry Phillippe: I've got a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

COUNTY HEALTH OFFICER

Commissioner Dan Saylor: So, would that be the same, now that we've got a County Officer of Dr. Rick Yeager, one (1) of my first page that we skipped over. Would that be the same...?

Roger Emmons: I thought the Health Board appointed him. But, I could be wrong.

Todd Glass: I believe that's correct. The Health Officer, is that what you're saying?

Roger Emmons: Yeah.

Todd Glass: I think that's the Board that does that.

Commissioner Dan Saylor: No, it has the Commissioner appointing Board. I have it down as Commissioner.

Todd Glass: I don't know for certain.

Commissioner Bob Johnson: I don't know anybody that wanted to do it.

Commissioner Dan Saylor: Bob, would you be interested? I'll call you doctor.

Commissioner Bob Johnson: I've been called a lot of things lately. So, yeah, that fits.

Roger Emmons: It really doesn't state on that first page who the appointing authority is. But, I thought it was the Board of Health.

Commissioner Bob Johnson: I thought it was us. Because I remember somebody coming to us wanting to change it at one (1) point.

Commissioner Dan Saylor: I thought we did it before. But, I could be wrong. Well, Terry...

Todd Glass: To be certain, I guess you could table it along with the two (2) appointees.

Commissioner Terry Phillippe: Why don't we just make it the same as we did the Health Board and...

Commissioner Dan Saylor: Just do all the Health Board, so I make a motion to table the County Health Officer appointment.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

Commissioner Terry Phillippe: Aye. Motion carries three, zero (3-0). Put it in one (1) nice neat little clean package.

Commissioner Bob Johnson: There we go.

Commissioner Terry Phillippe: That's quite the exercise.

2022 MEETING DATES RESOLUTION 2022-01

Commissioner Terry Phillippe: Next order of business is our 2022 Meeting Dates. I know there were some suggested changes there which I have not yet written down. Roger, can you help me with that?

Roger Emmons: Yes, this is Commissioners' Resolution 2022-01. All Commissioner meetings follow the same format. First, I'm sorry, second and fourth Monday's of the month at 4:00 PM except for Monday, March 14, 2022 is at 10:00 AM. Monday, November 28th of this year is at 10:00 AM. And then the Commissioners' last meeting this year in December is on Wednesday, December 28th at 4:00 PM.

Commissioner Dan Saylor: With those corrections I make a motion to approve the 2022 meeting dates.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

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

(Resolution 2022-01 is located on Page 25 of these Official Minutes)

**ACTION AGENDA
APPROVAL OF MINUTES
DECEMBER 27, 2021**

Commissioner Terry Phillippe: Okay, the next order of business is our Approval of Minutes from the December 27, 2021 Regular Session.

Commissioner Bob Johnson: Make a motion to approve the minutes.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: First and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

**COUNTY ADMINISTRATOR
VOLUNTARY TITLE VI PUBLIC INVOLVEMENT STUDY**

Commissioner Terry Phillippe: Next order of business is our County Administrator, Roger.

Roger Emmons: Thank you, Mr. President. I would like to present with my items as I have the last, I don't know, four (4) meetings I think, want to point out to the audience our Warrick County, Indiana Voluntary Title VI Public Involvement Survey over on this table. Feel free to fill that survey out for us and turn it back in. Thank you.

PANDEMIC RELIEF FUND REQUESTS 21-64

Roger Emmons: Pandemic Relief Fund Requests, we have 21-64 for Ohio Township. That's a reimbursement for construction of the Pandemic/Disaster Storage Building and also the Memorandum of Understanding which covers that in the amount of two hundred eighteen thousand three hundred twenty-one dollars and eighty-five cents (\$218,321.85). It covers Danco Construction, INC, payment applications three (3) and four (4). You want me to go ahead with the next one (1) or take these separately? Might be best to take them separately.

Commissioner Bob Johnson: Separately.

Todd Glass: Separately and that first request form, Mr. President, you'll remember, we realized that that hadn't been finalized, so we entered into a Memorandum of Understanding with the Ohio Township Trustee Board documenting our understanding of that reimbursement for the storage building costs only and the interlocal agreement is in the process of being finalized. But that memorandum of understanding is our contractual obligation to pay that reimbursement.

Commissioner Terry Phillippe: Very good.

Commissioner Dan Saylor: So, I make a motion to approve Pandemic Relief Fund Request 21-64 for Ohio Township.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

(Pandemic Relief Fund Request 21-64 is located on Page 25 of these Official Minutes)

MEMORANDUM OF UNDERSTANDING WITH OHIO TOWNSHIP

Todd Glass: And if we could, Mr. President, also a related motion to approve in the interim of the Memorandum of Understanding that the Board entered into prior to the end of the year.

Commissioner Bob Johnson: So moved.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

Roger Emmons: Thank you.

(MOU for Ohio Township is located on Pages 26 through 27 of these Official Minutes)

PANDEMIC RELIEF FUND 21-65

Roger Emmons: Next is Pandemic Relief Fund Request 21-65. This is hazard pay for the Sheriff's Office personnel. It's in the amount of one hundred thirteen thousand five hundred dollars (\$113,500.00) even. And I've got a list of the personnel that it covers. There's a total of seventy-seven (77) employees, seventy-six (76) employees and one (1) Elected Official, the Sheriff. Was it, Debbie, you were checking to see if the Sheriff or who was it was covered as an Elected Official.

Debbie Bennett-Stearnsman: (Inaudible).

Roger Emmons: And that's true?

Debbie Bennett-Stearnsman: That's true.

Roger Emmons: Okay.

Commissioner Bob Johnson: Make a motion to pay 21-65 hazard pay for Sheriff's Office personnel.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

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

Roger Emmons: Thank you very much.

(Pandemic Relief Fund Request 21-65 is located on Pages 25 through 26 of these Official Minutes)

NUTANIX RENEWAL WITH KELLER SCHROEDER

Roger Emmons: Next is the Nutanix Renewal, March 26th of '22. Quote number is listed with Keller Schroeder. I sent you a copy of that on January the 4th. And we need a separate motion on this if you approve it. The quote is for nine thousand four hundred seventy-seven dollars and forty-three cents (\$9,477.43). Coverage from March 26th of this year to March 26th of 2023. And I checked the, the 2021 agreement and this one (1) is only fourteen dollars (\$14.00) more than the previous year's cost. And our IT Director, Guy Whelan commented that this equipment is mission critical. And that's all. Need your motion to approve this.

Commissioner Dan Saylor: Make a motion, make a motion to approve.

Commissioner Bob Johnson: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

Roger Emmons: Thank you.

(Nutanix Renewal is located on Pages 27 through 28 of these Official Minutes)

CONSENT AGENDA

**AUDITOR CLAIMS VOUCHER – PAYROLL
APPROVAL OF COPY MACHINE LEASES WITH ALPHA LASER
FIXED ASSET NOTIFICATION FORMS**

DECLARATION OF SURPLUS STATUS FOR FORTY-EIGHT (48) FILE CABINETS

Roger Emmons: Consent Agenda. Listed those items. County Auditor Claims Voucher Reports, December 29th to January 10th. Payroll date 01-03-22. And both of those were sent from Drew and Pamela Wilkinson on January 5th respectively. You've got copy machine leases that Sherrie obtained your consent for those. Seven (7) are listed: Assessor's Newburgh Office, Superior Court 1, Veteran's Affairs, Court Services, Emergency Management, Solid Waste and County Council. And we have Fixed Asset Notification Forms for Storm Water for adding a new John Deere Compact Excavator and one (1) two (2) three (3), six Highway Department items that were disposed of at auction. And then you also gave your consent to declare surplus forty-eight (48) file cabinets of which our Acquisitions Administrator, Sherrie Sievers has got those disposed of I do believe.

Commissioner Bob Johnson: Make a motion to approve the Consent Agenda.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

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

Commissioner Terry Phillippe: Thank you, Roger.

*(Certified Claims in the amount of \$7,211,897.29 are located on Pages 28 through 29 of these Official Minutes)
(Payroll in the amount of \$572,474.00 is located on Page 30 of these Official Minutes)*

(Sheriff's Special Payroll in the amount of \$18,750.00 is located on Page 30 of these Official Minutes

(Alpha Laser Leases are located on File in the Auditor's Office)

(Fixed Assets for Storm Water are located on File in the Auditor's Office)

**COUNTY ATTORNEY
REVISED AND RESTATED EMPLOYEE HANDBOOK**

Commissioner Terry Phillippe: Next order of business is our County Attorney.

Todd Glass: And the only thing on my agenda, Mr. President, is again revisiting the updated and restated Employee Handbook for all of Warrick County employees. Which was discussed in the last meeting and, and postponed until today's meeting so that you could get some communication out to Department Heads as to the draft of the updated and restated policy. It is the result of extensive effort by Mrs. Soberg and Mr. Goth of my office to review that and accumulate all the prior policies that have been adopted over the years in addition to improvement of a variety of policies clearly stating and, in an effort, to simply state what those policies are regarding employee policies, compensation, PTO, disciplinary procedures, all being simplified or at least the effort to simplify those. So, it's been quite a task, but it is ready for your consideration and approval and either I or Mrs. Soberg could answer any questions if you have any.

Commissioner Terry Phillippe: I only have one (1) question. I know, as you can imagine the revamp of an Employee Handbook, there still are continuing comments and maybe things that didn't get caught by one (1) set of eyes, caught by a second set of eyes. If there's still some minor tweaks that need to happen, what can we do here today?

Todd Glass: The employee policies are always subject to modification and correction and improvement. So, any change can be made by motion at any time at any meeting.

Commissioner Terry Phillippe: Got it.

Roger Emmons: And it's stated in the Handbook.

Todd Glass: We've just...

Commissioner Dan Saylor: Who's going to condense that? That didn't happen, did it?

Todd Glass: Some things aren't necessarily my decision to make. This is not necessarily condensed at all. But, it's a good work, you know, you were talking about, since I've been around, years of policies have been adopted and getting them all accurately stated for the employees so that they have one (1) source to go to, is not an easy task. But

this would get you pretty much a wiped slate so that you're starting again from a brand new point which is accurate and inclusive. And like Mr. Phillippe said, we can always tweak and make sure that it's accurately stated as you go. Getting this on line for all employees will help them get a good footing for the coming year. I hope.

Commissioner Terry Phillippe: Appreciate all the work that went into that.

Commissioner Bob Johnson: I think we should approve it contingent on, you know, like Counsel said, we can change it at any time. But, I'm sure that there's going to be some folks that as they read through this, or, you know, there's some grandfathered items that's been happening for twenty (20), thirty (30) years, and not everybody's going to approve of it. So, we need to keep an open mind and be cognizant of that and treat that appropriately. So, I would make a motion to approve this Handbook, but keep in mind there's, there may be some tweaks that need to happen.

Commissioner Dan Saylor: I will second that motion.

Commissioner Terry Phillippe: Thank you. I have a first and a second. All in favor?

Commissioner Dan Saylor: Aye.

Commissioner Bob Johnson: Aye.

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

Todd Glass: Thank you.

Commissioner Terry Phillippe: Is that all, Counsel?

Todd Glass: Yeah.

Commissioner Terry Phillippe: Very good.

(Employee Handbook is located on File in the Auditor's Office and Human Resources Office)

COUNTY ENGINEER/HIGHWAY DISTRICT 1 HIGHWAY FACILITY BID OPENING TAKEN UNDER ADVISEMENT

Commissioner Terry Phillippe: Next order of business is our County Highway Engineer and, County Engineer and Highway Superintendent, Bobby Howard.

Bobby Howard: Thank you. The only item I have today is in regards to the Highway Facility District 1, Storm Water Facility. The bid opening that was taken under advisement on 12-13-21. Jason is here with Lamar. And he has the tabs...

Commissioner Terry Phillippe: Bobby told us there'd be a forty-five (45) slide presentation.

Jason Barisano: Yeah, I've got that coming. There's other people coming in (inaudible).

Bobby Howard: And you have copies of all the bids with you?

Jason Barisano: Yeah, I do. I'll get that for you. So, yeah...

Roger Emmons: Can you identify yourself for the record?

Jason Barisano: Yeah, Jason Barisano with Lamar Architecture and Design, architect. I've got two (2) pages in front of you. First is our bid tabulation. We had five (5) bidders on December 13th. Danco Construction was the low bidder at one million seven hundred forty-five thousand (\$1,745,000.00). I've also included their subcontractor list below as required by our documents. So, you can see their list there. The second page is our, our most recent design budget from the fall. So, you can see, we, our construction costs subtotal was, was very, very close to what their, their bid ended up being. So, about five thousand (\$5,000.00) over what we had estimated. But, also at the bottom of that page, you'll see we're at about a hundred and sixty dollars (\$160.00) per square foot based on this facility size. So, it gives you a sense of sort of the level of quality in the facility. We were tasked with a fifty (50) year building. It has a storm safe room and radiant floor heating. Nice, nice facility for the crew. So, happy to answer any questions at this point.

Commissioner Dan Saylor: Jason, I'm glad you mentioned that, you know, couple things. You know, we tried to take efficiency to where we'd benefit, you know, see savings each month. And we did make a safe room in there for employees in case weather was bearing down on them. I think with the recent tornados that went through Kentucky, I think any structure that is built in this County should have a safe room moving forward so people can take refuge if there's no underground area to retreat to. The other thing we're looking at for this facility is solar. Again, looking at energy efficient, in ground or in floor heating which is very economical. While there's upfront costs to it, it's very economical to operate. And I know that the building's purpose has kind of grown. You know, I personally know what the Sheriff's Department, what, what's used or how many times they make a trip up to refuel their cars and anybody with a County, you know with a fueling station, you know, I think you will see a lot of saving with that where they could go by and fuel that or fuel up their cars and that or anybody with the County card or an ID that is put into the system. But, I just want to say that, you know, at first, we talked about a storage building for the Highway and Storm Water. Storm Water, they, every day they assemble in Boonville and go down to Ohio Township to work. So, again, they would assemble down there and leave from there. Again, saving that back and forth, back and forth, not only time is

lost, fuel, maintenance on equipment, miles on equipment, so, I just see over the years that this building would really save a lot of tax payer dollars over the years. That's my comment.

Commissioner Terry Phillippe: Bobby, I think we all realize that this number, obviously, just like anything else you buy in the world today is higher than what we expected. I think one (1) thing that I would like to see just for the general interest of the public is for the story to be told, so to speak. Dan just told part of the story. And the utilities are going to be very low on this building because of the solar and the radiant flooring. So, the ongoing total cost of operation is going to be much lower than any building that's built. You know, there's efficiencies to be had in the whole back and forth between District 1 and District 2. And you know, I don't know that the general public knows how old and rotten your existing building is. I personally would like to see the story told so that everybody understands how this is justified.

Bobby Howard: As far as going forward with looking at how we can expand the Highway Department in the future. We can use this structure that we're looking at building today to operate out of temporarily while we would look at basically getting a whole new building as some point in time which will be needed at the Highway Department in the future. And I know with the Jail and things being looked at and where it would be built, if it would stay on site and there's a lot of things out there we discussed. But, my facility is fifty, sixty years old.

Roger Emmons: When I went out there in '75, it had just been built. So, finished in '74, end of '74.

Bobby Howard: Finished in '74.

Roger Emmons: Lot of modifications since then, but the basic structure is that old.

Commissioner Dan Saylor: I might add in the winter time, if Bobby has a tri-axle come in with a plow on it, they can't shut the doors. They can't, they can't get the truck totally in the drive or in the bay.

Bobby Howard: Right, it's an old structure. It wasn't made for what the equipment is now that we have. We have several leaks, rodent infestation, there's a lot of problems out there. But basically, we want to look at being able to do something here that gives us the ability to not only to serve Storm Water and District 1, have a place for the Sheriff's Department to be able to do paperwork or have a restroom and fueling station there for County Employees. But also if we needed to we could temporarily run our department out of that facility until we had something else constructed in the future as well. So, in regards to, we, you know, not just the safety aspect of it, but we have several different options and abilities to use that building in the future. And it can be expanded if necessary.

Commissioner Terry Phillippe: Jason, I have a question for you. Your professional opinion, we asked this question for a Jail Study Committee a lot, you know, when's the time? Materials are very high right now. Been a lot of money let out into the economy by the Federal Government. You have any opinion on whether materials are ever going to start to go back down?

Jason Barisano: I think I would address that question based on the current design. It's a, it's a pre-engineered steel building. I don't see that coming down a whole lot. They, I guess in our industry, it seems like there was an adjustment that was waiting to happen a little bit too beyond just the pandemic elements. But, you know, certainly, the prices are high from when we started the project.

Bobby Howard: Right. And originally as things went along the cost of materials over the last two (2) years have really skyrocketed. So, we expected some increase as we went, but it wasn't expected to be quite as high.

Commissioner Terry Phillippe: Have you, have you attempted to calculate in any way the, the total cost of operations, all the solar and the radiant floors and how much that will save over time?

Bobby Howard: No, I haven't.

Commissioner Terry Phillippe: Gotten pretty good use out of a fifty (50) year old wood structure pole barn.

Roger Emmons: That's what it is.

Bobby Howard: Yeah, it's had a lot of repairs and things.

Commissioner Dan Saylor: What I worry about is what's the wind rating on that building?

Commissioner Terry Phillippe: I wouldn't want to be in that building when (inaudible).

Commissioner Dan Saylor: I don't either.

Commissioner Terry Phillippe: Just imagine what that cost would be, somebody got stuck in there. I'll leave it up to you guys. I'll entertain a motion of some sort. I personally just to give my two (2) cents, like to maybe continue to discuss this a little bit longer.

Bobby Howard: Basically, is there any time, what is the time limit on this bid?

Jason Barisano: I believe we have sixty (60) days on there. So, we're almost coming up on thirty (30).

Commissioner Terry Phillippe: So, Bobby, a big part of that is my understanding, you really haven't had the chance to scour this as an engineer even though you were the lead on the committee?

Bobby Howard: Yeah, he'll, he, you have those, well, they're at your, I'll be able to get those shortly. But, I asked him to put it together to look through them to determine if the low bidder met his requirements.

Roger Emmons: Bobby, didn't you tell me, basically, of this, of the low bid, one point seven-four-five (\$1,745,000.00), you had about a million (\$1,000,000.00)?

Bobby Howard: I have one point one million (\$1,100,000.00) available now. There's a possibility of some funding pots depending on what the Board wants to do.

Roger Emmons: But there's also the possibility that we'd have to go to the Council. But, I don't know what kind of alternate funding sources you're talking about. Are you talking about any grants or anything?

Bobby Howard: No, I don't think it's grants right now.

Roger Emmons: Not necessarily? Okay. So, we're about six hundred forty-five grand (\$645,000.00) short on funding.

Commissioner Bob Johnson: (Inaudible).

Commissioner Dan Saylor: Could any of the ARP money be used for this building?

Commissioner Terry Phillippe: Seems like it. Do we want to ask Debbie her opinion? Debbie? Please?

Roger Emmons: Put you on the spot, Debbie.

Debbie Bennett-Stearsman: That's fine. So, as of today, no. As of April 1st, 2022 when it goes back to revenue, you could at that point when everything goes, when you decide to put your ten million back into the revenue loss like they said, at that point, you can, you've got more ability to be able to spend the funding then. But, as of right now, we don't, it's not in the plan.

Commissioner Terry Phillippe: Thank you.

Debbie Bennett-Stearsman: Okay.

Roger Emmons: Good information.

Commissioner Terry Phillippe: I think we're going to have to have some of that lined up a little bit more before we make that decision.

Commissioner Bob Johnson: Well, we've got another thirty (30) days.

Bobby Howard: We've got a shortfall in revenue that I reported as well. That was around one point two million (\$1,200,000.00) that could go towards that.

Commissioner Bob Johnson: We've used up thirty (30) days of our sixty (60) days, correct? Approximately?

Commissioner Dan Saylor: I, I also think with the economic development down there in Ohio Township, with what this building would be serving with the increase, I think we could probably ask our Economic Development Board if they could pitch in some more dollars I think. I think they could probably do that. But, I've not formally asked that. Cause I didn't know where this was going. So.

Commissioner Bob Johnson: With that being said, would there be an objection to letting Bobby look over the quotes, make sure that no bidder has met all the specifications and table this until our next meeting. Give us time to go out and put together some more ideas on either how to reduce costs or where the money's going to come from.

Commissioner Terry Phillippe: I agree. Bobby, you've got plenty time in your day, don't you?

Bobby Howard: Sure.

Commissioner Bob Johnson: We'll he's just got to review one (1).

Commissioner Terry Phillippe: I'm just giving him a hard time.

Roger Emmons: You want to table again to January 24th? Probably need a motion for that.

Commissioner Terry Phillippe: Is that a motion?

Commissioner Bob Johnson: Is that what you want to do, Terry?

Commissioner Terry Phillippe: Yeah, I'm good with that. Are you fine with that, wait a little bit longer here?

Commissioner Bob Johnson: So, I make a motion to table it to January 24th.

Commissioner Terry Phillippe: Okay.

(Bid sheet is located on page 30 of these Official Minutes)

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: Have a first and a second. All in favor?

Commissioner Bob Johnson: Aye.

Commissioner Dan Saylor: Aye.

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

Bobby Howard: Thank you. That's all I have.

Commissioner Terry Phillippe: Very good.

COMMISSIONER ITEMS FOR DISCUSSION

Commissioner Terry Phillippe: Last item of business is Commissioners. You have anything?

Commissioner Bob Johnson: No, Sir.

Commissioner Dan Saylor: I have nothing.

Commissioner Terry Phillippe: I have nothing. Motion?

Commissioner Bob Johnson: Motion to adjourn.

Commissioner Dan Saylor: Second.

Commissioner Terry Phillippe: I have a first and a second. All in favor?


Commissioner Bob Johnson: Aye.

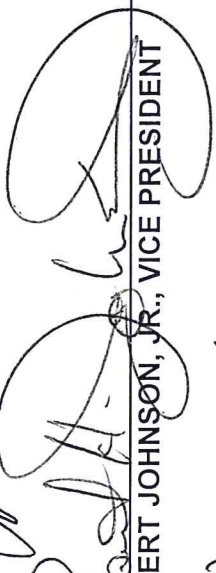
Commissioner Dan Saylor: Aye.


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

ADJOURNMENT: Meeting adjourned at 5:00 P.M.

WARRICK COUNTY BOARD OF COMMISSIONERS


TERRY PHILLIPPE, PRESIDENT


ROBERT JOHNSON, JR., VICE PRESIDENT


DAN SAYLOR, MEMBER

ATTEST:

DEBORAH K. STEVENS, AUDITOR
WARRICK COUNTY, INDIANA

WARRICK COUNTY, INDIANA
Board of County Commissioners
Boonville, In. 47601

PP-22-02

CERTIFICATE OF COMPLIANCE
Plan and Specifications - Street Construction

Submission Date: December 7, 2021

Probable Start Construction: January 11, 2022

Probable Finish Construction: December 31, 2026

Project Location: Located on the west side of Casey Road at the northwest quadrant of the
Eachwood Drive & Casey Road Intersection.

Describe in detail type of street construction:

Private streets will be constructed 24 feet in width. The private streets will consist of 8 inches of #53 stone, 2 1/2 inches of HMA base and 1 1/2 inches of HMA surface.
The commercial drives at the Eachwood Drive & Casey Road entrances will consist of 6 inches of #53 stone, 6 inches of HMA base and 1 inch of HMA surface.

Name of Street	No. of Linear Ft.	Est. Cost of Construction
Road #1	358' @ .880/LF	\$ 28,640.00
Road #2	152' @ .880/LF	\$ 12,160.00
Eachwood Drive Comm. Drive		\$ 2,775.00
Casey Road Comm. Drive		\$ 5,780.00
10% Contingency		\$ 5,025.50
TOTAL		\$55,390.50

FILED

Name the Streets the Area Plan Commission has required sidewalks and what cost of their construction: PEC 414-2021

Total Estimated Cost of Street Construction is \$ 55,390.50

Total Estimated Cost of Storm Sewer Construction is \$ 46,938.10

I, the County Engineer, of the above named subdivision certify that the information given above is true and correct and that the plans and specifications are substantially and in compliance with the plans and specifications as submitted and attached hereto.

Owner/Owners Name: Chad Lampert - Lampert Properties, LLC

Signature: [Signature]

Address: 5392 Landmark Drive Nashville, TN 37620

I certify that to the best of my knowledge and belief

That these plans and specifications for this subdivision are in compliance with the Ordinance for Warrick County, Indiana.

That the plans and specifications as presented and attached hereto are under my

dominion and control and were created by my employees and me.

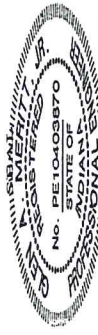
Signature: [Signature]

Typed Name: Chen Meckle, Jr.

Engineer Licensed Land Surveyor

Address: 414 Citadel Circle - Suite B

Ind. Reg. No. JE 10403870 Phone No.: (812) 401-5561



I will perform reasonable and periodic inspection of this project during construction to determine that such construction is in accordance with the plans and specifications for this subdivision approved by the Board of County Commissioners, Warrick County, Indiana, and attached hereto.

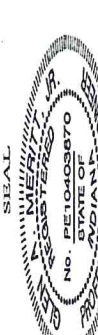
Signature: [Signature]

Typed Name: Chen Meckle, Jr.

Engineer Licensed Land Surveyor

Address: 414 Citadel Circle - Suite B

Ind. Reg. No. JE 10403870 Phone No.: (812) 401-5561



County Engineer:

Date:

BOARD OF COMMISSIONERS:

[Signature]
President
[Signature]
Member
[Signature]
Member

ATTEST:

[Signature]
Auditor
Date: 1/14/22



December 6, 2021

Warrick County Area Plan Commission
107 West Locust Street
Boonville, IN 47601

Re: Peachwood PUD - Replat of Lot 5
Engineer's Cost Estimate
Our Project No. 21-4944

Peachwood Drive - Commercial Drive (Within R/W)
1" H.M.A. Surface
6" H.M.A. Base (2 Layers of 3")
6" Compacted Aggregate Base

Sub-Totals:
4.0 TON \$90.00
23 TON \$90.00
\$23.00

\$360.00

\$1,840.00

\$575.00

\$2,775.00

4.0 TON

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TON (Within R/W)

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WARRICK COUNTY COMMISSIONERS RESOLUTION 2022-01

WARRICK COUNTY COMMISSIONERS RESOLUTION 2022-01
WARRICK COUNTY, Indiana Code 36-2-2-6 provides that the Board of Commissioners shall by resolution, at or before the beginning of each year, establish the dates and times for regular meetings to be held throughout the year.

MONDAY	JANUARY 10, 2022	4:00PM
MONDAY	JANUARY 24, 2022	4:00PM
MONDAY	FEBRUARY 14, 2022	4:00PM
MONDAY	FEBRUARY 28, 2022	4:00PM
MONDAY	MARCH 14, 2022	4:00PM
MONDAY	MARCH 28, 2022	4:00PM
MONDAY	APRIL 11, 2022	4:00PM
MONDAY	APRIL 25, 2022	4:00PM
MONDAY	MAY 9, 2022	4:00PM
MONDAY	MAY 23, 2022	4:00PM
MONDAY	JUNE 13, 2022	4:00PM
MONDAY	JUNE 27, 2022	4:00PM
MONDAY	JULY 11, 2022	4:00PM
MONDAY	JULY 25, 2022	4:00PM
MONDAY	AUGUST 8, 2022	4:00PM
MONDAY	AUGUST 22, 2022	4:00PM
MONDAY	SEPTEMBER 12, 2022	4:00PM
MONDAY	SEPTEMBER 26, 2022	4:00PM
MONDAY	OCTOBER 10, 2022	4:00PM
MONDAY	OCTOBER 24, 2022	4:00PM
MONDAY	NOVEMBER 7, 2022	4:00PM
MONDAY	NOVEMBER 21, 2022	4:00PM
WEDNESDAY	DECEMBER 15, 2022	4:00PM
WEDNESDAY	DECEMBER 29, 2022	4:00PM

THIS RESOLUTION PASSED AND ORDAINED THIS 10th DAY OF JANUARY, 2022.

WARRICK COUNTY BOARD OF COMMISSIONERS

[Signature]
Robert M. Saylor, Mayor

[Signature]
Robert M. Saylor, Mayor

N:\172.16.30.101\voic\COMMISSIONERS\RESOLUTIONS\2022\2022-01 (Meeting Order).doc

01-10-22 (REVISED)

EMAILED TO GROUP ON 1-5-22
R.E.

WARRICK COUNTY, INDIANA PANDEMIC RELIEF FUND REQUEST FORM

Requesting Party: OBILE TOWNSHIP T24 STATE Date: 01/05/2022
 Phone Number: 317-353-8835 Email Address: lyada@obiletownship-in.gov
 Amount Requested: \$12,321.85 Designated Expense Category(ies): 2, b, c
 This Request is to: Reimburse one or more *unanticipated* expenses already incurred
 Pay for one or more *unanticipated* expenses yet to be purchased
 Description of Request and how it is necessary in response to COVID-19 pandemic:
(attach additional pages as necessary)
CONTRACTS OF SERVICE PROVIDED BY PARISH CARE SERVICES
FOR THE TOWN OF OBILE
ALSO ATTACHED: COPY OF ALL COPIES OF APPS RETURNED
COUNTY I OHIO TOWNSHIP
 Please attach any and all supporting documentation to this Request (e.g., quotes, proposals, invoices, etc.). Failure by a Requesting Party to include necessary Supporting Documentation will result in the rejection of this Request.
 Submit this Request and copies of all Supporting Documentation to:
 Roger Emmons, Administrator
 Warrick County Board of Commissioners
 107 W. Locust Street, Suite 301
 Boonville, IN 47601
 roe@warrickcounty.in.gov
 For Administrator use only
 Request Number: 21-64 (REVISED) Date Received: 01/05/2022
 Signature: [Signature] Date: 1-5-22
 Title: ADMINISTRATOR

21-65

TO GROUP ON 1-5-22
R.E.

WARRICK COUNTY, INDIANA PANDEMIC RELIEF FUND REQUEST FORM

Requesting Party: BOONVILLE POLICE CO. SHERIFF Date: 01/05/2022
 Phone Number: 317-847-6120 Email Address: lafa@warrickcounty.in.gov
 Amount Requested: \$1,500.00 Designated Expense Category(ies): 3
 This Request is to: Reimburse one or more *unanticipated* expenses already incurred
 Pay for one or more *unanticipated* expenses yet to be purchased
 Description of Request and how it is necessary in response to COVID-19 pandemic:
(attach additional pages as necessary)
HAZARDOUS PAY PERIODS FOR SHERIFFS OF BOONVILLE
1. 01/05/2022 - 01/05/2022
2. 01/05/2022 - 01/05/2022
3. 01/05/2022 - 01/05/2022
TOTAL: \$1,500.00
 Please attach any and all supporting documentation to this Request (e.g., quotes, invoices, proposals, invoices, etc.). Failure by a Requesting Party to include necessary Supporting Documentation will result in the rejection of this Request.
 Submit this Request and copies of all Supporting Documentation to:
 Roger Emmons, Administrator
 Warrick County Board of Commissioners
 107 W. Locust Street, Suite 301
 Boonville, IN 47601
 roe@warrickcounty.in.gov
 For Administrator use only
 Request Number: 21-65 Date Received: 01/05/2022
 Signature: [Signature] Date: 1-5-22
 Title: ADMINISTRATOR

WARRICK SHERIFF DEPARTMENT REQUEST FOR HAZARD PAY CARES FUNDS (COVID-19 EXPENSE)		
	POSITION	REQUEST
Mike Wilder	Deputy	\$ 1,500.00
Mike Backer	Deputy	\$ 1,500.00
Gerald Ash	Deputy	\$ 1,500.00
Richard Bennett	Deputy	\$ 1,500.00
Austin Barnett	Deputy	\$ 1,500.00
Dylan Brewer	Deputy	\$ 1,500.00
Brad Brown	Deputy	\$ 1,500.00
Brandon Brown	Deputy	\$ 1,500.00
Daniel Bullock	Deputy	\$ 1,500.00
Brad Bueggdorf	Deputy	\$ 1,500.00
Brett Bursink	Deputy	\$ 1,500.00
John Calkins	Deputy	\$ 1,500.00
Darin Clifton	Deputy	\$ 1,500.00
Austin Ellis	Deputy	\$ 1,500.00
Austin Fawcett	Deputy	\$ 1,500.00
Sam Fawcett	Deputy	\$ 1,500.00
Matt Gallagher	Deputy	\$ 1,500.00
Matthew Ligelt	Deputy	\$ 1,500.00
John Little	Deputy	\$ 1,500.00
Mike Jones	Deputy	\$ 1,500.00
Paul Kruse	Deputy	\$ 1,500.00
Negan Manges	Deputy	\$ 1,500.00
John McCall	Deputy	\$ 1,500.00
Ryan Nance	Deputy	\$ 1,500.00
Todd Neff	Deputy	\$ 1,500.00
Thomas Noh	Deputy	\$ 1,500.00
Thomas Rohi	Deputy	\$ 1,500.00
Jordan Saltzman	Deputy	\$ 1,500.00
Ashton Schenk	Deputy	\$ 1,500.00
Justin Smith	Deputy	\$ 1,500.00
Dalton Spaulding	Deputy	\$ 1,500.00
Gery Smith	Deputy	\$ 1,500.00
Justin Stuckey	Deputy	\$ 1,500.00
Kyle Tevault	Deputy	\$ 1,500.00
Tony Tedesco	Deputy	\$ 1,500.00
Chris Tully	Deputy	\$ 1,500.00
Kyle Vallard	Deputy	\$ 1,500.00
Ray Wallace	Deputy	\$ 1,500.00
Brian Waters	Deputy	\$ 1,500.00
Paul Waters	Deputy	\$ 1,500.00
Brian Wesseli	Deputy	\$ 1,500.00

Jared West	Deputy	\$ 1,500.00
Matthew Young	Deputy	\$ 1,500.00
Tammy Byers	Kitchen	\$ 1,500.00
Donna Burns	Kitchen	\$ 1,500.00
Amanda Neff	Kitchen	\$ 1,500.00
Christy Neff	Kitchen	\$ 1,500.00
Amy Jeffrey	Dispatch	\$ 1,500.00
Makayla Backer	Dispatch	\$ 1,500.00
Joaanna Barnett	Dispatch	\$ 1,500.00
Jennifer Claridge	Dispatch	\$ 1,500.00
Shelby Fawcett	Dispatch	\$ 1,500.00
Shelby Fawcett	Dispatch	\$ 1,500.00
Melissa Jones	Dispatch	\$ 1,500.00
Kim Tab	Dispatch	\$ 1,500.00
Gretchen Winkler	Dispatch	\$ 1,500.00
Brooke Salkill	Jailer	\$ 1,500.00
Jason Lewis	Jailer	\$ 1,500.00
Jason Crow	Jailer	\$ 1,500.00
James Evans	Jailer	\$ 1,500.00
Evan Hargrave	Jailer	\$ 1,500.00
Jeremy Hoelder	Jailer	\$ 1,500.00
John Kuhn	Jailer	\$ 1,500.00
Jeff Lashley	Jailer	\$ 1,500.00
Lisa Lohse	Jailer	\$ 1,500.00
Gabe Kipfer	Jailer	\$ 1,500.00
David Morris	Jailer	\$ 1,500.00
Justin Morris	Jailer	\$ 1,500.00
Zachary Waters	Jailer	\$ 1,500.00
Mike Dietsch	Judicial Security	\$ 1,500.00
Misty Waters	Judicial Security	\$ 1,500.00
Barbara Harris	Office	\$ 1,000.00
Sherry Williams	Office	\$ 1,000.00
Sherry Williams	Office	\$ 1,000.00
Darrien Barnett	Office	\$ 1,000.00
Larry Sulawake	Maintenance	\$ 1,500.00
		\$ 113,500.00

COPY

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (this "MOU" or "Memorandum"), as entered into on December 30, 2021 (the "Effective Date"), by and between Warrick County, Indiana, by and through its Board of Commissioners (the "County"), and Ohio Township, Warrick County, Indiana, by and through the Ohio Township Trustee ("Ohio Township"), jointly referred to herein as the "Parties," is for the purposes of setting forth the understandings between the Parties concerning the transfer of certain County funds to Ohio Township, to which the Parties agree as follows:

1. **Purpose and Scope.** The Parties intend for this MOU to establish the mutual understanding by which the County will transfer the Funds to Ohio Township as reimbursement for the costs incurred by Ohio Township to construct a building located at 2332 Old Plank Road, Newburgh, Indiana, 47650 for the primary purpose of storing equipment, materials, and other items purchased in response to, and as a result of, COVID-19 (the "Storage Facility").
2. **Funds.** In exchange for the fulfillment of the responsibilities and obligations as set forth herein, the County will transfer the amount of Two Hundred Eighteen Thousand Three Hundred Twenty-One and 85/100 Dollars (\$218,321.85) (the "Funds") out of the County's EXPENSE COVID Line Item, which represents the expenses associated with the construction of the Storage Facility. Nothing in this Agreement shall be construed to suggest that the Funds constitute reimbursement for expenses incurred by Ohio Township to supply the Storage Facility, for any contents or equipment stored within the Storage Facility, or any other expenditures except for those associated with the costs to construct the Storage Facility.
3. **Responsibilities and Obligations of the Parties.**
 - a. **Binding Authority.** Both Parties acknowledge and agree that this MOU binds the Parties with respect to the representations, responsibilities, and obligations set forth herein. However, it is the intent of the Parties that, subsequent to the execution of this MOU, the Parties will enter into an Interlocal Agreement as described below.
 - b. **Subsequent Agreement.** As soon as reasonably practicable, and in no event later than February 28, 2022, the Parties shall execute and enter into an Interlocal Agreement setting forth the terms and conditions associated with the transfer of the Funds, including, without limitation, any and all reporting, recordkeeping, compliance, and auditing regulations and requirements.
4. **Term.** The term of this Memorandum shall commence on December 30, 2021, and shall expire on March 1, 2022, unless further renewed by mutual agreement of the Parties.

- 5. **Legal Compliance.** The Parties acknowledge and understand that each Party must be able to fulfill their responsibilities and obligations as set forth in this MOU in accordance with the provisions of the law and regulations that govern their activities. Nothing in this MOU shall be construed to negate or otherwise render ineffective any such provisions or operating procedures. The Parties assume full responsibility for each Party's performance under the terms of this MOU. If at anytime either Party is unable to perform the responsibilities and obligations assigned to them under this MOU in a manner consistent with such Party's statutory and regulatory requirements, the affected Party shall immediately provide written notice to the other Party.
- 6. **Limitation of Liability.** Both Parties acknowledge that no limitation of rights shall arise or otherwise be assumed between the Parties as a result of the terms and provisions of this Memorandum.
- 7. **Notice.** Both Parties acknowledge that any notice or communication required or permitted under this MOU shall be sufficiently given if delivered in person or by certified mail, return receipt requested, to the address set forth below:
 For the County:
 Warrick County Board of Commissioners
 Attn: Roger Eramons, County Administrator
 107 Wilcox Street, Suite 501
 Booneville, IN 47601
 Phone: (812) 897-6120
 For Ohio Township:
 Ohio Township Trustee
 Attn: Chad Bennett, Trustee
 4333 Epworth Road
 Newburgh, Indiana 47630
 Phone: (812) 858-8835
- 8. **Governing Law.** This Memorandum shall be governed by, and construed in accordance with, the laws of the State of Indiana.
- 9. **Counterparts.** This Memorandum may be executed in any number of counterparts, each of which shall be deemed to be an original and all of which shall together constitute a single instrument. Signatures of representatives of the Parties transmitted by electronic transmission shall be deemed an original for all purposes, and the exchange of copies of this Agreement and of the signature page hereto by electronic submission shall constitute effective execution and delivery of this Memorandum.

WARRICK COUNTY, INDIANA

WARRICK COUNTY BOARD OF COMMISSIONERS

Terry J. Phillippe

Terry J. Phillippe, President

Robert H. Johnson, Jr.

Robert H. Johnson, Jr., Vice President

Dan Saylor

Dan Saylor, Member

12/30/21

Date

12/30/21

Date

Dec. 30, 2021

Date

OHIO TOWNSHIP, WARRICK COUNTY, INDIANA

Chad Bennett

Chad Bennett, Trustee

12/30/2021

Date



We have prepared a quote for you
WCC Nutanix Renewal 3-26-22
Quote # 005243 v1

Prepared for:
Warrick County Commissioners

Prepared by:
Ty Eblen

January 04, 2022

