

WARRICK COUNTY BOARD OF COMMISSIONERS MEETING
REGULAR SESSION
COMMISSIONERS MEETING ROOM
107 W. Locust Street, Suite 303
Boonville, Indiana
June 8, 2020
4:00 P.M.

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

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

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

PLEDGE OF ALLEGIANCE

**AREA PLAN COMMISSION
EXTENSION REQUEST
MEIJER WARRICK SUBDIVISION**

Commissioner Saylor: First item on the agenda would be our APC and Molly, you're up.

Molly Barnhill: Okay. We have an Extension Request from Meijer Warrick Subdivision. It's by Meijer Stores Limited Partnership by Michael Kinstle, VP of Real Estate. We're holding two (2) letters of credit for commercial entrance at eighty-five thousand (\$85,000.00) and drainage construction at two hundred fourteen thousand (\$214,000.00). They are asking for one (1) year. They've had five (5) years and this letter of credit expires June 27, 2020. They actually asked for a reduction for the entrance to eighty (\$80,000.00), but Bobby Howard has scratched that and would like to retain the eighty-five thousand (\$85,000.00) for entrance.

Commissioner Saylor: Is that unusual? Why are they asking for five thousand (\$5,000.00)?

Bobby Howard: They told the Area Plan Commission that the cost of supplies had went down.

Commissioner Saylor: Here?

Bobby Howard: And so I, I disagreed and said let's, I don't recommend any type of reduction.

Commissioner Saylor: I agree. Good move, Bobby. Have they, have they said what their, what the holdup is on their development or anything? (Inaudible).

Molly Barnhill: I'm not sure what's happened. But, we have to keep doing the letters of credit unless they want to vacate the whole subdivision. And they do not want to do that. So, they're just gonna keep doing this.

Commissioner Saylor: Alright, Commissioners?

Commissioner Phillippe: Make a motion to approve the extension.

Commissioner Johnson: I'll second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(Meijer Subdivision Extension is located on Page 19 of these Official Minutes)

**REPLACE SURETY IN ESCROW WITH LETTER OF CREDIT
BELL ROAD APARTMENTS PHASE 1**

Molly Barnhill: We have, we're currently holding surety in escrow. It's for Bell Road Apartments, Phase 1 by Dr. Mansoor Kahn. We're holding three hundred thirty-five thousand four hundred nine and eight cents (\$335,409.08) in escrow for street drainage and sidewalk construction. We've had it for one (1) year one (1) month and all they're doing is requesting to replace the surety in escrow with an irrevocable letter of credit. And I actually already have the letter of credit. But, we needed you guys to sign off on releasing the surety from the escrow account. No dollar changes.

Bobby Howard: Dollar amount is sufficient.

Commissioner Saylor: So, right now they have that money...?

Bobby Howard: Tied up.

Roger Emmons: Looks like it expired May 16th. Did the new letter of credit take effect immediately after that expired?

Molly Barnhill: That should be '21. May 16, (20)21. They just renewed it.

Roger Emmons: I see. Alright. Thank you.

Commissioner Saylor: So, Legal Counsel, there's, there's, I mean they're...

Todd Glass: That's not necessarily up my bailiwick, but I think it's exactly the same. You can replace a surety with an irrevocable letter of credit.

Commissioner Saylor: Okay. Alright. Commissioners, with that being said....?

Commissioner Johnson: Make a motion to approve the exchange of the surety in escrow with an irrevocable letter of credit.

Commissioner Phillippe: I'll second the motion.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(Bell Road Apartments LOC is located on Pages 19 through 21 of these Official Minutes)

REQUEST FOR RELEASE OF SURETY C-2017-048

Molly Barnhill: We have a request for release of Surety. It's C-2017-048 for commercial driveway permit at 6044 Vann Road, for Tri-State Hindu Temple, Inc. We're holding twenty-one thousand six hundred five dollars (\$21,605.00) in escrow which expires July 25, 2020. They have had three (3) years and Bobby Howard has done an inspection and signed off on it.

Commissioner Saylor: You good with it Bobby?

Bobby Howard: Yeah. The driveway was constructed to the approved plans.

Commissioner Saylor: Okay, do I have a motion?

Commissioner Phillippe: I'll make a motion.

Commissioner Johnson: Second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(C-2017-048 is located on Page 21 of these Official Minutes)

STREET CONSTRUCTION PLANS PP-19-08 AMENDED ENCLAVE

Molly Barnhill: We have Street Construction Plans. First one's PP-19-08, the amended enclave. Petitioner and owner is Ken Favor. It's one point zero-three-four-three (1.0343) acres on the east side of Coal Mine Road. Zero (0) feet north of the intersection of Coal Mine and Melissa Lane, Ohio Township. It was advertised in the standard on January 30, 2020. They are a private street and they're asking for no improvements to Coal Mine Road. And I am not sure where Bobby is on these street plans.

Bobby Howard: Go ahead, Glen.

Glen Meritt: Glen Meritt with Cash Waggner. I was contacted last week by Lance Stevens, the developer with Ken Favor's project and asked to get involved and finish this project out. And they were both out of town today and asked me to come to this meeting to basically try to find out where everything stood with everything that's happened to the build. And so I'm basically taking over this project and taking it to completion.

Commissioner Saylor: That's probably a good thing.

Bobby Howard: He's, he's, the last time I spoke with them, they acted like they wanted to make some changes and weren't happy with some of the design they had. So I wasn't sure if they're wanting to continue to keep these plans. Or...?

Glen Meritt: They talked to me about changing some things around a little bit, yes, because they said dirt work does not balance on site right now. They were, their preferred route to go was, if the plans that existed were in order, to try to get those approved so we maybe did not have to come back to the road Commissioners for another meeting. But, I don't know if the plans that you have are even approved. You know, ready to be approved or where you stand with the latest round of plans that you have from them.

Bobby Howard: They would meet our current standards except for that idea that they said they would be changing some grades and things that would change the roads.

on site. I don't even know what they're proposing, if it's going to work or not. So, I mean if the plans that you have are in order and are acceptable, I would prefer that those be approved. If I get out there and find out that we do have to change something then obviously I'll get the revised set of drawings back to you and we can come back before the Board. Because if they...

Bobby Howard: Well, I know they didn't build the drainage basin per the drainage plan already.

Glen Meritt: As far as the (inaudible).

Bobby Howard: Yeah.

Glen Meritt: They did mention that to me when I was out there.

Roger Emmons: Glen, another concern was they initially said they were going to have to haul in seventy-five (75) to a hundred (100) tri-axle loads of dirt.

Glen Meritt: I heard that too.

Roger Emmons: They didn't want to enter into an agreement for road usage and obviously, even though it's a small section of County paved road. That's going to damage the pavement. So, you know.

Glen Meritt: They brought that up to me as well when I was out there. Like I said, John Bush was out there on site and he's the dirt contractor and he was, evidently he was not aware of that. I don't deal with that very often either. But, I think, I mean if they have to haul in dirt, they're prepared to take care of that agreement that needs to be done for maintenance.

Roger Emmons: Okay. You wouldn't know it from the communications I got from them.

Glen Meritt: That was what was mentioned, again, I just got involved in this project.

Roger Emmons: I understand.

Glen Meritt: I'm trying to figure out where everything stands. I talked to Molly last week and she said drainage was approved. But I, if we get our topo and what they want to do will work, I'm probably going to have to come back to drainage and roads later. I mean that's going to be two (2) or three weeks down the road before that happens.

Commissioner Saylor: I, I mean I don't think, Commissioners, are you guys prepared to approve anything here tonight?

Commissioner Phillippe: I'd say you probably need to get a little more involved like you said. You've just gotten involved. Not a hundred percent (100%) sure what's going on here, right?

Glen Meritt: Yeah. That's fine. Right.

Commissioner Saylor: I'm not for sure we know where everything's at a hundred (100%) percent. And until he gives us you know his blessing on it, and, and like I said, drainage has, has been approved. Right, Bobby?

Bobby Howard: Drainage has been approved. But what was constructed already does not meet the approved plan.

Commissioner Saylor: Right. Right.

Bobby Howard: So...

Glen Meritt: But, does that, I mean, did you not mention earlier that you said the road plans were in order.

Bobby Howard: The street plans have now gotten to the point where they were in order I think after five (5) or six (6) reviews. And now the last thing he was telling me though was that he was going to have to change grades, street grades and different things. So that has me concerned that, what has actually happening. So, I mean if you're telling me that he's going to build to plan, it's really up to the Board over all what's currently before us from a different design engineer currently meets our Subdivision Control Ordinance.

Commissioner Phillippe: You're putting your company's name on it. I'd like to see you guys look at the plans and say, we're good with it.

Glen Meritt: Well, if they get the plans approved and I go out there and start trying to redesign this and it does not work, this is my concern, that I try to go out there and redo something. Cause there's not a lot of wiggle room out here on this site (inaudible). It's not very big first of all. And I'm not sure if I can get the grades to work that they're wanting to happen to push the water back to an intersection and still route it to the detention basin. If we go back to build design, which he's turned in and he's stamped, I don't want to redo roads at all at that point is why I'm, when Bobby said that earlier, that's why if he's good with the plans right now and saying that hey, he turned in a set of road plans and it is, it can be approved by the Board. If my stuff don't work, they're probably going to go back to what Bill did and put it in the way that he designed it.

Bobby Howard: (Inaudible) road use agreement and start hauling in?

Glen Meritt: Correct. So, that's my concern from my standpoint.

Commissioner Saylor: We're going to see, you know, we just have concerns.

Glen Meritt: I understand. I just don't want to, I don't want to waste a lot of time. I don't want to redo Bill's plans to come back with the same thing. It makes no sense to waste the developer's money to do that if they end up staying with the current design that is out there. Sounds like we're going to have to come back to do something different with

drainage since they redirected that spillway pipe from the basin. But, that really does not affect the roads in any way in my opinion.

Bobby Howard: Right. I would agree. It's just the fact that things have already changed from the approved plan. So...

Glen Meritt: That's why you're in that seat. It's up to you guys. I'm just trying to see where everything's at and get my head wrapped around it as well. Everybody's doing that.

Commissioner Saylor: Well, every time it was brought here, it wasn't, it wasn't in order. And the changes were made at the last minutes, where these guys...

Bobby Howard: Right, they had initially got one (1) plan approved a year or two (2) ago. Then they made changes again and then we've been going on submittals for those changes now. I think they're like the fifth one (1) the second time through to where now it's finally to the, to, meets our Ordinance. Then he told me that he's probably was going to make changes to it. So that's, but now they're saying they're not making changes to it they don't think. They don't know. They'd like to go ahead and come before this Board. I mean two (2) weeks is the only, I mean, is the next meeting in two (2) weeks.

Roger Emmons: Yeah, the 22nd. June 22nd.

Bobby Howard: I mean, how soon are you supposed to have an answer to them?

Glen Meritt: We're not even going to get a crew out on that site until this week. So, I mean, if you're asking if I'm going to have my answers by the 23rd, I will at least know a lot more of what's going on after I get a toe hold. (Inaudible) accurate.

Bobby Howard: Okay, so it could be awhile. But it currently meets the Ordinance so, I mean you can approve the existing plan as is and we would just have to hold them, to be accountable to them.

Commissioner Saylor: Well, I feel better that there's some representation on it. Cause, I mean, I, sometimes I didn't think the left hand knew what the right hand was doing on this project.

Glen Meritt: I understand.

Commissioner Saylor: And I spoke to both these gentlemen, my recommendation was to get somebody else. So, I didn't have any confidence in the plan.

Glen Meritt: I understand.

Commissioner Phillippe: So, if we do approve it, we'll have lots of eyes on it, right?

Bobby Howard: Yes.

Commissioner Saylor: Commissioner Johnson?

Commissioner Johnson: If we build it as it stands in what's approved and what Bobby feels comfortable with. We need to keep track and as Terry said, plenty of eyes on it because they've already deviated from the original drainage plans. That's my fear. We can approve anything, but that doesn't mean necessarily that they're going to build to it.

Bobby Howard: I think we'll be holding a hundred... a hundred and ten thousand (\$110,000.00).

Molly Barnhill: One-ten-three-forty (\$110,340.00).

Glen Meritt: I can assure you if something does come back and change on those roads, I will bring a revised plan back to this Board.

Commissioner Saylor: Okay.

Glen Meritt: With those changes and drainage is going to follow suit right along with that. I'm going to have to come back to both Boards for both.

Commissioner Phillippe: We see Glen a lot, so, we know where he's at.

Commissioner Saylor: We know where he's at.

Glen Meritt: That's fine. I will stand behind anything that I put my stamp on.

Commissioner Saylor: That's what we want to hear. Alright, Commissioners?

Commissioner Johnson: I'll make a motion to approve the amended street plans/construction plans at the Enclave.

Commissioner Phillippe: I'll second.

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

Commissioner Johnson: Aye.

Commissioner Phillippe: (Inaudible).

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

Commissioner Saylor: Thanks, Glen.

(PP-19-08 is located on Pages 22 through 23 of these Official Minutes)

PP-20-05 CASTLE ORCHARD ESTATES #2

Molly Barnhill: Next, PP-20-05. It's Castle Orchard Estates #2. Applicant and owner is Otto Charles Susec, Jr. and Jane Elizabeth Susec. It's located on the east side of Castle Garden Road. Lies between Castle Orchard Land and Eddie Lane. Approximately sixteen thousand (16,000) feet north....

Roger Emmons: Sixteen hundred (1,600).

Molly Barnhill: Sixteen hundred (1,600), excuse me, north of the intersection of Jenner and Castle Garden Road. It's Ohio Township. Advertised in the Standard May 28, 2020. They are requesting no improvements to Eddie Lane or Castle Orchard Lane. And Bobby Howard has signed off on that request.

Jim Morley, Jr.: Jim Morley, Jr., Project Engineer. I can answer any questions.

Commissioner Saylor: Bobby?

Bobby Howard: There are no new streets involved in this. They're just going off the existing roadways that are adjacent to the property and there's no issues there.

Commissioner Saylor: Okay. Commissioners?

Commissioner Phillippe: I'd make a motion to approve Castle Orchard Estates #2.

Commissioner Johnson: And I'll second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Jim Morley, Jr.: Thank you, all.

Commissioner Saylor: Thank you, Jim.

(PP-20-05 is located on Pages 23 through 24 of these Official Minutes)

PP-20-06 GATEWAY SUBDIVISION

Molly Barnhill: PP-20-06, Gateway Subdivision, the applicant and owner is Deaconess Hospital, Inc., by, it's located on the south side of Gateway Boulevard, four hundred (400) feet west of the intersection formed by Gateway Boulevard and Epworth Road, Ohio Township. Advertised in the Standard May 28, 2020. And they're requesting no improvements to Epworth Road and the existing private road. I believe Bobby might have had some comments on this one (1).

Bobby Howard: Yeah, first, is there anyone here representing?

Commissioner Saylor: Deaconess?

Bobby Howard: Okay. We did have a Traffic Impact Study on that. The results of that Traffic Impact Study have been reviewed and just, follow up questions from the Evansville Metropolitan Planning Organization were answered around 3:30 (PM)-4:00 (PM) today. So, we are waiting on a proposal. That Traffic Impact Study has tentatively shown some improvements do need to be made to the private road at the intersection with Epworth and Epworth Road may need a little bit of widening at that intersection as well. So, at this time, I would just suggest that we would table this item until such time that it's addressed in regards to the improvements required and shown on the plans. Cause they're actually requesting for no improvements and their traffic impact study is now showing some improvements.

Commissioner Saylor: So, it needs improvements? So, we don't table it 'til the next meeting? Table to when it comes back up? Or...?

Bobby Howard: Or we can remove it from the agenda until they get the improvements in.

Commissioner Saylor: Cause they can put it back on the agenda.

Bobby Howard: Yeah, they can ask to be put, cause they're going to have to submit a design plan for the street improvements at Epworth and the private road.

Commissioner Saylor: Who's their engineer on this project? Do you know?

Bobby Howard: They were using...

Molly Barnhill: Three I.

Bobby Howard: Three I, yeah.

Commissioner Saylor: Three I?

Molly Barnhill: Um hum.

Commissioner Saylor: So...

Bobby Howard: Lochmueller did the Traffic Impact Study and I asked in an email earlier to make sure that they got the results to the project owner so they could update the, the subdivision plan, I guess you'd say for the improvements.

Commissioner Saylor: So, Todd, we need a motion to remove it then?

Todd Glass: Remove from the agenda, yes.

Commissioner Saylor: Commissioners?

Commissioner Johnson: Make the motion to remove PP-20-06, Gateway Subdivision from our agenda.

Commissioner Phillippe: Second the motion.

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

Commissioner Johnson: Aye.

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

PP-20-07 CASTLE RIDGE

Molly Barnhill: PP-20-07, Castle Ridge. The applicant is Castle Ridge Development, LLC, by Jerry Denton, Manager. The owner is Daniel R. and Angela C. Niehaus in Castle Ridge Development, LLC, by Larry Denton, Manager. Property's on the east side of Coal Mine Road approximately a hundred and fifty-five (155) feet south of the intersection of Coal Mine Road and Paige Drive. It's Ohio Township, advertised in the Standard May 28, 2020. And I'm not sure where Bobby is on these either.

Bobby Howard: Okay, in regards to this, the site review of the plans, there were some minor things involved that I briefly discussed with Lynn earlier today. So, those are, I couldn't not find a stop sign street sign location on the second street off the cul-de-sac annotated in the plans. There are some, the median needs to have annotation and dimensions. Is there any kind of sign or anything in it? I wanted to make sure it wasn't blocking sight distance. There was, I think some of the drainage on the street gutters, I just wanted to call out what percentage slopes they were. And I believe that's it. They were small amounts in regards to that. And I would just ask that it would be approved subject to, in that regard.

Glen Meritt: Glen Meritt with Cash Waggner. As Bobby said, we discussed this earlier before Drainage Board. This is the same development that came through for Drainage Board approval at the 2:30 (PM) meeting. And I'm prepared to make those changes that he's asking for. A lot of the stuff on the median and the out lot, the boulevard that was added that was referenced and labeled a little more detailed on the plat. But, I will add that to the road plans and resubmit that to Bobby later this week.

Bobby Howard: I just wanted to be sure the road plans show it as an out lot and it's not maintained by the County, that kind of thing is typical.

Glen Meritt: And I believe we've got it pulled back well off the right-of-way out there, the stop bars twenty (20) foot or so in front of that boulevard, so there will be no sight distance issues.

Commissioner Saylor: So, Glen, is this, is this connected? Is this plan show where it's connected to Union Drive?

Glen Meritt: No, it is no connected to Union Drive. It never has been connected to Union Drive in all the submittals that we've turned in so far.

Commissioner Saylor: Okay.

Glen Meritt: It's always cul-de-sac'ed.

Commissioner Saylor: Okay, so we've, the Commissioners have heard from residents that the potential people that are looking in this and then also from Gourley Place. And I think it's, it's, what I've heard is, is that Gourley Place residents don't want this traffic in their subdivision and I think, I think people are looking at lots in here, and the developers don't, you know, don't want that traffic. So, I think the Commissioners, I'm going to speak for all three (3). I think we've decided we'll go as planned. I know Bobby prefers there's a...

Bobby Howard: Well, I just asked for some discussion because I looked through our files and usually when someone has subbed out to adjacent property there's some discussion in the early stages of this as far as that option being explored.

Commissioner Saylor: Sure. Sure.

Bobby Howard: And I could not find where that had taken place. So I wanted to see, I was not at the site review meeting. So, I was unsure if that had taken place or not.

Commissioner Saylor: Well, and, and you're also, you've also got complaints from other subdivisions that there's only one (1) access.

Bobby Howard: Yes.

Commissioner Saylor: And so would he would he (inaudible) out for that. So

Commissioner Saylor: Bobby was doing what he should do to bring all options to the Commissioners and sure appreciate that, Bobby. So, so, you're good with this?.

Bobby Howard: Yes, just subject to those changes that I requested.

Commissioner Saylor: Okay, commissioners? Do I have a motion?

Commissioner Phillippe: Make a motion to approve Castle Ridge as planned and subject to the changes Bobby's requested.

Commissioner Johnson: And I'll second that.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Glen Meritt: Thank you very much.

Commissioner Saylor: Thanks, Glen.

Commissioner Johnson: (Inaudible) more.

Commissioner Saylor: Molly, you're still up.

Molly Barnhill: Yeah.

(PP-20-07 is located on Pages 24 through 25 of these Official Minutes)

PP-20-08 WARRICK RESEARCH AND INDUSTRIAL CENTER EAST

Molly Barnhill: PP-20-08, Warrick Research and Industrial Center East. The owner and applicant is Maken Corporation by Daniel Uebelhor, President. The property is located on the south side of Prospect Drive, three hundred (300) feet east of the intersection formed by Prospect Drive and Commerce Drive. Ohio Township. Advertised in the Standard on May 28, 2020, and it is a private road and Bobby has signed off on this one (1).

Jim Morley, Jr.: Jim Morley, Jr., Project Engineer. This is a small little commercial development that will have an internal private street in it. And so we'll just have a commercial entrance coming off of Prospect Drive dumping onto a private street.

Bobby Howard: And a portion of the cul-de-sac for Prospect Drive...

Jim Morley, Jr.: Yeah.

Bobby Howard: But that's part of our other agreement.

Commissioner Saylor: (Inaudible) yeah. You good with everything, Bobby?

Bobby Howard: Yes.

Commissioner Saylor: Commissioners?

Commissioner Johnson: Make a motion to approve PP-20-08, Warrick Research and Industrial Center East.

Commissioner Phillippe: Second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Jim Morley, Jr.: Thank you, all. Appreciate it.

Commissioner Saylor: Thanks, Jim.

(PP-20-08 is located on Pages 26 through 27 of these Official Minutes)

PP-20-09 OHA REALTY

Molly Barnhill: Okay, PP-20-09, O-H-A Realty. The owner/applicant is O-H-A Realty, LLC, by Edward Fox, Owner. Property is located on the west side of Epworth Road zero (0) feet north of the intersection formed by Epworth Road and Stahl Road. Ohio Township. Advertised in the Standard May 28, 2020. And they are requesting no improvements to Stahl or Epworth road. And Bobby has signed off on that request.

Commissioner Saylor: Go ahead and state your name for the record please.

Adam DeHart: Good evening Commissioners. My name's Adam DeHart. I'm project manager for Keeler-Webb Associates. Our offices are located at 486 Gradle Drive, Carmel, Indiana, 46032. As I said earlier, for the record, I'll repeat briefly what I said at the Drainage Board meeting. The intent of this plat is to split off Lot 2, which is approximately seven (7) acres with Oncology and Hematology Associates Building. Dr. Fox is getting out of the building ownership business but continues to want to be a doctor. So, there's going to be no changes to Lot 2 and the way that facility operates. By selling off Lot 7, is the reason we're here with you this evening. Because we have to do a subdivision plat. He intends to retain the vacant three and a half (3 1/2) acres on the west side of the property which will be designated as Lot 1. He does not anticipate any development on that property at this point in time. In the future, I'm sure we'll have to make presentations and permits and applications for any future development for any road cut that there might be on Stahl Road for that Lot 1. And he intends to, like I said, keep Lot 2 for the Oncology and Hematology building operates out of with no changes in those curb cuts either. And with that I'd be available for any questions you might have.

Commissioner Saylor: Bobby? You got any..?

Bobby Howard: I agreed with the request for no improvements.

Commissioner Saylor: Okay. Commissioners? Questions on it?

Todd Glass: If we could have Mr. DeHart spell his last name please.

Adam DeHart: Last name's DeHart. D-e-H-a-r-t. I can give the secretary a card if it will help.

Commissioner Phillippe: Very good. I'll make a motion to approve PP-20-09.

Commissioner Johnson: And I'll second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Adam DeHart: Thank you for your time.

Commissioner Saylor: Thank you.

Commissioner Phillippe: Thank you.

Molly Barnhill: That's all for APC stuff.

Commissioner Saylor: Man, that was a lot.

Commissioner Johnson: Thanks, Molly.

Commissioner Saylor: Thanks, Molly.

Roger Emmons: Back at 6:00 (PM).

(PP-20-09 is located on Pages 27 through 28 of these Official Minutes)

APPROVAL OF MINUTES

MAY 26, 2020

Commissioner Saylor: Okay, next item on the agenda is our approval of our May 26, 2020 Regular Session minutes. Commissioners? You have a motion for that?

Commissioner Phillippe: Make a motion to approve the minutes.

Commissioner Johnson: Second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

DEPARTMENTAL REPORTS COUNTY ADMINISTRATOR

RATIFY SECURITY CAMERAS FOR HIGHWAY DEPARTMENT

Commissioner Saylor: Next item on the agenda is our Departmental Reports and Roger Emmons.

Roger Emmons: Thank you, Mr. President. First item I have is to ratify the security cameras for the Highway Department from Five Star Security for fourteen thousand four hundred nineteen dollars (\$14,419.00) for sixteen (16) cameras approved under the Emergency Resolution 2020-02. has been tabled from your May 26th meeting. Just need

Commissioner Johnson: Motion to approve the ratification of the ratified Resolution 2020-03 from 5-26-20.

Roger Emmons: No, you're not ratifying the Resolution. Just approval of the cameras.

Todd Glass: Just the contract.

Commissioner Johnson: Okay. Make a motion to approve the contract.

Commissioner Phillippe: I'll second.

Commissioner Saylor: Have a first and a second. Discussion on this is Bobby has requested this be put in. Been on the request some time and we've had some issues out there with the equipment, very expensive equipment, and so this is a need that is probably a little bit overdue. So, Commissioners, anybody else have any comment on that?

Commissioner Phillippe: I agree.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Roger Emmons: Thank you.

(Five Star Security Contract is located on Pages 28 through 30 of these Official Minutes)

**RESOLUTION AUTHORIZING SUBMITTAL OF
THE COVID RESPONSE PROGRAM WITH OCRA
RESOLUTION 2020-09**

Roger Emmons: Next item is Resolution 2020-09 Authorizing Submittal of the COVID Response Program Economic Development Grant Application to the Indiana Office of Community and Rural Affairs and Addressing Related Matters. You received my email on June 3rd about this item. Steve Marchand with the Coalition emailed it to me and his comment was that this is one (1) more step in the process of receiving release of the grant funds. And I have that Resolution here ready for your signature and the Auditor's attestation.

Commissioner Saylor: Commissioners, do I have a motion to approve the Resolution 2020, or 2020-09?

Commissioner Phillippe: I make the motion.

Commissioner Johnson: Second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Roger Emmons: Thank you.

(Resolution 2020-09 is located on Page 30 of these Official Minutes)

**CONTRACT FOR ADMINISTRATIVE SERVICES OCRA COVID-19 RESPONSE PROGRAM
ECONOMIC DEVELOPMENT COALITION**

Roger Emmons: Next item is also related to the COVID-19 situation. It's contract for administrative services. OCRA COVID-19 Response Program for Warrick County. It's with the Economic Development Coalition of Southwest Indiana. Steve also emailed this to us June 4th. Corrected it and resent it. Compensation is in the amount of six thousand two hundred and fifty dollars (\$6,250.00) and that amount will come from the grant fund.

Commissioner Saylor: Commissioners, do I have a...?

Roger Emmons: I would ask Counsel if...

Commissioner Saylor: Is it in order?

Todd Glass: Um hum. Yeah.

Roger Emmons: Sorry to interrupt.

Commissioner Saylor: That's alright. So, it is in order. So, Commissioners, do I have a motion?

Commissioner Johnson: I make a motion to approve.

Commissioner Phillippe: I'll second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Roger Emmons: And for those persons in the audience, that was a two hundred fifty thousand dollar (\$250,000.00) grant seeking to help small businesses in the County.

(Economic Development Coalition Contract is located on Pages 30 through 31 of these Official Minutes)

**SAFE ROUTE TO SCHOOLS PROJECT
DISCUSS APPROVAL OF LETTER FOR PARCEL 6
ALLOWING ACCESS OVER THE TRAIL**

Roger Emmons: Next is the SRTS, that's Safe Route to School Project, discuss approval of a letter from Parcel 6 allowing access over the trail. Bobby sent an email on June 3rd and it was a forward of emails from Buyer Gina Hanson, also from Daniel Kurtz, with, he's with RQAW. Parcel 6 was originally owned by a Mr. Gillenwater, he was trustee and others. It's now owned and represented by his daughter Melanie Hutchinson. Per Gina the buyer is willing to accept the offer, fair market value of two thousand three hundred seventy-five dollars (\$2,375.00) if the County provides a letter stating, quote, "the owner will have continued access under, over, and across the trail in order to properly serve their parcel," end quote. She'd like this letter to be signed by as many County Officials as possible and I'll defer to Engineer and Council regarding the letter's (inaudible).

Todd Glass: Where is that?

Bobby Howard: Casey Road north (inaudible). They have access to (HWY) 261, main access. They have no access to Casey Road. I would just say that it would be subject to Warrick County standards, driveway (inaudible) standards.

Todd Glass: I might suggest, Mr. President, I don't know about the necessity for County Officials to sign some statement, but I'm more than happy to draft an opinion letter to mail to Ms. Hutchinson if you would like to do that.

Commissioner Saylor: I'm good with that.

Commissioner Phillippe: (Inaudible). Does that hold it up if she does not accept that?

Roger Emmons: I mean, if she ends up not accepting it, then it will probably go to condemnation. I mean, as I understand it, that's, she's wanting this so she can accept the offer so it won't go to condemnation. Of course that could take up to a year plus a lot of costs.

Todd Glass: Well...

Commissioner Saylor: So, Bobby, is she just wanting, is she just wanting something with the Board of Commissioners' signature on it?

Bobby Howard: I would think so. Just something that says she would be allowed to have access at such time as she applies for it. And I would say that it would be granted subject to Warrick County driveway permit standards so that, you know, she follows the same guidelines and criteria everybody else does and we're just guaranteeing that she does that she would have access to the property. Right now there's no access to Casey Road because they access (HWY) 261. But if they applied for access in the future, as long as they meet that criteria, they would be given access.

Roger Emmons: I'm just quoting her. A letter signed by the Board of Commissioners would be sufficient with the information (inaudible) stated.

Commissioner Phillippe: I'm okay with a letter. If we need to talk again, we talk again.

Commissioner Johnson: I think that if, the letter should be very descriptive as Bobby stated as what we would expect if they did want to access it.

Commissioner Saylor: Yeah, if they did they've got to conform to what, what's already on the books.

Bobby Howard: Right. They initially had some reservations about a trail being there. Would they be allowed to cross over it? And it's no different than Anderson Road, Vann Road, and all those locations. And then about commercial, and they said, well, High Pointe Drive, that's similar.

Todd Glass: Perhaps between Bobby and I, we could draft the necessary language that is both accurate but also clearly explains what she should expect.

Commissioner Saylor: So, Todd, do we need to do that just by consensus?

Todd Glass: Yes, consensus is fine.

Commissioner Johnson: That's fine.

Commissioner Saylor: I'm fine. I'm good with it.

Commissioner Phillippe: Yeah.

Commissioner Saylor: Yep.

RATIFY CLAIMS
CERTIFIED CLAIMS – MARCH 23, 2020

Roger Emmons: Last item I have is to ratify claims from previous meetings, both Certified and Non-Certified. First from the March 23, 2020 meeting, two million ten thousand five hundred eight dollars and ninety-five cent (\$2,010,508.95). You want me to go ahead with the other one (1)? The April meeting?

Commissioner Saylor: Todd, can we do these....?

Todd Glass: One (1) at a time, preferably.

Roger Emmons: Thank you.

Commissioner Saylor: One (1) at a time. Alright, so do I have a motion to certify the March 23, 2020 Claims?

Commissioner Phillippe: I'll make the motion.

Commissioner Johnson: Second.

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

Commissioner Johnson: Aye.

Commissioner Phillippe: (Inaudible).

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

(Certified Claims, 03-23-2020, are located on Pages 32 through 35 of these Official Minutes)

NON-CERTIFIED CLAIMS – MARCH 23, 2020

Roger Emmons: And then also from the March 23rd meeting, Non-Certified Claims, nine dollars and forty-five cents (\$9.45).

Commissioner Saylor: Okay, so that was, so I need a motion for the Non-Certified Claims, 03-23-(2020) meeting.

Commissioner Phillippe: Make the motion.

Commissioner Johnson: Second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(Non-Certified Claims, 03-23-2020, are located on Page 36 of these Official Minutes)

CERTIFIED CLAIMS - APRIL, 13, 2020

Roger Emmons: Thank you. Now then, Certified Claims for April 13, 2020 meeting. One million one hundred fifteen thousand two hundred forty-nine dollars and seven cents (\$1,115,249.07).

Commissioner Saylor: Do I have a motion for the 04-13-2020 Claims?

Commissioner Johnson: So moved.

Commissioner Phillippe: I'll second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: (Inaudible).

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

(Certified Claims, 04-13-2020, are located on Pages 36 through 39 of these Official Minutes)

NON-CERTIFIED CLAIMS – APRIL 13, 2020

Roger Emmons: And the Non-Certified for that meeting was fifty-eight thousand three hundred forty-eight dollars and seventy-seven cents (\$58,348.77)

Commissioner Saylor: Need a motion for the 04-13-2020 Claims, or Non-Certified Claims.

Commissioner Phillippe: Make a motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Johnson: Aye.

Commissioner Phillippe: (Inaudible).

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

Roger Emmons: Thank you, Mr. President, that's all I have.

Commissioner Saylor: Thank you, Roger.

(Non-Certified Claims, 04-13-2020, are located on Page 39 of these Official Minutes)

**COUNTY ATTORNEY
EXTENSION OF RESOLUTION 2020-08
RESOLUTION 2020-10**

Commissioner Saylor: Next item on the agenda is our County Attorney, Todd Glass.

Todd Glass: Thank you, Mr. President. Firstly, your Restated Resolution 2020-08 which provided for limited public access to buildings and facilities of Warrick County, expired Friday evening on June 5th. So, to provide further direction to security and Department Heads/Officials of Warrick County and their employees, you need to decide how you wish to authorize public access to Warrick County facilities moving forward. And I would recommend that that extend to July 3rd which is the date the Governor's State of Health Emergency has been extended to. You can continue to grant limited access by prior appointment only in addition to a list of other accessible services by office which was previously in effect through this past Friday. You can open up public access further allowing all public access as normal but with such restrictions as social distancing and facial coverings or anything in between.

Commissioner Saylor: Well, Commissioners, which one (1) do you like?

Commissioner Johnson: I think we're to the stage where we can possibly look at the 2020-09 Resolution as open. Do you agree with that? (Inaudible) top right hand corner.

Commissioner Saylor: I, I kind of think, just looking here, we've got a notice this morning from our Health Officer who's not in attendance. We've got seven (7) active cases in the County. So, with that being said, I just, it's on a downward trend here. So, I think with social distancing, with our sneeze guards, screens, we do have masks available if people, we can strongly encourage that, right, Counselor?

Todd Glass: Yes.

Commissioner Saylor: And with that being said, I agree with Bob.

Commissioner Phillippe: I do too.

Commissioner Saylor: Alright. So...

Todd Glass: Mr. President, that would be Resolution 2020-10?

Kristine Georges: Yes, Sir. It would.

Todd Glass: And that would be in the same form and content as Restated Resolution 2020-08, however, it will include to be resolved by the Board of Commissioners of Warrick County, Indiana, beginning 12:01 AM tomorrow, beginning tomorrow, June 9th. There will be no further restrictions to public access to public buildings and facilities as a result of the current State of Health Emergency. Notwithstanding the foregoing members of the public shall strongly be encouraged to wear masks or other similar facial coverings that adequately covers the individual's nose and mouth inside County buildings and facilities and shall observe social distancing at all times while present inside a County building or facility including without limitation maintaining distances of at least six (6) feet from other individuals.

Commissioner Saylor: Commissioners?

Commissioner Phillippe: Make a motion to approve Resolution 2020-10.

Commissioner Johnson: Second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: (Inaudible).

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

(Resolution 2020-10 is located on Pages 39 through 40 of these Official Minutes)

APPROVAL OF ABUTTING LAND OWNER BID

Todd Glass: Thank you, Mr. President. I'd also report that as of just yesterday, we have, I think, one (1) last abutting landowner bid that actually was received on time. It wasn't on our prior list. I handed that sheet of paper to you with

corner of her house. So, it's probably a good thing to let her buy that. No other substantial bid would come in at the deed sale. I'd recommend you approve her offer to purchase that parcel and remove it from the deed sale.

Commissioner Saylor: Commissioners, do I have a motion?

Commissioner Phillippe: Make a motion to accept the bid and remove said parcel from the deed sale.

Commissioner Johnson: And I'll second that.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: (Inaudible).

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

CARES ACT REIMBURSEMENT UPDATE

Todd Glass: And lastly, I would just report that we're finalizing the work with Roger's assistance for the Cares Act reimbursement program for COVID-19 related expenses through the Indiana Finance Authority and our hope and goal is to have our first reimbursement request submitted by June 15th which is a week from today. And I thank Roger for all his assistance and herding the cats on that data.

Roger Emmons: And I thank Heather and Susie.

Todd Glass: I just wanted the Board to be aware of the status of that and nothing further.

Commissioner Saylor: So, we've been notified from, through our Commissioners' Association from the Governor that the, the consensus is I think from the State level is that there will not be another shut down and that each County is to be prepared to the fullest extent to be prepared for an outbreak if something happens. So, with PPE's, hand sanitizer, all the things that we have struggled to get. So, we've instructed Heather to try to secure, you know, as much, and Dave and Aaron, as much as we can get. That will be subject to reimbursement from the Cares Act of a hundred percent (100%). So, I think that's the reason why the Governor put it in place is to let Counties get prepared without affecting their budgets on a, on a, you know have a negative effect on local budgets. So, so, the Council, might be needing to come back for additional funds just to secure some of those things. Air purification, some things like that, Greg, just to give you a heads up.

COUNTY AUDITOR CERTIFIED CLAIMS

Commissioner Saylor: Okay, that being said, next item on the agenda is our County Auditor.

Auditor Stevens: Okay, alright, Debbie Stevens, Warrick County Auditor. I'll give to you first the Certified Claims. We have Certified Claims in the amount of three million sixty-one thousand seven hundred ninety-two dollars and fifty-five cents (\$3,061,792.55). Three-zero-six-one-seven-nine-two point five-five (\$3,061,792.55).

Commissioner Saylor: Do we have a motion for the Certified Claims?

Commissioner Johnson: Make a motion to pay the Claims.

Commissioner Phillippe: I'll second.

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

Commissioner Johnson: Aye.

Commissioner Phillippe: (Inaudible).

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

(Certified Claims are located on Pages 40 through 41 on these Official Minutes)

NON-CERTIFIED CLAIMS

Auditor Stevens: Alright. I have Non-certified Claims in the amount of nine thousand seven hundred sixty-one dollars and twenty cents (\$9,761.20). First Non-Certified is Office Depot, purchase of, I don't know. Looks like some kind of a filter pitcher and it's fifty-one dollars and twenty-nine cents (\$51.29). Total Claim, ninety-seven dollars and eighty-nine cents (\$97.89). Next is Office Depot, total claim is ninety-nine dollars and seventy-three cents (\$99.73), eighty-seven dollars and forty-two cents (\$87.42) is cups and forks at a dollar forty-nine (\$1.49). Total claim, ninety-nine-seventy-three (\$99.73). Next is embroidery for employees' garments. And this is Prosecutor's Office. Oh, let me tell you on the previous two (2). Office Depot, eighty-eight-ninety-one (\$88.91) was Highway. Ninety-nine-seventy-three (\$99.73), Surveyor. Prosecutor, we weren't able to get any information about what it was for or how the employee were, but it was a claim for embroidery for shirts, two hundred twenty-one dollars even (\$221.00). Prosecutor's Office to Siegels. Last claim is the Energy Trading Corporation Claim, nine thousand dollars (\$9,000.00) for K-95 folding protective masks.

Commissioner Saylor: Okay.

Auditor Stevens: Total, nine thousand three hundred sixty-one-twenty (\$9,361.20). Nine-three-six-one-point two-zero (\$9,361.20).

Commissioner Saylor: Okay, so the K-95 masks, they just picked up. We received those. We have those on hand. The Prosecutor, Mike, you're here. Are those, those shirts were for employees, correct?

Prosecutor Perry: Yes.

Commissioner Saylor: Of the Prosecutor's Office.

Prosecutor Perry: Yes, so, Mike Perry, Prosecutor. Two hundred twenty-one dollars (\$221.00) were for seventeen (17) shirts at thirteen dollars (\$13.00) per shirt which included a five dollar (\$5.00) per shirt discount by Siegels cause they messed up a previous order. We do this on occasion. The last time we did this was in August 2018. The employees themselves purchase their own shirts. But part of my deal is that I have them embroidered by Siegels which is a law enforcement company. We paid, similar to what I'm wearing right now. I have employees that are very happy and proud to work in the Prosecutor's Office and kind of has a uniformity as to people in the Courthouse can know who they're dealing with without them having to wear ID tags all over the place. So, that's what it's for.

Commissioner Saylor: Okay. Good. Thank you for the explanation.

Prosecutor Perry: Yes, Sir.

Commissioner Saylor: So, Commissioners, do I have a motion to approve the Non-Certified Claims?

Commissioner Phillippe: I'll make a motion.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Auditor Stevens: Thank you.

(Non-Certified Claims are located on Page 42 of these Official Minutes)

PAYROLL CLAIM

Auditor Stevens: I have Accounts Payable Voucher. I have ten (10) Certified, thirty-seven (37) Non-Certified, Payroll submissions, for a total of four...four hundred ninety thousand eight hundred thirty-nine dollars and thirteen cents (\$490,839.13). That's four-nine-zero-eight-three-nine point one-three (\$490,839.13).

Commissioner Phillippe: This is for the Payroll that was already paid on June 5th?

Auditor Stevens: Payroll ending May 29th. Yes.

Commissioner Saylor: Debbie, how many Non-Certifieds did you say you had?

Auditor Stevens: Thirty-seven (37).

Commissioner Saylor: Alright, Commissioners?

Commissioner Phillippe: Make a motion to pay the Payroll.

Commissioner Johnson: Second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(Payroll Claim is located on Page 42 of these Official Minutes)

TREASURER'S REPORT

Auditor Stevens: And then I have for submission from Warrick County Treasurer, Judy Beem, the monthly Treasurer's Report.

Commissioner Saylor: Okay.

Auditor Stevens: Thank you.

Commissioner Saylor: Thank you.

(Treasurer's Report is located on Page 42 of these Official Minutes)

**COUNTY ENGINEER/HIGHWAY
BRIDGE 372
CHANGE ORDERS 1 AND 2**

Commissioner Saylor: Next item on the agenda is our County Engineer/Highway, Bobby, Bobby Howard.

Bobby Howard: First item I have on the agenda is Change Order 1 and 2 for Bridge 372 Project. This is in regards to, Change Order 1 is in regard to lead paint. To handle that lead paint increases the cost to fourteen thousand five hundred twenty-one dollars (\$14,521.00). I recommend approval of that. And then the other issue is that we discovered, the damaged section of the mud wall and the northwest corner of the bridge. And they said that they can repair that while they're on site for one thousand thirty-six dollars (\$1,036.00). So, I recommend approval of that as well.

Commissioner Saylor: So, Bobby, how come they wouldn't know if that's lead paint on there beforehand?

Bobby Howard: Well, that was an assumption on our part. When the bridge was built in 1988, we assumed that there wouldn't be lead paint in the beams. Later on, Steve realized, '88's when he started that, those beams were from an old state highway. So, he didn't realize it earlier.

Commissioner Saylor: Okay. Just curious.

Commissioner Phillippe: Probably saved more than fifteen thousand dollars (\$15,000.00) by reusing the beams in the first place.

Bobby Howard: Yes, oh, yes. Yeah, we needed to use these beams.

Commissioner Saylor: Commissioners, do I have a motion to, for Bridge 7...372 Change Orders 1 and 2?

Commissioner Phillippe: Both at the same time?

Commissioner Johnson: I'll make a motion to approve Change Orders 1 and 2.

Commissioner Phillippe: I'll second. Second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(Change Order 1 and 2 are located on File in the Auditor's Office)

BIDS FOR TRAFFIC SIGNAL AT EPWORTH ROAD

Bobby Howard: The next item I have is, it didn't make it on the agenda, but today was the bid openings for the Epworth Road and Warrick Trails/Stahl Road intersection for the traffic signal. And I believe seven (7) companies were sent plans/specifications and we received two (2). And I would have Todd open those now.

Commissioner Saylor: (Inaudible).

Bobby Howard: I got...

Commissioner Saylor: Bobby brought his filet knife.

Bobby Howard: It's a letter opener.

Commissioner Saylor: (Inaudible) weapons.

Todd Glass: So, the first, Mr. President, JBI Construction, Incorporated, of Evansville. Total bid of four hundred thirty-seven thousand eight-ninety-two-twelve (\$437,892.12). Four-three-seven-eight-nine-two point one-two (\$437,892.12).

Commissioner Saylor: Who's this from, Todd?

Bobby Howard: Ragle.

Todd Glass: Ragle, Ragle, Incorporated, Newburgh, Indiana, a total listed proposal of four hundred thirty-one thousand five hundred eighteen and ninety-five cents (\$431,518.95). Four-three-one-five-one-eight point nine-five (\$431,518.95).

Bobby Howard: And this was underneath the engineer's estimate, so I'd recommend approving the low bidder subject to review.

Todd Glass: Subject to responsive, responsible bidder review.

Commissioner Saylor: Okay, so, Commissioners, can I have that motion with the Legal Counsel's suggestion?

Commissioner Johnson: I'll make that motion.

Commissioner Phillippe: I'll second.

Commissioner Saylor: Have a first and a second to approve Ragle.

Commissioner Phillippe: Okay, yes, Sir.

Commissioner Saylor: Alright. And, so first and a second. All in favor say, aye.

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

(Ragle Bid is located on File in the Auditor's Office)

WARRICK SAFE ROUTES TO SCHOOL MYLAR PLANS

Bobby Howard: And one (1) more item, if I may.

Roger Emmons: No.

Bobby Howard: The Warrick Safe Routes to School, you brought this up.

Roger Emmons: Yeah, I know.

Bobby Howard: The plans for that the mylar needs to be signed and approved. So, we're basically approving the Stage 3 Plans tonight that they're ready to, to be submitted and we're in the process of buying the right-of-way now. But, I just need approval and your signatures on that plan so that we can get it submitted back to INDOT.

Commissioner Saylor: So, that's not a motion or anything?

Bobby Howard: Not necessarily, no. It can be. Doesn't have to be.

Commissioner Saylor: Counselor?

Todd Glass: What is it exactly?

Bobby Howard: It's like we did before. It's approving the plans that, for the Safe Routes to School, yeah.

Roger Emmons: The title (inaudible) for the final tracings.

Todd Glass: We haven't done that before?

Bobby Howard: I don't know if it's been by motion. But, yeah, we've signed them before at meetings.

Roger Emmons: You've (inaudible) by motion in the pasts. (Inaudible).

Todd Glass: If you're going to sign that document, then I would recommend a motion and (inaudible).

Commissioner Saylor: Commissioners, Legal Counsel recommends a motion. I need a motion.

Commissioner Johnson: Are they good? Are you good?

Bobby Howard: Yes.

Commissioner Johnson: You are okay with these?

Bobby Howard: Yes.

Roger Emmons: (Inaudible) Bobby's, Todd's for legality and I think Debbie attestation.

Bobby Howard: Attestation. Yeah.

Commissioner Saylor: So, this is the next step?

Bobby Howard: Yes.

Commissioner Johnson: Make a motion to approve.

Commissioner Saylor: Safe Route to School Plans, alright. First, do I have a second?

Commissioner Phillippe: Yeah, second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

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

Commissioner Saylor: Alright, thanks, Bobby.

(Safe Route to School Plans are located on File in the Auditor's Office)

**COUNTY PURCHASING
COUNTY FUEL CONTRACT**

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

Joe Grassman: Joe Grassman, Purchasing Manager. Worked with John Goth, Fine and Hatfield, on the County Fuel Contract and he provided a few pages of some new legal language and I supplied additional supporting information together just fortifying our contract with Wabash Valley so to speak. And so we have it, we have it here and I can leave a copy on the desk for you to sign.

Commissioner Saylor: So, Todd, that's all in order?

Todd Glass: Yes, it's a better contract than we've had in the past.

Commissioner Saylor: Okay, so Commissioners, do I have a motion to approve our Warrick County Fuel Contract with Wabash?

Commissioner Phillippe: Make a motion to approve the fortified fuel contract.

Commissioner Johnson: And I'll second that.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Joe Grassman: Okay.

Commissioner Saylor: Is that all you have?

Joe Grassman: That's good.

Commissioner Saylor: Thank you, Sir.

(Wabash Fuel Contract Additions are located on Pages 43 to 44 of these Official Minutes)

**COUNTY SHERIFF
DECLARE GLOCK SURPLUS**

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

Sheriff Wilder: Good afternoon, Gentlemen. Sheriff Mike Wilder. The only thing that I have is I'd like to declare a Glock Model 17, nine (9) millimeter gun, Serial Number BGNB806 as surplus. This is Lieutenant Kirk Tevault's duty weapon. It is standard practice when one (1) of our officers retires, if he has over ten (10) years, we give him his weapon when he retires. Lieutenant Kirk Tevault will be retiring on June 9, 2020. He started with the Sheriff's department on June 20, 1988 with over thirty (30) years of service. So, I'd ask that you declare that handgun surplus.

Commissioner Johnson: Make a motion to declare that handgun surplus.

Commissioner Phillippe: Second.

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

Commissioner Phillippe: Aye.

Commissioner Johnson: Aye.

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

Sheriff Wilder: I'm going to hand this to Roger for you to sign, President, and I'll have a copy for you and me both.

Commissioner Saylor: One (1) more thing.

Sheriff Wilder: Yes?

Commissioner Saylor: In the state of what's going on, we appreciate you and your deputies for what you guys do on a daily basis. I appreciate the professionalism of our Sheriff's Department and I think we've got a great, thanks for your leadership.

Sheriff Wilder: Thank you, and we stand with all people, color, white, doesn't matter. Our department, I feel like it speaks for itself over the years. We try to keep peoples, I've only been the Sheriff here (inaudible) so I think this starts with the Sheriffs before me. But, we treat all of our community with respect that they deserve no matter what their color may be. No matter what, you know, gender, those different things. Feel like we've done that over the years. Our reputation, I think speaks for itself. And we are, we want to be a part of the solution not the problem. So, as the Sheriff of Warrick County, I'm willing to sit down with anyone, speak to anyone, and like I said, a solution, not a problem.

Commissioner Saylor: I know you are. Thank you, Sheriff.

Commissioner Johnson: Thank you, Sheriff.

(Glock Surplus Paperwork is located on Page 19 of these Official Minutes)

COMMISSIONERS ITEMS FOR DISCUSSION

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

Commissioner Phillippe: I have nothing.

Commissioner Saylor: Commissioner Johnson?

Commissioner Johnson: I'm good. Thank you, Sir.

Commissioner Saylor: And I have nothing. So, I'll take a motion.

Commissioner Phillippe: Motion to adjourn.

Commissioner Johnson: Second.

Commissioner Saylor: All in favor say, aye.

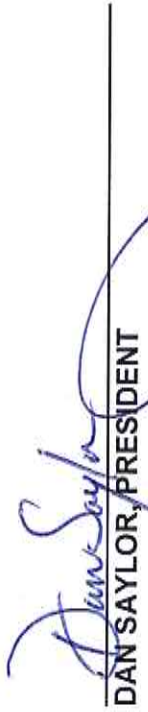
Commissioner Johnson: Aye.

Commissioner Phillippe: Aye.

Commissioner Saylor: We're adjourned. (Motion carried 3-0).

ADJOURNMENT: Meeting adjourned at 4:59 P.M.

WARRICK COUNTY BOARD OF COMMISSIONERS


DAN SAYLOR, PRESIDENT


ROBERT JOHNSON JR., VICE PRESIDENT


TERRY PHILLIPPE, MEMBER

ATTEST:

DEBORAH K. STEVENS, AUDITOR
WARRICK COUNTY, INDIANA

To: Dan Saylor, President
Warrick County Board of Commissioners

June 8, 2020

From: Michael Wilder
Warrick County Sheriff

Subject: Declaring handguns surplus

I am writing to request permission from the Board of Commissioners to declare one of our handguns, one Glock model 17, 9mm caliber semi-automatic with serial number **BGMB806**, as surplus. It is the tradition of the Warrick County Sheriff's Office to allow a deputy who retires from active duty, with over eight years of service, to keep their issued handgun. The Glock mentioned above was issued to Lieutenant Kirk Tevaut. Lt. Tevaut was hired as a Warrick County Deputy Sheriff on June 20, 1988 and he will retire on June 19, 2020. Please grant this request to allow Lt. Tevaut to keep the weapons and for me to be able to remove it from my inventory.

Respectfully,

Sheriff Michael Wilder

Dan Saylor, Commissioner

Approved by motion on 6-8-2020



FILED
MAY 20 2020
WARRICK COUNTY CLERK

for and as amended
Richard Tuttle
Project Engineer

May 14, 2020

Mrs. Molly Barnhill, Executive Director
Warrick County Area Plan Commission
107 West Locust Street
Historic Courthouse, Room 201
Boonville IN 47601

RE: Meijer Letter of Credit

Mrs. Barnhill:

Meijer has two Irrevocable Letters of Credit in the amount of \$85,000 for entrance construction and \$214,000 for drainage construction, which are set to expire June 27, 2020.

To date, no construction has taken place. Therefore, we are requesting a one year extension utilizing the updated dollar amounts listed below:

Entrance Construction - ~~\$85,000~~ **\$ 251,000**

Drainage Construction - ~~\$214,000~~

Please let me know if you have any questions or need any additional information.

Respectfully,

Richard Tuttle
Project Engineer

Richard Tuttle, PE
Project Engineer

BOARD OF COMMISSIONERS:

Richard Tuttle
President
Michael Wilder
Member
John Saylor
Member

ATTEST:

Michael Wilder
Auditor
Date: *6/8/20*

www.aei.in

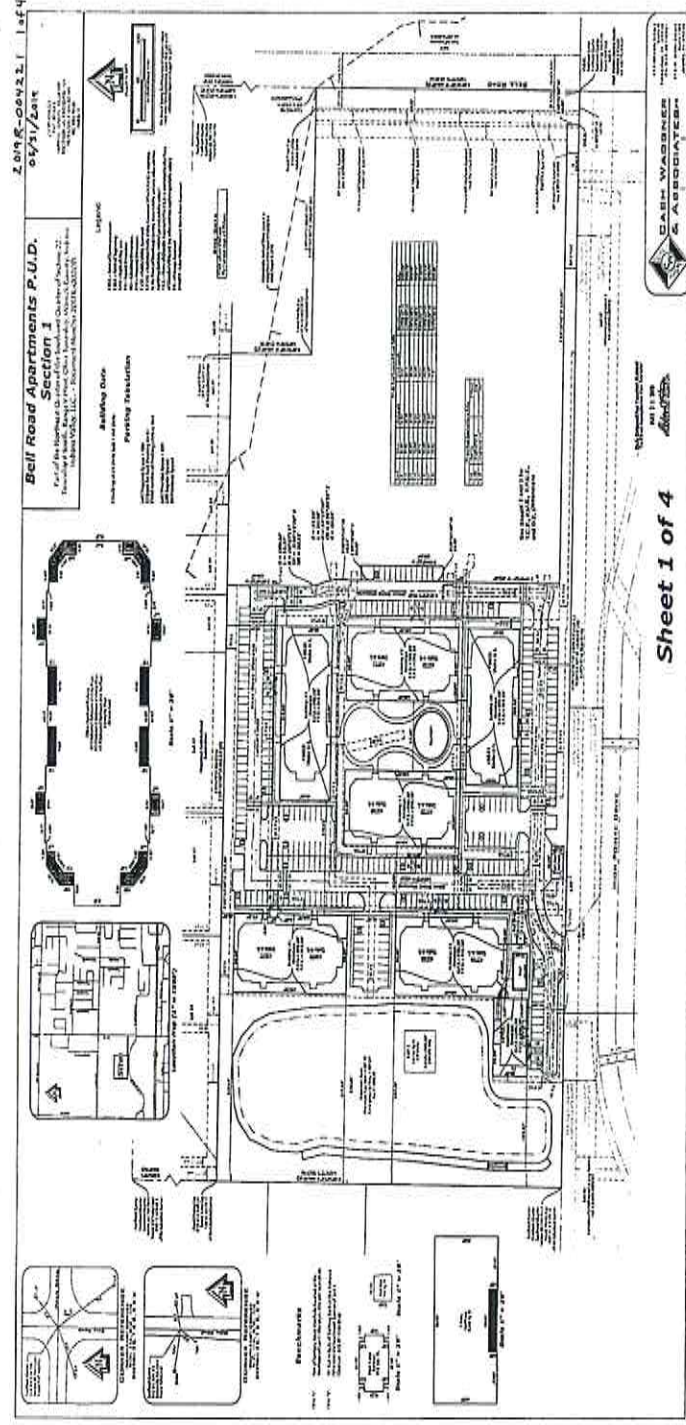
Esli Road Apartments Ph. 1
Dr. Mansoor Kahn
Request to replace surety in escrow with I.L.O.C.
6/8/20

BOARD OF COMMISSIONERS:

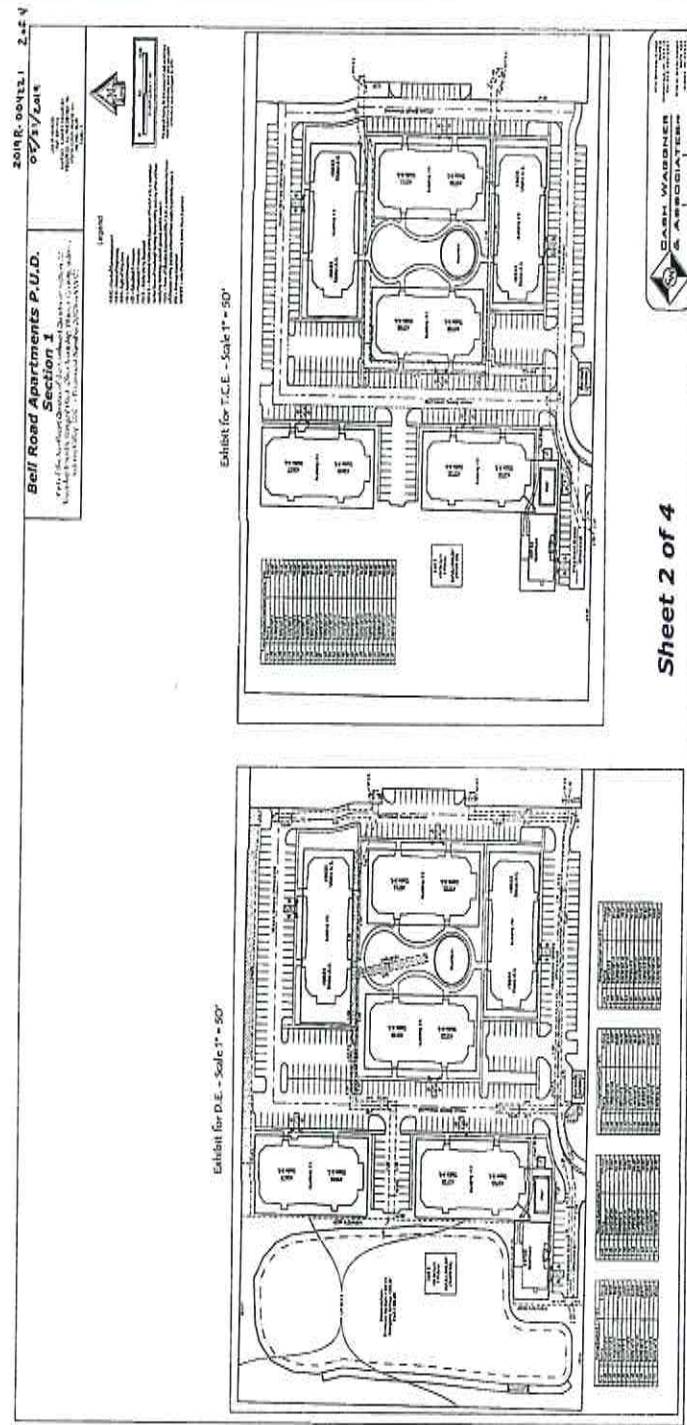
Richard Tuttle
President
Michael Wilder
Member
John Saylor
Member

ATTEST:

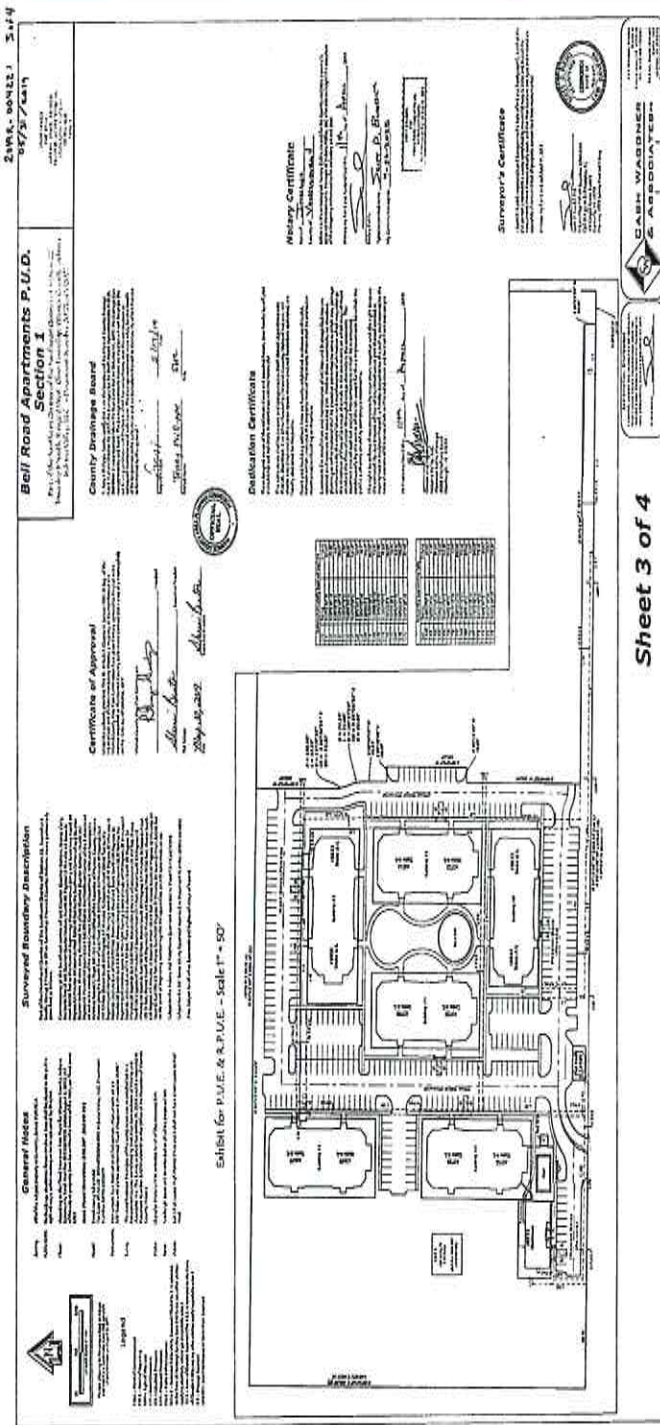
Michael Wilder
Auditor
Date: *6/8/20*



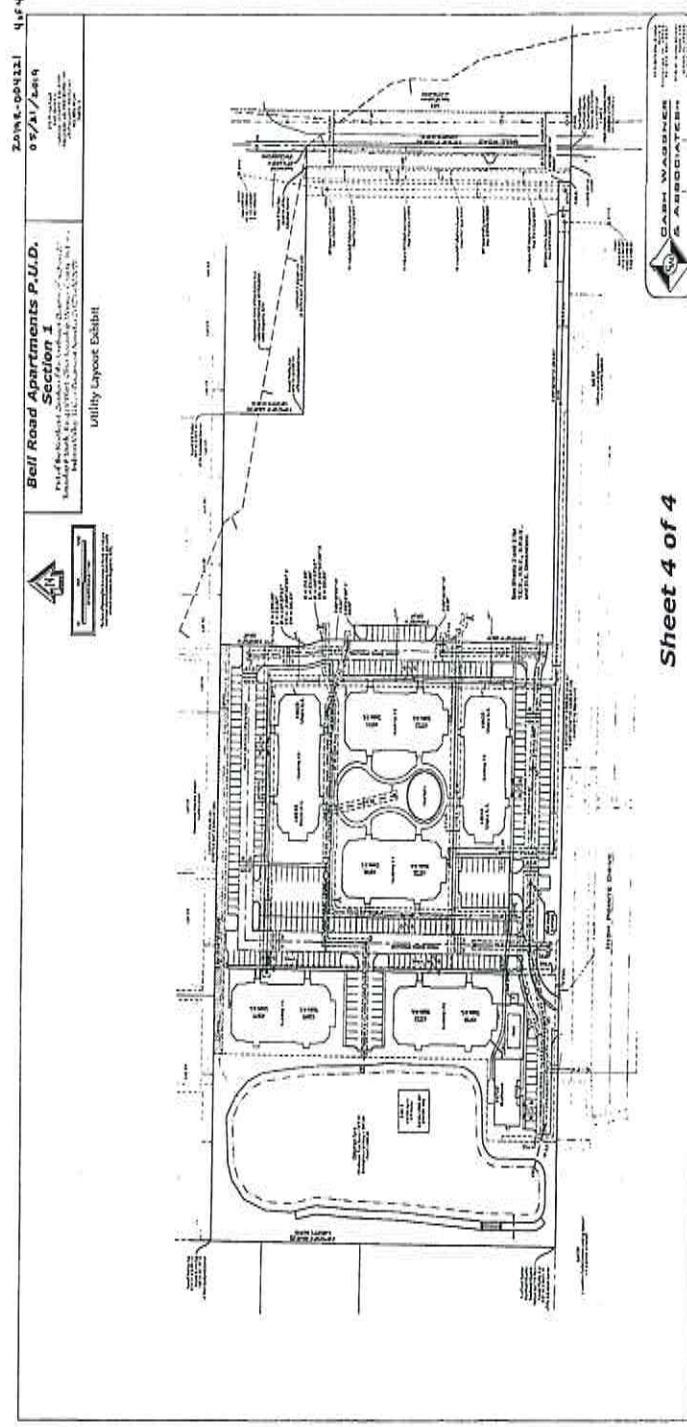
Sheet 1 of 4



Sheet 2 of 4



Sheet 3 of 4



June 1, 2020

Warrick County Engineer's Office
Attn: Bobby Howard, P.E.
107 W. Locust Street, Suite 208
Boonville, IN 47601

RE: Tri-State Hindu Temple
Engineer's Certification - C-2017-048
Our Project #06825-1-001-B

Dear Bobby,

On behalf of our client, we are requesting the release of the surety for the commercial driveways for the Tri-State Hindu Temple project located at 6044 Vann Road. We have inspected the commercial driveway and it has been constructed in general compliance with the approved Commercial Drive Permit.

Thank you,

James E. Morley
James E. Morley, P.E., P.L.S.



FILED
JUN 01 2020

Co: Warrick APC - Sherri Rector
T. A. Gaddis Services, LLC - AJ Quesinberry
File

J:\6000\6800-6888\6825\Civil 3D\Documents\Comm Drive Permit\06825 LOC APC Drive Release.Dwg

Tri-State Hindu Temple, Inc.
C-2017-048
Request to release surety. 6/8/20

Handwritten signature

BOARD OF COMMISSIONERS:

 President
 Member
 Member

ATTEST:

Handwritten signature
Auditor

Date: *6/8/20*

FILED
APR 09 2020
WARRICK COUNTY
AREA PLAN COMMISSION

WARRICK COUNTY, INDIANA
Board of County Commissioners
Court House
Boonville, IN 47601

CERTIFICATE OF COMPLIANCE
Plan and Specifications - Street & Sidewalk Construction
THE ENCLAVE AT OAK GROVE PUD

Submission Date: December 2012
Probable Start Construction: APRIL 2020
Probable Finish Construction: October 2020
Project Location: East side Old Plank 264 North of Oak Grove

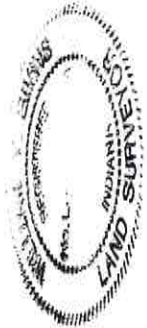
Describe in detail type of street construction:

- 1 1/2" Asphalt Surface \$ 300.00
- 2" Compacted No. 53's 300.00
- 2 Stop sign 500.00
- 1 No Account sign 500.00
- Dead End Signs 5,000.00
- Drainage Swales & Retention Basin 2,000.00
- 18" Unit Mani Box S27 - 8,531.00
- 86" - 15" HDPE @ S27 - 4,000.00
- 4 - Street Drains & J-Box's 1,000.00
- 1 - 8-Hive & Grate 1,000.00
- 2 - 10"x10"x3" Riprap w/Filter fabric 1,500.00
- New Grate for Entrance 600.00

Name the Streets Cost of their construction:	\$20,576.20
Enclave Drive 187.74	@ \$109.60
Enclave Court 269.4	@ \$109.60
TOTAL	\$49,254.54
Name of the Street and Cost of Sidewalk Construction	\$ 5,632.20
Enclave Drive 278.48	@ \$15.00
Enclave Court 437.3	@ \$15.00
TOTAL	\$12,191.70
Total Estimated Cost of Street and Sidewalk Construction:	\$100,309.24

TOTAL OF LETTER OF CREDIT 10%
10,030.92
\$110,340.16

CERTIFIED BY:
William Y. Bivins, P.E., P.S.
10579 Oak Grove Road
North Boonville, IN 47601
March 13, 2020
2020-03-13 2:05:20



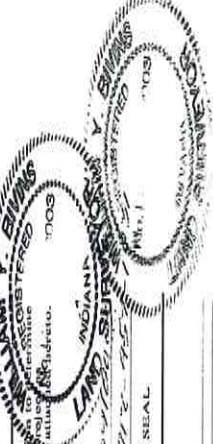
I/We the Owner/Owners of the above named subdivision certify that the information given above is correct and I/We will build all named streets accordingly and in compliance with the plans and specifications as submitted and published hereto.

Owner/Owners Name: Enclave PUD, LLC
Signature: [Signature]
Address: 220 E. Oak Grove Rd. Boonville, IN 47601

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 domain and control and were created by my employees and are:

Typed Name: William Y. Bivins
Signature: [Signature]
Engineer: William Y. Bivins Lic. Reg. No. 1009
Address: 10579 Oak Grove Rd. Boonville, IN 47601 Phone No.: 317-272-1111

I will accept responsibility and liability for the work of this project and the construction of the streets and sidewalks shown on these plans and specifications. I am not responsible for any errors or omissions in the plans and specifications approved by the Board of County Commissioners, Warrick County, Indiana, and attached hereto.
Typed Name: William Y. Bivins
Engineer: William Y. Bivins Lic. Reg. No. 1009
Address: 10579 Oak Grove Rd. Boonville, IN 47601 Phone No.: 317-272-1111



Reviewed By: Area Plan Commission
Date: _____ Comments: _____
By: _____

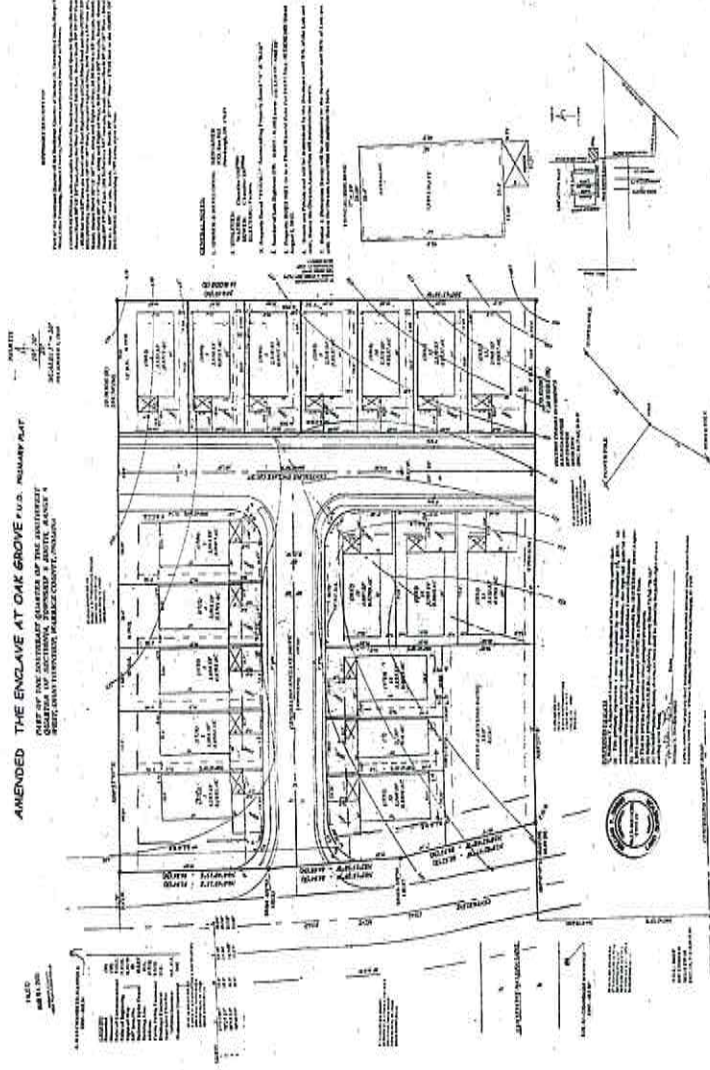
Reviewed By: County Engineer
Date: _____ Comments: _____
By: _____

(If needed additional space provided on back pages)

APPROVAL GRANTED BY THE BOARD OF COUNTY COMMISSIONERS THIS
DAY OF _____, 20__

ATTEN'T:
COUNTY AUDITOR
Additional Space for Comments:
[Signature]
[Signature]

Four (4) Copies of the Certificate of Compliance accompanied by four (4) copies of the plans and specifications for street construction shall be retained by the offices of the Area Plan Commission and the County Engineer. One copy shall be retained by the Licensed Land Surveyor or Engineer and the property owner shall receive a copy.



MORLEY
ARCHITECTS | ENGINEERS | SURVEYORS

March 3, 2020

Warrick County Engineer's Office
Attn: Bobby Howard, P.E.
107 W. Locust Street - Room 208
Boonville, IN 47601

Re: Castle Orchard Estates No.2
No Road Improvements Request Letter
Morley Project # 10991.4.001A

Dear Bobby:

On behalf of Otto Charles Susac Jr. and Jayne Elizabeth Susac, we ask that this project require no road improvements to Eddle Lane and Castle Orchard Lane. These are existing County Roads currently being used and no new building lots are being created per this plat.

If you have any questions or comments, please let me know.

Thank you.

Douglas K. Bacon
Douglas K. Bacon, P.S.

cc: File

► 812.464.9585 ext. 812.464.2514 fax
► 4800 Rosebud Ln., Newburgh, IN 47630
► morleycorp.com

FILED
MAR 03 2020
WARRICK COUNTY
AREA PLAN COMMISSION

J:\10000a\10900-10999\10991\Surveying 3D\Documents\10991 No Road Improvements Letter.doc



MORLEY
ARCHITECTS | ENGINEERS | SURVEYORS

March 3, 2020

Warrick County Drainage Board
Attn: Phil Boates
107 W. Locust Street - Room 208
Boonville, IN 47601

Re: Castle Orchard Estates No.2
No Drainage Improvements Request Letter
Morley Project # 10991.4.001A

Dear Bobby:

On behalf of Otto Charles Susac Jr. and Jayne Elizabeth Susac, we ask that this project require no drainage improvements. There are existing buildings and driveways on all lots except Lots 4 and 5 and no new-building lots are being created per this plat.

If you have any questions or comments, please let me know.

Thank you.

Douglas K. Bacon
Douglas K. Bacon, P.S.

cc: File

Phil Boates

FILED
MAR 03 2020
WARRICK COUNTY
AREA PLAN COMMISSION

J:\10000a\10900-10999\10991\Surveying 3D\Documents\10991 No Road Improvements Letter.doc



April 7, 2020

Warrick County Area Plan Commission
Room 201
Boonville, IN 47603

Re: Warrick Research and Industrial Center East
Engineer Cost Estimate for Primary Plat
Morley Project #10616.4-001B

LETTER OF CREDIT AMOUNTS
APPROVED BY:

Bobby Howard, PE
Warrick County Engineer

Miscellaneous	6830	SF	@	Estimated Cost
Cul-de-sac				\$4.80 \$ 32,784.00
Miscellaneous	15	AC	@	\$500.00 \$ 1,500.00
Fertilizer, straw and seeding	1	LS	@	\$3,500.00 \$ 3,500.00
Erosion Control				\$ 0.00 \$ 0.00
Subtotal for Miscellaneous				\$ 7,300.00
Storm Sewers	3	EA	@	\$350.00 \$ 1,050.00
Cast-in-Place End Section with Riprap	239	LF	@	\$25.00 \$ 5,975.00
15" HDPE N-12	99	LF	@	\$30.00 \$ 2,970.00
APC Drain	90	TON	@	\$20.00 \$ 1,800.00
Backfill	1	LS	@	\$5,000.00 \$ 5,000.00
Earthwork for Detention Basin	600	LF	@	\$1.50 \$ 900.00
Swale Grading				\$ 0.00 \$ 0.00
Subtotal for Storm Sewers				\$ 19,295.00
TOTAL COST ESTIMATE				\$ 61,079.00



Engineer's Cost Estimate prepared and respectfully submitted by:

James E. Morley, PE
Professional Engineer No. 10100250
Date Prepared: April 7, 2020

WARRICK COUNTY, INDIANA
Board of County Commissioners
100 North Main Street
Boonville, IN 47601

Certificate of Compliance - Warrick Research and Industrial Center East
Plan and Specifications - Street Construction **BB-20-08**

Submission Date: April 7, 2020
 Probable Start Construction: May, 2020
 Probable Finish Construction: May, 2025
 Project Location: Property located on the south side of Prospect Drive, 0.5-mile (along Prospect Drive) northeast of the intersection of Vann Road and Prospect Drive, in Newburgh, IN 47630.
 Describe in detail type of street construction:
 The proposed streets will be private, and a commercial driveway will be installed vis an approved permit.
 All storm sewers shall be High Density Polyethylene (HDPE), or Reinforced Concrete Pipe (RCP) where specified, and shall be privately maintained.
 All earthwork shall be compacted to 95% standard proctor.
 An erosion control plan has been submitted to Indiana Department of Environmental Management and MS4 Operator.
TOTAL Streets - \$32,784
TOTAL Signs - \$0
TOTAL Miscellaneous - \$9,000
TOTAL Storm Sewers - \$19,295
TOTAL Sidewalks - \$0

I, the Owner of the above-named subdivision certify that the information given above is correct and I will build all named streets accordingly and in compliance with the plans and specifications as submitted and attached hereto.

Owner name: Daniel J. Walker
 Signature: David J. Walker
 Address: _____

I certify that to the best of my knowledge and belief:

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

That the plans and specifications as presented and attached hereto are under the dominion and control and supervised by me and my employees.

Signature: James E. Morley
 Typed Name: James E. Morley
 Engineer: Licensed Land Surveyor Ind. Reg. No. 10100250
 Address: 4800 Rosebud Lane, Newburgh, IN 47630 Phone No. 812-464-9589



SEAL

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 project as hereto.

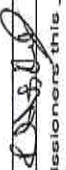


Signature: James E. Morley
 Typed Name: James E. Morley
 Engineer: Licensed Land Surveyor Ind. Reg. No. 10100250
 Address: 4800 Rosebud Lane, Newburgh, IN 47630 Phone No. 812-464-9589



SEAL

Reviewed By: Area Plan Commission _____ Comments _____
 Date: _____

Reviewed By: County Engineer _____
 Date: 4/30/2020 _____ Comments _____

Approval granted by the Board of County Commissioners on this _____ day of _____, 2020.
 By:  _____
 President
 Member 
 Member 
 Member _____

Attest:
 County Auditor 

Additional Space for Comments:


Four (4) Copies of the Certificate of Compliance accompanied by four (4) copies of the plans and specifications for street construction shall be submitted to the Board of County Commissioners for approval. Approved copies shall be filed with the offices of County Surveyor or Engineer and the property owner shall receive a copy.

OHA Realty Subdivision
 OHA Realty LLC, Ed Fox, Owner
 No road improvements request.

PP-20-09


BOARD OF COMMISSIONERS:


 President
 Member 
 Member _____

ATTEST:

 Auditor
 Date: 6/16/2020

KEELER-WEBB ASSOCIATES
 Consulting Engineers - Planners - Surveyors
 TELEPHONE (317) 574-0140 www.keelerwebb.com
 490 Greidle Drive
 Carmel, Indiana 46032

May 11, 2020
 Attn: Plan Reviewer, Planning Department
 Warrick County
 107 West Locust Street, Courthouse Room 201
 Boonville, Indiana 47601

Re: OHA Realty LLC - OHA Realty Subdivision - Lot 1 & 2 - Primary Plat
 Stahl Road / 3699 Epworth Road, Newburgh, Indiana

REQUEST FOR NO STREET IMPROVEMENTS

Keeler-Webb Associates is acting as agent surveyor/engineer for Mr. Ed Fox with OHA Realty, LLC, the owner of the subject property containing Lots 1 & 2. We are requesting approval of the Primary Plat for the subject property which will include Lot 1 (fully developed sold ASAP), and Lot 2 (will be retained by the owner for future unknown development). The Plat provides for future lot line building setbacks per Instrument No. 2006R-002578. The existing vacant site has all utilities available on the site or in the adjacent Stahl Road right-of-way easements.

We are requesting to have the Plan Commission hold a public hearing for a Primary Plat to subdivide the subject property from the existing parcel in compliance with Warrick County Standards, Covenants & Restrictions, C-4 zoning, and all previously dedicated right-of-way and easements. No changes are planned for Lot 2.

At this point, we are not requesting to make any street improvements to Stahl Road or Epworth Road. Any future development to take place on Lot 2, will have to submit for Curb cut approval and right-of-way permits for connection to existing utilities in the right-of-way. The proposed lots will be dedicated to the public. All necessary utilities are available to this site, and no off-site upgrades will be necessary to construct or operate this facility. This project is being submitted for your review and comment. If there are any questions or concerns, please do not hesitate to contact us at any time.

Respectfully,
 KEELER-WEBB ASSOCIATES

 Adam DeHart, P.S., EMT-P, CPESC, CESSW
 Project Manager

KEELER-WEBB ASSOCIATES
Consulting Engineers - Planners - Surveyors
TELEPHONE (317) 574-0140 www.keelerwebb.com
Office: 1000 E. Main Street, Carmel, Indiana 46032

May 11, 2020

Attn: Plan Reviewer, Planning Department
Warrick County
107 West Locust Street, Courthouse Room 201
Boonville, Indiana 47601

Re.: OHA Realty, LLC - OHA Realty Subdivision - Lot 1 & 2 - Primary Plat
Stahl Road / 3699 Epworth Road, Newburgh, Indiana

REQUEST FOR NO STORMWATER/DRAINAGE IMPROVEMENTS

Keeler-Webb Associates is acting as agent surveyor/engineer for Mr. Ed Fox with OHA Realty, LLC, who is the owner of the subject property containing 10.643 Ac. of land. We are seeking approval of the Primary Plat for the Subdivision which will include Lot 1 (fully developed and to be sold ASAP), and Lot 2 (will be retained by the owner for future unknown development). The Plat provides for future lot line building setbacks per Instrument No. 2006R-002579. The existing easements have all utilities available on the site or in the adjacent Stahl Road right-of-way or easements.

We are requesting to have the Plan Commission hold a public hearing for a Primary Plat to subdivide this new commercial lot split from the existing parent tract. This will be a 2-lot subdivision at this time. The new lots have been designed to be in compliance with Warrick County Zoning Ordinance, Ordinance No. 10-2007, and all previously dedicated right-of-way and easements. No changes are planned for Lot 2.

At this point, we are not requesting to make any stormwater or drainage improvements to Lot 2. Any future development to take place on Lot 2, will have to submit for drainage review and approval by Warrick County Surveyor and/or Drainage Board. The proposed lots will meet all applicable standards and all applicable standards are available to this facility. Improvements will be necessary to construct or operate this facility. This project is being submitted for review and comment. If there are any questions or concerns, please do not hesitate to contact us at any time.

Respectfully,
KEELER-WEBB ASSOCIATES

Adam DeHart, PS, EMT-P, CPESC, CESSWI
Project Manager

Phillip A. Boyter

MAY 12 2020
AREA PLANNING COMMISSION

OHA-REALTY-PRIMARY/PLAT-DRAINAGE.dwg



FIVE STAR SECURITY

Warrick Highway Department
555 Roth Road
Boonville, IN 47601

May 11, 2020

NDA A COMPLIANT CAMERA SYSTEM

Five Star Security Systems will provide the following materials and labor to install Digital Video Recorder (DVR) system with 16 cameras. The system will be installed in a secure location. We will have the ability to record up to 16 cameras with motion activated recording. NVR will be connected to customer provided internet connection to allow for remote viewing from a computer or smart phone. These 16 camera locations were identified during our walk thru with Bobby Howard. We will install network wiring to each of these locations. Any switch or network programming will be customers' responsibility. Camera located at Storm Water building will require internal network connectivity on POE switch provided by customers IT personnel. NVR will be located in network closet. All materials and labor are covered by a one-year warranty. NVR & Cameras are NDAA compliant.

8 - 2.1 MP WDR, Day/Night Indoor Dome Cameras, 2.8mm auto iris lenses
Indoor Locations: Front Lobby, Time Clock Area, Break Room, 2 - Parts Room, 3 - Shop Area

8 - 4K WDR, Day/Night Outdoor Dome Camera 3.6 - 10mm auto iris lenses with Star-Light Plus - Outdoor Locations: SE Corner Parking Lot & Gate, NE Corner Fuel Tank & East Shelter Area, 2 - North Corner, North Break Area & Storm Water Building

8 - Wall Mount Brackets for Outdoor Cameras

1 - Blackjack BOLT 4K NVR W/6TB Hard Drive

1 - 16 Port POE Gigabit Switch - 246 watts

1 - UPS Power Supply & Necessary Network wiring connections

1 - Configuration and Setup Services for Digital Watch Dog Video NVR. Includes initial setup, Camera Configurations & Mobile App access

Table with 2 columns: Category, Amount. MATERIAL \$11,569.00, LABOR \$2,850.00, TOTAL \$14,419.00

Five Star Security Systems banner with contact info and services: Burglar Protection, Access Control, Fire Alarm, Monitoring Service, Video Surveillance, Temperature Control, Home Automation, Personal Security, Installation & Service.

Blackjack BOLT
Powered by DW Spectrum™ NVRMS



DW-BJBOLT-LX



Summary
The Blackjack BOLT™ can record and manage up to 16 2MP cameras with 30Mbps throughput. The hardware includes true HD, 4K, Dual Network Output, and a mobile app. The NVR is ONVIF compliant and is available with 2-16TB HDD and 5 Year Limited Warranty.

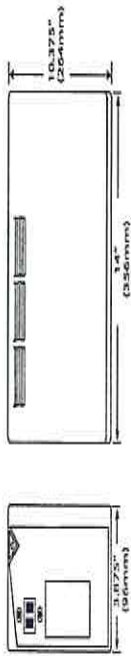
Features

- Supports All ONVIF compliant IP Cameras
- True HD Output, DVI or Display Port
- Dual Network Ports
- Hosting DW Spectrum for Setup, Configuration, Monitoring and Recording
- License Based Pricing
- No Annual Maintenance Fee
- Simple Enterprise Scalability
- Dual Stream Recording
- 5 Year Limited Warranty

Available Models

- DW-BJBOLT-LX - 4TB Internal Storage
- DW-BJBOLT-LX - 8TB Internal Storage
- DW-BJBOLT-LX - 16TB Internal Storage
- DW-BJBOLT-LX - 32TB Internal Storage
- DW-BJBOLT-LX - 64TB Internal Storage

HD IP Video Management Solution
Blackjack BOLT™ / DW-BJBOLT - LX
Dimensions
unit : mm (inch)



Specifications table with columns: Model, Maximum # Channels, Front Panel, CPU, Memory, HDD, System, Storage, Video Out, Network, Limited Network Channels, Alarm Input, Software, Key Features & Notes, Power, Operating Temperature and Humidity, Dimensions (Front/Rear), and 5 Year Warranty.

- d. Coalition shall process payment requests with:
 - i. Commissioners
 - ii. County Auditor
 - iii. County Treasurer
 - iiii. OCRA
- e. Coalition shall prepare and process all reports required by OCRA.
- f. Coalition shall meet with the Recipient and State Board of Accounts for final audit.
- g. Coalition shall assist the Recipient in establishing project policies and procedures.
- h. Coalition shall assist the Recipient and make recommendations in meeting all Civil Rights Requirements, including any law referred to in pages 6-14 of this Agreement;
- i. Coalition shall perform any other actions that may be necessary from time to time as determined by the Recipient, and as related to this project and in connection with such laws referred to on pp. 6-14 of this Contract.

B. TIME OF PERFORMANCE: The services listed above shall commence immediately upon the execution of this contract and shall continue until the Recipient has undertaken and completed in such sequence as to assure the expeditious completion of the project; but in any event all of the services required hereunder shall be completed in a timely manner as required by OCRA.

C. COMPENSATION: Subject to an invoice of a requisition for payment from Coalition and amount requisitioned is in conformance with terms of this contract, the Recipient and Coalition hereby agree that the fees paid to Coalition will be in the following manner:

Coalition shall be paid a fixed price fee of not more than 2.5% of the total grant proceeds. This fee includes cost of bookkeeping services, in-person, file management, photos, and all general overhead expenses, such as, phone, travel cost, insurance, and postage.

Coalition shall invoice the fee of \$6,250 at release of fund as deemed by OCRA.

The above fee includes all costs to be incurred by Coalition. Upon depletion of the earmarked funds for administrative fees Coalition will curtail the submission of invoices and will continue to operate the program until the project has been audited and closed out by OCRA and the Indiana State Board of Accounts.

D. RESPONSIBILITY: At all times, the Recipient, including all its Departments, are legally

responsible for the execution of the grant agreement with OCRA.

E. CHANGES: The Recipient may, from time to time, request that changes in the scope of services of this contract be performed hereunder. Such changes including any increase or decrease in the amount of compensation which are mutually agreed upon by and between the Recipient and Coalition shall be incorporated in a written addenda to this contract. The Recipient shall be responsible for the cost of such changes. The Recipient in the event Coalition believes that such maximum amount does not provide just compensation for services provided hereunder, however, the Recipient shall be under no obligation to agree to a request in the change in the maximum amount under any circumstances. Any such change in the maximum amount shall be mutually agreed upon by and between the Recipient and Coalition shall be incorporated in a written addenda to this contract.

F. PERSONNEL: Coalition represents that it has, or will secure all personnel required in the performance and execution of services under this contract. All services required hereunder will be performed by Coalition and all personnel engaged in the work shall be fully qualified and shall be authorized or permitted under State and Local law to perform such services.

G. ASSIGNABILITY: Coalition shall not assign any interest of this Contract, nor transfer any interest in the same (whether by assignment or notation), without the prior written approval of the Recipient. Coalition shall not be bound by any assignment or notation from the Recipient under this Contract may be assigned to a bank, trust company, or other financial institutions without such approval from the Recipient.

H. FINDINGS CONFIDENTIAL: All of the reports, informational, data, etc., prepared or assembled by Coalition under this Contract, are confidential and Coalition agrees that they shall not be made available to any individual or organization without prior written approval of the Recipient, unless required to be provided without the Board's consent pursuant to Indiana's Open Door Law.

I. COPYRIGHT: No report, maps, or other documents produced in whole or in part under this Contract shall be the subject of an application for copyright by or on behalf of Coalition.

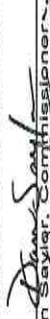

J. COMPLIANCE WITH LOCAL LAWS: Coalition shall comply with all applicable laws, ordinances and regulations of the Federal, State and Local Governments, including without limitation, all laws and codes referred to in pages 7-15 of this Agreement.

K. TERMINATION: This Contract shall continue for the duration of the OCRA Program hereunder. Coalition shall be deemed to have terminated this contract if the Recipient or the other: Notice of such termination shall be in writing, and termination shall not be effective until the expiration of a thirty (30) day cure period, or such shorter times as may be required in order to comply with all requirements of OCRA Program contract, if the contract is terminated by the Recipient. Coalition shall be deemed to have terminated services provided and expense incurred up to the termination date. In the event of a termination of this contract by either Coalition, or Recipient, Coalition shall turn over to

the Recipient in a timely manner, all records and documents relating to this contract and the project.

L. INDEMNIFICATION: Coalition hereby agrees to indemnify Recipient and save Recipient harmless from and against any and all claims, actions, damages, liability, loss, or expenses (including reasonable attorneys' fees) that may be asserted against or incurred by Recipient in connection with or performance of this Contract. Under no circumstances shall the Coalition or Recipient be liable for any incidental, consequential, indirect, exemplary, special, punitive, treble or liquidated damages, whether based in contract or tort law (including negligence), and fully disclaimed by the parties to this Contract.

IN WITNESS WHEREOF, the Recipient and WARRICK COUNTY OFFICIALS:


Dan Sawyer, Commissioner

Robert Johnson, Commissioner

ATTEST:

Deborah Stevens, Auditor

ATTEST:
ECONOMIC DEVELOPMENT COALITION
OF SOUTHWEST INDIANA

Audrie Burkett, Vice President/COO _____ J. Gregory Wathen, President and CEO _____

3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	10,000
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	300.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	300.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	1,963.23
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	1,400.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	775.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	97.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	5,259.25
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	200.45
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	1,019.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	303.10
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	1,100.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	1,400.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	7.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	5.16
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	101.20
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	339.05
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	52.88
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	48.25
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	9.43
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	252.25
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	900.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	1,137.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	6.28
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	65.29
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	577.10
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	55.50
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	173.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	40.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	10.97
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	18.97
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	16.97
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	16.97
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	12.94
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	48.07
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	65.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	95.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	18.75
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	14.00
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	111.20
3/24/2020	Low Chevrolet Buick Pontiac	General	Vehicle Repair And Maintenance	County Sheriff	5	88.97

3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	83.97
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	83.97
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	37.20
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	29.37
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	16.20
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	56.40
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	1.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	65.24
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	83.97
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	83.97
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	450.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	6,600.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	3.16
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	3,301.15
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	290.40
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	77.83
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	488.30
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	108.27
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	3,330.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	3,187.50
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	19.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	10.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	10.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	3,335.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	7,000.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	2,000.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	15.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	15.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	10.33
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	20.44
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	50.16
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	41.22
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	72.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	25.50
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	393.90
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	683.10
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	24.00
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	58.52
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	848.70
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	702.27
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	6,076.50
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	412.50
3/24/2020	Aggrer Hardware	General	Buildings	Court House Annex	5	1,000.00

3/24/2020	INFORM INC	Local Board Of Health	Health	Health	5	300.00
3/24/2020	HAZELDEN PUBLISHING	Accounting And Other Services	Accounting	Accounting	5	27.37
3/24/2020	HAZELDEN PUBLISHING	Accounting And Other Services	Accounting	Accounting	5	133.00
3/24/2020	HAZELDEN PUBLISHING	Accounting And Other Services	Accounting	Accounting	5	60.00
3/24/2020	HAZELDEN PUBLISHING	Accounting And Other Services	Accounting	Accounting	5	440.00
3/24/2020	HAZELDEN PUBLISHING	Accounting And Other Services	Accounting	Accounting	5	2,010,508.25

I hereby certify that each of the above listed vouchers and the invoices, or the bills attached thereto, are true and correct and I have audited them in accordance with IC 5-11-10-1, 10-2, March 9th, 2020, IC 5-1-10-2 permits the governing body to sign the accounts Payable Voucher Register in lieu of signing each claim the governing body is to pay. Deb-bie Stevens, Auditor of Warrick County, 2020, Deb-bie Stevens, Auditor of Warrick County.

Dan Savage, Treasurer
 Rob Johnson, Vice President
 Terry Phillips, Clerk
 Debbie Stevens, Auditor

RESOLUTION 2020-10, Page 2

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Warrick County, Indiana, beginning at 12:01 a.m. on June 9, 2020, there shall be no further restrictions to public access to County buildings and facilities as a result of the current state of emergency. Notwithstanding the foregoing, members of the public shall continue to be strongly encouraged to wear face masks and to maintain a distance of at least six feet from other individuals at all times while present inside County buildings or facilities, and shall observe social distancing at all times while present inside a County building or facility, including without limitation, maintaining a distance of at least six (6) feet from other individuals.

The above Resolution is passed and adopted by the Board of Commissioners of Warrick County, Indiana, this 8th day of June, 2020.

BOARD OF COMMISSIONERS OF WARRICK COUNTY, INDIANA

Robert H. Johnson, Jr., Vice President

Terry J. Philippe, Member

ATTEST:

Deborah K. Stevens, Auditor Warrick County, Indiana

APPROVED AS TO LEGAL FORM:

Todd I. Girard, Esq., Warrick County Attorney

Warrick County Scantled Claims for Payment June 8, 2020

Table with 5 columns: #, Payer Name, Description, Amount, and Date. Lists various vendors and their claims for payment, including entities like First Bank, Amazon Capital Services, and various utility companies.

Warrick County Claims for Payment

Office Depot (Highway Dept) \$ 88,931 Cups, Forks
Office Depot (Surveyor) \$ 51.29 11 cup Pitcher
Energy Trading Corp (Commissioners) \$ 9,000.00
Siegelis (Prosecutor) \$ 221.00
Prosecutor would not provide which employ.
Totals: \$ 9,361.20

Signatures of Dan Sylvor, President; Bob Johnson, Vice President; Terry Phillippe, Member; Debbie Stevens, Auditor.

Table with columns: Filed, Department, Name of Claimant, Amount of Voucher, Amount Allowed, Warrant, Certified Documentation Submitted. Includes various departments like Highway Dept, Sheriff's Office, etc.

Presented by the State Board of Accounts 1046 COUNTY TREASURER'S MONTHLY REPORT
Required by IC 36-2-10-16 and IC 5-13
WARRICK COUNTY
Month ending May 31st, 2020
CHARGES: 1 Total Taxes Collected (Not Received to Ledger or Refunded)...

RECONCILEMENT WITH DEPOSITORIES
Balance in all Depositories Per Daily Balance Record
Outstanding Voucher-Checks (Detail by
Balance in all Depositories Paid Bank Statements
ANALYSIS OF CASH ON HAND AT CLOSE OF MONTH:
(a) Cash Change Fund Advanced by County
(b) Cash Change Fund Advanced by Treasurer
(c) Uncollected Items on Hand (List on Reverse Side)
(d) Total (Must Agree with Line 26 Above)

RECEIVED JUN - 1 2020 WARRICK CO. AUDITOR

FILED MAY 28 2020 WARRICK CO. AUDITOR

COPY

WARRICK COUNTY 2020 FUEL CONTRACT

THIS CONTRACT FOR FUEL AND PETROLEUM PRODUCTS (this "Agreement"), entered into by and between Warrick County, Indiana, by and through the Board of Commissioners of Warrick County (the "County"), having offices located at 107 W. Locust Street, Suite 301, Boonville, Indiana, and Wabash Valley Service Company ("Wabash Valley"), a contractor, having offices located at 909 N. Court Street, Grayville, Illinois,

WITNESSETH THAT:

WHEREAS, the County desires to contract with a vendor for the supply of fuel and petroleum products to be purchased by the County;

WHEREAS, Ind. Code 5-22-17-10 authorizes the County to award a contract for petroleum products to the lowest responsible and responsive offeror;

WHEREAS, the County, at its regularly scheduled meeting on January 14, 2019, voted to accept Wabash Valley's proposal of petroleum products available for purchase by the County (the "Proposal"), a copy of which is attached hereto as Exhibit A and made a part hereof; and

WHEREAS, as part of the terms of the Proposal, and pursuant to Ind. Code 5-22-17-10(c), the prices at which the County purchases fuel and petroleum products from Wabash Valley may be escalated or de-escalated at any time following the County's acceptance of the Proposal, the execution of this Agreement, and during the term of this Agreement, all in accordance with the terms and provisions of the Proposal.

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

1. **Scope of Work.** Wabash Valley shall furnish petroleum products to the County as proposed by the terms and related bidding documents attached as Exhibit A.
2. **Term.** The term of this Agreement shall be April 1, 2020 through March 31, 2022.
3. **Change in Quoted Price.** In accordance with Ind. Code 5-22-17-10(d) and pursuant to the terms contained in Exhibit A, Wabash Valley shall provide written notice to the County of any change in price for petroleum products as proposed in Exhibit A at least five (5) business days in advance of any such change in price.
4. **Relationship of Parties.** Wabash Valley acknowledges that it has entered into this Agreement as an Independent Contractor of the County and shall not represent itself, or permit any of its employees to represent themselves, in any manner to any third party as a representative or authorized agent of the County. Wabash Valley shall neither be considered an employee of the County nor entitled to any benefits normally provided to an employee of the County. No liability of any nature shall attach to the County by reason of any claim which Wabash Valley may have against any other subcontractor or other parties arising out of the performance of this Agreement.

5. **Entire Agreement.** Both parties acknowledge that this Agreement along with any bidding and scope of work documents attached as Exhibit A represents the entire understanding and agreement among the parties hereto and with respect to the subject matter hereof, superseded all prior negotiations between such parties, and may be amended, supplemented, or changed only by an instrument in writing which makes specific reference to this Agreement and which is signed by all of the parties hereto. Neither party shall assign or delegate any of its rights or obligations herein without the prior written consent of the other party.
6. **Governing Law.** This Agreement is being executed and delivered in the State of Indiana and shall be governed by and construed and enforced in accordance with the laws of the State of Indiana. Both parties acknowledge that the judicial venue over a controversy arising out of this Agreement is Warrick County, Indiana.
7. **Notices.** All notices, elections, requests, demands, and/or other communications required or permitted hereunder shall be given in writing and personally delivered or sent by a nationally-recognized express courier services offering overnight delivery, or by registered or certified United States mail, postage prepaid, return receipt requested, addressed to the parties as follows (or to such other person or such other address as either party hereto shall have given via written notice to the other):

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

If to Wabash Valley:
Wabash Valley Service Company
909 N. Court Street
Grayville, IL 62844


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


8. **Waiver.** Compliance with any provision hereof may be waived, but only in writing by all of the parties hereto. No exercise, or failure to exercise, any right hereunder, and no partial or single exercise, of that or any other right shall be construed to be a waiver of that or any other right, it being understood that all such rights and remedies are cumulative and not exclusive.
9. **Counterparts and Copies.** This Agreement may be executed in counterparts. Both parties acknowledge that paper or electronically transmitted copies of this Agreement are enforceable as the original.


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

"COUNTY"

WARRICK COUNTY
BOARD OF COMMISSIONERS

 Date: 6-8-20
 Dan Saylor, President

 Date: 6-8-20
 Robert H. Johnson, Jr.,
 Vice President

 Date: 6-8-20
 Terry N. Philippe, Member

"WABASH VALLEY"

WABASH VALLEY SERVICE COMPANY

 Date: 6-24-20
 (Officer Name), (Position)
 Energy Dept. Man.

Wabash Fuel Contract is located on File in its entirety in the Auditor's Office.

The rest of this page left intentionally blank.