

**WARRICK COUNTY BOARD OF COMMISSIONERS MEETING**  
REGULAR SESSION  
COMMISSIONERS MEETING ROOM  
107 W. Locust Street, Suite 303  
Boonville, Indiana  
January 8, 2024  
4:00 P.M.

The Warrick County Commissioners met in regular session with Terry Phillippe, President; Robert Johnson, Vice President; and Dan Saylor, Member.

Attorney Andrew Skinner and Administrator Heather Soberg were in attendance.

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

Commissioner Meetings can be viewed via YouTube: Warrick County Meetings

President Terry Phillippe called the meeting to order at 4:01 PM.

**PLEDGE OF ALLEGIANCE**

**RECOGNITION OF THE CASTLE HIGH SCHOOL MARCHING BAND  
PROCLAMATION 2024-01**

President Terry Phillippe and the Commissioners wished to recognize the achievements of the Castle High School Marching Band. They had just gotten back from the Tournament of Roses Parade and they were going to read a Proclamation recognizing that achievement. President Phillippe had Attorney Andrew Skinner read Proclamation 2024-01 into the record:

Proclamation 2024-01 of the Warrick County Board of Commissioners

**RECOGNIZING THE ACHIEVEMENTS OF THE CASTLE HIGH SCHOOL MARCHING BAND**

WHEREAS, the Castle High School Marching Band is comprised of over 250 Castle High School students, representing 13% of the entire Castle High School student body, and is under the leadership of directors Ethan Wilkinson and Grant Winterheimer; and

WHEREAS, the Castle High School Marching Band regularly competes in numerous competitions, including Indiana State School of Music Association (ISSMA) and Bands of America (BOA); and

WHEREAS, the Castle High School Marching Band was named Grand National Finalists out of 99 bands competing in the BOA Grand National Championships; and

WHEREAS, every year, approximately 100 high school bands submit applications to participate in the annual Tournament of Roses Parade in Pasadena, California, but only 19 bands are chosen; and

WHEREAS, the President of the Tournament of Roses also personally invites a band to perform in the Tournament of Roses Parade; and

WHEREAS, Tournament of Roses President, Alex Aghajanian invited the Castle High School Marching Band to march the 135<sup>th</sup> Rose Parade, entitled "Celebrating a World of Music: The Universal Language"; and


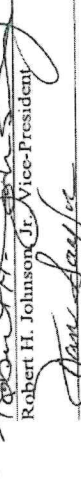

WHEREAS, the Castle High School Marching Band attended the 2024 Tournament of Roses Parade on January 1, 2024, marching approximately 5.5 miles in front of a live audience of more than 750,000 people and viewed on television or streaming by over 50 million viewers in over 170 countries; and

WHEREAS, the Castle High School Marching Band performed remarkably and brought national and international attention to Warrick County and Castle High School, resulting in the swelling of pride in the local community.

THEREFORE, the Board of Commissioners of the County of Warrick, Indiana, in recognition of the achievements of the Castle High School Marching Band and their attendance in the 2024 Tournament of Roses Parade hereby proclaim the day of Tuesday, January 9, 2024, as **CASTLE HIGH SCHOOL MARCHING BAND TOURNAMENT OF ROSES PARADE DAY** and thanks its citizens and communities throughout the County for joining in the celebration and supporting the Excellence amongst our school systems and congratulating the CHS Marching Band members for their incredible accomplishments.


In testimony hereof, we have hereto set our hands and caused to be affixed hereto the great seal of Warrick County at the County Commissioners' Chamber in Boonville, Indiana, this 8th day of January, 2024.

WARRICK COUNTY COMMISSIONERS

Terry Phillippe, President  
  
Robert H. Johnson, Jr., Vice-President  
  
Dan Saylor, Member  


[SEAL]

ATTEST:

  
Michael Dietsch  
Warrick County Auditor



The Commissioners then asked Mr. Ethan Wilkinson, the Director of the Castle High School Marching Band, to come up and speak. Attorney Skinner thanked him for being here. Administrator Soberg presented the Proclamation to him.

Mr. Wilkinson thanked the Commissioners and the Community for their support and for watching. It was an incredible experience and the kids had a wonderful time.

### **AREA PLAN COMMISSION WARRICK COUNTY COMPREHENSIVE PLAN 2045**

Area Plan Director Molly Barnhill presented the Warrick County Comprehensive Plan 2045. This plan is their vision for the next twenty years. The Area Plan Commission gave a unanimous positive recommendation at their December 11, 2023 meeting. Ms. Barnhill asked Bronte Murrell, a community planner with Taylor Siefker Williams Design Group, who helped put this together, to give a brief summary of what is in the plan. The Commissioners did receive hard copies last week.

Ms. Bronte Murrell began her presentation, which she said they started a little over a year ago, and is excited to bring it before the Commissioners for adoption. She started with the basics of what a Comprehensive Plan is, what it is going to do for the County, and how they will get there.

The Indiana State Code requires that a Comprehensive Plan has a statement of goals, objectives and policies for land use as well as policies for public ways, spaces, transportation, utilities, and other elements. This is the backbone of the Comprehensive Plan. It is a legislative document, but is not legally binding. Goals can be established, but does not mean the County is required to follow through on every single one of them.

Ms. Murrell then went through some of the planning process over the last year. There have been steering committee meetings, hosted public engagement opportunities, and surveys. A website was also developed where information can be found about the Comprehensive Plan.

Some of the community engagement processes were also discussed. There were about seven hundred sixty people from Warrick County that participated in the community engagement. Much of that was through an online survey. They also had a youth engagement involving about two hundred fifty middle school and high school students sharing their ideas and what they would like to see in Warrick County in the future. Most responses in the surveys would like to see more parks and recreation, retail and dining, and protected open spaces and natural areas. She also went over the housing options that people would like to see available in the County. Ms. Murrell did note that, in the youth surveys, 81% of them are looking to move out of the County. She said that some of that changes as kids become adults, but it does let them know that really thinking about what the young people want might really shape the future of Warrick County.

All of this was used to help develop the Plan and an overall vision statement. The statement is then supported by three guiding themes down to five different goals and breaking down into specific strategies then action steps. She did cover the vision statement which is Warrick County is a safe and welcoming community that is growing and thriving offering diverse outdoor spaces, high quality education, flourishing economy, and vibrant towns and neighborhoods. The three guiding themes were Enhancing Sense of Place, Supporting Plans of Growth, and Connecting Communities. She briefly reviewed all three then went over the goals in achieving the themes. These included supporting future growth and development, transportation, utilities, quality of life, and economic development. She also showed implementation tables to help accomplish these goals. Grant opportunities sources were also touched on for use in projects in the Plan.

Commissioner Phillippe thanked her for the great job. Ms. Barnhill said that it was a lot of information. Ms. Murrell said the Plan is over one hundred pages and a lot to dig through. But, she is happy to answer any questions.

Commissioner Saylor said that he would also like to thank the team that Ms. Barnhill put together and Ms. Murrell's group did great work and all the others involved.

President Phillippe stated that he had not had a chance to look at it very closely, but if the other two Commissioners were good with it, he was as well. But, he would like to give it a look. Commissioner Johnson said that he would like to dig into it a little bit as well.

Commissioner Saylor asked Ms. Barnhill if it would create any issues to table it to the next meeting. Ms. Barnhill stated that the only issue was that it had to be approved ninety days after the certified report which was certified on December 21, 2023.

In order to have time to further review the Plan, Commissioner Dan Saylor made the motion to table the Warrick County Comprehensive Plan to the February 12, 2024 meeting. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

### **REQUEST FOR RELEASE OF SURETY DEER CREEK SUBDIVISION**

Ms. Barnhill presented a Request for Release of Surety for Deer Creek Subdivision, KSKS by Kurt Phillips, Managing Member. The County is holding a letter of credit totaling \$3,190.00 for the driveway. They've had two years and the letter of credit expires July 15, 2024. She stated that the County Engineer has signed off on the construction.



County Engineer Bobby Howard recommended the release of the surety. Commissioner Dan Saylor made the motion to release. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

*(Deer Creek Sub Release is located on Page 10 of these Official Minutes)*

### **SIDEWALK ACKNOWLEDGEMENT SPRING CREEK SECTION 1**

Next, Ms. Barnhill presented two Sidewalk Acknowledgements. The first was for Spring Creek, Section 1, by Spring Haven, LLC, John Elpers, Manager. This includes Wyatt Court at 2,515 lineal feet; Udhe Court at 485 lineal feet; Cora Court at 905 lineal feet; and Forestdale Drive at 577 lineal feet. She said that the County Engineer had signed off on the acknowledgement.

Mr. Howard stated that the sidewalks had been constructed and he recommended the acknowledgement. Commissioner Bob Johnson made a motion to approve the acknowledgement. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

*(Spring Creek Sec 1 Acknowledgement is located on Page 11 of these Official Minutes)*

### **SPRING CREEK SECTION 2 PUD**

The second Acknowledgement was Spring Creek, Section 2 PUD, Knight Creek LLC, by John Elpers, Manager. This includes Cora Court at 640 lineal feet. The letter of credit expires May 15, 2024 and it was signed off on by the County Engineer who stated the sidewalks were constructed. Commissioner Dan Saylor made the motion to approve. Commissioner Bob Johnson seconded. The motion carried 3-0.

*(Spring Creek Sec 2 Acknowledgement is located on Page 11 of these Official Minutes)*

### **STREET ACCEPTANCE SPRING CREEK SECTION 2 PUD**

Ms. Barnhill presented a Street Acceptance for Spring Creek, Section 2 PUD, Knight Creek, LLC by John Elpers, Manager. This is for Cora Court at 1,102 lineal feet. The letter of credit expires May 15, 2024. The County Engineer signed off on the acceptance and stated they were in compliance. Commissioner Bob Johnson made the motion to approve. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

*(Spring Creek Sec 2 Acceptance is located on Pages 11 through 12 of these Official Minutes)*

### **STREET CONSTRUCTION PLANS PP-24-01 LIBBERT LAKES**

Ms. Barnhill then presented two Street Construction Plans. The first was PP-24-01, Libbert Lakes, Petitioner/Owner Libbert Lakes, LLC by Chris Combs, Managing Member. It's approximately 35.685 acres located on the west side of Libbert Road approximately 390 feet west of the intersection formed by Libbert Road and Oak Grove Road. Ohio 16-6-9 and was advertised in The Standard December 28, 2023.

Glen Meritt with Cash Waggoner and Associates was there to speak on the project. He said it was the same development that came before them in Drainage Board. He then went over some of the specks of the plan and could answer any questions they had.

County Engineer Bobby Howard stated the that street construction plans were in order. He just wanted to add that, at the Drainage Board meeting, he did hear the concerns of the structures under Libbert Road and they are evaluating both of those structures. He hopes to work in concert with them. They have improvements that they need to make to the downstream ditch since they're relocating it. They will work together to make that happen with a pipe installation.

Commissioner Saylor asked if it needed to be approve based on those improvements being made. Mr. Howard said that the improvements were covered under their street plans. The street plans can be approved as is. Commissioner Dan Saylor made the motion to approve. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

*(PP-24-01 is located on Pages 12 through 14 of these Official Minutes)*

### **PP-24-02 SADDLEBROOK**

Next was PP-24-02, Saddlebrook, Petitioner/Owner Litherland Development, LLC by Brian Litherland, Owner. It's approximately 32.277 acres located on the north side of Jenner Road and approximately 1,980 feet east of the intersection formed by Jenner Road and Castle Garden Road. Ohio Township 11-6-9. This was also advertised in The Standard on December 28, 2023.

Brian Litherland was present. He is with Lochmueller Group and is the developer. As was discussed in the Drainage Board, this is at the top of the hill so run-off is all away from them. The roads are 30 feet. He stated that they also had remonstrators at the previous meeting with some concerns on Jenner Road and they're going to meet with Bobby Howard, Steve Sherwood, and Phil Baxter to discuss that further.



County Engineer Bobby Howard stated that this was tabled at the Drainage Board meeting and he would recommend the same thing here. Commissioner Dan Saylor made a motion to table to the next Commissioner's meeting. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**ACTION AGENDA  
APPROVAL OF MINUTES  
DECEMBER 27, 2023**

Minutes for the December 27, 2023 Regular Session meeting were presented to the Commissioners for approval. Commissioner Dan Saylor made the motion to approve the minutes. Commissioner Terry Phillippe seconded the motion. The motion carried 2-0-1 with Commissioner Bob Johnson abstaining.

**2024 APPOINTMENTS  
PRESIDENT**

Commissioner Dan Saylor made a motion to retain Commissioner Terry Phillippe as Board President. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**VICE PRESIDENT**

Commissioner Dan Saylor made a motion to retain Commissioner Bob Johnson as Vice President. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

**COMMISSIONERS OFFICE  
ADMINISTRATOR AND ASSISTANT ADMINISTRATOR/HR DEPARTMENT**

President Phillippe said that they discussed talking about that a little bit. Commissioner Bob Johnson made the motion to table both to the next meeting. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**HIGHWAY DEPARTMENT  
SUPERINTENDENT**

Commissioner Dan Saylor made a motion to retain Bobby Howard as Highway Superintendent. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**FOREMAN DISTRICT 1**

Commissioner Bob Johnson made a motion to retain Bobby Miller as Foreman District 1. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**FOREMAN DISTRICT 2**

Commissioner Bob Johnson made the motion to retain Larry Wira as Foreman District 2. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**FOREMAN DISTRICT 3**

Commissioner Bob Johnson made a motion to appoint Kyle Kelley as the Foreman for District 3. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**FLEET MANAGER**

Commissioner Dan Saylor made the motion to appoint Carl Dant as the Fleet Manager. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**ENGINEERING DEPARTMENT  
ENGINEER**

Commissioner Dan Saylor made the motion to retain Bobby Howard as the County Engineer. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**ASSISTANT ENGINEER**

Commissioner Bob Johnson made the motion to retain Steve Sherwood as Assistant Engineer. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

President Phillippe asked if they also needed to appoint Mr. Sherwood as the Storm Water Director. Ms. Soberg stated that it wasn't on the list. Mr. Howard said that it was done in Storm Water. Attorney Skinner asked for clarification that he was appointed in Storm Water. Both Commissioner Johnson and Mr. Howard said that he was.



**BUILDING DEPARTMENT  
BUILDING COMMISSIONER**

Commissioner Bob Johnson made the motion to retain Dennis Lockhart as Building Department Commissioner. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**ADMINISTRATIVE ASSISTANT**

Commissioner Bob Johnson made the motion to retain Angie Lutz as Administrative Assistant. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**EMERGENCY MANAGEMENT AGENCY  
DIRECTOR**

Commissioner Dan Saylor made a motion to appoint Matt Goebel as Director of Emergency Management. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**SECRETARY**

Commissioner Bob Johnson made a motion to retain Beth Williams as Secretary of Emergency Management. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**TITLE VI/ADA**

Commissioner Bob Johnson made a motion to retain Shateka Bard as Coordinator. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

Commissioner Bob Johnson made a motion to retain Heather Soberg as Second Contact. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**STATE OSHA**

Commissioner Bob Johnson made a motion to retain Heather Soberg as Representative for State OSHA. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

Commissioner Bob Johnson made the motion to retain Shateka Bard as Second Contact. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**DRUG & ALCOHOL TESTING**

Commissioner Dan Saylor made the motion to retain Heather Soberg as the Representative. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

Commissioner Dan Saylor made the motion to retain Shateka Bard as Second Contact. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**WEIGHTS & MEASURES**

Commissioner Bob Johnson made a motion to retain Michael Arnold. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**ALCOHOL BEVERAGE BOARD**

Commissioner Dan Saylor made a motion to retain Gene Weisheit on the Alcohol Beverage Board. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**ECONOMIC DEVELOPMENT ADVISORY COUNCIL**

Commissioner Dan Saylor made the motion to appoint Brad Pemberton on the Economic Development Advisory Council in the place of a resigning member. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

Commissioner Dan Saylor then made the motion to appoint Jenna Richardt on the Economic Development Advisory Council in the place of another resigning member. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

Commissioner Bob Johnson made a motion to appoint Dan Saylor to the Economic Development Advisory Council as the Commissioner appointment. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.



**EMERGENCY MANAGEMENT ADVISORY COUNCIL  
COMMISSIONER PRESIDENT OR DESIGNEE**

Commissioner Bob Johnson made the motion to retain Commissioner Terry Phillippe. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**HEALTH BOARD**

President Phillippe said that they would come back to this appointment since there were things going on with it.

**JOINT DRAINAGE BOARDS  
GIBSON**

Commissioner Dan Saylor made a motion to retain Bob Johnson on the Gibson Joint Drainage Board. Commissioner Terry Phillippe seconded it. Motion carried 3-0.  
Commissioner Bob Johnson made a motion to retain Terry Phillippe on the Gibson Joint Drainage Board. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**SPENCER**

Commissioner Dan Saylor made a motion to retain Bob Johnson on the Spencer Joint Drainage Board. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.  
Commissioner Bob Johnson made a motion to retain Dan Saylor on the Spencer Joint Drainage Board. Commissioner Terry Phillippe seconded the motion. The motion carried 3-0.

**GIBSON/VANDERBURGH/WARRICK**

Commissioner Dan Saylor made a motion to retain Terry Phillippe on the Gibson/Vanderburgh/Warrick Joint Drainage Board. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.  
Commissioner Bob Johnson made a motion to retain Steve Sherwood on the Gibson/Vanderburgh/Warrick Joint Drainage Board. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**LOCAL EMERGENCY PLANNING COMMITTEE (LEPC)**

Commissioner Bob Johnson made a motion to retain Terry Phillippe. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**PROPERTY TAX ASSESSMENT BOARD**

Commissioner Dan Saylor made a motion to retain all three appointments. The current appointments are John Goth, Madolyn O'Neal, and Angela Wilder. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**REDEVELOPMENT COMMISSION (APPOINTED FOR EDAC MEMBERSHIP)**

Commissioner Dan Saylor made the motion to appoint Brad Pemberton to the Redevelopment Commission in the place of a resigning member. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.  
Commissioner Dan Saylor made the motion to appoint Jenna Richardt to the Redevelopment Commission in the place of a resigning member. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.  
Commissioner Dan Saylor made the motion to reappoint Brandon Hayes to the Redevelopment Commission. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.  
Commissioner Dan Saylor made the motion to reappoint Tony Aylsworth to the Redevelopment Commission. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**SOUTHWESTERN INDIANA MENTAL HEALTH**

Commissioner Bob Johnson made a motion to table this appointment to the next meeting. Commissioner Dan Saylor seconded the motion. President Phillippe thought there were some new statutes on this and asked Attorney Skinner if he could look into it. The motion carried 3-0.

**TOURISM COMMISSION**

Commissioner Dan Saylor made a motion to retain Joe Schitter on the Tourism Board. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.  
Commissioner Dan Saylor made a motion to retain Beau Dial on the Tourism Board. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.



**WEED CONTROL BOARD**

Commissioner Bob Johnson made the motion to appoint Carl Dant to the Weed Control Board. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**HEALTH OFFICER**

Attorney Skinner stated that the Health Board met early in the day and tabled their nomination of Health Officer, so he recommended the Commissioners do the same. Commissioner Bob Johnson made the motion to table. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**HEALTH BOARD APPOINTMENT – CITY OF BOONVILLE**

President Phillippe stated that the City of Boonville had given the Commissioners three names to choose from on their appointee to the Health Board. Dr. Mauck is the nominee. Commissioner Bob Johnson made the motion to approve. Commissioner Dan Saylor seconded the motion.

Commissioner Johnson stated that he did this reluctantly because they had just vacated that position on that Board. However, he thinks with the new Board construction and the direction that they are going, Dr. Mauck is an outstanding member of the community, and he respects him. However, he didn't think the previous Board was going in the right direction. He thinks that the current Board will and that Dr. Mauck can add some knowledge to that Board. This is why he makes the motion to allow Dr. Mauck to rejoin that Board.

Commissioner Phillippe wished to speak as well. He thanked Mayor Charles Wyatt for the list. There were some questions about the other two on the list being health professionals. Commissioner Phillippe thought that Dr. Mauck was the best of the three. He agrees with Commissioner Johnson and the historical prospective as Dr. Mauck has been on there for years and hopefully they've got a good, new team in line and all play team ball.

Commissioner Saylor said that he agreed with the rest of the Commissioners. Commissioner Johnson made the motion and Commissioner Saylor the second. The motion carried 3-0.

**CONFIRMATION OF MEMBERS REMAINING ON THE HEATH BOARD**

President Phillippe said that the Commissioners felt it was best with the newly reconstituted Board of Health to solidify the previous appointments who are still on the Board. He feels this will also bring it in line with the new legislation. This would affirm the appointments of Melanie Lutz and Lynnette Lewellen. Commissioner Dan Saylor made the motion. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

Commissioner Phillippe asked Attorney Skinner if the appointment of Marlin Weisheit was tabled. Attorney Skinner stated that it was and no action needed to be taken on it until the Health Officer designates someone and gives the Commissioners someone to approve.

**COUNTY ADMINISTRATOR  
CONSENT AGENDA**

County Administrator Heather Soberg presented the following items on the Consent Agenda for approval:

- County Auditor Certified Claims Voucher - Report Date 01/05/2023
- Payroll Voucher 12/28/2023 & Sheriff Holiday Pay 2 12/29/23
- Clerk's Monthly Report November 2023

Commissioner Dan Saylor made the motion to approve the items on the Consent Agenda. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

*(Certified Claims are located on Pages 14 through 15 of these Official Minutes)*

*(Payrolls are located on Page 15 of these Official Minutes)*

*(Clerk's Report is located on Page 16 of these Official Minutes)*

**HEALTH BOARD DIRECTOR DISCUSSION**

Attorney Skinner asked for the Commissioner to back up a little bit. He did receive a written notice from the Health Officer where they moved putting Ms. Candace Heubner in the role of Director. That could be something they could choose to approve or reject hiring her in that position as it is within their approval under the statute. President Phillippe entertained a motion.

Commissioner Saylor said that he would like to see the complete Board set and Administrator set. Commissioner Johnson felt that the Health Officer had to make that appointment and he would rather wait until they get the new, current Health Officer and let him or her make that call. Attorney Skinner stated that the Health Board had not chosen their new Health Officer just yet. The prior Officer did make the appointment while he was Health Officer. It would be perfect for the Commissioner to either table it, approve it, or deny it.

Commissioner Dan Saylor made the motion to table. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.



**COUNTY ATTORNEY  
RESOLUTION 2024-01**

County Attorney Andrew Skinner presented a Resolution supporting a permanent retention of the traffic signal at the intersection of Highway 66 and Grimm Road. The Resolution acknowledges that there is development along Grimm Road. In conjunction with Economic Development, the request is being made with INDOT to make that permanent. This Resolution would be in support of that effort.

Economic Development Director Steve Roelle was present to discuss the need for this Resolution. Warrick County's been fighting for this since 2006. There have been continual roadblocks. They shifted focus to Epworth Road to make sure that it was correct. They have now re-shifted the focus back to Grimm Road. He felt it was a safety, access, and economic development issue. Mr. Roelle said that he, Commissioner Saylor, and Jim Morley met with the Lt. Governor about this situation. They outlined for her a plan to make this happen. One was to make sure the Elected Officials were on board. They are still on board. The County Council passed the same Resolution at their last meeting. Economic Development supports it. This Resolution is one of the pieces that they will take back to the Lt. Governor and hope to get in a meeting with the new director of INDOT and move forward with making this happen.

Commissioner Saylor also talked about the safety issues with the intersection and the need. Commissioner Dan Saylor made a motion to approve Resolution 2024-01. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

*(Resolution 2023-01 is located on Page 8 of these Official Minutes)*


**ADJOURNMENT**

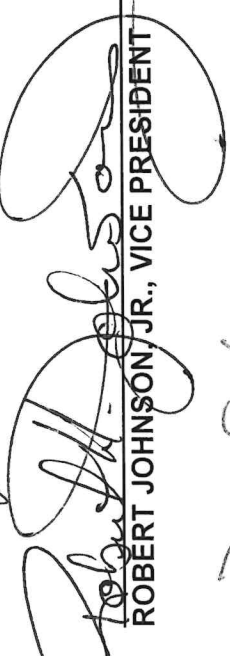
The next Warrick County Commissioners' meeting will be held on Monday, January 22, 2024 in the Commissioners' meeting room at 4:00 PM. Commissioner Dan Saylor made the motion to adjourn. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.


Attorney Mark Phillips stood and asked for Public Comment as he had an issue to address with the Commissioners. Attorney Skinner stated that the meeting was adjourned, but they would be happy to speak with him privately.

Meeting adjourned at 4:52 P.M.

**WARRICK COUNTY BOARD OF COMMISSIONERS**

  
 \_\_\_\_\_  
**TERRY PHILLIPPE, PRESIDENT**

  
 \_\_\_\_\_  
**ROBERT JOHNSON JR., VICE PRESIDENT**

  
 \_\_\_\_\_  
**DAN SAYLOR, MEMBER**

**ATTEST:**  
  
 \_\_\_\_\_  
**MICHAEL J. DIETSCH, AUDITOR**  
**WARRICK COUNTY, INDIANA**

*Minutes Respectfully Submitted by Kristine Georges, Official Recording Secretary*



BOARD OF COMMISSIONERS OF WARRICK COUNTY, INDIANA

RESOLUTION NO. 2024 - 01

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF WARRICK COUNTY, INDIANA SUPPORTING THE PERMANENT RETENTION OF THE TRAFFIC SIGNAL AT THE INTERSECTION OF STATE ROAD 66 AND GRIMM ROAD**

WHEREAS, the Board of Commissioners of Warrick County, Indiana (the "Commissioners") has been informed of the Indiana Department of Transportation's ("INDOT") intent to remove the traffic signal at the intersection of State Road 66 ("SR 66") and Grimm Road upon completion of the Epworth Road/SR 66 road improvement project; and

WHEREAS, Grimm Road's intersection with SR 66 is one of the most important intersections in Warrick County because of current and future development in the area; and

WHEREAS, the volume of traffic on SR 66 continues to increase due to significant growth in the Warrick Wellness Trail, thereby making it difficult to cross SR 66 on Grimm Road without the assistance of a traffic signal; and

WHEREAS, the Commissioners are the executive and legislative bodies in Warrick County.

NOW, THEREFORE, BE IT RESOLVED that the Commissioners support the permanent retention of the traffic signal at the intersection of SR 66 and Grimm Road.

1. The SR 66/Grimm Road intersection provides access to current and future development occurring along and in close proximity to the Grimm Road corridor.
2. The current and existing development along and around the Grimm Road Corridor includes (1) a 340 unit apartment complex (Warrick Trail Apartments); (2) a hotel (TownePlace Suites); (3) a soon to be completed second hotel (SpringHill Suites); (4) a Starbucks (almost complete); (5) multiple subdivisions (St. Joseph's Hospital; (6) the Ascension St. Vincent's Hospital; (7) the Encampment Health/Deaconess Building; (8) Energy Systems Group's retail center; (9) a gas station and convenience store; (10) the Heritage Woods of Newburgh assisted living facility; and (11) the Islamic Center of Evansville.

3. The future development on or in close proximity to the Grimm Road corridor includes (1) a transformative \$100 million, mid-way development at the northwest corner of Grimm Road/SR 66; (2) an office building project at the northeast corner of Grimm Road/SR 66; (3) a Cedarhurst of Newburgh assisted living facility along the Warrick Wellness Trail; (4) additional Ascension St. Vincent

facilities along the Warrick Wellness Trail; (5) additional medical facility development on property adjacent to the Ascension St. Vincent Orthopedic Hospital; (6) other announced retail and commercial establishments along Point View Drive; and (7) a Deaconess facility on property owned by Deaconess on the northeast corner of Grimm Road/SR 66.




The current and future development in and around the Grimm Road corridor will make the continued need for a stoplight at the SR 66/Grimm Road intersection imperative for the safety of the travelling public and to support continued economic development in this area. This area is Warrick County's #1 economic development opportunity to create a transformative district that brings together a mix of uses, quality of place, multi-family, mixed-use, retail and retail in a way that is not present in any other district in the county. A permanent traffic signal at this intersection is the #1 thing the State of Indiana can do for Warrick County to support this transformative district.

INDOT, Warrick County and private developers have been discussing the need for a stoplight at the intersection of SR 66 and Grimm Road for over 15 years. In 2007, John Curry from the developer entered into a Traffic Signal contract suggesting that the developer enter into a traffic signal contract "in order to allow the developer to proceed forward" and Mr. Curry recommended that installation of a traffic signal at this location be accomplished in conjunction with growth of the development". In 2007, INDOT and the developer (northeast corner of SR 66 and Grimm Road) entered into such an agreement related to the future placement of a traffic signal at this intersection. The developer spent approximately \$500,000 for signal preparation at the Grimm Road/SR 66 intersection and the signal was installed, the right of way was established, and the signal was installed (etc.). On February 15, 2018, Russell Fowler from INDOT sent a letter to the Commissioners stating that "An approved access management plan of action has been in place since 2006 with large investments made by both the developer and local governing agencies based upon a potential signalized intersection at Grimm Road and SR 66. INDOT respectfully concurs to proceed with the approved access management plan for a signalized intersection". In 2018, multiple letters were sent to INDOT stakeholders to the Governor's Office and Warrick County for this intersection. On February 15, 2019, INDOT and Warrick County executed an Interlocal Cooperative Agreement #1 ("Interlocal Agreement") for the Provisional installation of a Traffic Signal at SR 66 and Grimm Road when the stoplight is warranted. The Interlocal Agreement was extended for 5 additional years (to February 15, 2029) in Amendment #1 to Interlocal Agreement, which Amendment #1 was fully executed by INDOT and Warrick County representatives as of December 6, 2023/SR 66 line 2023. INDOT had its contractor install a temporary traffic signal at Epworth Road/SR 66. This temporary traffic signal is currently being used by many local residents to safely access the new developments in this area and to bypass the construction occurring at the SR 66/Epworth Road intersection.

6. The Commissioners approve this Resolution in order to support the permanent retention of the stoplight at the intersection of SR 66 and Grimm Road for the following reasons:

- The retention of this stoplight increases the safety for motorists crossing SR 66 in Grimm Road, and for motorists turning left onto SR 66 from Grimm Road.
- The current and future development along the Grimm Road corridor warrants the retention of this stoplight. The lack of a signal has had a direct negative impact on development in this area.
- The traffic light at the intersection of SR 66 and Grimm Road aids economic development in this area of Warrick County, which is in an existing TIF District and where significant development has and continues to occur.
- The Warrick County Redevelopment Commission recently hired a consultant to assist with the creation of a "blue print" for this area, with the intent of working with INDOT to improve the quality of life and quality of place assets in Warrick County. The intention is to develop first class Warrick County.
- Providing better and safer access at the intersection of Grimm Road and SR 66 will help alleviate some of the traffic congestion on Epworth Road.
- Warrick County has spent tens of millions of dollars providing incentives to development and improving the roads and public infrastructure in this area in order to continue to develop a corridor as Warrick County's prime commercial, retail and medical corridor.
- The travelling public is now accustomed to having a stoplight at the intersection of SR 66/Grimm Road.

ADOPTED by the Board of Commissioners of Warrick County, Indiana this 8th day of January, 2024.

 Terry J. Phillips, President  
 Robert H. Johnson, Jr. Vice President  
 Dan Saylor, Member

Attest:

 Mike Dietsch, Auditor







Date: Nov. 1, 2023 SIDEWALK ACKNOWLEDGEMENT Receipt # 27312  
 NAME OF SUBDIVISION: Spring Creek - Section 1 in the office of the Recorder of Warrick County, Indiana.  
 I hereby request acknowledgement of completion of the following sidewalks by the County:

NAME OF STREET	NO. OF LINEAL FEET
<u>Wyatt Court</u>	<u>2515</u>
<u>Udhe Court</u>	<u>485</u>
<u>Cora Court</u>	<u>905</u>
<u>Forestale Drive</u>	<u>577</u>

Spring Haven LLC  
 Subdivision Developer  
 A certificate by Shawn Smith Sr., Indiana Registration # 10400870, Licensed Engineer, that the streets were constructed in accordance with the plans approved by the Board of County Commissioners accompanies this request.  
 A SMALL COPY OF THE SUBDIVISION PLAT MUST ACCOMPANY THIS REQUEST FOR SIDEWALK ACKNOWLEDGEMENT.

I have inspected subject sidewalks and recommend acknowledgment. **FILED**  
NOV 02 2023  
 ANNE HANSEN, CLERK  
 WARRICK COUNTY

ACCEPTED: 1-8-2024  
 Date: \_\_\_\_\_  
  
 BOARD OF COUNTY COMMISSIONERS

ATTEST: COUNTY AUDITOR  
 \_\_\_\_\_

This Document Prepared by: \_\_\_\_\_  
 I affirm, under the penalties for perjury, that I have taken reasonable care to reflect each social security number in this document, unless required by law.

Date: Nov. 1, 2023 SIDEWALK ACKNOWLEDGEMENT Receipt # 27312  
 NAME OF SUBDIVISION: Spring Creek 2 - PUD in the office of the Recorder of Warrick County, Indiana.  
 I hereby request acknowledgement of completion of the following sidewalks by the County:

NAME OF STREET	NO. OF LINEAL FEET
<u>Cora Court</u>	<u>640</u>

Knight Creek, LLC  
 Subdivision Developer  
 A certificate by Shawn Smith Sr., Indiana Registration # 10400870, Licensed Engineer, that the streets were constructed in accordance with the plans approved by the Board of County Commissioners accompanies this request.  
 A SMALL COPY OF THE SUBDIVISION PLAT MUST ACCOMPANY THIS REQUEST FOR SIDEWALK ACKNOWLEDGEMENT.

I have inspected subject sidewalks and recommend acknowledgment. **FILED**  
NOV 02 2023  
 ANNE HANSEN, CLERK  
 WARRICK COUNTY

ACCEPTED: 1/8/24  
 Date: \_\_\_\_\_  
  
 BOARD OF COUNTY COMMISSIONERS

ATTEST: COUNTY AUDITOR  
 \_\_\_\_\_

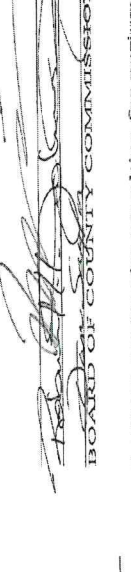
This Document Prepared by: \_\_\_\_\_  
 I affirm, under the penalties for perjury, that I have taken reasonable care to reflect each social security number in this document, unless required by law.

Date: Nov 1, 2023 Street Acceptance Receipt: 27312  
 NAME OF SUBDIVISION: Spring Creek 2 - PUD in the office of the Recorder of Warrick County, Indiana.  
 I hereby request acceptance of the following streets for maintenance by the County:

NAME OF STREET	NO. OF LINEAL FEET
<u>COYCA COURT</u>	<u>1,012</u>

Knight Creek LLC  
 Subdivision Developer  
 A certificate by Shawn Smith Sr., Indiana Registration # 10400870, Licensed Engineer, that the streets were constructed in accordance with the plans approved by the Board of County Commissioners.  
 A SMALL COPY OF THE SUBDIVISION PLAT MUST ACCOMPANY THIS REQUEST FOR STREET ACCEPTANCE.

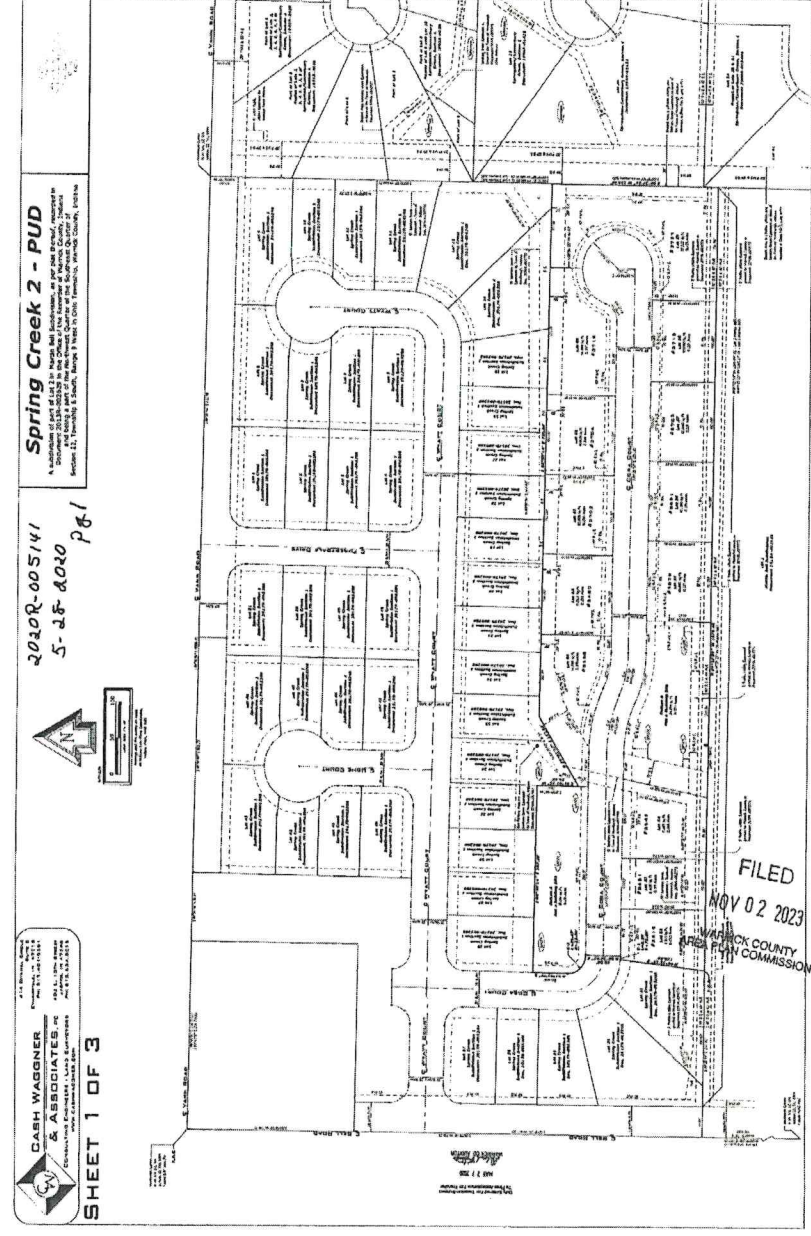
I have inspected subject streets and recommend acceptance.  
NOV 02 2023  
 ANNE HANSEN, CLERK  
 WARRICK COUNTY

ACCEPTED: 1/8/24  
 Date: \_\_\_\_\_  
  
 BOARD OF COUNTY COMMISSIONERS

ATTEST: COUNTY AUDITOR  
 \_\_\_\_\_

This instrument was prepared by: \_\_\_\_\_  
 I affirm, under the penalties for perjury, that I have taken reasonable care to reflect each social security number in this document, unless required by law.





**DASH WAGNER & ASSOCIATES, INC.**  
 1000 W. STATE ST. SUITE 200  
 WARRICK, IN 47781  
 PHONE: 317.866.1111  
 FAX: 317.866.1112  
 WWW.DWAGNER.COM

SHEET 1 OF 3

2020R-005141  
 5-28-2020  
 p 61

**Spring Creek 2 - PUD**  
 A preliminary plat for a Planned Unit Development (PUD) is hereby submitted for review and approval to the Board of Commissioners, Warrick County, Indiana, for the purpose of creating a new street layout and utility easements within the Spring Creek 2 - PUD, located in the unincorporated area of Warrick County, Indiana, and more particularly, within the area bounded by the following:

*P. Wagner*

WARRICK COUNTY, INDIANA  
 Board of Commissioners  
 Courthouse Building  
 Warrick, IN 47781

**CERTIFICATE OF COMPLIANCE**  
 Plan and Specifications - Street Construction

Submission Date: January 5, 2024  
 Probable Start Construction: April 2024  
 Project Location: Located on the west side of Libbert Road approximately 825 feet north of the Oak Grove Road and Libbert Road intersection.

Describe in detail type of street construction:  
 Streets will consist of 8 inches of #53 stone, 2 1/4 inches of HMA base and 1 1/2 inches of HMA surface.

Name of Street	No. of Linear Ft.	Est. Cost of Construction
Lake Drive	3,050 @ \$100/LF	\$ 305,000.00
Mudway Drive	838 @ \$100/LF	\$ 83,800.00
Shuman Ridge Drive	207 @ \$100/LF	\$ 20,700.00
10% Contingency		\$ 40,920.00
<b>TOTAL</b>		<b>\$ 450,420.00</b>

Name the Streets the Area Plan Commission has required sidewalks and what is the estimated cost of their construction:

Lake Drive	6,102-LF @ \$15.00 / L.F. = \$91,530.00
Mudway Drive	1,676-LF @ \$15.00 / L.F. = \$25,140.00
Shuman Ridge Drive	414-LF @ \$15.00 / L.F. = \$6,210.00
<b>Total Estimated Cost of Street Construction is \$ 122,880.00</b>	
<b>Total Estimated Cost of Sidewalk Construction is \$ 121,452.00</b>	
<b>Total Estimated Cost of Storm Sewer and Detention Basin Construction is \$ 440,386.20</b>	



January 7, 2024  
 Warrick County Area Plan Commission  
 Courthouse Room 201  
 Warrick, IN 47781

Re: Libbert Lake  
 Storm Sewer & Detention Basins  
 Sub-Project No.: 22023

Item	Quantity	Unit	Rate	Amount
12" R.C. PIPE	1200	LF	\$100.00	\$120,000.00
18" R.C. PIPE	100	LF	\$100.00	\$10,000.00
24" R.C. PIPE	100	LF	\$100.00	\$10,000.00
30" R.C. PIPE	100	LF	\$100.00	\$10,000.00
36" R.C. PIPE	100	LF	\$100.00	\$10,000.00
42" R.C. PIPE	100	LF	\$100.00	\$10,000.00
48" R.C. PIPE	100	LF	\$100.00	\$10,000.00
54" R.C. PIPE	100	LF	\$100.00	\$10,000.00
60" R.C. PIPE	100	LF	\$100.00	\$10,000.00
66" R.C. PIPE	100	LF	\$100.00	\$10,000.00
72" R.C. PIPE	100	LF	\$100.00	\$10,000.00
78" R.C. PIPE	100	LF	\$100.00	\$10,000.00
84" R.C. PIPE	100	LF	\$100.00	\$10,000.00
90" R.C. PIPE	100	LF	\$100.00	\$10,000.00
96" R.C. PIPE	100	LF	\$100.00	\$10,000.00
102" R.C. PIPE	100	LF	\$100.00	\$10,000.00
108" R.C. PIPE	100	LF	\$100.00	\$10,000.00
114" R.C. PIPE	100	LF	\$100.00	\$10,000.00
120" R.C. PIPE	100	LF	\$100.00	\$10,000.00
126" R.C. PIPE	100	LF	\$100.00	\$10,000.00
132" R.C. PIPE	100	LF	\$100.00	\$10,000.00
138" R.C. PIPE	100	LF	\$100.00	\$10,000.00
144" R.C. PIPE	100	LF	\$100.00	\$10,000.00
150" R.C. PIPE	100	LF	\$100.00	\$10,000.00
156" R.C. PIPE	100	LF	\$100.00	\$10,000.00
162" R.C. PIPE	100	LF	\$100.00	\$10,000.00
168" R.C. PIPE	100	LF	\$100.00	\$10,000.00
174" R.C. PIPE	100	LF	\$100.00	\$10,000.00
180" R.C. PIPE	100	LF	\$100.00	\$10,000.00
186" R.C. PIPE	100	LF	\$100.00	\$10,000.00
192" R.C. PIPE	100	LF	\$100.00	\$10,000.00
198" R.C. PIPE	100	LF	\$100.00	\$10,000.00
204" R.C. PIPE	100	LF	\$100.00	\$10,000.00
210" R.C. PIPE	100	LF	\$100.00	\$10,000.00
216" R.C. PIPE	100	LF	\$100.00	\$10,000.00
222" R.C. PIPE	100	LF	\$100.00	\$10,000.00
228" R.C. PIPE	100	LF	\$100.00	\$10,000.00
234" R.C. PIPE	100	LF	\$100.00	\$10,000.00
240" R.C. PIPE	100	LF	\$100.00	\$10,000.00
246" R.C. PIPE	100	LF	\$100.00	\$10,000.00
252" R.C. PIPE	100	LF	\$100.00	\$10,000.00
258" R.C. PIPE	100	LF	\$100.00	\$10,000.00
264" R.C. PIPE	100	LF	\$100.00	\$10,000.00
270" R.C. PIPE	100	LF	\$100.00	\$10,000.00
276" R.C. PIPE	100	LF	\$100.00	\$10,000.00
282" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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294" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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312" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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324" R.C. PIPE	100	LF	\$100.00	\$10,000.00
330" R.C. PIPE	100	LF	\$100.00	\$10,000.00
336" R.C. PIPE	100	LF	\$100.00	\$10,000.00
342" R.C. PIPE	100	LF	\$100.00	\$10,000.00
348" R.C. PIPE	100	LF	\$100.00	\$10,000.00
354" R.C. PIPE	100	LF	\$100.00	\$10,000.00
360" R.C. PIPE	100	LF	\$100.00	\$10,000.00
366" R.C. PIPE	100	LF	\$100.00	\$10,000.00
372" R.C. PIPE	100	LF	\$100.00	\$10,000.00
378" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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390" R.C. PIPE	100	LF	\$100.00	\$10,000.00
396" R.C. PIPE	100	LF	\$100.00	\$10,000.00
402" R.C. PIPE	100	LF	\$100.00	\$10,000.00
408" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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498" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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510" R.C. PIPE	100	LF	\$100.00	\$10,000.00
516" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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528" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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810" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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954" R.C. PIPE	100	LF	\$100.00	\$10,000.00
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972" R.C. PIPE	100	LF	\$100.00	\$10,000.00
978" R.C. PIPE	100	LF	\$100.00	\$10,000.00
984" R.C. PIPE	100	LF	\$100.00	\$10,000.00
990" R				



I, We the Owners of the above named subdivision, certify that the information given above is true and correct and that we have read and approved the plans and specifications as submitted and attached hereto.

Owner/Owners Name: Chris Combs - Libert Lakes, LLC

Signature: [Signature]  
 Address: 573 Shadow Creek Lane Newburgh, IN 47630

I, certify that to the best of my knowledge and belief, these plans and specifications for this subdivision are in compliance with the standards for Warrick County, Indiana.

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

Signature: [Signature]  
 Engineer: [Signature]  
 Address: 44 Sibley Circle - Suite B Evansville, IN 47715

I will perform reasonable and periodic inspection of this project during construction to determine that each construction project is in accordance with the standards for Warrick County, Indiana, and attached hereto.

Signature: [Signature]  
 Engineer: [Signature]  
 Address: 573 Shadow Creek Lane Newburgh, IN 47630

Reviewed By: Area Plan Commission  
 Date: 1/3/24 Comments:

Reviewed By: County Engineer  
 Date: \_\_\_\_\_ Comments:

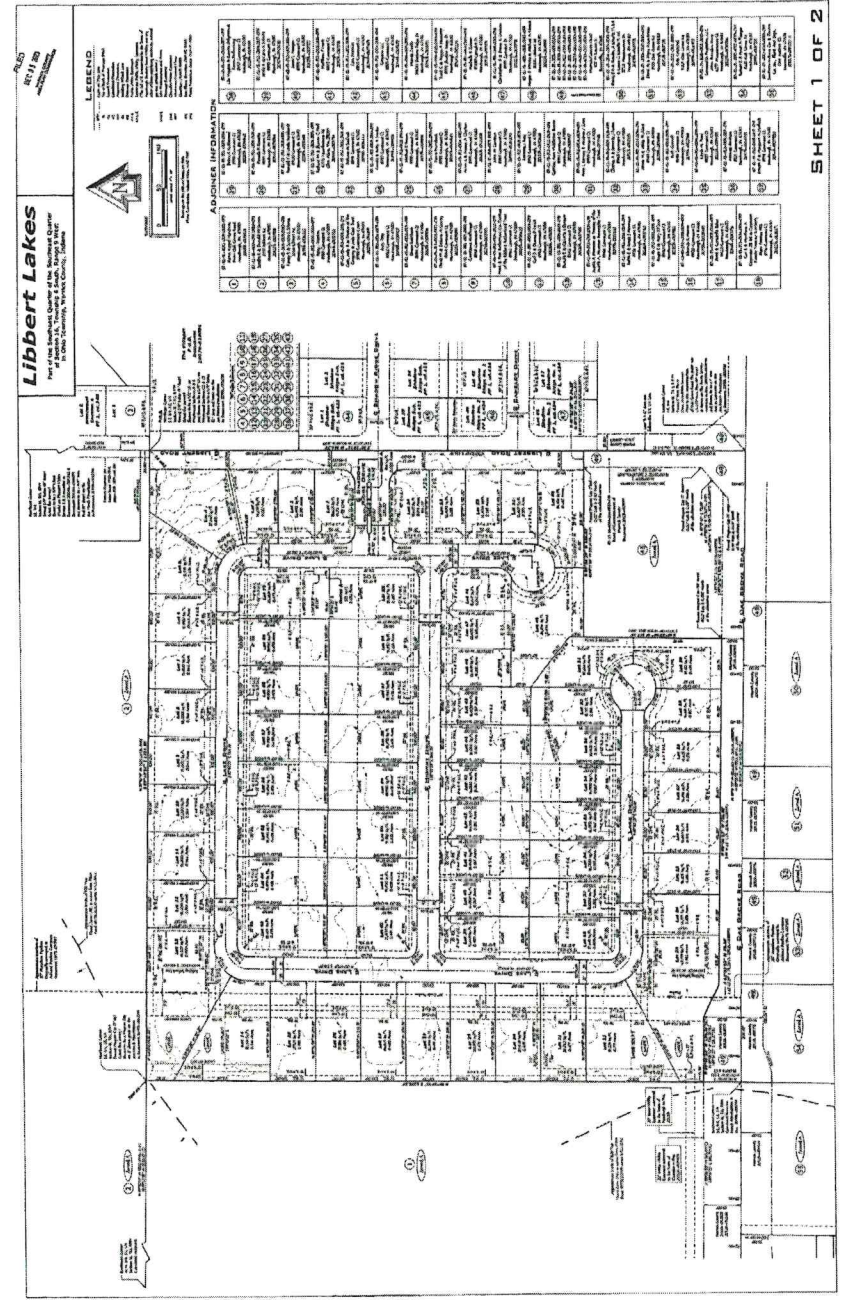
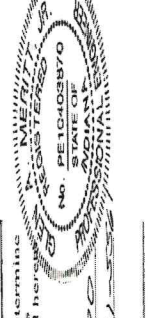
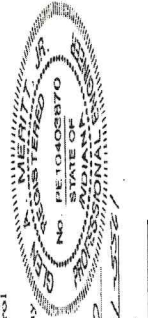
(If needed additional space provided on back page)

Reviewed By: Area Plan Commission  
 Date: \_\_\_\_\_ Comments: \_\_\_\_\_

Reviewed By: County Engineer  
 Date: \_\_\_\_\_ Comments: \_\_\_\_\_

APPROVAL GRANTED BY THE BOARD OF COUNTY COMMISSIONERS THIS DAY OF January

ATTEST:  
[Signature]  
 Additional Space for Comments:













APPROVED DEC 27 2023 FILED DEC 27 2023

Michael R. Bantz WARRICK CO. AUDITOR

MONTHLY REPORT - CLERK OF WARRICK COUNTY CIRCUIT & SUPERIOR COURTS Warrick County

Table with 35 rows and 2 columns: Description and Amount. Includes sections for CHARGES, DEPOSITORY RECONCILEMENT, and various balance and proof items.

State of Indiana, Warrick County: ss: I, the undersigned Clerk of Warrick County Circuit & Superior Courts in and for the aforesaid county and state, do hereby certify that the foregoing report is true and correct to the best of my knowledge and belief and as appears of record now on file in this office.

Date: 12/19/2023 Clerk of Warrick County Circuit & Superior Courts

1: Clerk: Retain WHITE copy, file 3 copies with Auditor. 2: Auditor: File CANARY copy with County Board of Finance, File PINK copy with Board of County Commissioners, Transmit GOLDEN RING copy to County Board of Accounts.

RECEIVED DEC 19 2023 WARRICK CO AUDITOR

The rest of this page left intentionally blank.