

**WARRICK COUNTY BOARD OF COMMISSIONERS MEETING**  
REGULAR SESSION  
COMMISSIONERS MEETING ROOM  
107 W. Locust Street, Suite 303  
Boonville, Indiana  
April 22, 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 4:00 PM.

**PLEDGE OF ALLEGIANCE**

**AREA PLAN COMMISSION  
REQUEST FOR RELEASE OF SURETY  
BELL ROAD APARTMENTS EAST PUD**

Area Plan Director Molly Barnhill presented a Request for Release for Bell Road Apartments East PUD, by Crescent Valley Capital, LLC as Trustee of the Raiza Indiana Trust, Owner, and Arc Construction Company, INC, Applicant. The County is holding \$9,920.00 for surety in escrow for construction of private roads. They have had three years. The surety expires December 10, 2024. Engineer Bobby Howard said that the improvements were completed and he recommends the release of the surety. Commissioner Dan Saylor made the motion to approve. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

*(Bell Road Apartments Release is located on File in the Auditor's Office)*

**MEIJER WARRICK SUBDIVISION**

Ms. Barnhill presented a release for Meijer Warrick Subdivision, by Meijer Stores Limited Partnership, Owner. The County is holding \$214,000.00 for drainage and entrance construction. They vacated the plat on April 9, 2024. So, the APC is requesting to release the letter of credit that they are holding. She said that they vacated everything south of the road and that everything dedicated to the County, which was the road and the strip of land to the north for the trail, was left out.

Mr. Howard said with the plat being vacated, moving forward with the entrance would be a moot point. He has no issues with the funds being released. If they reapply in the future, they would resubmit.

Ms. Barnhill said they'd have a whole new plan when they come back with a store design. It will be different from what was there. They would start from scratch.

Commissioner Dan Saylor asked if she felt they would come back with a design at some point? Ms. Barnhill said they have no idea when. They did say they were going to hold on to the land and do plan on coming at some point. The vacation went to Drainage Board. The Drainage Board gave a consensus to vacate as well.

Commissioner Dan Saylor made a motion to approve the release. Commissioners Bob Johnson seconded the motion. The motion carried 3-0.

*(Meijer Subdivision Release is located on File in the Auditor's Office)*

**SIDEWALK ACKNOWLEDGEMENT  
BERKSHIRE PHASE 6**

Ms. Barnhill presented a Sidewalk Acknowledgement for Berkshire, Phase 6, for Abbe Wood Drive at 2,477 lineal feet. Engineer Howard said the sidewalks had been installed and recommended the acknowledgement. Commissioner Bob Johnson made the motion to approve the acknowledgement. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

*(Berkshire Sidewalk Acknowledgement is located on File in the Auditor's Office)*



**STREET ACCEPTANCE  
BERKSHIRE PHASE 6**

Next, Ms. Barnhill presented a Street Acceptance for Berkshire, Phase 6, by Maken Corp, Daniel Ubelhor, President. This is for Abbe Wood Drive at 1,229.6 lineal feet. Engineer Howard said the road has been constructed to the approved street plans and recommended the acceptance. Commissioner Bob Johnson made the motion to approve the acceptance. Commissioners Dan Saylor seconded the motion. The motion carried 3-0.

*(Berkshire Street Acceptance is located on File in the Auditor's Office)*

**ACTION AGENDA  
APPROVAL OF MINUTES  
APRIL 9, 2024**

Minutes from the April 9, 2024 Regular Session meeting were presented to the Commissioners for approval. Commissioner Dan Saylor made the motion to approve the minutes. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

**2024  
HEALTH BOARD – HEALTH DIRECTOR**

Attorney Andrew Skinner stated that the Health Director/Health Administrator position was previously introduced and the individual who was selected by the Health Officer has been withdrawn. A new individual, Marlin Weisheit, has been named by the Health Officer as interim Health Administrator. So, it is now ready for the Commissioner's consideration. Commissioner Bob Johnson made the motion to approve. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

**COUNTY ADMINISTRATOR  
CONSENT AGENDA**

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

1. County Auditor Certified Claims Voucher in the amount of \$4,296,454.21 – Report Date 4/17/2024
2. Payroll Voucher in the amount of \$647,192.24 for 4/19/2024
3. Warrick Parks Foundation Derby Day 5k Temporary Road Closure 5/4/2024
4. Weights and Measures Monthly Report 3/16 – 4/15/2024
5. Treasurer's Monthly Report - March 2024

There was no discussion. Commissioner Dan Saylor made a motion to approve the Consent Agenda. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

- (Claims are located on Pages 6 through 9 of these Official Minutes)*
- (Payroll is located on Page 10 of these Official Minutes)*
- (Weights & Measures Report is located on Page 10 of these Official Minutes)*
- (Treasurer's Monthly Report is on File in the Auditor's Office)*

**COUNTY AUDITOR UNCERTIFIED CLAIMS  
APRIL EDWARDS**

Attorney Skinner stated that this was part of an ongoing lawsuit and recommended they be tabled until the resolution of the lawsuit. Commissioner Dan Saylor made the motion to table. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

Attorney Skinner then stated that in terms of the agenda, it was not necessary to put it on the agenda. It will just be tabled until such time the lawsuit is resolved and they can put it back on again at that time.

**ACQUISITIONS ADMINISTRATOR  
BIDS FOR CABINET PROJECT IN THE COMMISSIONER'S CONFERENCE ROOM**

Acquisitions Administrator Sherrie Sievers reviewed the bids that were presented at the last Commissioner's meeting for the Cabinet Project. She would like direction on how to proceed. She also reviewed IC Code and their options. The two bids, from Kight and Kitchen Interiors plus all her findings, were in front of the Commissioners.

The Commissioners discussed the seams in the table and the visibility of those seams. There was then a discussion on options as far as rebidding or rejecting. Attorney Skinner stated that if they wanted to reject the bids for the stated purpose that the countertops with the color and the options provided would have a noticeable seam and would not be desirable which would not be the result wanted by the Commissioners. They could reject all bids for that reason and enter into private negotiations with the companies to see about getting a different product or a better system in place. Commissioner Dan Saylor made the motion to reject all bids for the reasons stated by Attorney Skinner. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.



**GRANTS DEVELOPMENT DIRECTOR  
CHAMBER OF COMMERCE SIGN**

Grants Development Director along with Shari Sherman with the Chamber of Commerce presented the request for a new sign for the Chamber of Commerce. When it was originally presented, there was only one quote from Signarama. That quote was \$30,699.00 installed. Ms. Sherman was asked to check if the price was still good, information from Old National Bank, and if the price included installation. The price was still good, she obtained information from Old National Bank, and the price did include installation. She also, as suggested, got a second proposal. It was from Husk Signs and it was \$24,100.00 installed. All information was given to the Commissioners.

Ms. Sherman said that they are looking at the post. They have asked for additional money to cover the cost of a post in the amount of \$10,500.00. This would include having to get a meter and having it installed. Neither Signarama or Husk could say for that. This would be a contingency amount that wouldn't be used unless the post has to be replaced.

Commissioner Phillippe asked about electric to the pole and being within a certain footage. Ms. Sherman said they were uncertain of where the lines were. There was a brief discussion on the electric and the use of the sign in the past. It hasn't been used for about twenty years. She will also see about getting some of the labor donated.

Commissioner Saylor asked about the differences in resolution. There was a brief discussion on resolutions numbers.

Commissioner Phillippe asked how much was left in ARPA Competitive. Ms. Bennett-Stearnsman said there was around \$50,000.00. He also clarified that if the additional money wasn't spent, that it would go back into the fund. She said it would. Ms. Sherman stated that she hoped to do it for less. Commissioner Phillippe stated that he was fine with the sign. He was concerned with the unknown. Ms. Sherman said that both companies felt that she was in line with what they thought it would cost for the post.

Commissioner Saylor asked on the Husk proposal if the three-foot sign was a standard size and what all was digital on the sign and how that would be changed. Ms. Sherman said that it was a standard size and it would be change by computer. She was unsure on phone capabilities, but there is software involved in changing the sign. It was also stated it was by a wi-fi connection and that the connection did reach that far.

Attorney Skinner asked if the additional \$10,500.00 had to be approved now or could it be approved later. Ms. Bennett-Stearnsman said they could just approve the sign. Ms. Sherman hoped they could get a commitment on it, otherwise, she would have to look for additional funds elsewhere.

There was more discussion about the electricity and Ms. Sherman said she is considering that there is nothing there. There was also discussion about whether the parking lot would be affected by the project. Ms. Sherman indicated that it wouldn't be. The electric would most likely be a new service.

Commissioner Dan Saylor made the motion to approve the Husk proposal for the \$24,100.00 and the additional \$10,500.00 contingency money and that it comes back to fund if it is not used. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

*(All ARPA Funding Paperwork is location on File in the Grants Department)*

**RIDE SOLUTIONS GRANT BY SIDC  
RESOLUTION 2024-06**

The next item Ms. Bennett-Stearnsman presented was for Ride Solutions. Also present was Becky Guthrie, Director for the program. She has requested the Commissioners approve a Resolution to support the Federal Transit Application 5311. That application is for transportation grant that INDOT puts out every year. Ms. Bennett-Stearnsman said she did know that Southern Indiana Development Corporation or SIDC is the planning organization for this area. Warrick County has always participated. There are ten counties in total. She also asked Ms. Guthrie to provide additional information, which the Commissioners had. She has had discussions with Steve Roelle, the Economic Development Director. He has said that when he took over there was \$6,500.00 in the budget that was a match for this grant. Ms. Guthrie is looking for an increase in that, up to \$10,000.00.

Ms. Guthrie presented the project to the Commissioners. She gave some background on when the program started, Warrick County's participation in the program, and the bus service. They have not received any more money from Warrick County. They did a big push for funds when they started the bus service as the need in this area was great. Ms. Guthrie went over some of the grants they secured to start the bus service. When they started the door-to-door service, it required match dollars from every county who wanted to participate. The 5311 system and the 5339 system are where they get their vehicles. The vehicles match is 20% of whatever the cost is of the buses and minivans. The grant matching dollars is 50%. This grant match is made up by the ten counties. She went over users in the Warrick County area and their destinations.

Commissioner Phillippe asked where Warrick County stood as far as riders in the ten counties. Ms. Guthrie stated that Warrick and Dubois had the most riders of the ten counties. Of the ten counties, Warrick is also the lowest in providing funding. They will either have to start cutting back or increase funding to continue.

Commissioner Phillippe asked how much funding is given by the top funding county. Ms. Guthrie said that top funder gave close to \$20,000.00. She also stated that Daviess County is where their dispatch and headquarters are. They are also third as far as trips made.



Commissioner Saylor felt that there was definitely a need and they should look seriously at funding this.

Commissioner Phillippe asked how much they funded now. Ms. Guthrie said in the ten-county region, most of the money comes out of the Commissioner's budget. She has never had any come from Economic Development which is where Warrick's comes from. So, she sends letters every year to Economic Development asking for an increase and giving all the benefits of the program and how they have served the community. But, she has not gotten them to increase.

Ms. Guthrie stated that they are currently the 5311 provider for this area. But, if someone wants to come in and take this and do all the process of getting the funding, they can if Warrick County doesn't choose them to be the 5311 Grantee. It's a very large and long process. The application is due May 17, 2024. They also don't have to have a written monetary commitment from the Commissioners. She just needs to know they are committed to the service being a provider to the county.

Mr. Steve Roelle, Economic Development Director, came up to clarify that he has been in contact with Ms. Guthrie and she doesn't need to sell him. Everything she has stated is true and the need is great. He has gone in front of County Council and the obstacle is not him. He supports it and puts it in his annual budget request, but it keeps coming back at \$6,500.00. He is 100% in favor of it. He is happy to make the request again and definitely has the funds for the \$10,000.00 or for whatever she was asking from him. It is a need the community has. He also supports the presented Resolution.

Ms. Guthrie also discussed their drivers and their certifications and requirements. These are professional people that are well trained in many different elements. This has to be a safe system for everyone. Commissioner Phillippe said he wanted to give her help with what they could help her with which currently is the Resolution.

Ms. Bennett-Stearnsman said that the Resolution is just stating that they are the provider for Warrick County and they would be applying for funding from INDOT through SIDC. There is not a monetary commitment.

Attorney Skinner stated that Resolution 2024-06, A Resolution Authorizing the Southern Indiana Development District to File the CY2025 Application for a grant under Section 5311, 5339 under the Federal Transit Act as amended authorizes them and names them as the applicant for Four Rivers Resource Services, INC with INDOT. Ms. Guthrie clarified that it was the Southern Indiana Development Commission. She didn't know whether it made a difference in the verbiage. They were a pass-through.

Commissioner Dan Saylor made the motion to approve Resolution 2024-06. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

*(Resolution 2024-06 is located on Page 10 of these Official Minutes)*

### **OPIOID FUNDING REQUEST**

Ms. Bennett-Stearnsman presented an Opioid Funding Request. Commissioners received copies of all the presented information. Ms. Bennett-Stearnsman read for the Commissioners a letter received by Ms. Jean Carter on her history with the Opioid Crisis and her request. She has now dedicated her time to the education of all the dangers of opioids and drugs. In the letter she also described her program, what the program has provided for free, and who she has been working with. It was also stated the requested funds and what the funds would help provide. She was very detailed in all the areas she hoped to reach and give education. She is asking in total for \$35,000.00 to \$51,000.00 to provide the opportunity. She hopes together they can provide continuous education in the school, bring awareness to the community, and bring hope for recovery with the ongoing commitments. Ms. Bennett-Stearnsman said there was enough money in the unrestricted fund if they wanted to give the maximum amount.

Commissioner Phillippe said she was a non-profit and has been for about year. She has partnerships established with the School Corporation and other similar groups. She is also very passionate about the cause. He is in support of this. He did ask Sheriff Wilder's opinion on the request.

Sheriff Wilder stated that he knew her personally and that Ms. Carter is very passionate about this. She works hard and is trying to make a difference. They carry NARCAN in their vehicles and they support what she is doing. He also went over some of the history of the Opioid Crisis in Warrick County.

Commissioner Phillippe said that he has spoken with her and learned a lot in a short period of time. One thing that stuck with him is that she believes she has already saved lives with these programs.

Commissioner Saylor asked if Ms. Carter worked with School Resource Officers? Sheriff Wilder said that she didn't specifically with them, but the program does.

Commissioner Phillippe said she has done a lot of outreach with her two-person crew. He did have a concern with handing over money for billboard contracts and other legal considerations. Ms. Bennett-Stearnsman said that they would have a contract in place with the non-profit.

Attorney Skinner said that there was a lot of detail in the request and a summary of what Ms. Carter would spend the money on. She has quotes that allow them to identify the costs and what they are going towards. The contract will also incorporate all of that so the money gets used on what it's supposed to be going towards.

Ms. Bennett-Stearnsman said that according to the Opioid Settlement, they have to have a contract with someone who is going to provide any services. She also thinks that Ms. Carter can get them a good list to go in that contract. If there are any issues, if it is not spent in a certain amount of time, there is a claw back to bring the money back.



Commissioner Johnson said that he thinks it's a good program and he wants to support it. He also thinks that there needs to be some kind of oversight and maybe work with the Health Department.

Attorney Skinner said that this would be one of the core health services for the Health Department. There's a lot of partnerships that this money could be used in and making sure those partnerships are connected in the contract. He thought that there was a little more paperwork to gather before official action could probably take place.

Commissioner Saylor also thought it was something very important to support. He also felt once the Health Department got up and running, she could work hand in hand with them.

Candace Heubner with the Health Department stated that they had HFI Funds and resources where they are supposed to meet certain goals and access to free NARCAN and whatnot. They would be happy to work with her. The Commissioners were supportive of that idea. She said they also specifically partner with the schools for that.

Ms. Bennett-Stearnsman said that she had already sent a lot of the information to the Health Department and also to the Sheriff's Department. There will be a lot of money to disburse.

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

#### **EMA MOBILE COMMAND**

Ms. Bennett-Stearnsman requested a \$500.00 transfer request from the County ARPA to the EMA Mobile Command. When the billing came in, there was \$500.00 left off. She needs it transferred so that it can be paid. Commissioner Dan Saylor made the motion to approve. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

#### **FEDERAL AUDIT FUNDING FOR 2024, 2025, & 2026**

The last item for Ms. Bennett-Stearnsman was a request to set aside money for the Federal Audits for 2024, 2025, and 2026. They have to be declared now in the June report. She can take it from Interest or LATCF. She will still have to go before Council for final approval. The amounts she is suggesting are \$17,000.00 for 2024, \$18,000.00 for 2025, and \$20,000.00 for 2026. Last year's amount was \$16,800.00. The Commissioners asked if there was enough money in the funds to be able to cover. Ms. Bennett-Stearnsman said that there is \$100,000.00 in LATCF and about \$250,000.00 in Interest. Commissioner Bob Johnson made the motion to approve setting aside \$55,000.00 from Interest for the Federal audits. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

#### **COUNTY ATTORNEY MEMORANDUM OF UNDERSTANDING FOR THE TRANSFER OF AMAX FIELDS FROM THE TOWN OF NEWBURGH TO THE COUNTY DEPARTMENT OF PARKS AND RECREATION**

Attorney Andrew Skinner presented a Memorandum of Understanding for the Transfer of the Amax Fields from the Town of Newburgh to the County Department of Parks and Recreation. The Town of Newburgh has owned this property for many years. It was gifted and annexed to them back in 1986. It is located on Anderson and Lincoln. It's currently soccer and football fields. The Town of Newburgh and the Parks Department have already agreed to this transfer. It requires the Commissioners approval as well. Newburgh has passed this Memorandum or will shortly and the Parks Department has approved it and signed. It now just needs action by the Commissioners to approve the transfer of this park to the County Parks instead of Newburgh. In doing so, the Parks Department would then go into negotiations with the Castle Youth Football League, who operates the football field, and the Pepsi Cola Youth Soccer of Newburgh, who operates the soccer side, into maintenance contracts with those entities going forward. Attorney Skinner stated that the motion would need to be approved contingent on several items mentioned in the Memorandum that still have yet to be completed such as the deed/title searches, different things like that that still need to take place. It was also stated that this would have to remain a park.

Commissioner Bob Johnson made a motion to approve as stated by the County Attorney. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

*(Town of Newburgh MOU is located on File in the Auditor's Office)*

#### **COUNTY ENGINEER/HIGHWAY ACKNOWLEDGEMENT OF THE 2023 HIGHWAY DEPARTMENT ANNUAL OPERATIONS REPORT SUBMITTAL**

County Engineer Bobby Howard presented the acknowledgement of the 2023 Highway Department Annual Operations Report Submittal. This report is required every year by June 1<sup>st</sup> in order to continue to receive State MVH funds. He said that it has been submitted to LTAP. Copies from this Board will go on file in the Commissioner's Office and Auditor's Office. Commissioner Dan Saylor made the motion to approve the acknowledgement. Commissioner Bob Johnson seconded the motion. The motion carried 3-0.

*(2023 Annual Operations Report is located on File in the Auditor's Office)*



**PE BRIDGE 200 AMENDMENT 2**

Mr. Howard also presented Amendment 2 to the Bridge 200 PE Agreement. This project is going to require a Wave Equation Analysis Review and an Amendment to the Geotechnical Report for the updated foundation loading as well as a few other items required. This will increase the amount of the contract with Lochmueller by \$8,695.00. Commissioner Bob Johnson made the motion to approve Change Order/Amendment 2. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

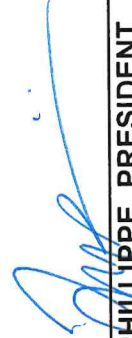
*(Lochmueller Bridge 200 Amendment 2 is located on File in the Auditor's Office)*


**ADJOURNMENT**


The next Warrick County Commissioners' meeting will be held on Monday, May 13, 2024 in the Commissioner's meeting room at 4:00 PM. Commissioner Bob Johnson made the motion to adjourn. Commissioner Dan Saylor seconded the motion. The motion carried 3-0.

Meeting adjourned at 5:05 P.M.

**WARRICK COUNTY BOARD OF COMMISSIONERS**

  
**TERRY PHILIPPE, 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

**ORIGINAL**

Account Name	Account Number	Account Balance	Account Description	Account Balance	Account Description
Administrative Services	10000	10000	Administrative Services	10000	Administrative Services
...	...	...	...	...	...
WARRICK COUNTY TREASURY	99999	99999	WARRICK COUNTY TREASURY	99999	WARRICK COUNTY TREASURY















